

*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*  
*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, 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**



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

Agenda Item #: C.1

**SUBJECT:** Presentation of Service Anniversary Awards.

**DEPARTMENT:** Finance

**DATE SUBMITTED:** May 19, 2022

**SUBMITTED BY:** Alona Niebergall

**WHO WILL PRESENT THE ITEM:** City Manager Swingle and Department Supervisors

**Summary/Background:**

Employee Anniversary: William Michael Johnson – 3 years

**Recommendation:**

None. Presentation Only.

**Attachments:**

- 
- -

**Fiscal Impact (Finance):** No

**Legal Review (City Attorney):** No

**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: Click here to enter text.

File Name: CC Agendas 5-25-2022



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

Agenda Item #: F.1

**SUBJECT:** City Commission Regular Minutes, May 11, 2022  
**DEPARTMENT:** City Clerk's Office  
**DATE SUBMITTED:** May 19, 2022  
**SUBMITTED BY:** Angela A. Torres, Clerk-Treasurer  
**WHO WILL PRESENT THE ITEM:** Consent Calendar

**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 5-25-2022

**CITY COMMISSION MEETING MINUTES  
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO  
CITY COMMISSION CHAMBERS, 405 W. 3<sup>RD</sup> St.  
WEDNESDAY, MAY 11, 2022**

**A. CALL TO ORDER:**

The meeting was called to order by Mayor Amanda Forrister 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. Amanda Forrister, Mayor  
Hon. Rolf Hechler, Mayor Pro-Tem  
Hon. Destiny Mitchell, Commissioner  
Hon. Merry Jo Fahl, Commissioner  
Hon. Shelly Harrelson, 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. SILENT MEDITATION:**

Mayor Pro-Tem Forrister called for fifteen seconds of silent meditation.

**3. PLEDGE OF ALLEGIANCE:**

Mayor Pro-Tem Forrister called for Mayor Pro-Tem Hechler to lead the Pledge of Allegiance.

**4. APPROVAL OF AGENDA:**

**Mayor Pro-Tem Hechler moved to approve the agenda as submitted. Commissioner Fahl seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**C. PRESENTATIONS:**

**1. Proclamation naming May 27, 2022 as Poppy Day for the American Legion Auxiliary:**

Mayor Forrister presented a proclamation to the American Legion Auxiliary naming May 27, 2022 as Poppy Day.

**2. Proclamation naming April 23, 2022 as the State Envirothon Champion Scat Cats Day in honor of their 10th time winning in 11 years:**

Mayor Forrister presented a proclamation to Coach Mark Hedge naming April 23, 2022 as the State Envirothon Champion Scat Cats Day in honor of their 10<sup>th</sup> time winning in 11 years. She also presented certificates of commendation to each team member, Coach Hedge and Assistant Coach Dylan Cunningham for their accomplishment in the New Mexico Envirothon state contest. The certificates presented to:

- **Edgar Gracia: Placement of 1st in the Forestry Contest.**
- **Jair Serrano: Placement of 1st in the Soils Contest.**
- **Noah Allen: Placement tied for 1st in the Wildlife Contest.**
- **Gioia MacKenzie: Placement tied for 1st in the Wildlife Contest.**
- **Cayden Tisdale: Placement of 5th in the Waste to Resources Special Topic.**
- **Christney Deseo: Placement of 3rd in the Aquatic Contest.**

**3. Issuance of Certificates to the Hot Springs FFA Pasture and Range Team:**

Mayor Forrister presented certificates of commendation to the Hot Springs FFA Pasture and Range Team for their accomplishments in the NM FFA State Career Development Events and the FFA National Competition. The certificates presented to:

- **Dawson Gurule for the 2<sup>nd</sup> High Point Individual on the 1<sup>st</sup> place team in the NM FFA State Career Development Event.**
- **Aubrie Carter for the 3<sup>rd</sup> High Point Individual on the 1<sup>st</sup> place team in the NM FFA State Career Development Event.**
- **Conner Roberts for the 7<sup>th</sup> High Point Individual on the 1<sup>st</sup> place team in the NM FFA State Career Development Event.**
- **Preston Wood for being on the 1<sup>st</sup> place team in the NM FFA State Career Development Event.**
- **Chloe Curliss for being on the 5<sup>th</sup> place team in the NM FFA State Career Development Event.**
- **Jesse Casady for being on the 5<sup>th</sup> place team in the NM FFA State Career Development Event.**
- **Shayly Cummings for being on the 5<sup>th</sup> place team in the NM FFA State Career Development Event.**

- **Robert Walters for being on the 5<sup>th</sup> place team in the NM FFA State Career Development Event.**
- **Dawson Gurule for being on the 7<sup>th</sup> place team at Nationals.**
- **Aubrie Carter for being on the 7<sup>th</sup> place team at Nationals.**
- **Conner Roberts for being on the 7<sup>th</sup> place team at Nationals.**
- **Robert Walters for being on the 7<sup>th</sup> place team at Nationals.**

Both teams qualified for Nationals in Oklahoma City, and traveled to the National Competition the first week in May. A thank you was also given to the Sierra Soil & Water Conservation District, Willard Hall, Sara Marta, the Sierra County 4H Council, Shane and Amy Carter, and the Hot Springs FFA Alumni.

#### **4. Presentation of City of Truth or Consequences Employee Service Anniversary Awards:**

City Manager Swingle presented an Employee Service Anniversary Award to Margaret Reed for 1 year of service with the City of Truth or Consequences.

City Manager Swingle presented an Employee Service Anniversary Award to Rocky Starr for 1 year of service with the City of Truth or Consequences.

City Manager Swingle presented an Employee Service Anniversary Award to Traci Alvarez for 9 years of service with the City of Truth or Consequences.

City Manager Swingle and Ashley Galicia, Pool Supervisor presented an Employee Service Anniversary Award to Audrianna Renfro for 3 years of service with the City of Truth or Consequences.

City Manager Swingle presented and Ashley an Employee Service Anniversary Award to Rocky Starr for 1 year of service with the City of Truth or Consequences.

City Manager Swingle presented an Employee Service Anniversary Award to Angela Torres for 12 years of service with the City of Truth or Consequences.

City Manager Swingle presented an Employee Service Anniversary Award to Dave Johnson for 14 years of service with the City of Truth or Consequences.

City Manager Swingle presented an Employee Service Anniversary Award to Andres Alvarez for 16 years of service with the City of Truth or Consequences.

Mayor Forrister presented an Employee Service Anniversary Award to City Manager Swingle for 1 year of service with the City of Truth or Consequences. She also read a few kind words from various staff members.

## **5. Review of the 2022 Fiesta Weekend:**

Commissioner Mitchell gave an overview of the 2022 Fiesta Weekend:

- The parade was bigger, better, and longer this year. Some people described it as the best one they have seen in many years.
- The downtown music was local and was very well attended.
- The Beer Garden was a big hit.
- She thanked David Johnson, Henry Flores, and MainStreet T or C for helping them get the beer garden set up in 1 hour after the parade.
- She thanked Police Chief Rodriguez and the Police Department for keeping us safe and protected all weekend.
- The tournaments were very well attended. The Corn Hole event and Disc Golf tournaments brought in people from all over.
- Our Miss Fiesta Brooklynn Garcia won the Volleyball tournament.
- The kids caught over 50 different fish in the Fishing Derby. She thanked the New Mexico Department of Game & Fish for donating the fish, and stocking the pond.
- The Basketball and Skateboard tournaments had a good turnout.
- The music and vendors were a little slow on Sunday, but that was pretty much due to the wind and heat.
- She thanked Sean Barnes and Thomas Cool for helping them break down the chairs, tables, and barriers.
- There will be pictures in the paper of the Fiesta event.
- She thanked all of the sponsors for all of their contribution.
- She thanked everyone for coming out and supporting the Fiesta.
- She thanked the Fiesta Board for everything.

Mayor Pro-Tem Hechler also reported the following:

- He thanked Commissioner Mitchell for her organization, and dedication to this community. She worked tirelessly to make the Fiesta event possible.
- He was in charge of the vendors, and all of them had lines all day long. We made about \$4,500 in vendor fees. We had over 50 vendors, so that gave them some ideas for next year. He would like to put 10 vendors at Ralph Edwards Park next year to try to support the activities over there. Our vendor fee was only \$75 this year, but he thinks the fee may have to go up to \$100 next year, and the city will impose a business license fee to the vendors.

## **6. Presentations regarding the Sub-Recipient Grant Applications from the City's Portion of Lodger's Tax:**

Geronimo Trail Scenic Byway gave a brief presentation of the services they provide, and what they use the funding for.

MainStreet Truth or Consequences gave a brief presentation of the services they provide, and what they use the funding for.





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**Kari Fresquez**

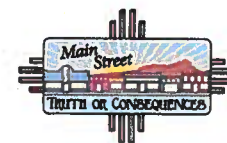
Board of Directors, President

May 11, 2022



# About Us

- Founded in 2009
- An eight-member board of directors and a full-time executive director
- Undergo an annual accreditation process with the state MainStreet Program which requires, in part:
  - Maintain non-profit legal status
  - Complete quarterly compliance reports to the state
  - Maintain an MOU with local government
  - Receive funding (buy-in) from local government (via a scope of services contract)
  - Show progress with implementation of Economic Transformation Strategies and Projects
  - Maintain a full-time staffer and active Board of Directors
- Maintaining accreditation with the state brings benefits to our community including the ability to apply for federal, state, and foundation grant funding that directly supports our mission.



# Our Mission

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To preserve and enhance historic downtown Truth or Consequences.

# Our Vision

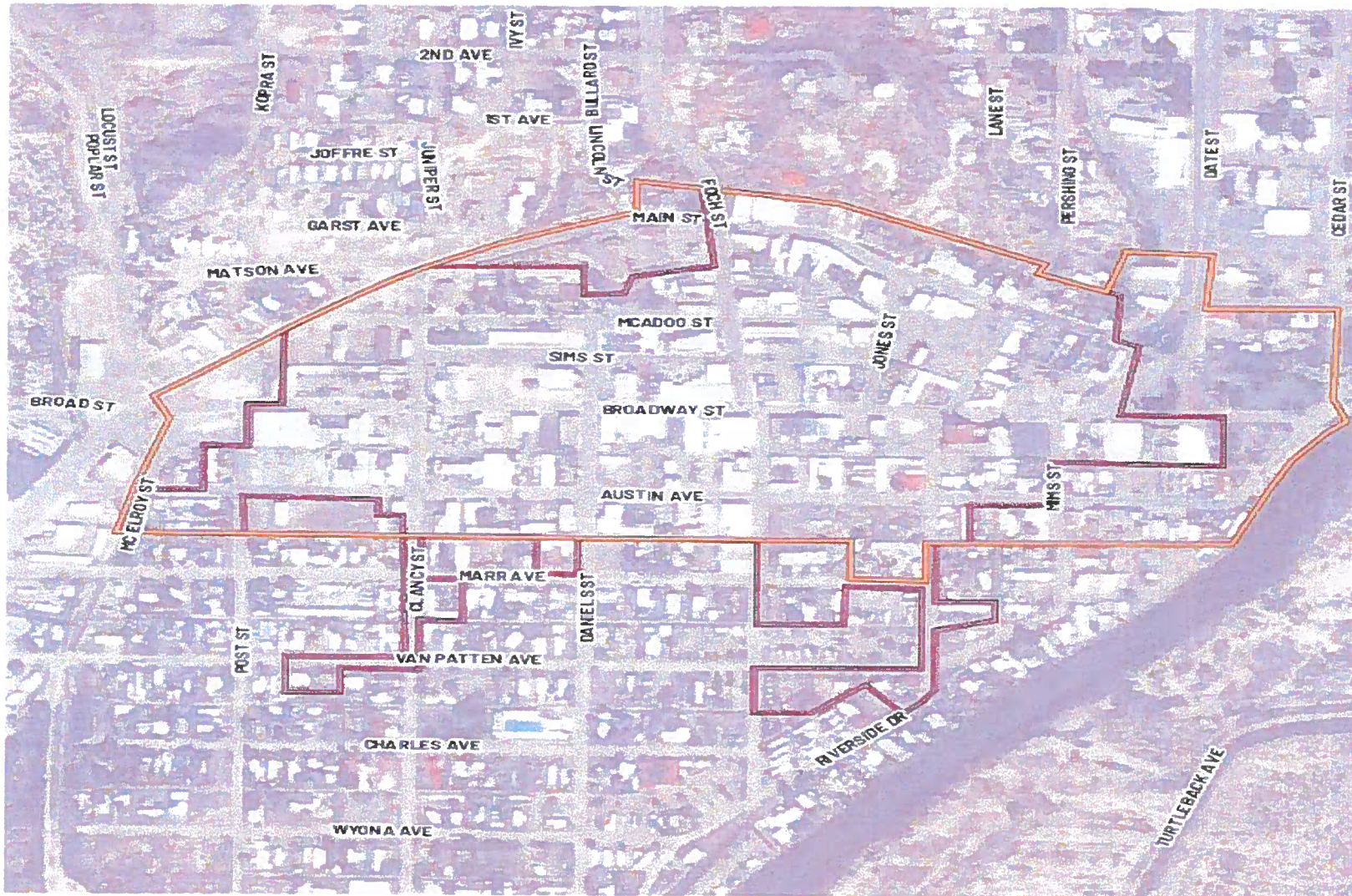
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The historic downtown district is a destination with unique retail, community activity, performing and visual arts, as well as a place for healing and rejuvenation. Our downtown is the heart of the community, rooted in our diverse past and working toward a vibrant and prosperous future.





## HOT SPRINGS BATHHOUSE AND COMMERCIAL HISTORIC DISTRICT





# The Public-Private Partnership

*(as per the Biannual MOU)*

## City of Truth or Consequences

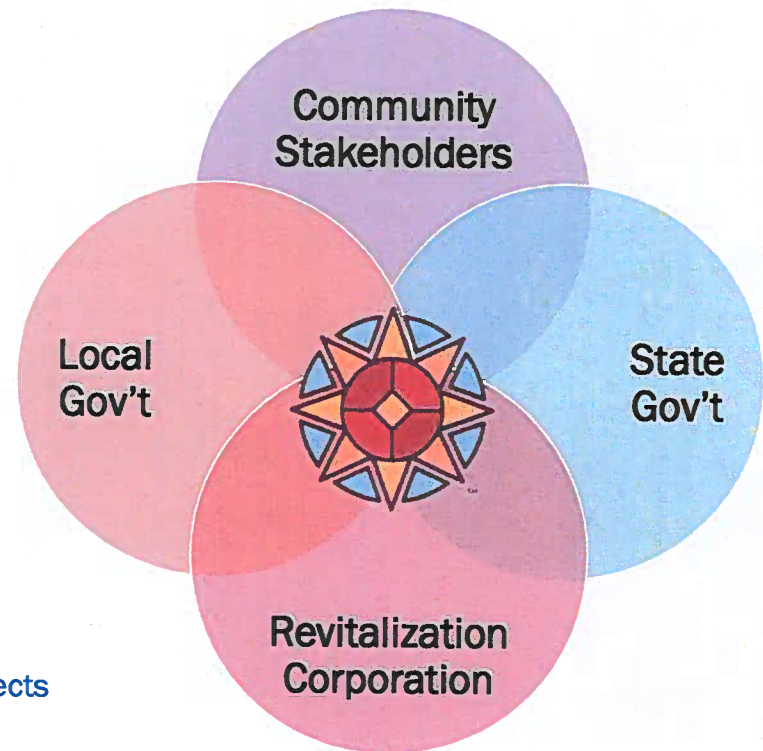
- Philosophical Commitment (MOU)
- Coordination/Planning
- Financial Support for Operations
- Fiscal Agency for Capital Outlay \$\$

## New Mexico MainStreet

- Technical Assistance
- Capital Outlay \$\$
- Coordination, Reporting
- Compliance
- Coordinate w/DCA, NMArts, etc.

## MainStreet Truth or Consequences

- Implement Revitalization Projects
- Resource Development
- Planning, Statistical Reporting
- Coordination w/City, State
- Compliance



# The Main Street Four-Point Approach™



Build a diverse economic base  
Catalyze smart new investment  
Cultivate a strong entrepreneurship ecosystem

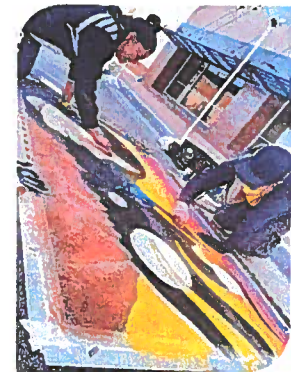


Create an inviting, inclusive atmosphere  
Celebrate historic character  
Foster accessible, people-centered public spaces



Build leadership and strong organizational capacity  
Ensure broad community engagement  
Forge partnerships across sectors

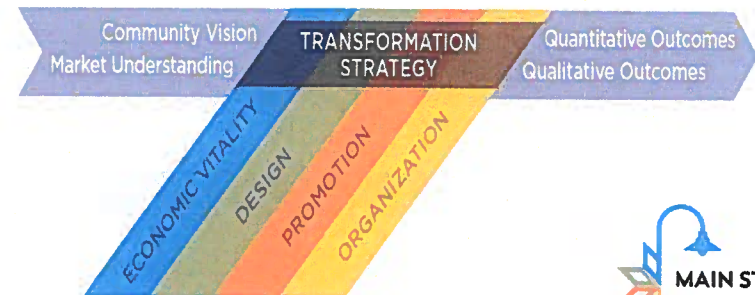
Market district's defining assets  
Communicate unique features through storytelling  
Support buy-local experience



# Economic Transformation Focus Areas

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1. Enhance economic opportunities in the district and increase foot traffic by area residents and visitors; and
2. Implement property re-development tasks and improvements to the physical assets and appearance in the district.



# Ongoing Activities & Accomplishments

- Advocate for federal, state, and private resources for downtown, including the construction of the Great Blocks public infrastructure project.
- Promotion of small businesses – monthly “Shop Small” raffle, social media promotion, business highlight blog, Small Business Saturday
- Business assistance, training, & guidance
- Production of tourism brochures
- Serve as POC for start up businesses and businesses considering re-location
- Assist businesses with “façade squad” improvements – Rio Bravo, El Cortez, and others in the pipeline
- Community events production and promotion - Old-Fashioned Christmas, Trick or Treat Downtown. Second Saturday Art Hop, Actively participated in Fiesta this year
- Connect NM MainStreet technical assistance for district revitalization projects, including the community branding activities



# Moving Forward

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- Actively working to interview & hire a full-time executive director (June)
- Hold retreat w/new board and director to re-establish strategic plan, setup sub-committees, and develop priority projects (July)
- Strengthen focus on district beautification and economic revitalization efforts and seek funding and grants that support these efforts
  - Strengthen façade squad and beautification program – murals, repair, painting, landscaping
  - Advocate for full funding for Foch St/Great Blocks infrastructure improvements
  - Expand production & promotion of downtown events
  - Seek funds to implement wayfinding to attract visitors into downtown and to help them navigate while downtown
  - Provide office hours at MainStreet office for business and visitor support
- Make downtown a wonderful place for residents and visitors to live, play, and work

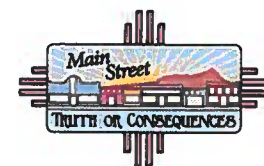




# Recent Highlights/Benefits of MainStreet & City Partnership

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- By maintaining our partnership with the City and accreditation with the State we can leverage funds to benefit downtown that we otherwise would not have access to.
- The 2021 annual service delivery report from NM MainStreet values the technical assistance, asset development and state grant awards at over \$348k
- Great Blocks Capital Outlay – currently \$1.3M allocated for Foch St Project
- NM Resiliency Alliance Grant - \$5,000 for façade improvements – El Cortez
- Leads Grant for business assistance study & implementation - \$5,000
- Access to technical resources from NM Main Street to assist with landscape architecture, façade design, historic preservation, public use planning & design, business coaching and support, and property development.



MainStreet  
Truth or Consequences

[www.torcmainstreet.org](http://www.torcmainstreet.org)



Thank you!







April 25, 2022

Bruce Swingle  
City Manager, City of Truth or Consequences  
505 Sims Street  
City of Truth or Consequences, NM 87901

RE: FY 22/23 Proposal Tourism Industry Business, Events, Attractions Website, Social Media, Brochure Delivery NM Statewide and "I" Brochure Update /Reprint

Honorable City Manager Bruce Swingle,,

This is our annual Contract for Services Proposal from our Sierra County Recreation and Tourism Advisory Board to provide the following services to the City of Truth or Consequences for the Fiscal Year FY 22/23.

1. Tourism Website maintenance, updates, [www.sierracounty.info](http://www.sierracounty.info), Website, SEO, maintenance of the Facebook Page, Twitter Feed, Pinterest site, Instagram, Blogs, Go Travel Sites/Go-New Mexico website, Google DMO site maintenance, Banner Ads, Facebook Ads, Google Ads, etc. Our [www.sierracounty.info](http://www.sierracounty.info) website also contains current detailed information on all Lodging, Dining and Retail Shopping located in Truth or Consequences and Sierra County. Maintain Truth or Consequences website presence on the NM Tourism Department website <https://www.newmexico.org/places-to-visit/regions/southwest/truth-or-consequences/>. Maintain and follow all NMTD Guidelines regarding Truth or Consequences is New Mexico "True". Maintain Free Local Tourism Events Website and produce and eblast monthly Events Newsletter: [www.sierracountynewmexico.info/gosierracounty/](http://www.sierracountynewmexico.info/gosierracounty/) Instagram: <https://www.instagram.com/sierracounty/> Facebook: <https://www.facebook.com/visitsierracounty/> Twitter: <https://twitter.com/sierracountynm> Pinterest: <https://www.pinterest.com/sierracountynm/> Blog: [www.sierracountynewmexico.info/blog/](http://www.sierracountynewmexico.info/blog/) Pet Friendly: [www.sierracountynewmexico.info/pet-friendly-facilities/](http://www.sierracountynewmexico.info/pet-friendly-facilities/) Lodging [www.sierracountynewmexico.info/hotels](http://www.sierracountynewmexico.info/hotels) Dining: [www.sierracountynewmexico.info/restaurants/](http://www.sierracountynewmexico.info/restaurants/)

Retail/Shopping: [www.sierracountynewmexico.info/shopping/](http://www.sierracountynewmexico.info/shopping/)

HotSprings:

[www.sierracountynewmexico.info/attractions/truth-or-consequences-hot-springs/](http://www.sierracountynewmexico.info/attractions/truth-or-consequences-hot-springs/)

Daytrips: [www.sierracountynewmexico.info/recreation/tours-and-itineraries/](http://www.sierracountynewmexico.info/recreation/tours-and-itineraries/)

**Annual Cost: \$13,000.00**

2. Maintain Contract for Statewide Distribution of Truth or Consequences Tourism related Brochures with "Fun & Games" Delivery Service. Brochures are delivered to, Angel Fire VIC, Artesia Chamber, Aztec Chamber, Carlsbad Chamber, Chama VIC, Deming VIC, Espanola Chamber, Farmington VIC, Grants Chamber, Jemez Pueblo VIC, Las Cruces VIC, Las Vegas VIC, Los Alamos VIC, Raton Chamber, Red River Chamber, Rio Grande VIC, Rio Rancho Chamber, Ruidoso VIC, Sandia Resort, Sandoval County VIC, Santa Fe Downtown VIC, Santa Fe CVB, Santa Fe Railyard VIC, Santa Fe Tourism Center, State Tour Bus, Taos VIC and White Rock VIC. NM State Tourism Centers at Gallup, Glenrio, Lordsburg and Santa Fe.

**Annual Cost: \$1,000.00**

3. Update and Reprint of the "I" Brochure. This brochure is a small "rack size" New Mexico "true" publications that includes detailed information regarding Sierra Countywide Tourism Attractions, Signature Events, Lodging and Dining with NO advertisements. "I"

Brochure: <https://www.sierracountynewmexico.info/visitorsguide/>

**Annual Cost: \$3,000**

**Our Website [www.sierracounty.info](http://www.sierracounty.info) Google Analytics shows 225,196 user visits in the last 12 months (up 19%). Visitors from out of the USA were 7.8% (14,000 individual users). Visitors from the USA were 171,956 and visitors from Truth or Consequences were 7,268 (3.7%). Non local user visits to our website were 90-96%. Mobile/handheld devices are 58%. Desktop users are 39% and 2.8% users visited from a tablet.**

**Webmaster, Ruanna Waldrum, updates all the listings for lodging, dining, retail shopping, events, attractions, etc. on a weekly basis. Attached are the various annual Website, Maintenance Performed and Google Analytics Reports. Our Facebook reach increased 191%. Our Instagram reach grew 618%. See more details contained in the attached reports.**

Respectfully Submitted,

**Kim Skinner, Chairman**

Sierra County Recreation and Tourism Board

PO Box 1072

Truth or Consequences, NM 87901

Sierra County NM EIN# 85-600251

575-740-1777

**Website:** www.sierracounty.info had 225,196 users in the past 12 months, up 19% from the previous year (comparing one-year periods beginning on April 21 and ending the following April 20). Page views increased by 29%, bounce rate was down by 5.68%, and length of stay increased 225%. Either the site got very sticky or google analytics changed how it tracks visit length. All of these gains are much larger than we've seen in years past.

**Visitors:** 7.8% of all users (about 14,000 individual users) were from outside the US. 171,956 visits were from the USA, and 7268 (or 3.7%) of those were visiting from "Truth or Consequences" IP addresses. There are lots of unknowns like visitors using T or C IPs while here, and unreliable IP geo-location data, but it is safe to say non-local visits averaged 90-96%.

**Devices :** Percentage of visits from handheld devices / mobile phones was 58%. 39% of visits came from desktop users, and 2.8% users visited from a tablet.

Reports attached.

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### **Website Improvements in the past 12 months**

Please see attached for a comprehensive list of all updates made to the site and other assets in the last year.

Outdoor activities were our primary focus in the spring, since health mandates recommended the public avoid being indoors unmasked. A page on rock climbing was added, the hiking page was rewritten and expanded, and we improved the camping page. A page for Hillsboro's Farmers Market was added. A page for OHVs was added, in coordination with the opening of Elephant Butte Adventures.

We continued adding new content to the business listings section, including info on Sierra County artisans. As we learned of new businesses, we visited / photographed / info-gathered and added them to the site. Ongoing work included correcting outdated listings (restaurants, hotels, stores) hours, offerings, and etc.

Emerging from the worst of COVID allowed us to disable nearly all pandemic announcements. We also re-enabled or revised content that had been disabled or marked as cancelled.

We added and checked titles and metadescriptions on various pages and posts, for SEO.

### **Social Media Gains**

State tourism provided a website/social media audit in preparation of launching a grant-funded recovery readiness program. Following the recommendations made in that audit we revised names and settings on our website and social media accounts.

State supported us through the duration of this program (April 2021 through December 2021) by finding and reposting a single image with a short caption on our Facebook & Instagram accounts 2x per week. Our Facebook reach increased by 191% as a result of their efforts combined with ours.

We grew even more on Instagram. While state supplied regular posts, we focused on reels, which got most of the traction. We also started posting instagram stories. In the past year, our Instagram reach

grew 618%. Reports attached.

Google discontinued their DMO program so we no longer have a key to verify businesses Google My Business listings instantly. However before the program ended, we got a few more businesses verified.

We contacted Google and Apple maps after Highway 152 was marked as closed by travelers who encountered bridge work near Kingston. The communities of Kingston and Hillsboro rely on through traffic. After we reached out, the road closure was removed on both Google and Apple.

We worked with State Tourism and MBuy for their marketing campaign, giving them information on the county and access to our Google Analytics, Google Tag manager, Google Ads, and social media accounts.

### **Coming year:**

Adding vacation rentals to the site has fallen off our list of goals. We aren't sure which rentals are paying lodgers tax and the evolving vacation rental landscape could be difficult to track. Maybe one day Air B&B will provide a method for display of listings by area. But again, we need to make sure that any lodging we feature is paying either county or city lodgers tax, as all our hotels are in compliance.

### *Continued Updates*

We of course plan to continue posting on social media, and keeping site content up-to-date, including the current and annual events lists. We send events emails when there is a good selection of them to promote, and we will continue posting to the blog as situations call for it. There is a Linktree-style "bio" page that links from / corresponds to our Instagram page. This page shows assets featured on Insta, with links to more info, and is another page that requires regular attention.

### *Google Analytics*

Analytics is changing. Universal tracking, which we've been using for Tourism site reports since around 2007, are being discontinued, effective July 2023. Sites using Google Analytics will rely solely on GA4 and Google Tags after Universal is gone. Our reports will be different under GA4.

We need to untangle tracking codes and Google tags (some of our Tags were disabled after they seemed to conflict with MBuy's tags), set up new reports, and figure out why Core Web Vitals (explained more below) reports are off.

Related, and a bridge we may soon be forced to cross: there's buzz re: Google Analytics becoming illegal per a lawsuit or two. New privacy laws in the EU have brought into question the legality of GA's mechanism for transferring IP information to GA users in the United States. There are paid tools (20-25/month) that gather stats without violating EU laws.

### *Core Web Vitals / User Experience*

Sites are expected to meet certain user-centric requirements to maintain their rankings on Google. Core Web Vitals measure a site's performance, and currently focus on three aspects of the user experience—load time, interactivity, and visual stability.

Over the past decade we have continually built toward what we have now: a full-bodied site that gets a

respectable number of visits. The amount of time visitors spend on our site attests to its usability.. There's bloat behind the scenes though. The media library contains a lot of old, no-longer-used images, and the database is littered with code left behind by plugins that were discontinued or replaced, fields and layouts no longer in use, and other cast-offs. Backups are clocking in at a gigabyte. The site loads with moderate speed on the front, but we may not be meeting Core Web Vitals benchmarks. Our CWV reports are flawed and we need to untangle why. The back end / logged in view is slowing down.

To move forward, content should be migrated to a clean installation, mapping fields to bring what's needed over, and leaving the rest behind. Getting all the current, customized content migrated over will require a lot of planning and detail work. The site will use many of the same assets, but it will load faster, and be more accessible (explained more below).

#### *Filtered content*

Our business listings are complete for the most part, but there's no advanced way to filter them. Filters are an excellent tool to help visitors find the exact info they need. Visitors can filter a group of businesses by city and products sold or services offered (massage in Hillsboro, greeting cards in T or C, Mexican food in Elephant Butte, etc). Restaurants could be sorted / filtered by cuisine, location, beverage options, and even days open (hours listed separately). We can try to patch some of this in on the existing site but would fully build it out with a site refresh.

#### *Accessiblility*

ADA compliance should be in the plan going forward. More people have come to expect it and ADA Title III Website Accessibility lawsuits are ticking up.

15-20% of the population relies on accessibility due to visual, auditory, ambulatory and neurological issues. Accessibility involves structure, functionality, design, page content, and any attachments. An ADA statement should be added to explain methods of compliance. There is an array of tools to check a site, it's recommended to use several. Like SEO, accessibility is ongoing, part of maintaining a site, and it should be built into any new website design.

#### *Hosting, Maintenance*

The cost of hosting and platform/plugin updates will be priced at \$35 per month for the next 12 months. There are two sites, so the total cost will be \$70/mo, for hosting, backups, security, plugin updates, and troubleshooting for SierraCountyNewMexico.info and SierraCountyEvents.com

What are your methods for tracking your events: Google analytics. See attached reports.

Go NewMexico; requests for additional info are mailed weekly to the Tourism Board who then responds electronically & mails printed T or C/SC Tourism attraction and event information.

Tracking through increase or decrease in Lodgers Tax receipts and GT, along with visitation numbers to the museums, Visitor Center, events, Elephant Butte Lake and Caballo Lake State Parks, as well as tracking Chamber of Commerce walk-in, phone, email and snail mail requests for Visitor information.



MAINTENANCE PERFORMED APRIL 2021 THROUGH MARCH 2022  
SierraCounty.info and SierraCountyEvents.com  
Ruanna Waldrum / ReadyWebService.com

=====

- added embed any document to reset ibrochure / travel guide
- revised interior pages header top bar
- filled out listings and checked schema on businesses, restaurants, etc (monthly, ongoing)
- tested adding instagram hashtags to business listings
- researched the Caballo Bat Cave as pictured on a state tourism social post
- followup correspondence
- set domain-based mail on a repurposed free zoho account to better manage spam; set DKIM & SPF, etc
- updated Eb balloon regatta info per Kim
- updated Kayak Fishing Tournament info per FB
- per Tourism meeting revised Chloride's hours on chloride page, PSM page, Gift Shop
- revised directions page to add info about Kinston bridge work
- added info on EV Charging Stations per tourism meeting
- revised Denny's hours after seeing signage in their parking lot about hour change
- removed Second Hand Rose from business section, set redirect
- updated hours, website and email for tips & toes
- added \$30 Thursdays to Sierra del Rio
- followed along with the changes to Fiesta Golf Tournament
- reset headers to remove hotlink to the single "header" post
- updated Fiesta events, following along with all the changes, including adding the schedule and switching out the gallery
- yellow tier blog post - in the blog and linked from home
- linked SierraCountyEvents.com to yellow tier blog post
- re-marked Fiesta as cancelled
- visited morning star outfitters for photos
- called and verified Mike Root Outfitters information
- updated Rio Grande Motel per Penn
- changed dates on Farmers Market on SierraCounty.info
- revised hours on The Annex T or C
- revised hours on A Touch or Yesterday
- revised hours on Forget About It
- revised hours on Don's Den
- Google my business verifications and attempts (Vics, Forget About It, A Touch of Yesterday)
- shot more images at Vic's
- email to Hillsboro Rock Shop - phone number no longer in service, not sure they are open
- called Trudie re: SCRAGS
- contacted Google maps and Apple maps to ask them to open up NM 152

as a route on their phone apps – included screenshots and other details, reported what I'd done to Catherine and Kim (45 minutes)

- corrected details on Comfort Inn per Isabella
- revised the Percha Bank Museum page after learning it will be the Leopold Nature Center
- visited Vic's following up on Google My Business
- checked Mario's google listing and wrote to Mario re: Google My Business; followed up with a text
- updated insta bio page as new posts were published
- blended new hiking content with old (checked and corrected) hiking content, sized and optimized photos, set links, etc
- correspondence with state tourism & Moe re: Sierra County "True" lockups and banners, including getting the lockups, creating an account, waiting to be approved, submitting assets, and writing to follow up
- added div ids to hot springs listings
- contacted Sierra del Rio Golf Shop to confirm hours
- added Elephant Butte Adventures UTV rentals to business section, inc. hacking a logo together for the featured image, but then got approval to use photos from Polaris
- linked to the UTV rental listing from the What To Do page
- redirected business listing for Hillsboro farm market to the Hillsboro Farm Market Entertainment page
- revised home page design, removed the COVID reference at top in yellow, moved to an accordion
- fixed blog display – posts were bumping together
- created new layout pieces for artisans and completed the section layout
- created new layout for local organic produce growers who sell at Farmers Markets
- removed Farmers Market from the main menu since there are 2 and both are featured on home and on the events page
- added Krispy Krunchy Chicken to restaurants
- hunted down a few more artisan photos that fit our format
- revised Agua Vista RV Park per Mike Cordova form submission
- created an outdoor recreation page linking to UTVs and all other outdoor rec
- added Monticello farmers to the Monticello page
- reels – Wild Coyote, Hillsboro,
- contacted Elephant Butte Adventures re: address in Truth or Consequences per Kim
- switched out EB Adventures image after Polaris approved
- updated board of directors list per Kim
- removed mention of Tarot on Rio Abajo Rio, added new photo of massage room (per Elise)
- changed Facebook name from SierraCountyNewMexicoVisitorInformation to visitsierracounty
- added Spaceport America press release for first flight to space from NM
- changed FB page name to visitsierracounty per state

- corrected FB phone number to correct country code
- compiled photos taken of murals, sized for web and uploaded to Sierra County art page, created a lightboxed gallery
- called Zia Kayaks and Rio Grande Yacht Club re: sailboat rental inquiry
- updated Grapevine Bistro hours
- updated Galactic Digs Hours
- checked zoho mail and settings and blocked some of the spammyest spammers
- revised Arrey Cafe hours, added new photos of outdoor seating and new decor
- rewrote instagram profile per state audit
- replied to incoming email about the history of the airport
- visited / added 2 new images to Giddy Up - they were too busy to get more photos
- added new photos to Hillsboro NM page
- added CNBC article re: Branson racing Bezos to press
- added and redirected a spaceport post re above
- added a spaceport post about live stream
- created and sent a Go Sierra County campaign
- looked into GoSierraCounty.com not redirecting properly, looks like an SSL error
- added posts to the Studio de la luz to show their events
- switched up Go Sierra County "live music" list with expiring header
- added Native flute show to live music list per Gina
- revised Butte Marine listing - no more convenience store, just fuel & fishing supplies
- patched together a menu for MM7, uploaded to as3, turned MM7 into a restaurant in keeping with Coffee Express
- revised board members on contact page
- added photos to Tractor Supply
- removed old banners and implemented new banners
- added captions to banner images and styled caption display on hover
- reconfigured banner on home, used cpts, slides are just killing site speed on home
- enabled balloon regatta on current events
- heard from Janie Dobrott re: custom-made hats
- corrected phone number for Heart to Hand
- checked on Firefly Spa at the Elpehant Butte Lake RV Resort
- responded to Nancy HSHS Class of '66 re: meeting venue
- added Buffalo Belle's Millinery
- created a GoSierraCounty for August September October
- gathered content for reel on Portly Pepper
- got photos of Spa Azul and built a listing for the directory (45 mins)
- updated 2021 Balloon Regatta schedule
- switched themer header for custom layout header
- gk (Gina Kelley) updated EBBR schedule on newmexico.org
- gk added Desert Ultra race to NewMexico.org
- gk shared Brewery event post, scheduled Pickamania Save the Date

post

- gk updated Pickamania listing on newmexico.org with new content & images
- gk shared EB Chile Cookoff on fb
- gk updated EB Chile Cookoff on newmexico.org
- visited, ordered from and got photos of Full Moon Kitchen, created a listing under restaurants
- visited LaBaracca, got photos of sushi and eggplant parmesan
- email with Janine at Sierra del Rio
- updated the June 2014 stegomastodon skull story
- added Community theatre play to 'Round Town on gsc
- youtube videos weren't showing on home - manually cleared the cache
- switched themer footer for custom layout footer
- downloaded instagram nametag, put on bio page
- disabled green background
- revised Elephant Days with new content, added to current events, checked schema and resubmitted annual event page for indexing
- contacted Ginny Shannon regarding 2021 Vets Day Car Show
- contacted Jim Kinnerup and Duke Knight re: Chile Challenge 4wd event
- revised events according to input from Ginny Jim & Duke
- contacted Tracy McGowan re: donkey walking
- updated Blackstone details
- updated Elephant Days dates & info on newmexico.org - gk
- Tudy Romero post on FB - gk
- called La Paloma to ask about reopening date
- moved custom posts from easy content types plugin to functions
- removed notice re: water levels from Elephant Butte Lake page
- several rounds of correspondence and coordination with State Tourism & Mbuy re: website and social audit; added users to Google Analytics, Google Ads, Google Tag Manager, etc, filled out forms, corresponded regarding road blocks (can't add the FB user), etc
- updated board members page per Kim and removed ghosty code
- revised events to show on home, as weeklies, etc
- created a PDF of events for LaRena
- correspondence with Jimmy from the Elephant Butte Balloon Regatta
- added kids dance to sce
- changed Elephant Days location to City not golf course on annual event page
- changed Elephant Days location to City not golf course on sce
- correspondence with Janine re: venues and recurring events
- continued updating COVID numbers
- created an ATV page based on information found online - including links to resources and a reproduction of the rules & regs brochure
- metadescription Reeds
- metadescription Sue's Antiques
- metadescription Spectrum Potter
- metadescription SJOA
- correspondence with Jim from Albuquerque re: bike routes
- fielded email inquiry from Maria Egolf-Romero re: Old-Fashioned Christmas / corresponded with MainStreet re: same

- corresponded with Sherry from Elephant Butte Adventure Center and updated their listing
- revised covid info on BigFoot
- responded to a request about Old Fashioned Christmas
- added county fair dates and schedule
- created an OHV page based on info found on the internet via SF Reporter
- wrote a blog post about Sierraceratops turneri
- wrote a blog post about the photo contest
- revised Monticello holiday store per Gina
- downloaded Outer Edge menu from FB and converted to pdf; checked to see if their site is up yet; uploaded menu to AS3 and linked from listing
- found Point Blanc Pizzeria site down, removed link for now, uploaded new menu and switched the link from site to pdf
- created a Go Sierra County email campaign
- created an events pdf for LaRena
- replied to two queries to director@ re: Sierra County Fair
- visited La Cocina for photos
- straightened, color-corrected, optimized and uploaded new images to La Cocina listing
- wrote to plugin developer about cuisine field missing from food establishment schema
- created a listing for the TorC Film Fiesta
- created an ATV page based on information found online - including links to resources and a reproduction of the rules & regs brochure
- approved Sierra del Rio's events for first week of November
- called La Paloma to ask about reopening date
- shared MainStreet fundraiser event on fb (gk)
- scheduled posts for 11/10 weekend events (gk)
- share RV life article on fb (gk)
- promote 11/27 event on fb (gk)
- moved custom posts from easy content types plugin to functions
- removed notice re: water levels from Elephant Butte Lake page
- removed link to discoverelephantbutte.com on UTV page as that site no longer exists
- responded to Xolani regarding fishing at the Dam Site Marina
- removed January meeting from SierraCountyEvents.com
- got dates from Linda Turner, revised Yuletide in Chloride image on Canva
- updated tourism site, events site re: Yuletide dates
- added High Desert Holiday to 'Round Town
- updated Holiday in Hillsboro event following tourism meeting
- updated Luminaria event per Friends of EBLSP facebook post
- created redirects on Tudy at SdR and Trinity Site tour for social media
- added Story Lab at the Fire Pit as a quicklink on Events page - after it was submitted to sce, turned it into a Featured
- fielded email inquiry from NM Magazine re: Old-Fashioned Christmas photos / corresponded with MainStreet re: same

- revised Eb Adventures listing per Sherry
- activated The Center Gallery listing
- called Museum of Natural History re: stegomastodon found in 2014
- removed link to defunct Hillsboro Historical Society on Black Range Museum page
- created a new "Rentals" page with bike, boat and ohv rental resources listed
- rearranged / added to the outdoor activities page list
- revised home page events to show 3, added a button to "see all events"
- responded to an email inquiry re: renting the fair barn for a wedding
- forwarded an email inquiry re: who to contact at Percha Bank / Nature Center, forwarded to Catherine Wanek
- updated Yuletide in Chloride event following tourism meeting
- events email, pdf for LaRena
- resent events email with corrections
- scheduled posts for Truman Provencio, Black Cat Poets (gkelley)
- scheduled posts for December 2 weekend holiday events (gkelley)
- scheduled posts for Old-Fashioned Christmas, EB Luminaria, Caballo Visitor Center, Monticello Holiday Store (gkelley)
- posted First Day hike post on fb (gkelley)
- switched outer edge pdf menu for their website's home page
- redirected annuals on sce.com to sierracounty.info, checked permalinks & titles
- enabled Outer Edge Pizzeria listing
- added Bird Listening / Short Hike to 'Round Town
- asked CWanek what the image she emailed is for
- verified number of Wild Coyote Antiques
- revised home page events and other elements for mobile
- added Spinlaunch video to the spaceport page
- activated Outer Edge Pizzeria, checked and revised hours
- added bird listening / short hike to shortlist and wrote to Jan in Hillsboro
- added Nick & Lindsay art hop event to the shortlist
- found/fixed broken link to Field & Stream, set redirect
- created shortlinks under art hop - separated listing to put art hop events under hop at the top - set title to expire
- revised La Baracca's hours
- visited Healing Waters plaza Makers Market
- revised Outer Edge hours
- revised Sunset Grill hours
- revised Full Moon Cafe hours
- called some restaurants re: Thanksgiving
- added a couple more photos to Full Moon kitchen
- added a couple of 'round town events, set heading to expire
- visited The Center Gallery for photos and info
- revised Tony's restaurant listing, added serves cuisine schema
- reviewed State tourism video and reports; wrote to Shelby
- verified number of Wild Coyote Antiques

- shared first EB Lake State Park free presentation on Facebook (G Kelley)
- revised home page events and other elements for mobile
- revised T or C Brewery hours
- completed and posted ornaments at touch of yesterday reel
- asked CWanek what the image she emailed is for
- correspondence with Chamber re: proposed collaboration
- drove to the EBLake main gate for a photo to promote Free Lecture Series starting January 12 on instagram
- shared 2nd EB Lake State Park free presentation on Facebook (G Kelley)
- visited Outer Edge, got a couple of photos
- stopped for a photo of Junkology with items out front, added as featured image
- added other stacked photos as a gallery (Junkology)
- anchor links to hot springs from map were landing too low - fixed it with padding at the top of the wrapping div, had to remove all the other padding
- reactivated T or C Story Lab for December
- attended Elephant Butte Craft Show, got photos
- found annual events archive page broken, fixed the error, set redirects
- revised hours of Outer Edge Pizzeria, added lat/long, checked Schema
- at LaRena's request, prepared a PDF for January & February events
- updated the "bio" page
- visited Giddy Up, got photos and food
- selected, optimized, uploaded new Giddy Up photos
- created a listing for Giddy Up Gift Shop
- corresponded with John at Zia Gallery, went by for photos
- visited Giddy Up for photos of the shop area, added them as a business redirecting to the restaurant page
- visited Charles Hotpsrings for photos
- resized images and added to Charles & Zia listings
- visited Turtleback Coworking for photos and info
- added Turtleback Coworking to the meeting planner
- made a business listing to redirect to the meeting planner
- corrected Grapevine Bistro hours again
- added cuisine, revised A&B Driven hours
- cleaned database, gave all cpts block capability in the editor
- turned on meta boxes for businesses
- created new highlights in instagram reels and rearranged others
- gathered holiday restaurant information
- after a call from Melissa Rucker, noted Quilt show as postponed due to COVID (annual event, current event, sierracountyevents, PDF)
- Gina, Feb: Shared Brewery events on fb, share Black Cat Poetry reading on fb, schedule posts for EBLSP lecture, Brewery event, photos at Art Hop, post to fb, Polar Bear Plunge post on fb, schedule posts on fb for this weeks events, scavenger hunt sat night
- revised Blackstone listing per Czesia
- wrote and posted a blog post about Caballo Lake State Park visitor

center opening, included photos take at the event optimized and saved for web

- rebuilt the "getting here" page in the blocks builder
- notified Megan at NM Magazine that quilt show is postponed
- reconfigured events page to use custom layout not themer layout
- moved 3 more free presentations at Elephant Butte Lake events over
- wrote to disc golf planner, moved her event over
- visited One of A Kind Gifts & Treasures, got photos and info
- created a business listing for OoAKG&T
- checked business categories, deleted a few, assigned cats to a few businesses
- moved Disc Golf Tournament event onto the home page
- approved polar bear plunge and moved it over to sierracounty.info
- added the Thunderbirds info as a Spaceport post
- revised T or C Story Lab details, time, graphic per Lynn Sally
- added quicklinks to art hop events for February, added quicklinks to 2/14 music at Brewery
- corrected a name on the Hillsboro walking map after hearing from Julie Rhind
- rebuilt the Hillsboro page using blocks
- removed UABB map of historic towns, which was erroring, from the historic towns page
- contacted disc golf tournament planners for permission to use images from their FB page
- added QuiGong to weeklies
- added Friday Reiki to weeklies
- revised Tuesday wellness under weeklies
- wrote back to SdeLaLuz re: events and photo permissions
- revised date of Balloon Regatta on SCEvents and SierraCounty.info
- converted Balloon Regatta page to blocks
- per Gina grabbed the new Point Blanc menu off Facebook, created a PDF, replaced menu on the Point Blanc Pizzeria listing
- revised hours on Point Blanc
- added random events linking off to social media to the "Round Town" section
- formulated and documented a plan for integrating press into the blog
- created a spreadsheet to manage redirections for the item above
- added Studio de la Luz Friday reiki
- wrote to Studio de la Luz re: meeting planner, images
- switched out images per Abigail at SdLL
- added a new Virgin Galactic Youtube video to the Spaceport page
- visited the polar bear plunge, got photos, created a reel
- rebuilt Chloride page in blocks, removed broken map
- added a link to Traditional Historic Communities on Cuchillo page, rebuilt page in blocks, removed broken map
- rewrote Fiesta annual event with 2022 info - updated single current event and redirected to the annual event
- started converting press post types into blog posts
- added studio de la luz to meeting planner, filled in info for archive, set redirect, advised Abigail and asked for max capacity one



more time

- revised Charles Hotsprings Resort per their website, added link to room booking engine, changed hours and prices, converted from classic to blocks, changed permalink, set redirect
- added max capacity 20 to Studio de la luz meeting venue listing
- brought the bio page up-to-date to match instagram posts
- updated Dam Site Marina listing with featured image, a gallery and excerpt
- updated Wild Coyote Antiques with featured image, excerpt
- updated Davis Fleck listing with featured image, excerpt
- contemplated updating Outer Edge but need better photos
- added disc golf course info to T or C Muni excerpt
- went to the disc golf tournament for photos and video
- went to Wildflowers Boutique on Main for photos video and info
- went to MainStreet Market or other for photos video and info
- brought kayak fishing tournament up-to-date after hearing dates at tourism meeting - made a single for current events redirected to the single for annual event
- redirected kayak tournament on SierraCountyEvents.com to annual event on tourism
- stopped at Center Gallery to photograph new Chris Krieg mural - posted a story
- rephotoed Salt of the Earth photo
- updated Ingo's Art Cafe with photo gallery, removed reference to film nights, added reference to Black Cat Poets, revised hours per Ingo's website, etc
- found the Elephant Butte Lake page in disarray with columns broken, rebuilt the page in blocks, saved info to do fishing
- found this in disarray again 2 days later - switched from gutenber columns to UAforG advanced columns
- notification from Google Ads that campaigns had errored
- added \$50 to google ads to keep a drip going so ads and account don't get cancelled for the short term
- added Mainstreet Market listing with photos to businesses
- added Wildflower Boutique listing with photos to businesses
- revised La Paloma hotel and spa text - per info obtained from LPHS&S by Gina; rebuilt the page in blocks
- revised La Paloma Too walkin soak info to match LPHS&S
- rebuilt Elephant Butte city page in blocks after Susan La Font sent the visitor guide
- made a thumb for the visitor guide, reduced size of visitor guide PDF and uploaded to the site, then made the thumb link to the PDF
- wrote to Bruce in El Paso regarding 1930s restaurant question, looped in Sherry Fletcher
- revised Hillsboro page per Julie Rhind and wrote back to thank her; rebuilt the page in blocks while I was at it
- attached the cash party graphic from the fiesta site to our Fiesta page and started on the schedule; hid 2021 tentative schedule
- attached the Taste of TorC fundraiser graphic from the fiesta site to our Fiesta page

- added The Horses Mouth popup circus to events, set a post on PromoRebublic
- rewrote Fiesta excerpt
- changed title of Fiesta on SierraCountyEvents to 71st not 73rd
- checked annual date of Kayak Fishing Tournament
- created an events email for March & April
- created a gdoc > PDF for LaRena
- updated Annual Fiesta Golf Tournament, created a single for current events, redirected to annual
- called T or C Muni to find out start time of Fiesta Tournament
- revised contact for T or C Municipal Golf Course
- moved all press items to either blog or to purgatory
- added pre-written redirects for press > blog
- created redirects for press > purgatory
- activated the Farmers Market listing and re-added to the main menu
- added Farmers Market April 9 opener to the Go Sierra County email
- checked Entertainment layouts - set location div to clear the icons
- converted Farmers Market page to blocks
- converted Hillsboro Farmers Market page to blocks
- converted El Cortez page to blocks, removed COVID information, added info about closed for renovations
- added NM Magazine on T or C article to blog / press archive
- added Neighbors article to blog / press archive
- added new mural photos to the mural gallery on the Art page - Good Luck Spot, Salt of the Earth, mandala at Center Gallery
- email from Chile Challenge vice chair requested link change to registration on our site; revised link, wrote back to Kaylah, posted that registration is open now on LinkedIn, Twitter, Google, Facebook
- set up a March Art Hop feature on the current events page
- revised Artist Abbey listing to show gallery instead of stacked images
- communicated with Sergio Baron regarding copyright issue (photo of Branson from an Albuquerque Business First article)
- called Curtis to find out a bit more than Gina got from him - rewrote the Spaceport Tour page
- updated Riverbend Hot Springs page
- looked for a blurb to replace Hanging Tree
- spoke to Jake from Grande Rio RV Park and corrected the listing's prices and details
- revised Music of our Ancestors event listing before posting to social
- fielded incoming emails from an attorney in Florida, Mr. Bustillos in El Paso
- revised Pat's listing per new owner, Vicki
- responded to email from Zephyr re: 152 Art Walk April 1
- listed 152 art walk on events site, tourism site, revised featured image, approved paragraph, then revised paragraph after receiving the press release
- activated the tourism listing for the 2022 April Trinity Site Tour
- called Charles and corrected details

- removed QiGong from weekly events
- compiled and sent a Go Sierra County email
- compiled and sent a PDF to LaRena
- updated opening Farmers Market hours

## Audience Overview

All Users  
+0.00% Users

APRIL 21 2021 - APRIL 20, 2022

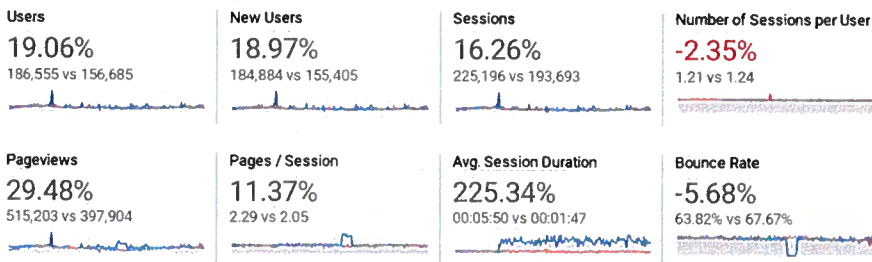
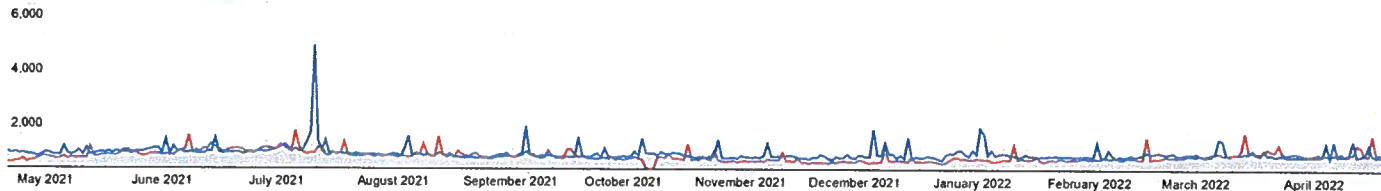
Apr 21, 2021 - Apr 20, 2022  
Compare to: Apr 21, 2020 - Apr 20, 2021

## OVERVIEW

### Overview

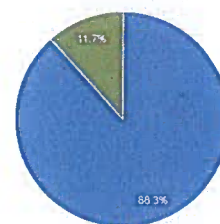
Apr 21, 2021 - Apr 20, 2022: ● Users

Apr 21, 2020 - Apr 20, 2021: ● Users

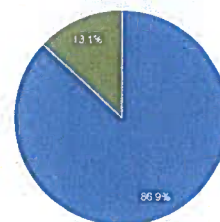


■ New Visitor ■ Returning Visitor

Apr 21, 2021 - Apr 20, 2022



Apr 21, 2020 - Apr 20, 2021



Language		Users	% Users
1.	en-us		
	Apr 21, 2021 - Apr 20, 2022	177,051	94.68%
	Apr 21, 2020 - Apr 20, 2021	119,228	76.09%
	% Change	48.50%	24.43%
2.	en		
	Apr 21, 2021 - Apr 20, 2022	2,426	1.30%
	Apr 21, 2020 - Apr 20, 2021	31,943	20.39%
	% Change	-92.41%	-93.64%
3.	en-gb		
	Apr 21, 2021 - Apr 20, 2022	1,438	0.77%
	Apr 21, 2020 - Apr 20, 2021	1,169	0.75%
	% Change	23.01%	3.07%
4.	en-ca		
	Apr 21, 2021 - Apr 20, 2022	886	0.47%
	Apr 21, 2020 - Apr 20, 2021	366	0.23%
	% Change	142.08%	102.84%
5.	c		
	Apr 21, 2021 - Apr 20, 2022	816	0.44%
	Apr 21, 2020 - Apr 20, 2021	134	0.09%
	% Change	508.96%	410.25%
6.	zh-cn		
	Apr 21, 2021 - Apr 20, 2022	774	0.41%
	Apr 21, 2020 - Apr 20, 2021	819	0.52%
	% Change	-5.49%	-20.81%

Location

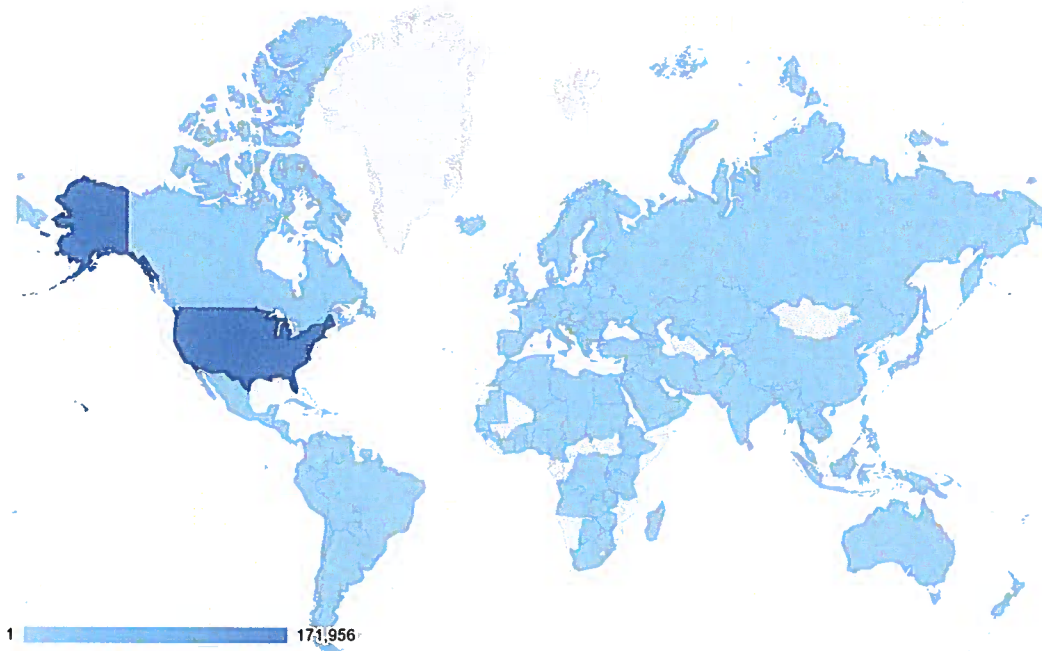
All Users  
100.00% Users

Apr 21, 2021 - Apr 20, 2022

# LOCATION BY COUNTRY

Map Overlay

Summary



Country	Acquisition			Behavior			Conversions		
	Users ↓	New Users	Sessions	Bounce Rate	Pages / Session	Avg. Session Duration	Goal Conversion Rate	Goal Completions	Goal Value
	186,555 % of Total: 100.00% (186,555)	185,094 % of Total: 100.11% (184,884)	225,196 % of Total: 100.00% (225,196)	63.82% Avg for View: 63.82% (0.00%)	2.29 Avg for View: 2.29 (0.00%)	00:05:50 Avg for View: 00:05:50 (0.00%)	0.00% Avg for View: 0.00% (0.00%)	0 % of Total: 0.00% (0)	\$0.00 % of Total: 0.00% (\$0.00)
1. United States	171,956 (92.15%)	170,500 (92.12%)	209,973 (93.24%)	62.27%	2.35	00:06:09	0.00%	0 (0.00%)	\$0.00 (0.00%)
2. Canada	7,892 (4.23%)	7,867 (4.25%)	7,997 (3.55%)	94.55%	1.17	00:00:32	0.00%	0 (0.00%)	\$0.00 (0.00%)
3. China	1,265 (0.68%)	1,264 (0.68%)	1,272 (0.56%)	92.37%	1.08	00:00:01	0.00%	0 (0.00%)	\$0.00 (0.00%)
4. India	638 (0.34%)	637 (0.34%)	665 (0.30%)	87.22%	1.21	00:01:17	0.00%	0 (0.00%)	\$0.00 (0.00%)
5. Mexico	622 (0.33%)	604 (0.33%)	689 (0.31%)	64.15%	2.02	00:05:34	0.00%	0 (0.00%)	\$0.00 (0.00%)
6. United Kingdom	487 (0.26%)	482 (0.26%)	528 (0.23%)	71.59%	1.73	00:02:53	0.00%	0 (0.00%)	\$0.00 (0.00%)
7. Germany	308 (0.17%)	305 (0.16%)	368 (0.16%)	66.58%	2.11	00:04:15	0.00%	0 (0.00%)	\$0.00 (0.00%)
8. (not set)	299 (0.16%)	298 (0.16%)	300 (0.13%)	95.00%	1.28	00:00:09	0.00%	0 (0.00%)	\$0.00 (0.00%)
9. Ireland	226 (0.12%)	225 (0.12%)	226 (0.10%)	51.33%	2.81	00:00:29	0.00%	0 (0.00%)	\$0.00 (0.00%)
10. Philippines	182 (0.10%)	183 (0.10%)	223 (0.10%)	64.13%	1.69	00:03:24	0.00%	0 (0.00%)	\$0.00 (0.00%)
11. Pakistan	149 (0.08%)	147 (0.07%)	151 (0.07%)	80.79%	1.37	00:02:58	0.00%	0 (0.00%)	\$0.00 (0.00%)
12. France	148 (0.08%)	147 (0.08%)	166 (0.07%)	65.66%	1.75	00:03:52	0.00%	0 (0.00%)	\$0.00 (0.00%)
13. Australia	138 (0.07%)	139 (0.08%)	155 (0.07%)	80.00%	1.85	00:02:50	0.00%	0 (0.00%)	\$0.00 (0.00%)
14. Netherlands	131 (0.07%)	130 (0.07%)	142 (0.06%)	69.72%	1.86	00:02:11	0.00%	0 (0.00%)	\$0.00 (0.00%)
15. Japan	108 (0.06%)	109 (0.06%)	113 (0.05%)	66.37%	1.53	00:01:11	0.00%	0 (0.00%)	\$0.00 (0.00%)
16. Sweden	105 (0.06%)	104 (0.06%)	107 (0.05%)	87.85%	1.19	00:00:14	0.00%	0 (0.00%)	\$0.00 (0.00%)
17. Spain	102 (0.05%)	102 (0.06%)	106 (0.05%)	65.09%	1.89	00:05:39	0.00%	0 (0.00%)	\$0.00 (0.00%)
18. Russia	90 (0.05%)	90 (0.05%)	96 (0.04%)	67.71%	1.43	00:02:31	0.00%	0 (0.00%)	\$0.00 (0.00%)
19. Brazil	77	75	87					0	\$0.00



## Location

ALL » COUNTRY: United States

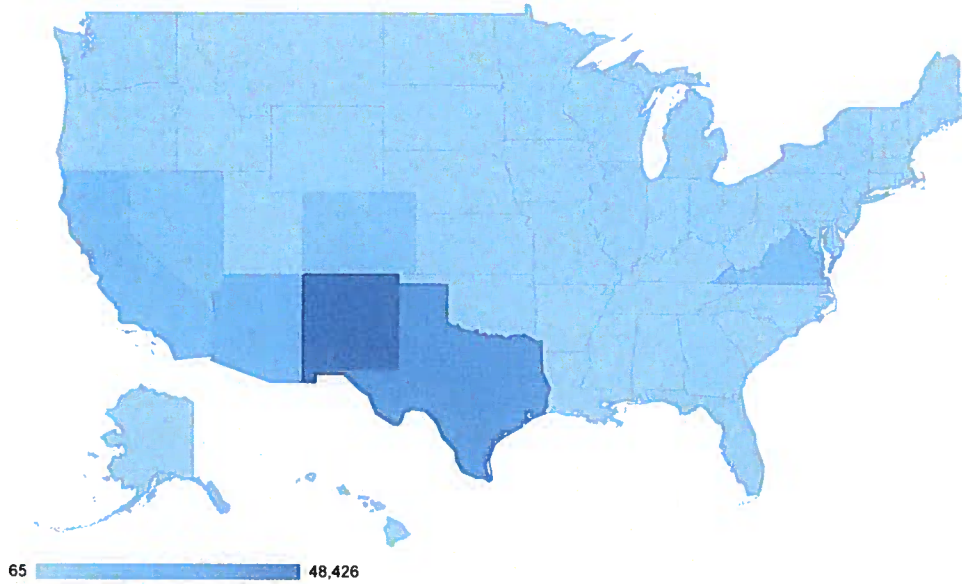
## LOCATION BY STATE

Apr 21, 2021 - Apr 20, 2022

All Users  
92.17% Users

Map Overlay

Summary



Region	Acquisition			Behavior			Conversions		
	Users ↓	New Users	Sessions	Bounce Rate	Pages / Session	Avg. Session Duration	Goal Conversion Rate	Goal Completions	Goal Value
	171,956 % of Total: 92.17% (186,555)	170,500 % of Total: 92.22% (184,684)	209,973 % of Total: 93.24% (225,196)	62.27% Avg for View: 63.82% (-2.44%)	2.35 Avg for View: 2.29 (2.91%)	00:06:09 Avg for View: 00:05:50 (5.55%)	0.00% Avg for View: 0.00% (0.00%)	0 % of Total: 0.00% (0)	\$0.00 % of Total: 0.00% (\$0.00)
1. New Mexico	48,426 (27.24%)	46,169 (27.08%)	60,798 (28.96%)	58.87%	2.52	00:06:41	0.00%	0 (0.00%)	\$0.00 (0.00%)
2. Texas	34,749 (19.55%)	33,583 (19.70%)	41,149 (19.60%)	59.46%	2.48	00:06:12	0.00%	0 (0.00%)	\$0.00 (0.00%)
3. Arizona	18,887 (10.63%)	17,575 (10.31%)	23,188 (11.04%)	60.47%	2.36	00:07:46	0.00%	0 (0.00%)	\$0.00 (0.00%)
4. California	12,411 (6.98%)	11,799 (6.92%)	14,324 (6.82%)	62.64%	2.27	00:06:15	0.00%	0 (0.00%)	\$0.00 (0.00%)
5. Virginia	10,115 (5.69%)	10,085 (5.91%)	10,248 (4.88%)	91.29%	1.24	00:00:42	0.00%	0 (0.00%)	\$0.00 (0.00%)
6. Nevada	7,970 (4.48%)	7,347 (4.31%)	9,314 (4.44%)	61.64%	2.21	00:07:54	0.00%	0 (0.00%)	\$0.00 (0.00%)
7. Colorado	6,658 (3.75%)	6,445 (3.78%)	7,714 (3.67%)	57.09%	2.70	00:07:13	0.00%	0 (0.00%)	\$0.00 (0.00%)
8. Florida	2,921 (1.64%)	2,838 (1.66%)	3,267 (1.56%)	65.44%	2.15	00:04:39	0.00%	0 (0.00%)	\$0.00 (0.00%)
9. New York	2,844 (1.60%)	2,778 (1.63%)	3,210 (1.53%)	66.32%	2.14	00:04:30	0.00%	0 (0.00%)	\$0.00 (0.00%)
10. Illinois	2,235 (1.26%)	2,181 (1.28%)	2,513 (1.20%)	62.40%	2.26	00:06:40	0.00%	0 (0.00%)	\$0.00 (0.00%)
11. Washington	2,047 (1.15%)	2,008 (1.18%)	2,336 (1.11%)	62.84%	2.29	00:05:10	0.00%	0 (0.00%)	\$0.00 (0.00%)
12. Ohio	1,678 (0.94%)	1,657 (0.97%)	1,845 (0.88%)	70.08%	2.07	00:03:42	0.00%	0 (0.00%)	\$0.00 (0.00%)
13. Michigan	1,559 (0.88%)	1,505 (0.88%)	1,812 (0.86%)	63.08%	2.35	00:07:12	0.00%	0 (0.00%)	\$0.00 (0.00%)
14. Pennsylvania	1,541 (0.87%)	1,519 (0.89%)	1,701 (0.81%)	69.25%	2.07	00:03:49	0.00%	0 (0.00%)	\$0.00 (0.00%)
15. Minnesota	1,527 (0.86%)	1,492 (0.88%)	1,770 (0.84%)	59.83%	2.79	00:07:32	0.00%	0 (0.00%)	\$0.00 (0.00%)
16. Georgia	1,442 (0.81%)	1,394 (0.82%)	1,606 (0.76%)	65.82%	2.06	00:04:02	0.00%	0 (0.00%)	\$0.00 (0.00%)
17. Oklahoma	1,417 (0.80%)	1,348 (0.79%)	1,582 (0.75%)	61.00%	2.46	00:06:08	0.00%	0 (0.00%)	\$0.00 (0.00%)
18. Oregon	1,362 (0.77%)	1,336 (0.78%)	1,483 (0.71%)	65.14%	2.29	00:03:16	0.00%	0 (0.00%)	\$0.00 (0.00%)

Location

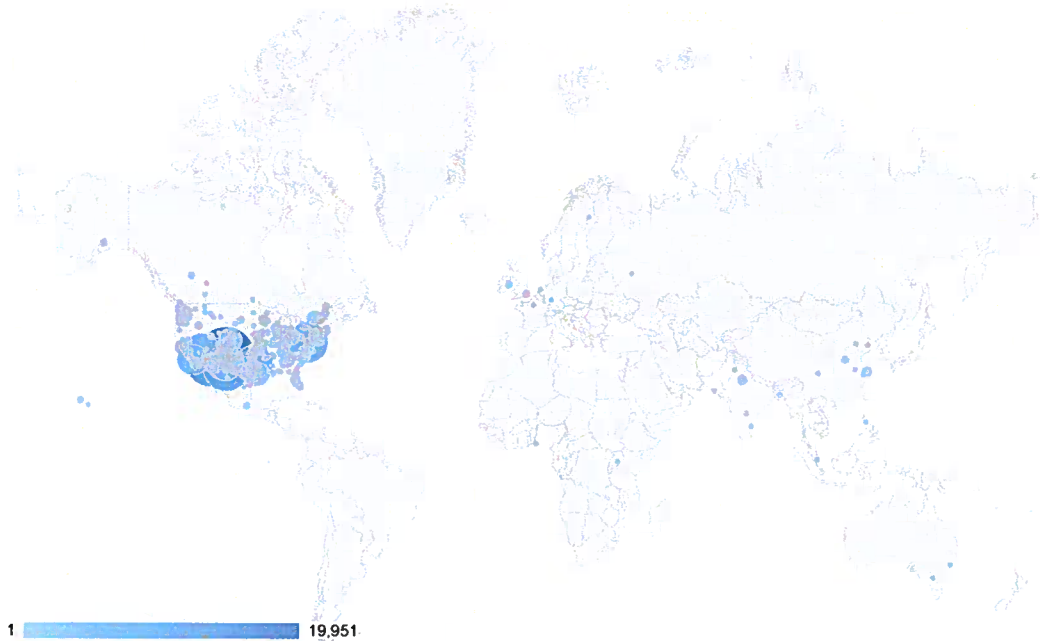
All Users  
100.00% Users

## LOCATION BY CITY

Apr 21, 2021 - Apr 20, 2022

Map Overlay

Summary



City	Acquisition			Behavior			Conversions		
	Users ↓	New Users	Sessions	Bounce Rate	Pages / Session	Avg. Session Duration	Goal Conversion Rate	Goal Completions	Goal Value
	186,555 % of Total: 100.00% (186,555)	185,094 % of Total: 100.11% (184,884)	225,196 % of Total: 100.00% (225,196)	63.82% Avg for View: 63.82% (0.00%)	2.29 Avg for View: 2.29 (0.00%)	00:05:50 Avg for View: 00:05:50 (0.00%)	0.00% Avg for View: 0.00% (0.00%)	0 % of Total: 0.00% (0)	\$0.00 % of Total: 0.00% (\$0.00)
1. Albuquerque	19,951 (10.20%)	18,802 (10.16%)	23,508 (10.44%)	58.89%	2.50	00:06:30	0.00%	0 (0.00%)	\$0.00 (0.00%)
2. Phoenix	13,492 (6.90%)	12,206 (6.59%)	16,439 (7.30%)	62.14%	2.19	00:08:08	0.00%	0 (0.00%)	\$0.00 (0.00%)
3. El Paso	12,954 (6.62%)	12,444 (6.72%)	15,285 (6.79%)	56.47%	2.66	00:06:20	0.00%	0 (0.00%)	\$0.00 (0.00%)
4. Ashburn	8,727 (4.46%)	8,726 (4.71%)	8,737 (3.88%)	97.50%	1.04	00:00:02	0.00%	0 (0.00%)	\$0.00 (0.00%)
5. (not set)	8,511 (4.35%)	8,418 (4.55%)	9,086 (4.03%)	81.29%	1.58	00:02:13	0.00%	0 (0.00%)	\$0.00 (0.00%)
6. Dallas	8,127 (4.16%)	7,422 (4.01%)	9,416 (4.18%)	62.74%	2.19	00:06:33	0.00%	0 (0.00%)	\$0.00 (0.00%)
7. Las Vegas	7,693 (3.93%)	7,088 (3.83%)	9,007 (4.00%)	61.54%	2.22	00:07:54	0.00%	0 (0.00%)	\$0.00 (0.00%)
8. Truth or Consequences	7,268 (3.72%)	6,265 (3.38%)	10,421 (4.63%)	58.79%	2.59	00:07:53	0.00%	0 (0.00%)	\$0.00 (0.00%)
9. Las Cruces	5,519 (2.82%)	5,232 (2.83%)	6,461 (2.87%)	59.62%	2.38	00:06:58	0.00%	0 (0.00%)	\$0.00 (0.00%)
10. Los Angeles	5,009 (2.56%)	4,619 (2.50%)	5,919 (2.63%)	61.65%	2.27	00:08:11	0.00%	0 (0.00%)	\$0.00 (0.00%)
11. Rio Rancho	2,921 (1.49%)	2,756 (1.49%)	3,312 (1.47%)	55.98%	2.72	00:05:42	0.00%	0 (0.00%)	\$0.00 (0.00%)
12. Houston	2,888 (1.48%)	2,641 (1.43%)	3,260 (1.45%)	62.12%	2.32	00:06:51	0.00%	0 (0.00%)	\$0.00 (0.00%)
13. Denver	2,848 (1.46%)	2,635 (1.42%)	3,178 (1.41%)	59.31%	2.49	00:06:32	0.00%	0 (0.00%)	\$0.00 (0.00%)
14. Espanola	2,618 (1.34%)	2,348 (1.27%)	3,677 (1.63%)	63.64%	2.19	00:06:21	0.00%	0 (0.00%)	\$0.00 (0.00%)
15. Austin	2,558 (1.31%)	2,422 (1.31%)	2,954 (1.31%)	59.00%	2.53	00:07:04	0.00%	0 (0.00%)	\$0.00 (0.00%)
16. Santa Fe	2,349 (1.20%)	2,246 (1.21%)	2,769 (1.23%)	54.06%	2.76	00:06:28	0.00%	0 (0.00%)	\$0.00 (0.00%)
17. New York	1,734 (0.89%)	1,671 (0.90%)	1,942 (0.86%)	66.74%	2.11	00:05:06	0.00%	0 (0.00%)	\$0.00 (0.00%)
18. Tucson	1,458 (0.75%)	1,403 (0.76%)	1,767 (0.78%)	51.44%	3.08	00:07:36	0.00%	0 (0.00%)	\$0.00 (0.00%)
19. Chicago	1,127	1,081	1,264	63.62%	2.00	00:07:05	0.00%	0	\$0.00

Overview

All Users  
+0.00% Users

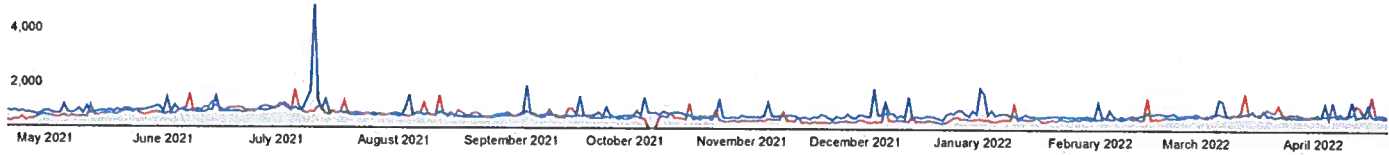
Apr 21, 2021 - Apr 20, 2022  
Compare to: Apr 21, 2020 - Apr 20, 2021

## MOBILE VS DESKTOP VS TABLET

Explorer

Summary

Apr 21, 2021 - Apr 20, 2022: Users  
Apr 21, 2020 - Apr 20, 2021: Users  
6,000



Device Category	Acquisition			Behavior			Conversions		
	Users	New Users	Sessions	Bounce Rate	Pages / Session	Avg. Session Duration	Goal Conversion Rate	Goal Completions	Goal Value
	19.06% 186,555 vs 156,685	19.03% 185,094 vs 155,503	16.26% 225,196 vs 193,693	5.68% 63.82% vs 67.67%	11.37% 2.29 vs 2.05	225.34% 00:05:50 vs 00:01:47	0.00% 0.00% vs 0.00%	0.00% 0 vs 0	0.00% \$0.00 vs \$0.00
1. mobile									
Apr 21, 2021 - Apr 20, 2022	108,001 (58.10%)	108,146 (58.43%)	136,468 (60.60%)	63.94%	2.13	00:06:45	0.00%	0 (0.00%)	\$0.00 (0.00%)
Apr 21, 2020 - Apr 20, 2021	96,690 (61.69%)	95,468 (61.39%)	122,720 (63.36%)	69.64%	1.87	00:01:35	0.00%	0 (0.00%)	\$0.00 (0.00%)
% Change	11.70%	13.28%	11.20%	-8.19%	13.43%	328.63%	0.00%	0.00%	0.00%
2. desktop									
Apr 21, 2021 - Apr 20, 2022	72,638 (39.08%)	71,744 (38.76%)	82,100 (36.46%)	64.16%	2.52	00:04:14	0.00%	0 (0.00%)	\$0.00 (0.00%)
Apr 21, 2020 - Apr 20, 2021	54,929 (35.05%)	54,971 (35.35%)	64,329 (33.21%)	64.37%	2.36	00:02:08	0.00%	0 (0.00%)	\$0.00 (0.00%)
% Change	32.24%	30.51%	27.63%	-0.32%	6.48%	98.26%	0.00%	0.00%	0.00%
3. tablet									
Apr 21, 2021 - Apr 20, 2022	5,241 (2.82%)	5,204 (2.81%)	6,628 (2.94%)	57.42%	2.76	00:06:28	0.00%	0 (0.00%)	\$0.00 (0.00%)
Apr 21, 2020 - Apr 20, 2021	5,111 (3.26%)	5,064 (3.26%)	6,644 (3.43%)	63.25%	2.37	00:02:26	0.00%	0 (0.00%)	\$0.00 (0.00%)
% Change	2.54%	2.76%	-0.24%	-9.21%	16.57%	166.18%	0.00%	0.00%	0.00%

Rows 1 - 3 of 3

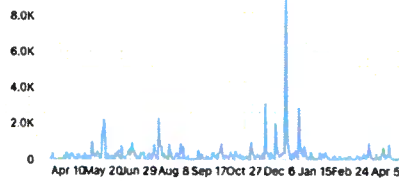


# INSTAGRAM & FACEBOOK INSIGHTS

## Reach

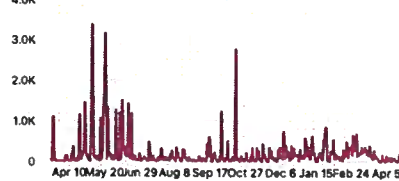
Facebook Page Reach

42,336 ↑ 191.8%



Instagram Reach

42,840 ↑ 618.8%



## Content

Ads, Posts and Stories

Export

Recent content

Type

Reach



















Likes and reacti...

Sticker taps

Replies

	Open-air hot springs on the bank May 6, 2021	Post	boost	10,962	503	--
	Slip into one of the ahhhazing h Fri Jan 7, 2:35pm	Reels	reels	3,927	45	--
	Great weather and a full field for t Sat Feb 26, 4:01pm	Reels		2,960	42	--
	ELEPHANT DAYS is happening no Oct 16, 2021	Reels		2,880	46	--
	Wild Coyote Arts, Antiques & Coll Fri Feb 4, 1:53pm	Reels		1,972	58	--
	If you have not checked out Black Jun 9, 2021	Reels		1,679	48	--
	Cool video by @chadaroso of an Wed Mar 2, 11:37am	Reels		1,650	34	--
	Who's ready for some holiday fun Dec 9, 2021	Reels		1,630	54	--
	Female White Velvet Ant, Windin... Jun 16, 2021	Reels		1,520	38	--
	Find original ceramics and more... Apr 28, 2021	Reels		1,487	25	--
	"Of course you can cry over 'spilt Jun 6, 2021	Reels		1,476	26	--
	Desert flowers are in bloom... May 21, 2021	Reels		1,414	45	--
	Have you checked out Grapevine May 24, 2021	Reels		1,366	41	--
	The Historic Bathhouse District ... Mar 23, 2021	Post		1,353	54	--
	Pretty sure that's a #Jambi at "Fo Jun 20, 2021	Reels		1,324	27	--
	Did you know about these amazi... Jun 2, 2021	Reels		1,297	26	--
	When in T or C, we highly recom... May 5, 2021	Reels		1,243	30	--

## INSTAGRAM & FACEBOOK INSIGHTS

	When in T or C, we highly recom ... May 5, 2021	Reels	reels	1,243	30	--
	Today at Elephant Butte Lake! # ... Sat Feb 19, 2:27pm	Reels		1,240	42	--
	#wildlifesighting by #guyonabik ... Sep 30, 2021	Reels		1,180	29	--
	What's the buzz tell me what's a ... Apr 22, 2021	Reels		1,122	21	--
	~nature break~ Swallows at the C ... May 16, 2021	Reels		1,117	25	--
	Elephant Butte in the '60s. #a #th ... Jun 10, 2021	Post		1,011	69	--
	Xochi's bookstore, your one stop ... Sep 16, 2021	Post		971	74	--
	This puzzle on tonight's WOF has... Mon Jan 3, 6:43pm	Post		910	68	--
	Floating season is ON! Call White ... Jun 12, 2021	Reels		697	43	--
	The perfect campfire companion ... Dec 9, 2021	Post		596	35	--
	Spaceport America - owned & op... Oct 7, 2021	Post		563	49	--
	Frameworthy views found throug... Sep 14, 2021	Post		560	47	--
	Since before recorded history, th... Nov 16, 2021	Post		546	51	--
	Go where you feel most alive 🌲 ... Nov 23, 2021	Post		490	33	--
	Reach new heights at the Bat Cav... Apr 15, 2021	Post		454	35	--
	Today until 3, and next Saturday ... Dec 5, 2021	Post		449	36	--
	Campers at sunset 🌅 📍 Elephan... Apr 29, 2021	Post		448	36	--
	Breakfast Beans* from Hillsboro ... Post	Post		440	32	--

Sierra County Recreation Tourism and Advisory Board gave a brief presentation of the services they provide, and what they use the funding for.

Sunny 505 gave a brief presentation of the services they provide, and what they use the funding for.

**7. Presentations regarding the Sub-Recipient Grant Applications from the City's General Fund:**

Companion Action Team gave a brief presentation of the services they provide, and what they use the funding for.

Domestic Abuse Intervention Center gave a brief presentation of the services they provide, and what they use the funding for.

Sierra Joint Office on Aging gave a brief presentation of the services they provide, and what they use the funding for.

The Club of Sierra County gave a brief presentation of the services they provide, and what they use the funding for.

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

LaRena Miller addressed the Commission with comments related to:

- (1) The Geronimo Trail Scenic Byway. (Complete copy attached hereto and made a part hereof).

Tanya Beckler addressed the Commission with comments related to:

- (1) She read a letter from her landlords on Wyona Street in regards to George Henson. (Complete copy attached hereto and made a part hereof).

Carol Kirkpatrick addressed the Commission with comments related to a topic that was discussed during the Commission Retreat. (Complete copy attached hereto and made a part hereof).

Rick Dumiak addressed the Commission with comments related to:

- (1) The Fiesta was a great event and everyone did a great job. He was impressed by the amount of trash that was picked up. The Police Department was outstanding during Fiesta.
- (2) He thanked City Manager Swingle. It is really nice to have a professional he can talk to and not get insulted by.
- (3) The mustard weeds at Rotary Park are knee high.
- (4) He commented on City Attorney Rubin's comment about him at the last meeting in regards to the Wyona property that was presented to Planning & Zoning.
- (5) He lives on Charles and Post, and Post Street is a drag strip right now. He suggested a stop sign being installed.

## VISITATION UPDATE IN TRUTH OR CONSEQUENCES/SIERRA COUNTY 2022

By LaRena Miller

The Sierra County visitors who come in are either gathering information for family that is visiting, or people who have just moved here and want to learn more about the area. The out-of-town visitors spend money here, eating in our restaurants, buying gasoline, shopping, and many spending the night in our local motels. This adds to the City revenues in lodgers tax and gross receipts tax. It is a fitting use of the Lee Belle Building to be able to attract so many visitors to our community and provide them with information on the area, and on the entire State of New Mexico.

During January through April, 3,453 visitors signed in at the Geronimo Trail Visitors Center. Broken down into statistics, January had 229 visitors from New Mexico (including 29 from Sierra County), 218 visitors from the remaining 49 States, and 30 visitors from foreign countries. The reasons for coming included: 180 stating the Hot Springs, 154 writing Spaceport America, and 342 for other reasons, including the name of the town and curiosity, lake, hiking, visiting family, vacation and leisure travel and just passing through.

February had 755 visitors, with 376 from New Mexico (34 from Sierra County), 535 from other States, and 35 from foreign countries. 196 stated they came for the Hot Springs, 97 for Spaceport America and 462 for a variety of other reasons, including those listed above. The total for ~~March~~ February 2022 was a record for February visitation over the past 12 years.

*February*

March saw another record-breaking month with a total of 1049 visitors. We had 297 from New Mexico (32 of which were from Sierra County), 695 from other States and 41 from foreign countries. 249 said they came for the Hot Springs, 85 came for Spaceport America, and 715 for other reasons, including again the name of the town and curiosity, outdoor activities, visiting and leisure travel.

April saw another visitation record broken, with 973 people signing in. There were 280 from New Mexico (including 43 from Sierra County), 688 from the other 49 States and 52 from foreign countries. They listed their reasons as 187 for Hot Springs, 204 for Spaceport America and 582 for other reasons. There were 2 special tour groups to Spaceport America in April to coincide with the Trinity Site Open House.

**Lynn and Jerome Gray**  
725 Wyona Street  
Truth or Consequences, NM 87901  
(575) 313-7799  
tea.or.sea@gmail.com

09 May 2022

**TO WHOM IT MAY CONCERN:**

We, Jerome and Lynn Gray, are the owners of the home at 725 Wyona Street, which is immediately next door to the home of the well-known found-object artist, George Henson, of 731 Wyona Street in T or C.

We're concerned about the City's harassment of Mr. Henson for the way he's chosen to participate in the lively arts scene that typifies our community. Mr. Henson's entire property is a work of art, and this has been a source of pride and delight for his most immediate neighbors and other residents on the block.

Anyone not wishing to see Mr. Henson's display should kindly be advised not to walk, bike, or drive down the 700 block of Wyona. It's a dead-end street (we intend to keep it that way), not an arterial. George receives plenty of appreciative visitors interested in his art, which we think is great. His visitors are always kind and respectful of the neighbors on the block.

One of us (Lynn) bought the house at 725 Wyona along with her late husband in 2009. We bought the property *because* we were charmed by the artwork that is Mr. Henson's property, not *despite* it.

We (Lynn and Jerome) don't reside at 725 Wyona only because work commitments require us to live elsewhere. Two young parents—Tonya Beckler and Jason Monroe—and their son, Isaiah, live there (whom we hope will reside there as long as they'd like to). Our understanding is that they enjoy Mr. Henson's sociability, neighborliness, and knowledge of the area just as we do.

Please contact us if we can be of any assistance.

Regards,

Jerome and Lynn Gray

Carol

Good Morning Mayor, Mayor Pro-tem, Commissioners, and Manager Swingle.

Not too long ago, the Commissioners and the leadership of the City had an opportunity to discuss what we felt were our greatest strengths, weaknesses, opportunities, and threats.

It was a unanimous decision by the leadership that the greatest threats to our entity were the extremely discontented and negative citizens, the inaccurate information being distributed, and in my words, dealing with those citizens who fail to contribute to the growth of the City and focus on being harmful to the City and its employees.

I want to thank the Commission and Manager Swingle for listening to our concerns and for taking serious steps to move forward. We know that our streets need repaired and that we have water leaks. As a City, we are doing our best to address those issues.

What we cannot continually focus our time, energy, and resources on are the negative comments, actions, and citizens that will never be happy or satisfied with decisions that are being made.

I challenge the citizens of T or C to come to Commission meetings or at least listen to them on the radio. Help us to turn around the focus to what can be done for this City.

Thank you.

Carol Kirkpatrick



## CITY COMMISSION MAY 11, 2022 REGULAR MEETING MINUTES

George Henson addressed the Commission with comments related to:

- (1) His comments at the last meeting regarding mental health issues. He has had a lot of support so he feels that his mental health is ok.
- (2) He is trying to work as fast as he can to resolve the property violation he has with the city.

Daniel Gutierrez addressed the Commission with comments related to:

- (1) He works for the New Mexico Economic Development Division. They, along with MainStreet T or C are committed to Truth or Consequences, and they contributed \$1.3 million dollars to the construction of the Foch Street Great Blocks Project as well as other projects.

### **E. REPORTS:**

**City Manager Swingle reported the following:**

- There was a lot of discussion regarding Fiesta and he would also like to thank the staff David Johnson, Traci Alvarez, OJ Hechler, Sean Barns, Chief Rodriguez, and the Police Department, Benny Fuentes and his staff, Andy Alvarez and his staff, and Bo Easley and his staff in the Electric Department for their involvement in Fiesta.
- An individual named David Lang rented our Civic Center for a class, and he sent out an email thanking Dave Johnson and his staff in Facilities, and City Clerk Torres and her staff in the Clerk's Office for the staff being wonderful and heart felt. There were several teachers in the class and they are very excited to know that the Center is available for class. They enjoyed the facility and staff so much that they want to use the facility again in September.
- We received an award from NMDOT to pave Pine Street from east 5<sup>th</sup> through east 8<sup>th</sup> street. The total project is around \$313,000. The State's share is \$235,000, and the city has \$78,000 in kind services that they will provide. We are very fortunate to have received this funding. It is a small project, but we will do everything we can to help resurface the road, and bring it up to current and correct standard.
- The NMDOT Roundabout project is becoming quite costly on the city's part. The original project was about \$750,000 for the water, wastewater, and landscaping. Right now, the cost is at almost \$1 million dollars that we have to pay. This is something that we agreed to many years ago. The problem with it is that the costs are escalating, and the \$979,000 that we have are what they are estimating it at as of today. As you go in through the next year and a half to two years, that cost could increase even greater. They had a water study done, and they were recommending some larger lines for approximately 1100 ft. through this project. They want us to increase those pipes to 16 inches. If we were to do that, it would increase the cost to \$4.6 million dollars. We are not able to do that. We don't have the revenue to incur that. However, we do have some options when we do have the funding to grow those lines. The state will not let us cut the road and the

## Support George Henson IV's Found Object Installation

We are writing in support of George Henson IV's found object installation on Wyona Street in downtown Truth or Consequences, NM ("T or C").

We are a diverse group of artists, neighbors, curators, community members, and gallerists from T or C and around the country. We share a deep love of T or C and a belief that art and creative expression is fundamental to a thriving community.

As everyone is aware, T or C is a unique city, and public art plays a huge role in its tourism. To an outsider, the majestic Turtle Back Mountain sets the backdrop for the vibrant murals splashed across the downtown walls and the many galleries that fill its art district. Driving through the heart of the historic district, one can't help but admire Mary Kinninger's cobalt blue bottle and wire fence installment on the corner of Post. For blocks along Riverside, the street is showcased with unique, colorful ephemera artfully displayed and intertwined in fences and on the side of buildings.

If you wander down the dead end of Wyona, on the Healing Waters Trail, you might stumble across a unique ever changing, found object installation, that has been a much-admired landmark for over 15 years.

This remarkable expression of vintage relics and treasures, is featured in the award-winning documentary "Truth or Consequences", and is now featured in several out of state art tour guides. The site is visited year-round by curious tourists, local trail walkers, and fellow artists looking for inspiration and a chat with the artist himself.

It has recently come to our attention that George's exhibit is under threat due to rezoning issues. We are writing this to make it clear that we support George's artwork and believe it brings value to the community and to people visiting T or C.

If you believe in keeping our idiosyncratic town weird and diverse, and protecting George's artwork please sign this petition to show your support!

## Support George Henson IV's Found Object Installation

Name: Jerome Gray 725 Wyona T or C  
Signature: (575) 313-7799 8-May-2022 Jerome Gray

Name: Lynn Gray 725 Wyona St. T or C  
Signature: Lynn Gray 575-574-2185

Name: MARTIN MITAL Signature: Martin Mital

→ 721 WYONA ST - 575-740-1232

Name: Mary Cavett 721 Wyona St Torc	Signature: Mary Cavett	
Name: Michael Schuev Colorado	Signature:	
Name: ART KUDNER 615 Post Rd	Signature: ART KUDNER	
Name: Isalah Monroe	Signature: Isalah Monroe	Address
Name: Tonya Becker	Signature: Tonya Becker	Address: 125 Wyona St. 87901 Torc
Name: Jason Monroe	Signature: Jason Monroe	Address: 125 Wyona St 87901 Torc
Name: Allison Norton	Signature: Allison Norton	Address: 407 Broadway Torc
Name: Don Hallock	Signature: Don Hallock	Address: 410 N. Cedar, Torc. NM...
Name: John Johannek	Signature: John Johannek	Address: 415 Broadway Torc NM
Name: Alex Talavera	Signature: Alex Talavera	Address: 103 E. 1st Ave Torc, NM
Name: LAEL LLAVERIA	Signature: LAEL LLAVERIA	Address: 120 N. PERSHING " "
Name: Karina Angeles	Signature: Karina Angeles	Address: 120 N. Pershing St Torc, NM.
Name: Sylvia Norris	Signature: Sylvia Norris	
Name: David Angeles	Signature: David Angeles	Address: out of state David
Name: Erik Nunez-Cera	Signature: Erik Nunez-Cera	Address: Grapevine Bistro
Name: Beverly Adams	Signature: Beverly Adams	Address: out of state Minnesota
Name: Tom Gedgudas	Signature: Tom Gedgudas	Address: 2 Main St, Pinos Altos, NM
Name: Charles Schild JR.	Signature: Charles Schild JR.	Address: 703 S Broadway Torc
Name: Erich Horriegen	Signature: Erich Horriegen	Address: 840 Higgins 131 Unit 6
Name: Melissa Hottel	Signature: Melissa Hottel	Address: 302 ANIMOS CREEK Rd
Name: Kyle Smith	Signature: Kyle Smith	Address: 721 Charles St
Name: Mary Kinninger	Signature: Mary Kinninger	Address: 602 Wyona Torc
Name: Silas Montoya	Signature: Silas Montoya	Address: 521 Wyona St.
Name: Nalaf Phirell	Signature: Nalaf Phirell	Address: 501 grand St.
Name: Jeannie Ortiz	Signature: Jeannie Ortiz	Address: 708 Charles St.
Name: Kyle Cunningham	Signature: Kyle Cunningham	Address: 708 Charles St.
Colly Cunningham		710 Charles St.
George Hensen		731 WYONA.
Dane Gunning		11 May 22 709 Wyona St, Torc 87901

## **Support George Henson IV's Found Object Installation**

*\* Please put your name, location, and your occupation / connection to T or C\**

- 1. Hannah Jayanti** - NY & CA, Director of the documentary *Truth or Consequences* and collaborator on the 2019 Meteoric Festival.
- 2. Alexander Porter** - NY & CA, Co-writer of the documentary *Truth or Consequences* and collaborator on the 2019 Meteoric Festival.
- 3. Lauren Lee McCarthy** - CA, Contributing Artist 2019 Meteoric Festival
- 4. Bethany Tabor** - NM, Program Officer for the New Mexico Humanities Council
- 5. Samara Chadwick** - NY, Executive Director, International Film Seminars, Inc. and collaborator on the 2019 Meteoric Festival.
- 6. Jae Minard** - NY, Documentary filmmaker and film programmer 2019 Meteoric Festival
- 7. Claire Hentschker** - NY, attended the 2019 Meteoric Festival and contributed additional visual effects to the documentary *Truth or Consequences*.
- 8. Brian Matthew Hart** - MN, Artist
- 9. Peter Mettler** - Canada & Switzerland, Filmmaker and Contributing Artist 2019 Meteoric Festival
- 10. Chris Simon** - Utah, Documentary Filmmaker & Folklorist, owner of Sageland Media. Recently visited *Truth and Consequences* and am deeply impressed by the art featured all around town. George's Installation is part of what makes T or C unique!
- 11. Tara Autovino** NY, Documentary filmmaker. Have spent months at a time in T or C, and seek out George's work whenever we're there.
- 12. Jason Sebastian Russo** - NY, Documentary writer. Have spent months at a time in T or C, and seek out George's work whenever we're there.
- 13. Illya Szilak**, MD Brooklyn, NY physician at Rikers Island and artist, know this work through the film. Art is integral to health and well being of communities. George's work is a big part of this for T or C.
- 14. Jeannie Ortiz**. *Truth or Consequences*, NM. Artist, resident of T or C since 2011.
- 15. Kate Amend**, ACE, Los Angeles, CA. Filmmaker, Professor and Art Historian and advisor on the documentary *Truth or Consequences*
- 16. Kate K. Hall**. *Truth or Consequences*, NM. Artist, business owner, resident of TorC since 2018.
- 17. Kyle Parker Cunningham**. *Truth or Consequences*, NM. Artist, Gallerist and Curator2020. at Desert Archaic in TorC who represents George's work which sells regularly. Collaborator for MeTeORIC.

- 18. Melissa McKinstry**, twelve year resident of TorC currently in Chicago area. Marketing professional, experience creator, Yoga Instructor, MeTeORiCer.
- 19. Maida Lynn**, CA, Founder of Genuine Article Pictures, Executive Producer of the documentary *Truth or Consequences*.
- 20. Sara Archambault**, Providence, RI. Filmmaker, Producer of the documentary *Truth or Consequences*.
- 21. Kelsha Knight**, Bennington, VT/Los Angeles, CA, Executive Director Sentient.Art.Film distributor of *Truth or Consequences*
- 22. Jordyn Jackson**, Truth or Consequences, NM. Artist, Singer/Songwriter in the alt-folk duo Flagship Romance, resident of TorC since 2018.
- 23. Shawn Fisher**, Truth or Consequences, NM. Singer/Guitarist/Songwriter in the alt-folk duo Flagship Romance, Photographer, Resident of TorC since 2018.
- 24. Kimberly Rae Jewell** Truth or Consequences, NM. Baker of The Guesthouse Kitchen and Astrologer. Resident of TorC since 2007.
- 25. Mina Kim Fitzpatrick**, Los Angeles/New York, Filmmaker, Visiting Professor; California Institute of the Arts
- 26. Anne Yao**, New York, Film editor, Assistant editor on the documentary *Truth or Consequences*
- 27. June Russett**, Truth or Consequences , NM, artist, resident & neighbor since 2020.
- 28. Lisa Huntley**, NY and TorC homeowner since 2013.
- 29. Linda Armstrong**, Truth or Consequences, NM, resident since 2012
- 30. Tega Brain**, NY, Contributing Artist 2019 Meteoric Festival
- 31. Sam Lavigne**, NY, Assistant Professor of Design, University of Texas at Austin, and Contributing Artist 2019 Meteoric Festival
- 32. Caroline Mort**, NC, Archival Producer of the documentary *Truth Or Consequences*
- 33. Jan Thedford**, Truth or Consequences resident since 2004.
- 34. Eugina Shelton** wandering nomad who now finds herself a resident of T or C. Just a regular gal who respects the unusual.
- 35. MaryAlice Holmes**, Milton, MA/TorC homeowner since 2018, Writer
- 36. Susan Skinner**, Abq NM. As an artist and fellow collector of roadside detritus, I whole heartedly support the continuation of George's environmental space. T or C is a unique place. Don't let the developers take control.



## CITY COMMISSION MAY 11, 2022 REGULAR MEETING MINUTES

concreate through the roundabouts, but what we can do some things to accomplish the work when we have the funding to do it.

- The Animal Shelter now has 50 dogs today and they have no space available for dogs in the kennels. Today is "Chip Your Dog" Day. It has been heavily advertised by the Animal Shelter. We are inviting everyone to go and get your animals chipped.
- He reviewed the 2022 SWOT Analysis that was conducted at the Commissioners Retreat.

### **City Attorney Rubin reported the following:**

- He reported on the foreclosure sale on 724 Van Patten. We had a lien of approximately \$16,400 that had been recorded. That not only covered the cost of demolition, but it also covered the court cost, attorney fees, publications costs, and other related expenses. We went through the foreclosure process and we got a bid from someone who has offered \$17,250 what is an excess of the cost of the lien, so assuming that the courts approve the sale that would be an excellent resolution of this matter. Hopefully the closing will occur by next week or so.
- There were not any other bidders on the Jicarilla property. The city bid our lien and we will now go through the process to ask the court to approve that sale and we would then own the property, and we would then go through the process of advertising, etc.

### **City Commission Reports:**

#### **Commissioner Fahl reported the following:**

- She thanked all of the department heads and the administrative staff for the detailed process they went through during the budget workshop. She thought that it was very informative.
- They are going to make one last effort to get some more public input on the Jornada trail. They will be making presentations to the Rotary Club, and perhaps the Chamber of Commerce to get some more input before they come to the city and the Village of Williamsburg. She put up a vendor display during Fiesta, but it didn't work out very well because it fell over during the parade. Her grandson helped her out a lot with the booth.

#### **Commissioner Harrelson reported the following:**

- She also thanked the department heads for showing up to the budget meeting. It was a good way to see what was going on, and look at the lack of the people we have and take a look at what we need within our community. We have a hard job ahead of us, and it was a really big eye opener for everyone to see what is really going in. She thinks a lot of times our community has a misconception that we have this huge department, and we have a lot of overhead, and we have a lot of people who are pulling in salaries, and that is why we can't do any of things we want to do in the community, but when you go through a budget meeting like that you learn really quickly that everyone is on a skeleton crew, and we really need to make sure that we are taking care of our people in our community first.

## To Whom it May Concern:

We the undersigned are not opposed to the found object collections of George Henson on his private property, both inside and outside his fence, at the dead end of Wyona St, 731 Wyona St, Truth or Consequences, NM 87901 and may even find it artistic and interesting: *Paint & Signs*

NAME	DATE	ADDRESS	email ADDRESS	COMMENTS
1. DIANE Gunning	2/25/22	709 Wyona St	diane.tomlinson@gmail.com	very art. STC, like the STAYES! I think it's beautiful
2. Robert Gunning	4/25/22	709 Wyona St		
3. Jody Henson	4/25/22	600 Gray St. Torc	mishajody@yahoo.com	
4. Dominic Lanzier	4/25/22	635 Wyona St	lanzarobelt@gmail.com	for expression
5. Mary Kramlinger	4/25/22	602 Wyona	theta.act@gmail.com	I am an artist and love Torc's acts
6. Julie Henson	4/25/22	913 Torc St	j.henson7@gmail.com	George's art is beautiful
7. Martin Henson	4/25/22	721 Wyona St.	Martin.Hj@Yahoo.com	George's art is beautiful
8. Mary Savat	4/25/22	921 Wyona St	marysavat@yahoo.com	I moved here to be near artists and cowboy bootmakers
9. Jason Mord	4/25/22	725 Wyona St	DMHond@hotmail.com	"A/A" people travel out of state to see his exhibition. He is in several towns and in a documentary about Torc. He is in several towns and in a documentary about Torc. He is in several towns and in a documentary about Torc.
10. Tonya Butler	4/25/22	725 Wyona St		
11. Denise Carver	4/25/22	725 Wyona St		
12. Rick Dumas	4/25/22	705 Wyona St		

	<u>NAME</u>	<u>DATE</u>	<u>ADDRESS</u>	<u>email ADDRESS</u>	<u>COMMENTS</u>
11	Kyle Smith	4-25-22	721 Church Tulc NM 87441	DesertWhisperer@aol.com	one of 4/6 reports P. raised here was out of information long enough to be able to take such sites
12	Susan M. Smith	4-25-22	719 Church Tulc NM 87441	sm5400@comcast.net	
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## CITY COMMISSION MAY 11, 2022 REGULAR MEETING MINUTES

- The Fiesta this weekend was great. It was probably the best Fiesta she has seen in a very long time. The parade was fantastic. She ended up having to ref the entire volleyball tournament. It was a great opportunity, and everyone had a good time. She watched the basketball tournament, and went out that evening to watch the band play and eat at some of the vendors.

### **Commissioner Mitchell reported the following:**

- She gave a shout out to Miss Fiesta and her Court who went pretty much everywhere Fiesta weekend. They took picture with the camels, and they took pictures at the rodeo and with the kids in the fishing derby. She was super active around town. She thanked Brooklynn Garcia, Jason Garcia, and Belle Garcia for making Brooklynn's presence seen at Fiesta.
- She also thanked the department heads for answering the tough questions during budget and being gracious enough to make cuts.
- This community is amazing and she is so glad to be a part of it and be a representative of it in numerous areas.

### **Mayor Pro-Tem Hechler reported the following:**

- He gave a shout out to the Subrecipients who came out to do presentations for the Commission. They provide a lot of amenities in this community that we wouldn't have if you guys weren't here.

### **Mayor Forrister reported the following:**

- She also commended the department heads for coming in and spending 2 days here during budget, and we are still not done. It is tough to sit here and have to try and cut money out of the budget that is already super thin. We want to give everything to our employees and to our citizens. We just have to work within our budget and it is really hard to do that, but she commends our department heads for coming in here and being very generous with the very little that they already have.
- This Fiesta weekend was very nice. Numerous people came up to her to ask who was in charge of Fiesta so they can thank them. Everyone who spearheaded the event did a fabulous job.
- She thanked Commissioner Mitchell and her swim crew for creating the Mayor's throughout the years float. It had great shade, and all of her chocolate candy didn't melt before she could hand it out to the kids.
- She commended Mayor Pro-Tem Hechler for the vendors down town. Even though it was very hot, people were still very eager to be downtown, and spend money at the vendors, and partake in all of the Fiesta activities.
- She commended Miss Fiesta Brooklynn Garcia. She was in high heel all day.
- She spent quite a bit of time at the rodeo. It was really busy Friday night, and the line was all the way wrapped around almost to the lake on Saturday. There were a lot of people who attended that event, and it was nice to see people out and about. It was the first rodeo we have had in about 6 years.
- She looks forward to Fiesta 2023.

**F. CONSENT CALENDAR:**

1. **City Commission Retreat Minutes, April 19, 2022**
2. **City Commission Regular Minutes, April 27, 2022**
3. **City Commission (Day 1) Budget Workshop Minutes, May 3, 2022**
4. **City Commission (Day 2) Budget Workshop Minutes, May 4, 2022**
5. **Acknowledge Regular Library Advisory Board Minutes, April 25, 2022**
6. **April 2022 Accounts Payable**

**Commissioner Fahl moved to approve the Consent Calendar as submitted. Commission Harrelson seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**G. PUBLIC HEARINGS:**

1. **Public Hearing/Discussion/Action: Final Adoption of Ordinance No. 730 amending the City of Truth or Consequences Municipal Code of Ordinances, by amending Section 6-77 pertaining to Storage on private property:**

Assistant City Manager Alvarez explained that this ordinance was approved for publication on April 13, 2022. We are now presenting this ordinance for public hearing and final adoption. The very minor change to this ordinance was to remove the section allowing residents to store dilapidated furniture, appliances, junk or anything that is a public or sanitary safety hazard behind a fence.

City Manager Swingle pointed out the effective date on this ordinance should you choose to approve it today. He would encourage the Commission to select a date of July 1, 2022 to give us time to get it out and advertised.

Mayor Forrister opened the public hearing.

**Opponents:**

**Diane Gunning:** She appreciates the work that all of you do, and even if she may not agree about certain things or if she is against certain things, she is not against any of you. In fact quite the contrary. Complete copy of comments attached hereto and made a part hereof.

**Rick Dumiak:** This is a tricky ordinance. His main concern is who is going to interpret what is junk and what is not. You are really getting into something when you go behind someone's fence. He loves yard art, and he had a place in Santa Fe had an acre and he had sculptures all over the yard. He considered it yard art, and his neighbors loved it, but somebody could have easily drove by and considered it as junk, so his main concern is who is going to interpret what it is. He wants the places in town to be cleaned up. He lives across the corner from a place where there has been 30 garbage bags that have been stacked up against the fence for at least a year and a half. Nobody has lived in the house for a year. The place is a wreck, so he does want things to get cleaned up,



**Discussion for hearing on Agenda Item #; G-1  
Public Hearing and Final Adoption Ordinance 730  
Truth or Consequences City Commission Meeting, 11 May 2022**

by Diane Gunning, 709 Wyona Street, T or C, NM, 87901

Good Morning Madam Mayor, <sup>mayor Pao Tenny</sup> City Manager and City Council Members, <sup>+ other distinguished city representatives</sup>

<sup>problem with</sup> My ~~opposition to~~ Ordinance 730 begins with the Agenda Request Form to amend Section 6-77 Pertaining to Storage on private Property. <sup>which are</sup> The seven words at the end of the <sup>Agenda Request Form</sup> Summary/Background are: "creating a public health and sanitation issue."

Section 6-77 does not pertain to public health and sanitation issues. The sections relating to public health and sanitation issues are Sec 6-74 – Unsanitary premises, and Sec 6-75 – Hazardous premises. Section 6-77 only relates to storing items broadly defined as "junk", not to refuse emitting foul odors or breeding flies or rodents or injurious to public health.

Then, <sup>new word</sup> within Sec – 6-77 - Storage on private Property, "Junk" is the only word used in that section <sup>which</sup> that is defined in Sec 6-42 – Definitions.

However, the word Storage is not defined.

According to Cambridge Dictionary online, storage is "the putting and keeping of things in a special place for use in the future". Britannica dictionary online says storage is "the act of putting something that is not being used in a place where it is available, where it can be kept safely, etc.: the act of storing something"

Trash is what you throw away, what you don't want. Items that some people may call junk are what some people may want to preserve for later use, and that is why they are storing it and not throwing it away. Therefore these items that some might call junk might have a useful purpose to the owner.

Moreover, some items are important enough for their owners to arrange them and to display them. These items are not random piles of trash junk at this point. If arranged in an aesthetically pleasing manner they can even count as works of art. The items may be being stored until they can be organized and arranged. At the point the items are organized and arranged, they are <sup>no longer</sup> intended for future use, they are being used as part of an art display at the very time that they are arranged and displayed. <sup>At the point of display, these items are no longer being stored</sup>

The display may be solely for the enjoyment and satisfaction of the owner of the private property, say behind a fence, or they may share their creations with the public by not hiding the objects behind a fence. They may even be displayed on a fence or as part of a fence.

Since one man's trash is another man's treasure, who is to decide what is trash and what is treasure?

I propose that there should be an amendment to Sec 6-77 that creates an exemption for artfully arranged items being displayed on private property. If a property owner is being challenged by the City for what the City or an individual may consider unsightly junk, the property owner should be allowed a hearing before the Truth or Consequences Public Arts Board. This board could determine whether the display can reasonably be considered art or not. The Public Arts Board could then make a recommendation to the City Commission whether to allow the display or not.

Furthermore, the neighbors in the immediate area of the owner of the property displaying the items in question should be contacted to find out whether they support or oppose the display. Their opinions should carry weight in any decisions made about the display. Neighbors who move into an area in which the art display existed prior to them moving there should be assumed to be in support of the display unless there have been unexpected and undesirable changes that have since been made.

It should be noted that all immediate neighbors of George Henson, 731 Wyona Street, are in unanimous support of his art display installation. His entire home is an art installation and gives many people pleasure. He has been featured in a movie and gets visitors who consider his home a destination. Such displays should be embraced by the City. Most tourism in this town centers on art and art galleries, after the hot springs, of course. The artsy nature of the town, especially in the hot springs district <sup>is</sup> ~~are~~ what drew me and likely many other people to this town.

**Moving on to the proposed changes in amendment to Sec 6-77**, the removal of the exempting phrase: *"and which are not completely enclosed within a building or dwelling, or behind a privacy fence."*

The Agenda Request Form states that the purpose of this amendment is to eliminate the section of code which allows residents to store "junk" BEHIND A FENCE. Minutes of the 13 April 2022 City Commission meeting say "City Manager Swingle explained that covering the items with a fence does not alleviate the issue, and the public health and safety hazard is still there whether it is fenced or not fenced. That is the main purpose of the amendment to this ordinance."

Again, while the City Manager mentions public health and safety hazard, there is no mention in Sec 6-77 of public health and safety hazard, while there is mention of a privacy fence. And if the main purpose of the amendment to the ordinance is removing the phrase "or behind a privacy fence.", then why is the portion of the phrase "*and which are not completely enclosed within a building or dwelling*" being removed as well? Is this like saying, items deemed "junk" are not even allowed behind a privacy fence, nor are they even allowed in a completely enclosed building or dwelling?

Minutes of the 13 April 2022 City Commission meeting also discuss the approval of the City paying \$10,000 every 3 years for Pictometry Imagery Services for aerial photography of Truth or Consequences. He is quoted in the minutes: "The benefit would be to community development, *code enforcement*, fire, police, all utility departments, and parks. The program is incredible. It actually allows you to see the debris and waste on a property in almost real time." This seems to be the main draw of the photography, then, to see what objectionable items are on private property.

Not only does the City want to remove the rights of a home owner to protect their items from public view and therefore prosecution under the code by means of a privacy fence, but they intend to invade home owner's and resident's privacy from above to enforce the codes! And just how do they intend to enforce the code if items are enclosed within a building or dwelling? Search warrants for "junk" maybe?

On top of the inconsistencies in the proposed amendment to Section 6-77 is the fact that there is no "trigger" mentioned for starting the process of implementing punitive measures of this code. Does the City need a complaint from an individual or multiple individuals in order to investigate prohibited storage on private property? Will the aerial pictures alone be a basis to start a complaint? What amount of "junk" will be required to start a complaint? One washer or dryer, or a single cracked deck chair, or a sheet of plywood or an old bathtub being used as a planter? Or maybe at least two from one category, or some combination of items from more than one category. Who determines this? Will certain homeowners be selectively targeted?

*can't help feeling*  
I am convinced that the recent flurry of amendments to ordinances, starting with the prohibition of owning more than four pets, to this amendment to Sec 6-77, as well as Ordinance 732 amending the Article pertaining to motor vehicles on private property, are *causing* ~~all~~ a result of the *new Home* development currently going on and projected for Wyona Street. *1. CARGLEY*

Developers on Wyona Street have perhaps persuaded the City that they will not be able to sell their new homes unless the character of our street is changed to suit their prospective buyers. We love our street, that is why we live there. Our hopes are that anyone who buys a home on the street will be as happy with things as they are now, just as we current residents are.

I would like to add that I appreciate all  
you do, your jobs are not easy ones. I  
Thank you for your consideration. might be against certain things  
But I am not against you!

Sincerely,

Diane Gunning

*Diane Gunning*

Attachment:

copy of 2 page survey of neighbors so far in support of George Henson's art display/home

## To Whom it May Concern:

We the undersigned are not opposed to the found object collections of George Henson on his private property, both inside and outside his fence, at the dead end of Wyona St, 731 Wyona St, Truth or Consequences, NM 87901 and may even find it artistic and interesting: *PRINT + Sign*

NAME	DATE	ADDRESS	email ADDRESS	COMMENTS
1 DIANE Gunning	25/4/22	709 Wyona St	diane.tominogoe@gmail.com	Very artistic, like the stairs! I think it looks great
2 Robert Gunning	4/25/22	709 Wyona ST TorC		
3 JODY NELSEN	4-25-22	625 Gray St. TorC	nelsenjody@yahoo.com	
4 Dominic Lauzier	4-25-22	625 Wyona ST.	bananabelfco@gmail.com	Free Expression! Int. or C.
5 Mary Krinninger	4/25/22	602 Wyona	theta.art@gmail.com	I am an artist and love TorC's art.
6 JULIA KASAKA	4/25/22	913 LOCUST	juliakm7@gmail.com	George's ART = WOLF MEOW!
MARTIN MIJAL	4.25.22	721 Wyona ST.	Martin Mijal @ Yahoo.com	
7 Martine Mijal	4/25/22	721 Wyona St, TorC	onlyonewind@yahoo.com	We approve of George's art
8 Mary Cavett	4/25/22	721 Wyona St, TorC	DMhunts@hotmail.com	I moved here to be near artists and cowboy bohemians.
9 Jason Monroe	4/25/22	725 Wyona st.		
10 Tonya Beckler	4/25/22	725 Wyona St	"N/A"	people travel out of state to see his exhibition. He is in several tour guide books and in a documentary about TorC. He brings Business here!
11. DENISE CUNNINGHAM	4/25/22	700 VAN DATTEN	87901	
12. Rick Duniak	4/25/22	705 CHARLES TorC	RDUNIAK@gmail.com	

	<u>NAME</u>	<u>DATE</u>	<u>ADDRESS</u>	<u>email ADDRESS</u>	<u>COMMENTS</u>
13	Kyle Smith	4-25-22	721 Charles Tor C NM	DesertZebra@outlook.com	One of the reasons I
14	Susan M. Smith	4-25-22	87901 719 Charles St. Tor C NM	smsw@ptd.net	Purchased here was art installations like George's. we shouldn't lose such gifts
15	Lynn Gray	5-8-22	725 Wyona St, Tor C	shunahoyah@yahoo.com	
16	Jerome Gray	8-May-2022	725 Wyona Tor C	shunahoyah@yahoo.com	<del>George</del> George is a great next door neighbor!
15					
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## CITY COMMISSION MAY 11, 2022 REGULAR MEETING MINUTES

he just is a little scared of who is going to be the one to say that this is junk and this is not. Particularly when you start talking about a building. If you have money to afford a building then yeah, you can put your junk inside the building, but if you don't have the money to build a building, you don't get to keep your junk.

**George Henson:** His name has been brought up a few times here. He appreciates that you are listening. He is also opposed of privacy fences. We happen to have a few of them coming up, and it is a blank brown scene when we have a beautiful Desert to live in. He's hoping that we can focus on health and sanitation. We have an old grocery store that needs to be updated because it is an unsanitary building. As a person who has lived in Aspen Colorado, and Palm Springs California, he has seen places go up and down, and here we have issues with gas prices to get here. We need to support what is here. He feels like he has been semi-successful. He has support, and he thinks it's soon to improve.

### **Proponents:**

None.

Mayor Forrister closed the public hearing.

Commissioner Harrelson stated that she is an artist herself, and she understands the concern about making subjective decisions on coding, but she also thinks that in the respect of the Code Compliance Officer and the Police Chief, they can clearly see the difference between what is art work and what is a hazard. We have some opponents that are really stating some things about art work and she understands that. She thinks that maybe we are looking at two completely different situations. In this situation we are talking about property becoming overrun with debris vs art work, and then the other situation is maybe we are discussing easements and city owned property being infringed on by debris. She thinks that needs to be clearly stated here that these are two different subjects.

Mayor Forrister that we are making the amendments to this ordinance because we have all of these things piled up in somebody's yard such as couches and trash bags which is actually junk, not art, and people are just putting a fence around it and saying well you can't see it anymore, and they continue to pile up the junk and it is collecting. Our previous Code Enforcement couldn't do anything because they had a fence around the trash and debris. This is just cutting the section out of the code that allows the feces, trash bags, couches and washers piled up etc. as long as you have a fence around it because those type of things are a health and safety hazard for our community, and it is infringing on the personal property rights of your neighbors, and she thinks that's what this ordinance is supposed to be addressing, not the easement that we are talking about.

City Attorney Rubin stated that is correct, and the scope of what we are doing today is actually already in our books, and if you deny this amendment, Ordinance 677 will still

## CITY COMMISSION MAY 11, 2022 REGULAR MEETING MINUTES

be in the books and it already says that we prohibit dilapidated furniture, appliances, machinery, equipment, building material, junk, etc. All we are talking about today is the issue of the fence.

**Mayor Pro-Tem Hechler moved to approve adoption of Final Adoption of Ordinance No. 730 amending the City of Truth or Consequences Municipal Code of Ordinances, by amending Section 6-77 pertaining to Storage on private property with an effective date of July 1, 2022. Commissioner Fahl seconded the motion. Roll call was taken by the Clerk-Treasurer.**

**Hon. Shelly Harrelson, Commissioner voted aye**

**Hon. Destiny Mitchell, Commissioner voted aye**

**Hon. Amanda Forrister, Mayor voted aye**

**Hon. Rolf Hechler, Mayor Pro-Tem voted aye**

**Hon. Merry Jo Fahl, Commissioner voted nay**

**Motion carried with a 4-1 vote.**

### **2. Public Hearing/Discussion/Action: Final Adoption of Ordinance No. 732 amending the City of Truth or Consequences Municipal Code of Ordinances, by amending Article 5 Pertaining to Motor Vehicles:**

Victor Rodriguez, Chief of Police explained that this ordinance is up for final adoption to amend the article pertaining to motor vehicles, and addresses a lot of the issues that kind of go with the last issue that we talked about which is trying to beautify our city.

Commissioner Harrelson asked what Chief Rodriguez looks for while trying to enforce this ordinance.

Police Chief Rodriguez stated that they will evaluate the situation and environment, has the vehicle been moved, is it full of weeds, is it the only vehicle on the property, are there multiple vehicles on the property. There are different factors that will go into it. A lot of the time the nature of the complaint that comes in will typically notate whether or not the vehicle has been there for a long time or if vermin's can make a habitat out of it. Those kind of things. There is not enough time in the day, and there is not enough resources the city has to address Code Enforcement. Every property probably has some sort of violation of our city ordinance at some point and that is not what we are looking for. What the city is looking to address is premises, and properties that are creating an unsanitary or hazardous condition either to the community or to their neighbor, which is a quality of life issue. We get a lot of those type of complaints. The majority of these issues are addressed through compliance before we even issue any type of criminal action through the courts. Most people are very good at addressing the issue.

Mayor Forrister opened the public hearing.

**Opponents:**

**George Henson:** He commented on the art on his property. He commented on cleaning up his property. He'll have to do it after they dismiss his court case because it is the wrong court. It is not a cheap thing for the city. It is not easy on his mental health. On one street you can be less than 4 feet from an easement. He has antiques on his property. The model of art he has, have been in Super Bowl commercial and blockbuster movies. He needs to prove he has an act of interest. He might be able to afford a \$200,000 budget someday, but until then he has to protect what he has.

**Rick Dumiak:** He appreciates everything the Chief said as far as the exceptions and there are ways around this and everything, but he is wondering if there is any kind of appeal process because we have appeals for everything else. He hopes that there is an appeal process for this somewhere down the road where we can maybe come before a board like the Planning & Zoning Commission because we are getting into interpretations. He is all for getting rid of the junk cars, but there should be some kind of an appeal board.

Mayor Forrister explained that the "appeal" would be through the court.

**Rick Dumiak:** He would like for the appeal to go through someone else rather than the court because of the fees that are involved through court.

Police Chief Rodriguez explained that every time someone has a disagreement with Code Enforcement, we have what we call an informal review process. That is what the Chief of Police and the City Manager is there for. We often have people come to us with their concerns and we look into it. Our Code Enforcement Office is very good at consulting him about the cases she has so he can give her his opinion on whether or not he feels like it is a code violation. It is not unusual for us to have different eyes that look at these things. That doesn't mean that we are undermining our Code Enforcement Officer. She is very good at her job and she is a very competent person.

Mayor Forrister added that they can voice their concerns to the Commission as well.

**Proponents:**

None.

Mayor Forrister closed the public hearing.

**Mayor Pro-Tem Hechler moved to approve adoption of Final Adoption of Ordinance No. 732 amending the City of Truth or Consequences Municipal Code of Ordinances, by amending Article 5 Pertaining to Motor Vehicles. Commissioner Mitchell seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**H. ORDINANCES/RESOLUTIONS/ZONING:**

**1. Discussion/Action: Resolution No. 56 21/22 Budget Adjustment Resolution:**

Carol Kirkpatrick, Finance Director reviewed the Budget Adjustments provided in the packet.

**Commissioner Fahl moved to approve Resolution No. 56 21/22 Budget Adjustment Resolution. Commissioner Harrelson seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**2. Discussion/Action: Resolution No. 58 21/22 Supporting Rio Vaqueros, Inc.:**

City Manager Swingle explained that there is a typo on the resolution. The date on the first whereas should be 2022. Many years ago, the adobe hills shooting association now known as Rio Vaqueros, Inc. worked with the city, and a lot of community leaders to get the land dedicated from the BLM to the city for a shooting range. Over the years, maintenance and improvements to the facility have been hit and miss based on the limited funding that the city had. What the Rio Vaqueros group would like to do is go out and solicit donations for the improvements to the property, and they thought if we passed a resolution that basically says that we support them, and encourage gun enthusiasts and users to donate to them, they would turn around and work with the city for improvements on the city property. This is a resolution that was drafted to create support for the Rio Vaqueros, so they can create a sort of friends of the range, and solicit those donations because we just don't have the revenue to make the improvements that the range truly needs to make it a much more attractive location.

**Commissioner Fahl made a motion to approve Resolution No. 58 21/22 Supporting Rio Vaqueros, Inc. Commissioner Harrelson seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**3. Discussion/Action: Resolution No. 59 21/22 Relating to Loan No. PPRF-4968 with NMFA for \$2,475,799:**

Carol Kirkpatrick, Finance Director explained in 2019 the city refinanced a prior loan and added new money for technology, vehicle, HVAC units, and roofing. We had 2 years to spend that money, and we wanted a little more time so we could decide what the priority needs to be. We asked for an extension until August 30, 2024. In addition trying to find money to fund the Roundabout Project and cost. We thought about \$50,000 from this loan would help us pay for some of it so we are asking to repurpose \$50,000 of it.

**Mayor Pro-Tem Hechler moved to approve Resolution No. 59 21/22 relating to Loan No. PPRF-4968 with NMFA for \$2,475,799. Commissioner Harrelson seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**I. NEW BUSINESS:**

**1. Discussion/Update: Update of the 2024-2028 Infrastructure Capital Improvement Plan (ICIP) and Capital Outlay Request Process:**

Assistant City Manager Alvarez reviewed the 2024-2028 Infrastructure Capital Improvement Plan (ICIP) and Capital Outlay Request Process. (Complete copy attached hereto and made a part hereof).

**2. Discussion/Update: Update on the 3rd Quarter Financial Reports:**

Carol Kirkpatrick, Finance Director reviewed the 3rd Quarter Financial Reports. (Complete copy attached hereto and made a part hereof).

**3. Discussion/Action: Amendment to the expiring contract with Tyler Technologies:**

Carol Kirkpatrick, Finance Director explained that Tyler Technologies is the software we are currently using for the accounting and utility billing. The contract ends June 30, 2022 and we wish to extend the contract for one more year, and then renew the contract on an annual basis.

**Commissioner Fahl made a motion to approve the expiring contract with Tyler Technologies. Commissioner Harrelson seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**4. Discussion/Action: Sierra County Swim Team Agreement:**

**Commissioner Mitchell was recused from discussion and the vote.**

OJ Hechler, Community Services Director explained that this agreement would allow the swim team to utilize the swimming pool at a reduced cost in exchange for services that are listed on the agreement.

Commissioner Fahl asked if OJ was totally in favor of this agreement.

OJ Hechler, Community Services Director stated that the Sierra County Swim Team has 35 to 45 kids that will be utilizing the swimming pool, and it offers these kids some exercise, some activities, some recreation, and the potential to become a junior certified

lifeguard, and then they get to also compete at meets. The way we designed this agreement wouldn't affect the pool hours as they're scheduled right now. The negative about is that we can't change our pool schedule during that time frame, and if we wanted to open up a little early, or stay open a little later, we wouldn't be able to do that. Either way I could see the benefits that it does provide for the for the community, but at the same time too we did approve these fees last year, and the swim team previously were allowed to use the swimming pool under the old resolution for \$50 power week, and now it's \$50 per hour. We did do research through other Municipalities to get the prices we came up with. Some modifications to the agreement would be that the organized swim lessons are for 14 members so people would not get confused that they are offering swim lessons to the public, and it will also be added to the agreement that the team would provide their own certified lifeguards.

Discussion ensued regarding whether or not this would be fair to others, what the benefit to our community would be, and the question whether or not they should charge the set fees.

The largest debate was how this would benefit our community, so the Commission asked that language be added to the agreement stating that the swim team would provide swim lessons to the public.

**Commissioner Fahl made a motion to table the Sierra County Swim Team Agreement until the next meeting. Commissioner Harrelson seconded the motion. Roll call was taken by the Clerk-Treasurer.**

**Hon. Amanda Forrister, Mayor voted aye  
Hon. Rolf Hechler, Mayor Pro-Tem voted aye  
Hon. Merry Jo Fahl, Commissioner voted aye  
Hon. Shelly Harrelson, Commissioner voted aye**

**Hon. Destiny Mitchell, Commissioner was recused from this item.**

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

**5. Discussion/Action: Approval of the Planning & Zoning Board's recommendation to appoint Rick Dumiak to serve as a member on the board:**

City Clerk Torres explained that the Planning & Zoning Commission currently has 2 vacancies on their board, and there will be one more vacancy come June 2022. At the April 7, 2022 Planning & Zoning meeting, the board recommended the appointment of Rick Dumiak to serve as a member on their board. Since then, we have received 2 other applications to serve on the board. The applications will be submitted to the Planning & Zoning Commission at their May 19<sup>th</sup> meeting.



## CITY COMMISSION MAY 11, 2022 REGULAR MEETING MINUTES

City Attorney Rubin handed everyone a petition by George Henson. Mr. Henson owns property at 731 Wyona, and the city owns an easement which is contiguous to his property. Mr. Henson placed a large volume of personal property on our easement to an extent that we can't even use our easement. The situation has worsened by the fact that we hired a contractor regarding a potential development of the area, and the contractor's inability to access the easement is costing us money. Therefore, he (*City Attorney Rubin*) wrote a letter to Mr. Henson demanding that he remove his personal things within 5 days. In response, Mr. Henson then filed a law suit claiming that he wanted more time. We are using our other City Attorney John Appel, and he has filed a motion to dismiss the law suit, and there is a hearing scheduled for May 25, 2022. Looking at the documents, the first sentence says To Whom It May Concern, we are writing in support of George Henson's found object installation on Wyona Street in downtown Truth or Consequences. We are not opposed of the found collection from George Henson on his private property, both inside and outside his fence at the dead end of Wyona Street, 731 Wyona Street, Truth or Consequences, NM 87901, and may even find it artistic and interesting, and below that are a list of names who apparently signed this document. It is not totally clear of what property we are talking about. He is assuming the reference in the document handed to the Commission is the same property that is subjecting the lawsuit. Otherwise, why would Mr. Henson have given it to him? The implication of Mr. Henson handing him the document, he is assuming that Mr. Henson is going to use the document in court. Otherwise, why would he be showing it to him? The concern he has is that he is seeing Mr. Dumiak's name on that list. Therefore, his concern is a matter of public perception that anyone who signed that document would be taking the position that is adverse to the city or at least adverse to our financial interest as far as the litigation. He is always concerned with the idea of public perception. He is not saying if he was served, it would necessarily be a conflict of interest as per your financial insurance or whatever, but there could be a perception of being adversarial to the city.

Mayor Forrister stated that is a good question because once you serve on one of these boards, you are serving on behalf of the city.

Mayor Pro-Tem Hechler stated that he has a lot of respect for Mr. Dumiak, he has done a lot of good things for this community, and he appreciates his application, but the point that City Attorney Rubin brought forth does look like a conflict.

Rick Dumiak stated that George Henson is his neighbor and he doesn't mind what is out there, and he would recuse himself if he was voting and it came before him. He doesn't think it affects it one way or another.

**Commissioner Fahl made a motion to table the appointment of Rick Dumiak to serve as a member on the Planning & Zoning Commission until the 1<sup>st</sup> meeting in June which is after the George Henson court date. Commissioner Harrelson seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

CITY COMMISSION MAY 11, 2022 REGULAR MEETING MINUTES

**J. EXECUTIVE SESSION:**

- 1. Threatened & Pending Litigation (Ron Fenn vs. City of T or C) pursuant to 10-15-1(H.7).**

**Mayor Pro-Tem Hechler made a motion to go into executive session at 11:05 a.m. to discuss Threatened & Pending Litigation (Ron Fenn vs. City of T or C) pursuant to 10-15-1(H.7). Commissioner Fahl seconded the motion. Roll call vote was taken by the Clerk-Treasurer. Motion carried unanimously.**

Mayor Forrister reconvened the meeting in open session at 1:12 p.m.

**Mayor Pro-Tem Hechler certified that only matters pertaining to Threatened & Pending Litigation (Ron Fenn vs. City of T or C) pursuant to 10-15-1(H.7) was discussed in Executive Session.**

**No action was taken.**

**J. ADJOURNMENT:**

**Mayor Forrister adjourned the meeting at 1:13 p.m.**

**Passed and Approved this 25<sup>th</sup> day of May, 2022.**

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Amanda Forrister, Mayor

ATTEST:

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Angela A. Torres, CMC, City Clerk



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

Agenda Item #: F.2

**SUBJECT:** Acknowledge Regular Public Utility Advisory Board Minutes, April 18, 2022.

**DEPARTMENT:** City Clerk's Office

**DATE SUBMITTED:** May 19, 2022

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

**WHO WILL PRESENT THE ITEM:** Consent Calendar

**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 5-25-2022

**CITY OF TRUTH OR CONSEQUENCES  
PUBLIC UTILITY ADVISORY BOARD  
MONDAY, APRIL 18, 2022**

**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, April 18, 2022 at 3:30 pm.

**CALL TO ORDER:**

The meeting was called to order by Chairman Szigeti.

**ROLL CALL:**

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

**ALSO PRESENT:**

Bruce Swingle, City Manager  
Bo Easley, Electric Department Head  
Sonya Renfro, Utility Department Manager  
Dawn C. Barclay, Deputy City Clerk

**1. APPROVAL OF AGENDA**

Chairman Szigeti mentioned that 4C should be put under New Business as this subject has not come before the board previously.

Member Pacourek stated that he had requested for Ordinance 712 be on the agenda. He had a written request to have it put on the agenda.

Chairman Szigeti stated that that is a separate issue and it is not on the agenda and they cannot add it now.

Chairman Szigeti made a motion to approve the agenda with changes.

Member Armijo seconded the motion.

Motion carried unanimously.

**2. APPROVAL OF MINUTES:**

- a. Regular meeting of March 21, 2022.

Vice-Chairman Dornbusch made a motion made a motion to approve the minutes.

Member Armijo seconded the motion.

Motion carried unanimously.

**3. COMMENTS FROM THE PUBLIC: (3 Minute rule applies)**

Ron Fenn stated that he's been looking at a lot of financial reports. He looked at the quarterly report and that 4 ½ months is not a quarter. Consumption from December to April 14<sup>th</sup> there is a revenue figure and consumption and he doesn't know why they bother when there are reports such as the utility summary report that totally different numbers on it. The financial report from the City finances also has different numbers for the same items. He said that he doesn't know which numbers are accurate. The reports are totally meaningless and a waste of time. The utility summary report is bogus because they are adding production as consumption. He did a report on the January solar users. The total net difference is not 25,000 kilowatt hours but 2600 and the cost is \$345 and not \$3,232 that is reported in the utility summary report. You do not know how to do net metering. Nobody knows how to do net metering. He said that the numbers are screwed up and the solar is not a drain on the city.

Ariel Dougherty read from notes that she had prepared. (Attached)

#### **4. OLD BUSINESS:**

##### **a. Discussion/Action: Quarterly Utility Department Reports. George Szigeti**

Sonya Renfro advised the board that most of the delinquent notices are for people that are 2 months behind and they usually come and pay up after they receive the delinquent notice and then it moves down to the red tag process which has come down quite a bit. Chairman Szigeti stated that there are approximately 120 red tags a month for the last 3 months. Sonya stated that Rent Help New Mexico is still helping people pay for their house utility bills up until September of 2022. They just got notified that they also have a program for water/waste water too and they're paying people's accounts up to \$1500 that qualify, which is a great help; a lot of people have taken advantage of this as well.

Vice-Chairman Dornbusch asked if most of the payments were for non-payment and Sonya advised that all of the red tags were for non-payment. She stated that the current red tags issued are down quite a bit from before.

Member Pacourek asked that if the programs are going to end that are helping out the customers.

Sonya advised them that it will end in September 2022. The program is not through the utility office, it is through the state. Sonya went on to remind everyone that it is the water conservation time of year from now until September.

Member Pacourek asked if the \$50 red tag fee covers the interest lost in the months that didn't get paid. Sonya said that it does and that the customer also gets penalized 1.5% of their utilities. If some customer happens to be in the hospital when they get red tagged, they work with them on the fees but the penalties are forever.

Bo Easley reported on their quarterly reports from December 2021, January 2022, February 2022, and March 2022 were lacking the tri-states bill from March, but they did get it that day, although they weren't able to get it on there on time for the meeting. They have 75 completed, 22 pending. There is a list of projects and the status of where they are with them. Chairman Szigeti asked if the transformer was put in and Bo said that it was put in and was put online and is running as of last Wednesday. The only problem that they had was the oil tanker that pumped the oil out, they had to get a new one and it arrived the next morning. It put them a day behind but they finished before the deadline. Vice-Chairman Dornbusch commented that the new transformer looked smaller than the old one and asked if it was more efficient. Bo answered yes. He stated that the new transformer has a solar ray on it.

Chairman asked how they were on staffing. Bo answered that he is short 2 guys. They are having trouble finding individuals who want to work with electricity for \$13 an hour and people don't really want to work either.

Member Pacourek said that the White Sands building, the New Mexico Veteran's Center, the Dollar General are 6 700 square foot buildings. Bo stated that it was a typo 6 7,000 to 10,000 square foot buildings. For New Mexico Veteran's Center new buildings, they are going to build 6 buildings up front. The other New Mexico State Veteran's building they are updating the transformer in the back. They are updating the service.

Bo went on to say that the Dollar General is going to build across the street from the Veteran's Center; the empty lot will be a new Dollar General. Member Pacourek stated that he thinks that they should consider putting a traffic light there because of traffic coming from the north. Bo advised him that DOT would have to handle that. Member Pacourek mentioned that the project report should apply to the Impact Fee Board because of the money for the White Sands building; an upgrade for a new transformer. He stated that these things should be in the Impact Fee Board that they should be looking at monthly. He said that the information needs to come from the City to the board. Chairman Szigeti stated that they have their bi-annual meeting and most of these items are not that critical

that they have to call for a Special meeting. He stated that he is sure that they will receive a report at the next Impact Fee Board meeting.

Chairman Szigeti asked if there was anything else to discuss. Bo advised that they are just very understaffed at this time. Member Avelar stated that the same people over and over are having the water problems.

b. Discussion/Review: Role and Responsibilities of the Public Utility Advisory Board.

George Szigeti

Chairman Szigeti read items from a handout regarding items from Sec. 2-273 (Attached)

**5. NEW BUSINESS:**

a. Discussion/Action: Sierra Electric Coop's offer to purchase the Truth or Consequences Electric Utility. George Szigeti

Chairman Szigeti started off by addressing Ariel Dougherty's comments; the reason that he brought this for discussion before that board is because the total information that the board has concerning the offer was contained in the packet. The board has received nothing but anecdotal information on this proposal. He is a little upset that the proposal for the feasibility study was taken to the Commission without even mentioning it to the board. The sale has been posted in the newspapers. The board needs to know what is going on with that. If they are doing feasibility studies, someone from the board should be involved with this to begin with. They should at least be meeting regularly with the contractor that is doing this study and any information that comes out, needs to be shared with the public. It has been in the newspapers and people are asking questions, and since there is nothing concrete out there, people are forming all kinds of opinions on it. This is going to go through the Commission, but it will also have to go for a public hearing and it is important that the citizens of the community understand what is going on, so that when this actually comes up for a decision, they can comment on it intelligently. He asked if the City Manager could give them any more specific information on how this all started and where it came from. City Manager Swingle stated that the sale of property is a very confidential matter to a point. The city's first opportunity to disclose its interest in this idea was with the MOU with the co-op investigating the feasibility of the potential sale of the electric department infrastructure. A study was agreed upon. Phase 1, which is where they are currently, is looking at the feasibility whether it is in the city's best interest, the co-ops best interest, and the public's best interest for them to do this. At the end of the day, when they get the final report, it is going to tell them that. There is no dollar value that says your company is worth X number of dollars. On a draft, what he saw was that the infrastructure is valued at about \$10 million dollars. There is no offer, there's never been an offer, and there won't be an offer for a considerable amount of time. This is his first experience with this type of sale of a utility company. His understanding is that they're looking at a year to two years for that entire process to take place. It has now only been maybe 4 months where they have discussed it. They are currently waiting on the report; hopefully they will have it soon. It is not going to tell them what they are offering; it will tell them what the value of their infrastructure is at the time of the evaluation. It will tell them if it is the community's best interest, which is the most important thing. It originated with members of the community coming forward and saying that the City has no business running an electric company. Several members have brought that to his attention as well as the commissioners. Then they had the issue of looking last summer where they lost a transformer. The second one was failing when they started getting into the high heats. By looking at the situation, they have hard working individuals in the electric department that keep the grid up and running. The intent of wanting to sell the electric company is no reflection on the good work that they do. They have a utility office that does billing, so we have a line staff and a billing staff.



The overall administrative component, the engineering component to the electric department, we don't have. Where are they supposed to be in 5 years? Where are they supposed to be in 10 years with their infrastructure with their electricity needs for the community? They don't have that component because they don't have an administrative component to their utilities. They have a director of billing and there is a director in each utility department. They don't have that PE or individual serving as the actual administrator doing the strategic planning in this organization. They ran into the issue with the compliance of PRC and non-compliance with PRC. They are not required to comply with the PRC, so whatever their rules are, do not apply to them. They can run the municipal electric company anyway that the commission deems fit. They have had some issues that have surfaced in regards to how they belong to the PRC, where they've complied with the regulations that are not within the consumer's best interest that they are not held to some standards. They won't be able to take the surplus revenue that the electric department generates. When you look at the infrastructure in the long term, it's in dire need of an update. Under the current state, that is not going to happen and the City needs the revenue for general fund purposes. There are other components on the efficiency of electricity that there are standards out there that they don't comply with, such as dealing with line loss, managing line loss, monitoring line loss and things of that nature and they are not required to. Citywide they have a pretty good idea of what some of the PRC rules are and what their intent is to protect the grant as well as the consumer, but we don't have any idea of what the overall requirements are. That is what precipitated the idea. It's not an easy decision, because we have a great staff doing the work that they're doing, however, we need additional staff, we need that administrative component. And if we do that, it going to be an additional cost. As far as phase, there are regulatory issues on the co-op side and there are financial issues. There would be a negotiation at some point. They have a lot of different contracts and power sources that they are receiving power from, and all of that will be tied into the second phase. Vice-Chairman Dornbusch stated that he compares it to they want to see their vehicle because they have to register it and insure it. He doesn't understand who initiated the process. Was it because they don't have enough money to pay the bill or because they have to update their electrical and they don't want to do it? Is it because Sierra Electric Co-op sees us as their only customer and that the City can put them under, so they're doing this for self-preservation methods? He wants to know who decided that they would entertain selling the electric department. City Manager Swingle advised that it was the commission that they should investigate and explore it. He advised the board not to get upset that the City is exploring opportunities. Vice-Chairman Dornbusch advised that he is upset that he is on the PUAB and is totally in the dark about all of this. The rumor has a good foundation from what he hears about their arguments and it is because they can't provide services of 100% of the revenue of the city, how are they going to provide services after Sierra Electric takes their chunk out of it. City Manager Swingle stated that the city will have to grow its revenue streams whether they keep the electric department or not, they will need to grow their revenue or they will have to make changes in services. Vice-Chairman stated that this is really disturbing him as this push to make all of the departments self-sufficient. He is asking how all of the departments are going to do this. City Manager Swingle stated that there is no department self-sufficient. He stated that their enterprise funds should be self-sufficient. This is a long and confidential process on what the consultants are doing. He has only seen a draft of some numbers but has yet to see the report. Chairman Szigeti stated that the city needs to increase revenues or cut services. City Manager Swingle advised the board that right now they collect \$4.2 million dollars revenue wise for the general fund. Right now they have budget requests for this 20-23 FY for \$6.4 million dollars. The departments are operating on fumes budget wise. Hypothetically, if they were able to sell the electric department for \$15

million dollars, on average they take \$1.5 million from the electric department for the general fund. If they sold the electric department for \$15 million dollars, that would give them 10 years to get revenues in order. If it's not in the public's best interest to ensure the integrity of the grid to ensure that the requirements that are there to protect the consumer are in place.

Chairman Szigeti made a motion that before the feasibility studies are presented to the City that the board can look at it and discuss it and make comment on it, and that they be allowed to send their comments along to the commission.

Member Pacourek seconded the motion.

Motion carried unanimously.

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

Chairman Szigeti addressed Member Pacourek saying that he did not put his item on the agenda because his communication merely said that he wanted to put Ordinance No. 712 on the agenda. If you want to bring something up or make an amendment to it, you should state the purpose for putting it on the board is for amending it and then get a summary of the amendment that you are proposing, so that we know what the intent is.

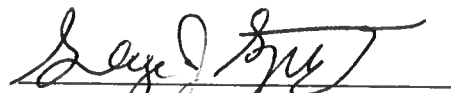
#### **7. REPORTS FROM STAFF**

City Manager Swingle stated that they are into the budget process now, so he wants to encourage them to put this on the agenda for the next meeting. They are preliminary budgets at this point.

#### **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. The meeting was adjourned.

**PASSED AND APPROVED ON THIS 16<sup>th</sup> DAY OF MAY 2022.**



**George Szigeti, Chairman**  
Public Utility Advisory Board

PUAB Meeting April 18, 2022  
Ariel Dougherty

Greetings, PUAB members. I wrote you earlier today urging you drop 4.c.

**Discussion/Action: Sierra Electric Coop's offer to purchase the Truth or Consequences Electric Utility** from the agenda.

The issue, **First off**, is *not old business*. No offer from Sierra Electric has not come before this board meeting in the past. That it is listed as such under Discussion/Action is highly problematic and disingenuous. Months ago when the MOU came before the Commission I underscored how the possible sale of our electric system was being ~~being~~ handled backwards. Where is ~~our~~ <sup>the</sup> value of our electric system? Where are possible offers from other entities?

**Two**, there is NO offer provided in the packet....no documentation to back up such a discussion—let alone action. How can you discuss this with no information? The failure to provide any documentation for the public to see 72 hours advance of your meeting violates the Open Meetings Act. On such a matter of large concern and value of a major public good it is a violation of the mandate of what an advisory board ~~is~~ directed to do. Any possible handout at the start of the meeting will not warrant or permit any of us in the public or your Board to fully or adequately evaluate any such offer that Sierra Electric might have made.

**Three**, as I would hope the value of the city's electric ~~h~~ system is above \$20,000 this matter must ultimately be held before the public in a Public Hearing.

As you have not removed the item from your agenda, I urge you now table it. There is no way to have an open discussion until the documentation about the report and or analysis that was to come from the City's MOU with Sierra Electric is available. And we all can see what the actual offer is.

This issue has no transparency before the public and violates the public trust.

#### DIVISION 4. - PUBLIC UTILITY ADVISORY BOARD

##### Sec. 2-271. - Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Public utilities* means the electrical utility, the water utility, and the sewer and garbage facilities furnished by the City.

(Code 1962, § 2-8-3)

**Cross reference**— Definitions and rules of construction generally, § 1-2.

##### Sec. 2-272. - Established.

There is hereby established a Public Utility Advisory Board, referred to in this division as the Board, consisting of five members. In addition to the five members, the City Manager shall be an ex officio member. The Chairman of the Board will be elected by the appointed five members.

(Code 1962, § 2-8-1)

##### Sec. 2-273. - Appointment.

The members of the Board with the exception of the City Manager shall be appointed by the City Commission. The original members shall serve staggered terms and thereafter there shall be appointed by the City Commission members of the Board who shall serve for a two-year term. The terms of the members of the Board shall expire on June 30; provided, however, that any member of the Board shall continue to hold his office until his successor is appointed and qualified. The City Commission shall appoint at least one person with an electrical utility background, one person with a financial background, and a general contractor as members of the Board. If such qualified persons are not available or willing to serve, then the Commission shall appoint other competent persons to serve.

(Code 1962, § 2-8-2)

##### Sec. 2-274. - Powers and duties.

- (a) The Board may recommend general rules and policies of the municipal utility systems. The Board shall recommend rates and charges for electric power and energy, water or sewer utility service, or garbage collection service furnished by the City and shall recommend conditions of service applicable to the furnishing of such utilities.
- (b) The Board may recommend line extension policies to be followed by the municipal electric utility system and extension policies for municipal water and sewer utility services.
- (c) The Board may prepare and recommend an annual budget for the utility systems of the City conforming to the requirements of the ordinances of the City authorizing the issuance of electric, water, and sewer revenue bonds.
- (d) The Board may review from time to time all the rates and charges for electric, water, sewer, and garbage services furnished by the City and may submit the results of such review to the City Commission.
- (e) The Board may recommend to the City Commission any major extensions and improvements, not otherwise provided for by the City Commission, required to be made to or in connection with the utility systems, and not otherwise provided for in the annual budget. The Board shall include in such recommendations any engineering studies and other data obtained or prepared in connection with such proposed extensions and improvements.
- (f) The Board may endeavor to establish a comprehensive plan establishing the requirements of the City's utilities systems over the next ten-year period.
- (g) The Board may establish a procedure for setting rates for the utilities of the City which will guarantee a return sufficient to maintain the utility systems, expand them to meet growing needs, improve them to function in a modern manner, and

guarantee a reasonable return on the City's investment therein.

- (h) The Board is authorized to use the facilities of the City offices and shall have access to all records pertaining to the utilities of the City; provided, however, the Board shall not be authorized or empowered to expend any funds of the City or create any indebtedness on behalf of the City without the prior approval of the Commission.
- (i) The Board shall meet regularly at least once each month on a regular date to be designated by the Board; provided, however, that a special meeting may be called at any time by written request to the Chairman of the Board by three members or on call by the Chairman of the Board with the written consent of all members of the Board. All meetings whether regular or special shall be open to the public as provided by the laws of the state. Three members shall constitute a quorum, and no action can be had in the absence of a quorum present.
- (j) A vacancy shall be deemed to exist upon the resignation of any member of the Board, by his death or inability to act, or by removal of any member by four-fifths vote of the City Commission. Any member who fails to attend three consecutive, regular meetings of the Board, without excuse, shall be deemed to have resigned his office.
- (k) The members of the Board shall serve without compensation.
- (l) The Board shall appoint one of its members as Assistant Chairman and a Secretary to act as such at the pleasure of the Board. The Board shall adopt rules and regulations governing its proceedings.
- (m) The Board shall prepare reports of its activities and submit these reports and any recommendations for consideration by the Commission at least bimonthly at the second Commission meeting in the reporting month.
- (n) The Commission may furnish such administrative and clerical assistance to the Board as is reasonably necessary to accomplish its function.

(Code 1962, § 2-8-4)

Sec. 2-275. - Reserved.

Editor's note— Section 1 of Ord. No. 657, adopted Aug. 14, 2014, repealed § 2-275, which pertained to term limits, and derived from Ord. No. 643, § 1, adopted Oct. 22, 2013.

Secs. 2-276—2-290. - Reserved.



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

Agenda Item #: F.3

**SUBJECT:** Acknowledge Regular Planning & Zoning Board Minutes, April 7, 2022.

**DEPARTMENT:** City Clerk's Office

**DATE SUBMITTED:** May 19, 2022

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

**WHO WILL PRESENT THE ITEM:** Consent Calendar

**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 5-25-2022



**CITY OF TRUTH OR CONSEQUENCES  
PLANNING & ZONING COMMISSION  
THURSDAY, APRIL 7, 2022**

**MINUTES**

**REGULAR MEETING**

Regular meeting of the Planning & Zoning Commission of the City of Truth or Consequences, New Mexico to be held at the City Commission Chambers at 405 W. Third Street, Truth or Consequences, New Mexico, on Thursday, April 7, 2022 at 5:30pm.

**CALL TO ORDER:** The meeting was called to order by Chairman Hogg.

**ROLL CALL:**

Michael Hogg, Chairman  
Chris Sisney, Vice-Chairman  
James Bush, Member

**ALSO PRESENT:**

Traci Alvarez, Assistant City Manager  
Angela Torres, City Clerk-Treasurer  
Dawn C. Barclay, Deputy City Clerk

**1. APPROVAL OF AGENDA:**

Member Bush made a motion to approve the agenda. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.

**2. APPROVAL OF MINUTES:**

**a. Regular meeting of February 17, 2022.**

Member Bush made a motion to approve the minutes. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.

**3. COMMENTS FROM THE PUBLIC:**

Martin Mijal approached the Planning & Zoning Commission with comments related to the property on Wyona Street.

Kyle Smith approached the Planning & Zoning Commission with comments related to the property on Wyona Street and the development of the property.

Diane Gunning approached the Planning & Zoning Commission with comments related to her opposition of the planned development on Wynona Street. She feels that removing the berm by the property will cause flooding issues to the surrounding area.

Kate Hall approached the Planning & Zoning Commission with comments related to the development on Wynona Street. She also expressed that work is being done on the property at very early hours of the morning.

Jonathan Carson approached the Planning & Zoning Commission with comments related the removal of the berm by the property on Wyona Street. He feels that it may cause flooding to the surrounding area and that may be a liability to the city.

Scott Boyd approached the Planning & Zoning Commission with comments related to the fact that he would like to see some development in the community and he doesn't think that we should be discouraging people who are investing in the community.

George Henson approached the Planning & Zoning Commission with comments related to the way the newspaper printed information regarding the property on Wyona. He also commented about the berm next to the property.

#### **4. PUBLIC HEARING:**

##### **a. Public Hearing/Discussion/Action: Request for a Summary Plat Amendment on Parcel 3022079415169 Palomas Hot Springs Townsite, Block 30, Lots 1 – 12:**

**Chairman Hogg** – We have two public hearings. He asked that anyone who will be speaking during the Public Hearing please raise their right hand for swearing in under the "Battershell Procedure".

*Dawn C. Barclay, Deputy City Clerk swore in all persons that spoke during the public hearings.*

**Chairman Hogg** – Ms. Alvarez will you please stat your first item for consideration.

**Traci Alvarez, Assistant City Manager** –This first public hearing is for a Summary Plat Amendment on Parcel Code No. 3022079415169. The applicant is requesting to amend his parcel by reducing the number of lots. Currently, this parcel has twelve lots, and he would like to reduce it down to six lots for potential development, if he chooses to do so. One of the lots is not a developable lot. At this time it's referred to as lot twelve. The amendment doesn't have any effect significantly altering any of the impacts on utilities, drainage or traffic at this time because there are no plans submitted for any development at this time. Any development of this property will have to abide by all City and State, Planning, Zoning, and Building as well as the oversite by the Sierra County Flood Director. At this time we are requesting approval to amend the parcel into the lots as requested, and the applicate is here for any questions.

Chairman Hogg opened the public hearing.

**Proponents:**

**Nate Stevens** – The reason for the plat amendment is because when they put the drainage ditch in which alleviated the cost of flood insurance for a lot of our community, they used lot 12 which is the lot that is in question here tonight. Lot 12 is undevelopable because it is a levy for that ditch that saves everybody money. The reason he has to change the lot lines is so that the rest of land that is not being used as a levy can be developed, and he can build on at some point in the future. That is what the meeting tonight is about, and he has answers for all of the other questions and concerns, but he won't do that here tonight.

**Vice Chairman Sisney** - What is the purpose of reducing it from 12 to 6 lots.

**Nate Stevens** – So he can address them properly. To build any property the smallest buildable property is 45x120. With lot 12 being gone it will leave him with one empty lot at the end of the other site, so he would not only lose lot 12, but he would lose lot 1 as well because he can split the remaining 10 into five 50x120 lots, but he would have 25 ft. on the other side. So rather than losing two lots, he would rather lose lot no. 12 to that levy that protects the community.

**Opponents:**

**Rick Dumiak** – Mr. Dumiak's comments are attached hereto and made a part hereof.

**Martin Mijal** – He asked is lot 12 is a gift to the city or is it an easement.

**Nate Stevens** – It is a formal easement to maintain that ditch.

**Martin Mijal** – The idea of the flood zone is not appropriate for the overall building code of this city. This is a spot zone, and this developer has to spend a massive amount of money so it makes no sense that he is going to have 300 ft. by 120 ft. He doesn't think that it will be affordable.

**Vice-Chairman Sisney**- Ms. Alvarez can you please address Mr. Dumiak's comment on whether or not this is a code violation.

**Traci Alvarez, Assistant City Manager** – The request for the Summary Plat Amendment has been reviewed by our city attorney, and it meets all requirements within the code aspect, but without further research she does not feel comfortable giving a straight answer because she did not hear everything that Mr. Dumiak asked.

Rick Dumiak

Rick Dumiak  
705 Charles  
Truth or Consequences

Regarding item 4 on today's agenda,

a. Public Hearing/Discussion/Action: Request for a Summary Plat Amendment on Parcel 3022079415169 Palomas Hot Springs Townsite, Block 30, Lots 1 – 12.

I am speaking in opposition to this plat amendment.

I respectfully request you do not approve this plat amendment as it does not meet the standards stated in Sec. 11-2-2 and Sec. 15-15 (page 13 and page 15)

Sec 11-2-2 subsection G. Lines 2 and 5. (Page 13)

G. Findings of fact for recommendations and decisions. (Determine whether the request will;)

Item 2 . Unreasonably increase the traffic in public streets.

As there currently is no street access to this property how does the applicant plan to provide access? This is a concern as some kind of bridge would need to be built across an existing arroyo / storm water run off ditch and this would increase traffic to Wyona and Post Street.

Item 5. Unreasonably impair established property values within the surrounding area.

Wyona St is currently a dead end street and the existing property owners (some as long as 15 years) have an understandable belief that they live on a dead end street. Will granting this plat amendment change those beliefs? How will the applicant provide access to these properties?

Will there be a bridge built on Wyona Street?

A bridge on Wyona Street will negatively impact the existing property owners property valuation.

In addition this plat amendment also fails to meet the criteria in Sec. 15-15 (Page 15)

Sec. 15-15.

Section A 2 line b

b. States the following:

b. Both lots to be created have direct, legal, unobstructed access to an "existing City maintained and paved street with curb gutter and sidewalk."

Wyona St is currently a dead end with a tall berm that acts as part of a drainage arroyo, this parcel does not have any current access so this amendment should not be approved until there is access via a City maintained and paved street with curb gutter and sidewalk as stated in Sec 15-15 A2 line b.

Thank you  
Rick Dumiak

3022079432142

709 Wy  
our hou

3022079436150

3022079439155

21 WYONA AVE

21 WYONA AVE

715 WYON

Proposed Bridge

WYONA AVE

302.21 ft

121.80 ft

Area: 0.84 ac  
Perimeter: 847.06 ft

119.34 ft

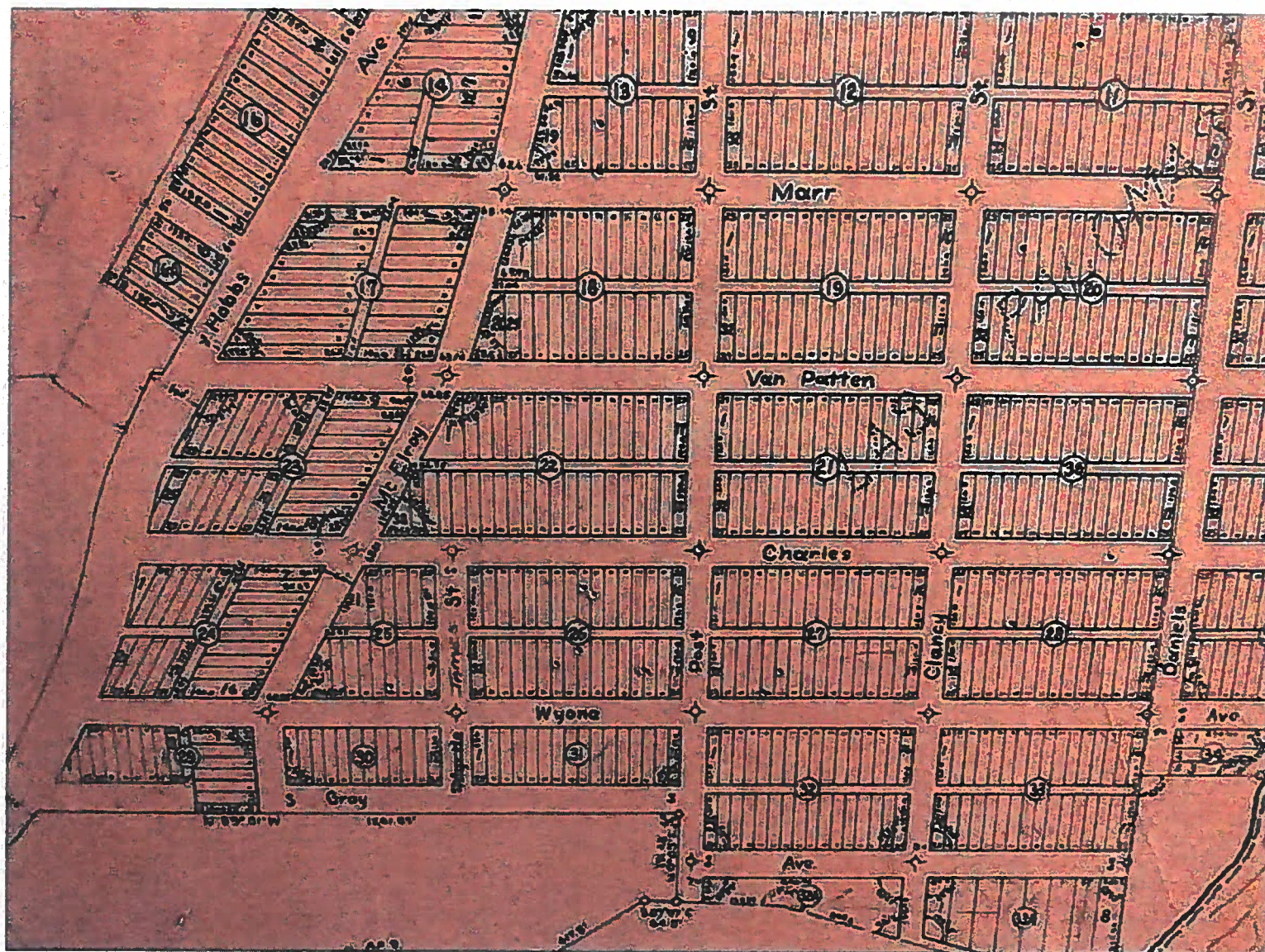
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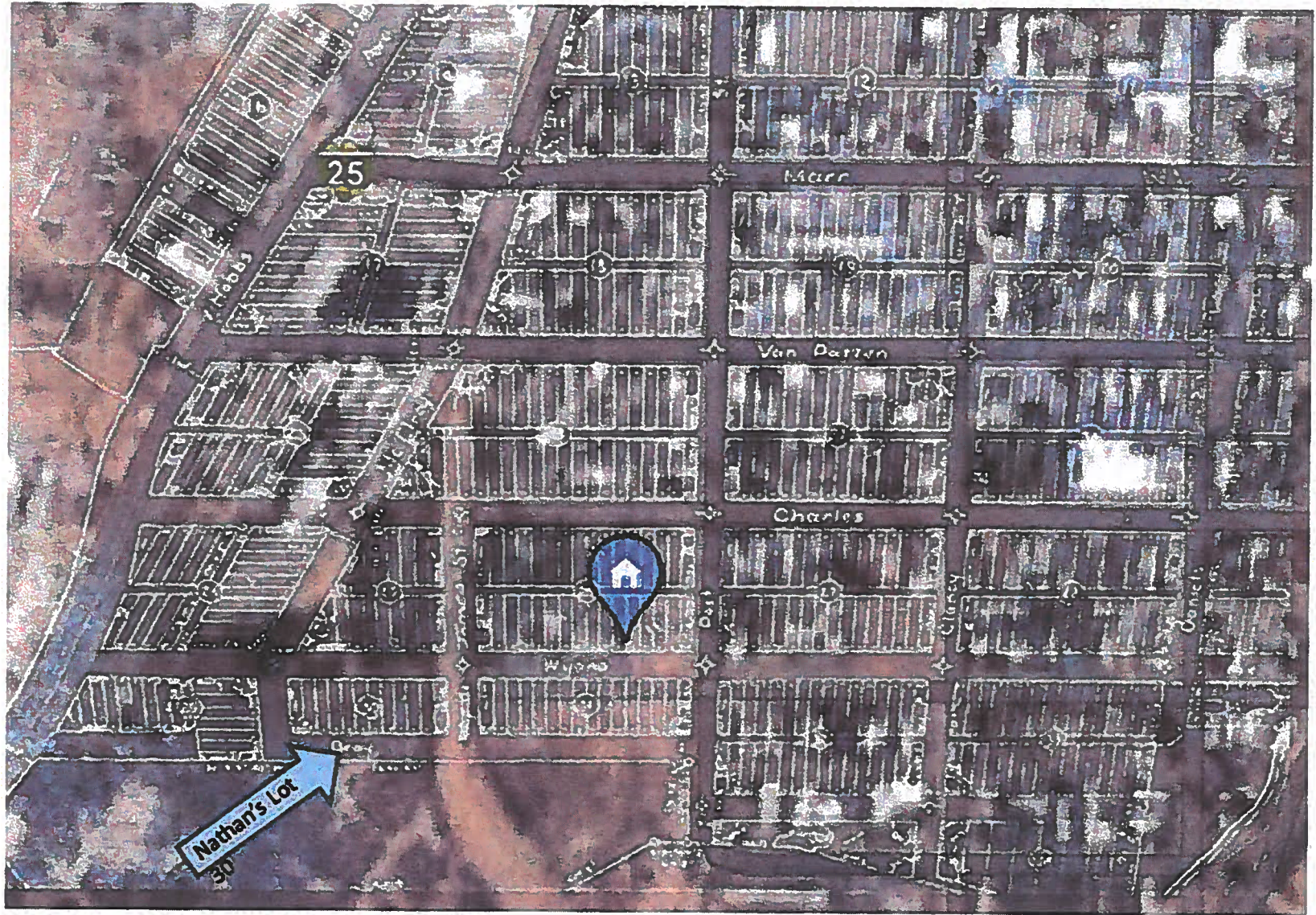
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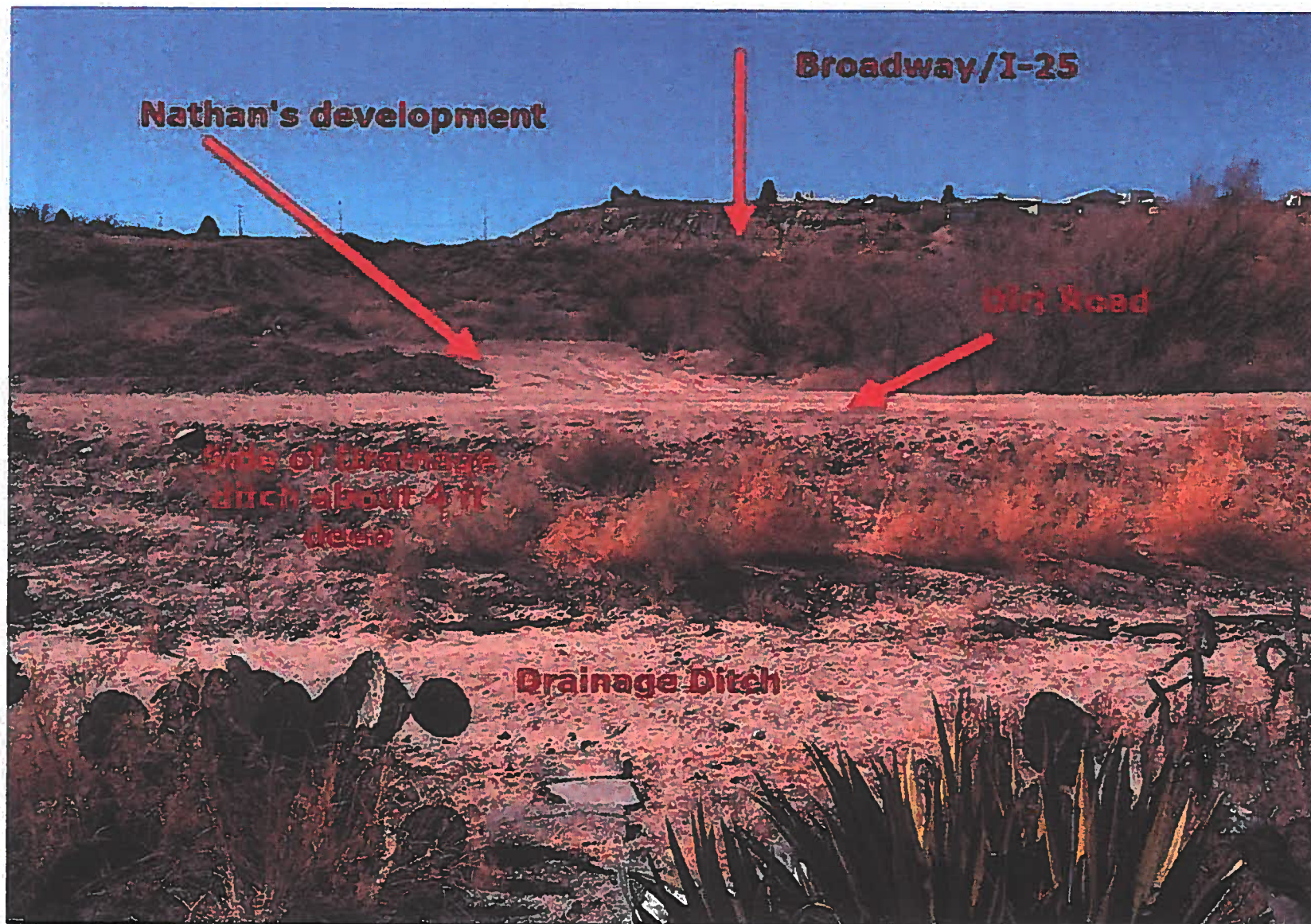
Portion of 1929 City Plan Map photographed from County Clerk Bldg. wall





**1929 City Plan Map overlaid on current Google Map**





**View from top of dirt berm looking towards Nathan's plot and Broadway/I-25**





**Note: Elevation of I-25 behind Nathan's development plot**

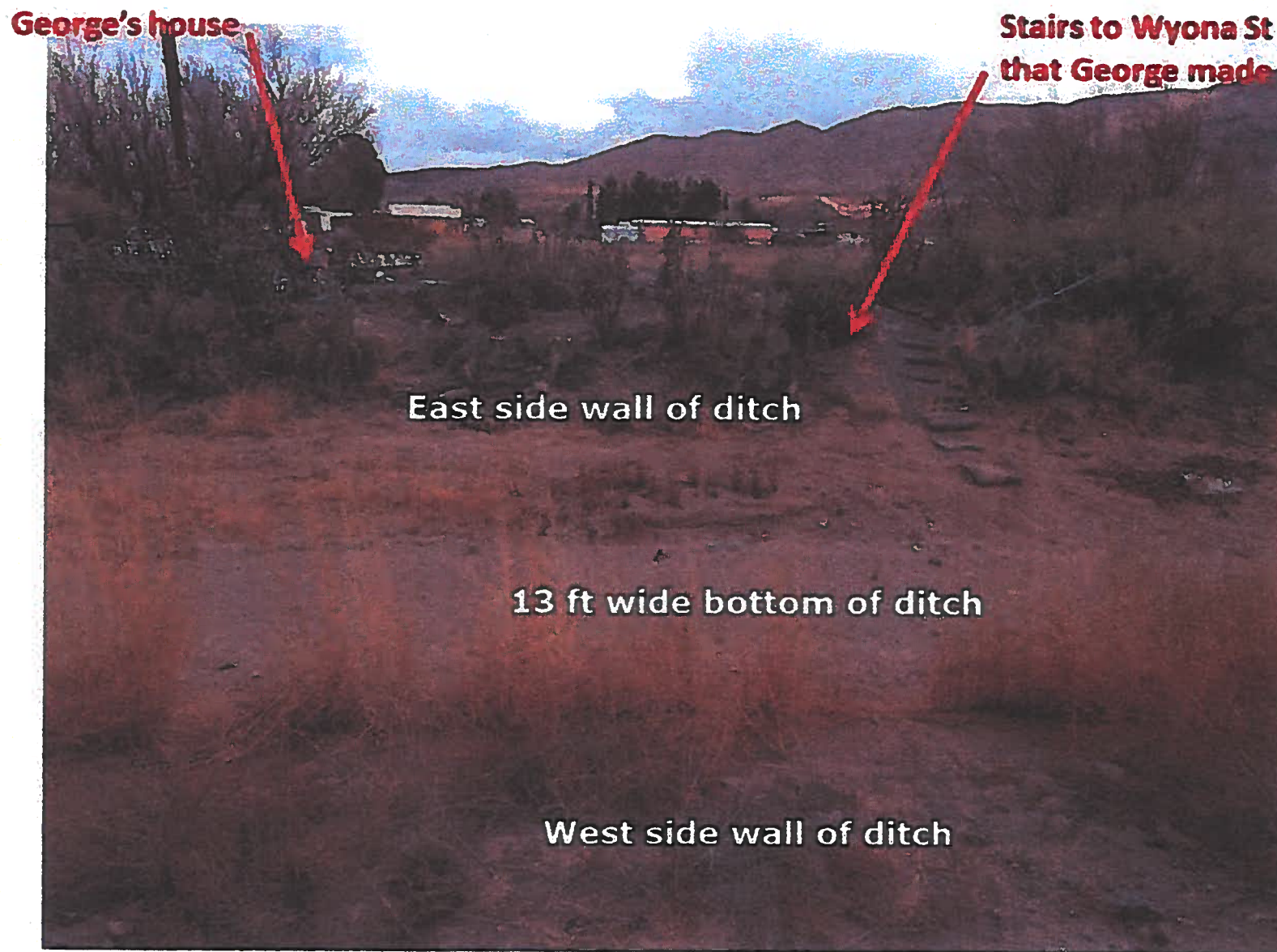
*Broadway*

Slide8.JPG



**Nathan's plot with NM Veterans Home in background**





George's house

Stairs to Wyona St  
that George made

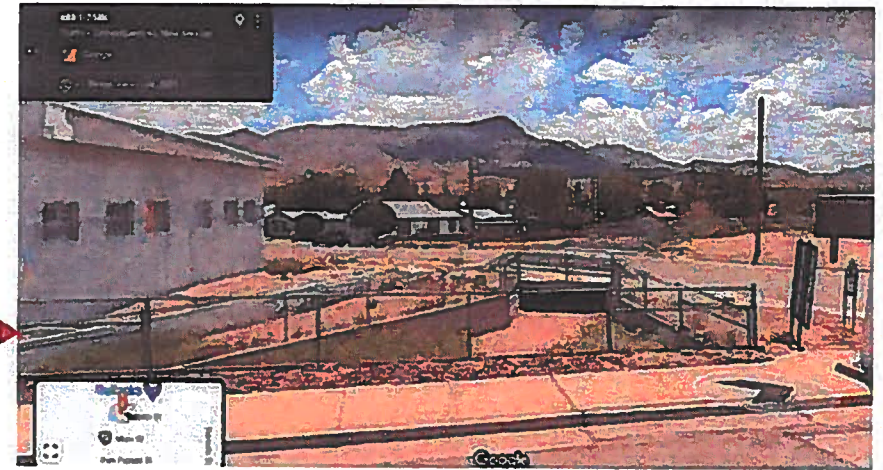
East side wall of ditch

13 ft wide bottom of ditch

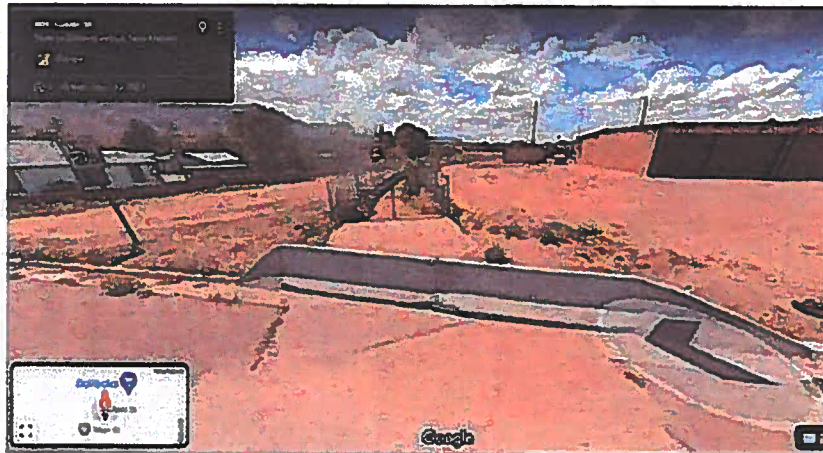
West side wall of ditch

Dirt berm from ditch side, and drainage ditch 13 ft wide at this point





**Drainage pit and bridge Broadway and Austin**

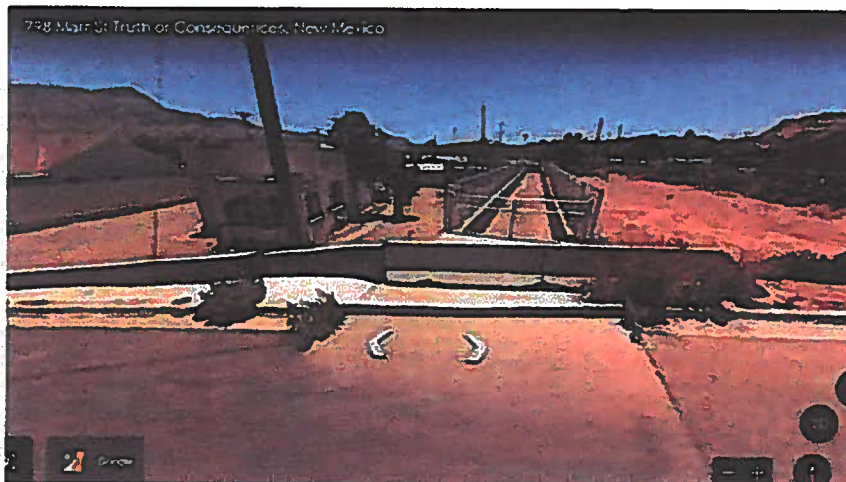


**Drainage ditch and bridge Austin facing South**



**Drainage ditch and bridge Marr facing North**





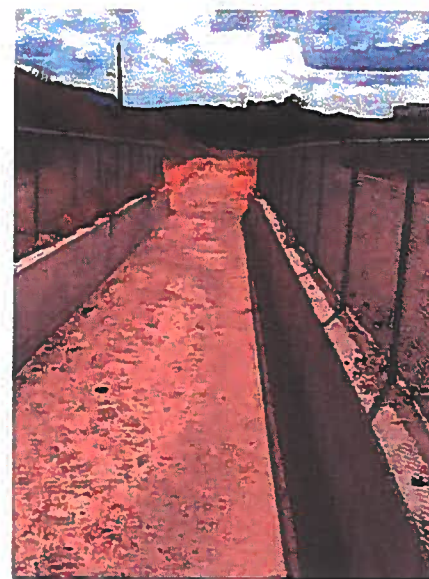
**Drainage ditch and bridge Marr facing South**



**Drainage ditch and bridge Van Patten facing North**



**Drainage ditch and bridge Van Patten facing South**







Map #3 Google Earth 1996 showing drainage ditch

**Vice-Chairman Sisney** – He referenced Section. 11-2-2 and Section. 15-15. regarding there being no current street in the area being presented.

**Traci Alvarez, Assistant City Manager** – For further development of the property, this would have to meet all codes, and he would have to make sure that the property has sidewalk, curb and gutter if he were to decide to develop. He can split the lot right now.

Chairman Hogg closed the public hearing.

**Member Bush** – There seems to be a lot of stir going on because of this Plat Amendment, and according to Ms. Alvarez, that is all we are addressing at this time which is the division of this lot.

**Member Bush made a motion to approve the request for a Summary Plat Amendment on Parcel 3022079415169 Palomas Hot Springs Townsite, Block 30, Lots 1 – 12. Vice-Chairman Sisney seconded the motion. Roll call was taken. Motion carried unanimously.**

**b. Public Hearing/Discussion/Action: Request to Vacate on Hyde Street between South Broadway and Cook Street:**

**Traci Alvarez, Assistant City Manager** – Sierra County is requesting to vacate Hide Street located between South Broadway and Cook Street. Specifically, this is the small section of Hide that runs between the Fair Barn and the Albert J Lyon Center. They would like to vacate it so they can have their entire parcel that the Fair Barn and the Albert J Lyon Center are on. They would like to at some point limit the traffic going in between the two. This still leaves access for everybody on Cook Street to have access the street through Myrtle Avenue, as well as Cook Street and South Broadway.

**Member Bush** – He sees that the Electric Department approves, Water Department approves, but the Street Department disapproves because they said it is a street, and I think that is kind of their job.

**Traci Alvarez, Assistant City Manager** – We are still in the process of doing a location of exactly where potential water or sewer lines are, but we will request that the County give full easement access to those lines. That won't be an issue with the County.

Dawn C. Barclay, Deputy City Clerk swore in all persons that spoke during the public hearings.

Chairman Hogg opened the public hearing.

**Proponents:**

None.

**Opponents:**

None.

**Public Comment:**

**Martin Mijal** – The Fairgrounds are mostly empty and then they have events where it would be nice for local traffic to come in. Why not just have a City Ordinance saying that the County can close it up. It's always a City road until the County needs the Fairgrounds to be more secure.

**Nate Steven** – He thinks that it is funny that when we are talking about other things, the flood issue isn't an issue. This street is exactly what flooded last year and took out Williamsburg so he just thinks that it is funny that everyone did their due diligence to talk about flooding. He is definitely a proponent of it, and he would be in favor of the city looking into developing the other access for the people on Hyde Street.

Chairman Hogg closed the public hearing.

**Member Bush** made a motion to approve the request to vacate on Hyde Street between South Broadway and Cook Street. Vice-Chairman Sisney seconded the motion. Roll call was taken.

**Michael Hogg** voted Aye.

**Chris Sisney** voted Nay.

**James Bush** voted Aye.

**Motion** carried with a 2 to 1 vote.

**5. NEW BUSINESS:**

- a. Discussion/Action: Recommendation to appoint Rick Dumiak to serve as a member on the Planning & Zoning Commission board:**

**Angela A. Torres** – Rick Dumiak has submitted an application to serve as a member on the board. He is here in the audience if you would like to ask him any questions.

**Member Bush** – Mr. Dumiak, didn't serve on this board in the past?

**Rick Dumiak** – Yes sir. I resigned under protest under the previous City Manager. There were some conflicts we had in public so I resigned my position, and I would now like to be re-appointed.

**Member Bush** made a motion to recommend to the City Commission the appointment of **Rick Dumiak** to serve as a member on the board. **Vice-Chairman Sisney** seconded the motion. Motion carried unanimously.

**6. REPORTS FROM THE BOARD:**

Member Bush reported that he will be resigning from the board June 31<sup>st</sup> when his term expires. He will have a formal letter submitted to the Commission.

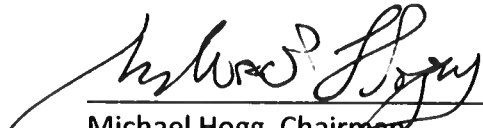
**7. REPORTS FROM STAFF:**

There were no reports from staff.

**8. ADJOURNMENT:**

There being no further business to come before the Planning & Zoning Commission. **Member Bush** made a motion to adjourn the meeting. **Vice-Chairman Sisney** seconded the motion. Motion carried unanimously.

**PASSED AND APPROVED ON THIS 19<sup>th</sup> DAY OF MAY 2022.**

  
\_\_\_\_\_  
Michael Hogg, Chairman  
Planning & Zoning Commission



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: F.4*

**SUBJECT:** Take-home vehicle form for the Police Department.

**DEPARTMENT:** City Clerk's Office

**DATE SUBMITTED:** May 19, 2022

**SUBMITTED BY:** Angela A. Torres

**WHO WILL PRESENT THE ITEM:** Consent Calendar

***Summary/Background:***

The City of Truth or Consequences Water Department has an employee who will be taking home a City Vehicle. In accordance with Resolution No. 12 21/22, all take-home vehicle requests must be approved by the City Commission. The take-home vehicle request is from Justin Myers.

***Recommendation:***

Approve take-home vehicle form.

***Attachments:***

- Take-home vehicle form.

***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 5-25-2022





## Take Home Vehicle Authorization Request

Employee: Justin Myers Department: TorC 170

Position Title: OSScia Commute Miles/Day: 120 miles round trip

Employee Address: 5243 East Mesa Ave / 204 Olivo st. I will be in Las Cruces till the end of the month 08 may.

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.

[Signature]  
Employee's Signature

5/9/2022  
Date

[Signature]  
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

\_\_\_\_\_  
Mayor Signature

\_\_\_\_\_  
Date



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2021

Agenda Item #: G.1

**SUBJECT:** 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

**DEPARTMENT:** City Clerk's Office

**DATE SUBMITTED:** May 19, 2022

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

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

### **Summary/Background:**

Love Shack LC, located at 520 N. Broadway Street is applying for a Winegrower Liquor License (with on premises consumption and package sales with patio service. (Application No.1222833). A zoning statement has already been approved by our Planning & Zoning Department, and the Director of the Alcohol and Gaming Division has given Preliminary Approval for the issuance of this License. We are required to hold a public hearing to receive public input, as well as final approval from our governing body. Many people have submitted letters of support for this liquor license and the letters are included in the packet.

### **Recommendation:**

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.

### **Attachments:**

- Public Hearing Notice
- Application, letter from the NM Alcoholic Beverage Control Division & letters of support.

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

\$0.00

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

[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. - Ordinance No. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 5-25-2021



**NMRLD**

NEW MEXICO  
REGULATION &  
LICENSING DEPARTMENT

STATE OF NEW MEXICO  
**MICHELLE LUJAN GRISHAM, GOVERNOR**  
Linda M. Trujillo, Superintendent  
Andrew Vallejos, Director

March 31, 2022

**Certified Mail No.: 9171 9690 0935 0155 2407 54**

**City of Truth or Consequences**

Attn: Judy Harris, Clerk  
505 Sims Street  
T or C, NM 87901

**Lic. No. /Appl. No.:** Application No. 1222833  
**Name of Applicant:** Love Shack LC  
**Doing Business As:** Love Shack  
**Proposed Location:** 520 N. Broadway Street, Truth or Consequences, NM 87901

The Director of the Alcoholic Beverage Control Division (ABC) has reviewed the referenced Application and granted **Preliminary Approval**. It is being forwarded to you for Local Option District approval or disapproval of the Liquor License Application.

**Notice of the Public Hearing** required by the Liquor Control Act shall be given by the governing body by publishing a notice of the date, time, and place of the hearing **twice during the 30 days prior to the hearing** in a newspaper of general circulation within the territorial limits of the governing body. **The first notice must be published at least thirty (30) days before the hearing. Both publications must occur before a hearing can be conducted.** The notice shall include:

- (A) Name and address of the Applicant/Licensee;
- (B) The action proposed to be taken;
- (C) The location of the licensed premises.

In addition, if the Local Option District has a website, **the Notice shall also be published on the website.**

While the law states that “within forty-five (45) days after receipt of a Notice from the Alcoholic Beverage Control, the governing body shall hold a Public Hearing in the question of whether the department should approve the proposed issuance or transfer”, we recognize the potential for conflict between the requirement for publication of 30 day notice and the 45 day hearing requirement.

With that in mind, when a local governing body receives a liquor license application from ABC, that governing body has a couple of options:

- 1) Hold a hearing on the license application within the statutory time frame of forty-five (45) days, as required by the Liquor Control Act, and comply with all other statutory and regulatory procedures and notify ABC of your decision within thirty (30) days of the hearing;
- 2) Request from ABC an extension of time, past the forty-five (45) days, designating how much additional time will be needed to conduct the hearing in compliance with all statutory and regulatory procedures. After the extension is granted and the hearing is held, notify ABC of your decision within thirty (30) days of the hearing;



ABC has no preference in the option you choose.

The governing body is required to send notice by certified mail to the Applicant of the date, time, and place of the Public Hearing. The governing body may designate a Hearing Officer to conduct the hearing. **A record shall be made of the hearing.**

**THE APPLICANT IS SEEKING A WINEGROWER LIQUOR LICENSE WITH ON PREMISES CONSUMPTION AND PACAKGE SALES WITH PATIO SERVICE**

**Within thirty (30) days after the Public Hearing, the governing body shall notify ABC of their decision to approve or disapprove the issuance or transfer of the license by signing the enclosed original Page 1 of the Application. The original Page 1 of the Application must be returned together with the notices of publication. If the Governing Body fails to either approve or disapprove the issuance or transfer of the license within thirty days after the Public Hearing, the Director may issue the license.**

If the Governing Body disapproves the issuance or transfer of the license, it shall notify ABC within thirty (30) days setting forth the reasons for the disapproval. A copy of the Minutes of the Public Hearing shall be submitted to ABC with the Notice of Disapproval (*Page 1 of the Application, noting disapproval*).

Respectfully,



**Charmaine Martinez**

Admin Law Judge | Hearing Officer  
NM Regulation & Licensing Department  
Alcoholic Beverage Control Division  
Phone: (505) 476-4804 Fax: (505) 476-4595  
Email: [Charmaine.Martinez2@state.nm.us](mailto:Charmaine.Martinez2@state.nm.us)

**Enclosures:**

1. Original Page 1 of the Application (*must be signed and returned w/notices of publication*)
2. Copy of Page 2 of the Application
3. Copy of the Zoning Statement
4. Copy of Support Letters







NMRLD

NEW MEXICO  
REGULATION &  
LICENSING DEPARTMENT

STATE OF NEW MEXICO  
MICHELLE LUJAN GRISHAM, GOVERNOR  
Linda M. Trujillo, Superintendent  
Andrew Vallejos, Director

# Winegrower and Off-Site Location Application | \$200.00 Application Fee, non-refundable

ABC USE ONLY: Application Fee \$ 200 Received on: 2-8-22 Receipt No. 24411135  
License Fee \$ \_\_\_\_\_ Received on: \_\_\_\_\_ Receipt No. \_\_\_\_\_  
Application Number: 1222833 Local Option District: \_\_\_\_\_

Check appropriate boxes:

Application is for ☒ New License | ☐ Off-Site Location – ☐ 1st, ☐ 2nd, ☐ 3rd | Master License Number \_\_\_\_\_

Applicant is ☐ Individual ☒ Limited Liability Company ☐ Corporation ☐ Partnership (General/Limited)

NAME OF APPLICANT: Love Shack LC

D/B/A Name to be used: Love Shack Business Phone No: 4792632024

Mailing Address: 520 N Broadway St. Tor C, NM 87901

Email (required) lillisurban@gmail.com

Physical location where license is to be used: 520 N Broadway St Tor C, NM 87901  
County: Sierra (Include street number / highway number / state road, city, state, and zip code)

Are alcoholic beverages currently being dispensed at the proposed location ☐ Yes ☒ No If Yes, License # / Type: \_\_\_\_\_

Contact Person: Lillis A. Urban Phone #: 4792632024 Email: lillisurban@gmail.com

I, (print name) Lillis A. Urban, as (title) Registered Agent for Love Shack LC being first duly sworn upon oath deposes and says: that he/she is the applicant or is authorized by the applicant to make this application; that he/she has read the same; knows the contents therein contained are true. Applicant(s) agree(s) that if any statements or representations herein are found to be false, the Director may refuse to issue or renew the license or may cause the license to be revoked at any time.

You must sign and date this form before a Notary Public.

Signature of Applicant: Lillis A. Urban Date: 2/4/2022

Notary Public Use Only: (State of NEW MEXICO, County of SIERRA)  
SUBSCRIBED AND SWORN TO before me this 4th day of FEBRUARY, 2022  
By: LILLIS A URBAN Notary Public: LIZBETH MARTINEZ  
Date my Commission Expires: MARCH 20, 2024  
NOTARY PUBLIC  
STATE OF NEW MEXICO  
COMMISSION # 1128448  
COMMISSION EXPIRES: 03-20-2024

Local Option District Use Only: Local Governing Body of \_\_\_\_\_ City, County, Village

Public Hearing held on \_\_\_\_\_ 20\_\_\_\_ Please check one: ☐ Approved ☐ Disapproved

Signature of City/County Official: \_\_\_\_\_ Title: \_\_\_\_\_

Alcoholic Beverage Control Division Use Only: ☐ Approved ☐ Disapproved, \_\_\_\_\_

Signed by Director: \_\_\_\_\_ Date: \_\_\_\_\_



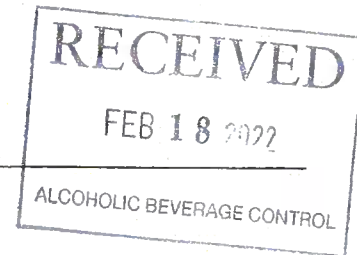
## Premises Location, Ownership, and Description | NMSA §60-6B-10 | Page 2

1. The land and building which is proposed to be the licensed premises is: (check one)

☐ Owned by Applicant, copy of deed/document attached

☒ Leased by Applicant, copy of lease/document attached

☐ Other (provide details): \_\_\_\_\_



2. If the land and building are not owned by Applicant, indicate the following:

A. Owner(s): Urban Dicks Properties LLC

B. Date and Term of Lease: January 1, 2022; one calendar year, extendable

3. Premises location is Zoned (example C-1, see Zoning Statement): C-1 Commercial

Zoning Statement attached, ☒ Yes ☐ No Must be obtained from the Local Government, listing the proposed location by address, Type of Zone, state whether alcoholic beverages are allowed at proposed location, and if applicable, whether packaged sales, patio service and/or manufacturing is allowable. If there is no zoning in the proposed location, attach Statement from the local government, indicating there is no zoning.

4. Distance\* from nearest Church: (Property line of church to closest point of licensed premises—shortest distance)

Name of Church: First United Methodist Church Miles/feet: 0.1 miles

Address/location of Church: 426 Austin St., TorC, NM, 87901

5. Distance\* from nearest School: (Property line of school to closest point of licensed premises—shortest distance)

Name of School: Hot Springs High School Miles/feet: 1.7 miles

Address/location of School: 1801 N Pershing, TorC, NM, 87901

6. Attach Detailed Floor Plan, must include the Total Square Footage of premises; List nearest cross street; Show which direction is North; Show each level (floor) where alcoholic beverages will be sold or consumed, exterior walls, doors, and interior walls; Patio Area with type of barrier used; Highlight Bonded Areas. The floor plan should be no larger than 8½ x 11 inches and must be labeled with designated areas highlighted, which will reflect the proposed Licensed Premises.

7. Type of Operation: ☐ Hotel ☐ Lounge ☐ Package Grocery ☐ Racetrack  
☐ Restaurant ☐ Craft Distiller ☐ Small Brewer ☒ Winery ☐ Wholesaler  
☐ Other (specify): \_\_\_\_\_

\*NOTE: If the distance is beyond 300 feet, but less than 400 feet, and the Applicant does not admit that the location is within 300 feet and requests a waiver from the LOD, a Registered Engineer or Licensed Surveyor must complete a Survey Certificate showing the exact distance.







# City of Truth or Consequences

505 Sims Street

Truth or Consequences, New Mexico 87901

City (575) 894-6673 Fax (575) 894-0363

January 11, 2022

Re: 520 North Broadway Street, Truth or Consequences, NM 87901

TO WHOM IT MAY CONCERN,

The property at 520 North Broadway Street, Truth or Consequences, NM 87901 is the complete physical address and is Zoned C-1 General Commercial District.

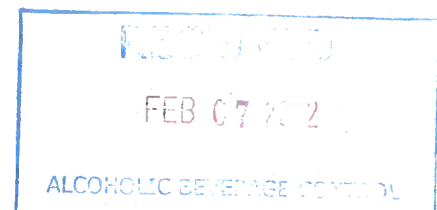
The intent of the C-1 District is to provide for certain commercial/retail uses which serve both transient and local trade. The C-1 District is intended for areas surrounding major arterial or collector streets where a wide range of automobile-related service facilities, convenience goods and personal services are desirable and appropriate.

The property at 520 North Broadway Street, Truth or Consequences, NM 87901 meets all of the requirements and restrictions as defined above at this location and the following is permitted; manufacture of alcoholic beverages, storage of alcoholic beverages, on-premises sale and consumption of alcoholic beverages, patio service, sale of packaged alcohol for offsite consumption, and wholesaling of alcoholic beverages.

If you have any further questions, please feel free to contact me.

*Traci Alvarez*

Traci Alvarez  
Assistant City Manager

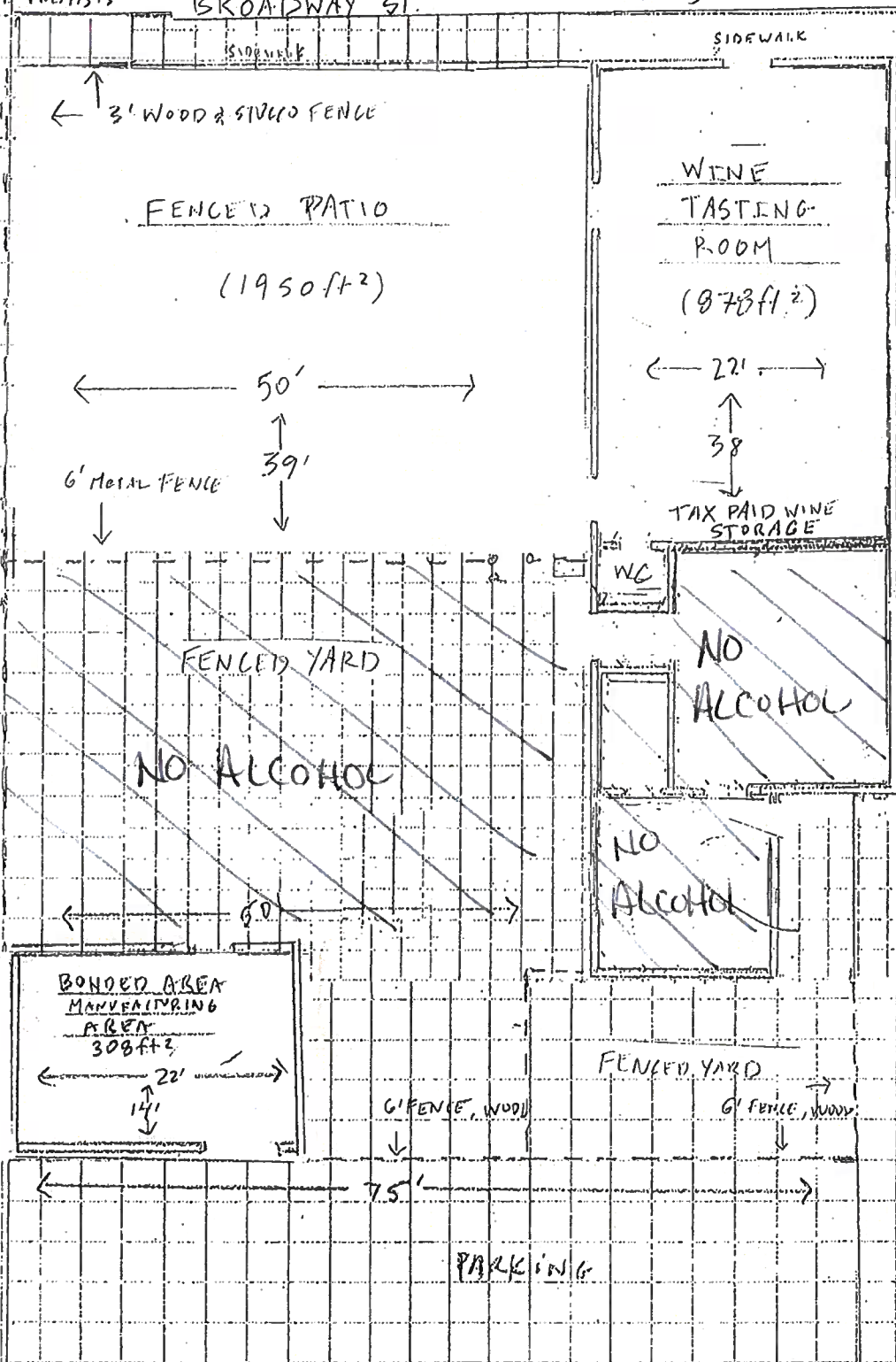


APPLICANT: LOVE SHACK LC

PHYSICAL ADDRESS: 520 N. BROADWAY ST. TRUTH OR CONSEQUENCES, NM

87901

TOTAL LICENCED PREMISES = 3,136 ft<sup>2</sup> = Bonded Area (308 ft<sup>2</sup>) + Wine Tasting room (878 ft<sup>2</sup>) + Fenced Patio (950 ft<sup>2</sup>)





NMRLD

NEW MEXICO  
REGULATION &  
LICENSING DEPARTMENT

STATE OF NEW MEXICO  
MICHELLE LUJAN GRISHAM, GOVERNOR  
Linda M. Trujillo, Superintendent  
Andrew Vallejos, Director

## PUBLIC COMMENT

We welcome public comments, either positive or negative, regarding liquor license applications. If you feel the approval of the liquor license would endanger or adversely affect your community, please provide all issues of concern. If you are in support of issuing the liquor license, please document that below.

Establishment/Applicant Name: Love Shack LC

Proposed Location: 520 N Broadway St

In the City of: Truth or Consequences

RECEIVED

MAR 16 2022

ALCOHOLIC BEVERAGE CONTROL

Summarize your comment or concerns, attach addition pages if necessary:

*I support the issuing of the liquor license for Love Shack LC at 520 N. Broadway in T.O.C.*

*I feel strongly that it will have a positive effect on the vitality of our downtown, ~~but it~~ and will certainly have a positive effect on the economy as well.*

*Thank-you.*

Your Name: JAMES N. BUSH

Date: MAR 14, 2022

Your Street Address: 618 IVY ST.

City: T.O.C.

State: NM

Zip: 87901

How may we contact you?

Phone: 575 740-0856

E-mail: NONE

You may submit your comments or concerns on-line through the RLD website, or mail this form to Regulation & Licensing Department Attn: AGD, PO Box 25101, Santa Fe, NM 87504-5101.

Revised 2/8/2021



**Koroneos-Martinez, Charmaine, RLD**

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**From:** sandi bodge <sandibodge@gmail.com>  
**Sent:** Tuesday, March 15, 2022 9:08 AM  
**To:** Koroneos-Martinez, Charmaine, RLD  
**Subject:** [EXTERNAL] Liquor License Application

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Applicant name: Love Shack LC

Proposed Location: 520 N Broadway  
Truth or Consequences, NM

Comment: I believe that approval of a liquor license for The Love Shack would be a positive step for Truth or Consequences. We visit several times a year. The owners of The Love Shack are dedicated to the preservation and improvement of this lovely town.

Sandra Bodge  
POB 2916  
Ranchos de Taos, NM  
87557

**Koroneos-Martinez, Charmaine, RLD**

---

**From:** Willie Hunton <mandowil@bellsouth.net>  
**Sent:** Tuesday, March 15, 2022 8:05 AM  
**To:** Koroneos-Martinez, Charmaine, RLD  
**Subject:** [EXTERNAL] Truth or Consequences Love Shack LC Liquor License Application

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Applicant Name: Love Shack LC

Proposed Location: 520 N Broadway Truth or Consequences, NM

Comment: I believe that The Love Shack liquor License approval would be a very positive step for the further development of the Truth or Consequences downtown business corridor. We visit the T or C area several times a year and have been delighted in the renewal of this until recently downtrodden area. The owners of the Love Shack have done a fabulous job redeveloping their property and should be given all of the support needed to make it a successful venture in these very trying times.

William Hunton  
PO Box 1704  
Taos, NM 87529



**Koroneos-Martinez, Charmaine, RLD**

---

**From:** Chris Slate <jcslate@earthlink.net>  
**Sent:** Friday, March 11, 2022 11:36 AM  
**To:** Koroneos-Martinez, Charmaine, RLD  
**Subject:** [EXTERNAL] Support for Love Shack LC

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Hello

I would like to express my 100% support and enthusiasm for Love Shack LC, at 520 N Broadway in T or C, and for their application for a liquor license.

I am excited for what Love Shack LC will be creating, and feel it will be a fantastic asset to our T or C community.

Sincerely,  
Christopher Slate

Sent from my iPhone

## **Koroneos-Martinez, Charmaine, RLD**

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**From:** robstroup@mindspring.com  
**Sent:** Friday, March 11, 2022 1:21 PM  
**To:** Koroneos-Martinez, Charmaine, RLD  
**Subject:** [EXTERNAL] In support of Love Shack liquor license

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Hello Charmaine,

Re:  
Applicant name: Love Shack LLC  
Proposed location: 520 N Broadway St, TorC, NM 87901

**Comment:**

I am a community member of the city of Truth or Consequences NM. I just wanted you to know that our community offers wide and sweeping support for the opening of a small, but classy, bar in the downtown area. The owners submitting this application are outstanding citizens and educated and people and are much loved by the people of this town. They are also responsible people who will take seriously the responsibilities of a liquor license. I hope that you will strongly consider granting this license. It is a much needed addition to our town.

Thank you.

Rob Stroup  
501 N Pine St  
TorC NM 87901

**Koroneos-Martinez, Charmaine, RLD**

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**From:** Nancy Kosh <nancykosh@gmail.com>  
**Sent:** Friday, March 11, 2022 11:28 AM  
**To:** Koroneos-Martinez, Charmaine, RLD  
**Subject:** [EXTERNAL] Love Shack LC License 520 N Broadway

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**CAUTION:** This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

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To whom it may concern,

As a resident of Truth or Consequences and Short Term Rental Owner here, I would like to recommend Love Shack to be approved for a liquor license.

I believe this type of business would be an asset to the community and will generate revenue for the town. Thank you for your consideration.

Nancy Kosh  
952 Veater St  
TorC

--

Have a great day! Nancy

**Koroneos-Martinez, Charmaine, RLD**

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**From:** Marianne Blaue <marianne@torc.beer>  
**Sent:** Friday, March 11, 2022 11:37 AM  
**To:** Koroneos-Martinez, Charmaine, RLD  
**Subject:** [EXTERNAL] Support of liquor license in downtown T or C

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CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

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**Applicant Name:**  
Love Shack LLC

**Proposed Location:**  
520 N Broadway St,  
TorC

**Comment:**

I am part owner of the brewery in downtown T or C and also a downtown resident and mother. I endorse the application for a liquor license at 520 N - the downtown needs a responsibly run place to celebrate over a mixed drink for locals and tourists alike and the add-on economic impacts of added vitality in the downtown (instead of vacant storefronts) is a commerce and community win.

Your name: Marianne Blaue

Address: 211 W. Riverside Dr. Truth or Consequences, NM 87901

Cheers,

Marianne Blaue  
General Manager, Owner  
Truth or Consequences Brewing Company

**Koroneos-Martinez, Charmaine, RLD**

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**From:** wendy tremayne <wendy.tremayne@gmail.com>  
**Sent:** Friday, March 11, 2022 11:30 AM  
**To:** Koroneos-Martinez, Charmaine, RLD  
**Subject:** [EXTERNAL] Re: Love Shack Wine Bar: License

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Hi Charmaine,

It's Wendy Tremayne writing, 16 year resident of TorC.

I'm writing to send my support for the Love Shack license in process for a future wine bar at 520 N. Broadway St.

I know the applicant well and feel extremely confident that this wine bar will be successful in every way: responsibility, creating a beautiful atmosphere, giving our tourists and local residents a needed place to gather, and I'm grateful that they're willing to work hard to bring this to us.

Please know that I support this license and look forward to the beginning of this business in town.

Very Best,  
Wendy Tremayne  
504 S Pershing. St. TorC  
917 991 3309



## Koroneos-Martinez, Charmaine, RLD

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**From:** durrae.johanek <durrae@montana.com>  
**Sent:** Monday, March 14, 2022 8:00 AM  
**To:** Koroneos-Martinez, Charmaine, RLD  
**Subject:** [EXTERNAL] Love Shack application

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

I am in full support of Love Shack's (Lillis Urban, 520 N. Broadway, T or C) liquor license. The proposed winery would definitely enhance a major street in T or C that is currently housing several empty business buildings.

Durrae Johanek, 415 Broadway, T/C

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This email has been checked for viruses by AVG.

<https://gcc02.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.avg.com%2F&data=04%7C01%7Ccharmaine.martinez2%40state.nm.us%7C9402ee2067ae4309deb708da05c2ec3d%7C04aa6bf4d436426fbfa404b7a70e60ff%7C0%7C0%7C637828631997956642%7CUnknown%7CTWFpbGZsb3d8eyJWIjoiMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6Ikl1haWwiLCJXVCi6Mn0%3D%7C2000&sdata=iU3B0GlcEeeYrGqHcUdl5u8lrhzliKgJrPfy2W3nWA%3D&reserved=0>

**Koroneos-Martinez, Charmaine, RLD**

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**From:** Bob Jackson <ixoyersj@gmail.com>  
**Sent:** Friday, March 11, 2022 6:26 PM  
**To:** Koroneos-Martinez, Charmaine, RLD  
**Subject:** [EXTERNAL] Recommendation of Support - Wine and Liquor License Application for Love Shack, LLC

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Ms. Charmaine Martinez,

We are writing this email to you to voice our full support for the Wine and Liquor License application of Love Shack, LLC (520 N Broadway St, TorC) ...

We know the owner, Lillis Urban. She is an incredibly gifted contributor to the community as well as an incredibly intelligent individual.

This business, with this license granted, will be another needed step in the social development of our town.

Sincerely,  
Robert & Kari Jackson  
615 Grape Street  
TorC, 87901

--  
*Bob J gmail*

## Koroneos-Martinez, Charmaine, RLD

---

**From:** Jordyn Jackson <jordynjacksonmusic@gmail.com>  
**Sent:** Friday, March 11, 2022 1:52 PM  
**To:** Koroneos-Martinez, Charmaine, RLD  
**Subject:** [EXTERNAL] Love Shack's Liquor License

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Applicant Name:  
Love Shack LC

Proposed Location:  
520 N Broadway St,  
TorC

Comment:  
I support the issuance of a liquor license to Love Shack, and believe it will be a benefit to our community's social culture.

Your name: Jordyn Jackson  
Your address: 239 E 7th Avenue, TorC, NM 87901

---

Sincerely,

Jordyn Jackson | Flagship Romance

<https://gcc02.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.flagshipromance.com%2F&data=04%7C01%7CCharmaine.Martinez2%40state.nm.us%7C2f89a78fe28f4788190208da03a10c62%7C04aa6bf4d436426fbfa404b7a70e60ff%7C0%7C0%7C637826288222022060%7CUnknown%7CTWFpbGZsb3d8eyJWljoIMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTil6Ik1haWwiLCJXVCi6Mn0%3D%7C2000&data=bGWBZfspNKroaSRPgZDZQbgfAAIKFys4nPI7Hy%2FqBY%3D&reserved=0>

<https://gcc02.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.handplayedhandmade.com%2F&data=04%7C01%7CCharmaine.Martinez2%40state.nm.us%7C2f89a78fe28f4788190208da03a10c62%7C04aa6bf4d436426fbfa404b7a70e60ff%7C0%7C0%7C637826288222022060%7CUnknown%7CTWFpbGZsb3d8eyJWljoIMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTil6Ik1haWwiLCJXVCi6Mn0%3D%7C2000&data=3IO99DKDgdgPInim0EaSRhieJvff0LV9zKGk7qhDT%2BI%3D&reserved=0>

## Torres, Angela

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**From:** Amy Smith Muise <smiamy@gmail.com>  
**Sent:** Monday, May 16, 2022 9:44 PM  
**To:** Torres, Angela  
**Subject:** Support for Love Shack

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

**Categories:** Agenda Items

Dear T or C community,

I am writing to express my hearty recommendation of the Love Shack project whose application is coming up for public hearing for a winegrower wine liquor license. As a former resident and frequent visitor to Sierra County, I believe their establishment will easily find a niche and add vibrancy to the hot springs district.

The carefulness, thoughtfulness and skills of the Love Shack team cannot be overstated. With deep expertise in horticulture and hospitality, financial savvy, and an impeccable eye for what makes a space pleasing, they have what it takes to create a thriving business in T or C.

Thank you for your time.

Sincerely,  
Amy Muise

## Torres, Angela

---

**From:** Cody Mullen <codymullen86@gmail.com>  
**Sent:** Monday, May 16, 2022 8:08 PM  
**To:** Torres, Angela  
**Subject:** Love shack liquor license

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

**Categories:** Agenda Items

Lillis Urban is doing a fantastic job creating a venue that will continue to bring more tourists and more local activity to downtown T or C. I have worked with her and she is very competent and driven. I have no doubt that the approval will benefit everyone in T or C.



**Torres, Angela**

---

**From:** Christopher Slate <jcslate@earthlink.net>  
**Sent:** Friday, May 20, 2022 11:18 AM  
**To:** Torres, Angela  
**Subject:** Letter of support for Love Shack

Ms. Angela Torres  
T or C City Clerk

LOVE SHACK WILL BE GREAT FOR TOWN AND GREAT FOR OUR COMMUNITY!!!

Christopher Slate  
134 N Broadway  
T or C, NM 87901

**Torres, Angela**

---

**From:** Jessica Logreira <jessica@emergencenm.com>  
**Sent:** Friday, May 20, 2022 11:19 AM  
**To:** Torres, Angela  
**Subject:** Letter of support - Love Shack Winegrower Wine & Liquor license

**Ms. Angela Torres**  
**TorC City Clerk**

Good morning Ms. Torres,

I am looking forward to seeing the **Love Shack, located at 520 N Broadway Street** obtain a Winegrower Wine & Liquor license. It will be a great place in the downtown TorC district for friends to get together and visit while sipping a glass of wine or a cocktail. We need a gathering place that's easy to walk to and that provides a mellow atmosphere for connection.

I thank the city commissioners for their support on this initiative that will benefit the community as well as tourists.

**Jessica Logreira**  
**590 Mims Street #6**  
**TorC, NM**  
**87901**

## Torres, Angela

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**From:** Torres Michell <oregongirl66@icloud.com>  
**Sent:** Thursday, May 19, 2022 2:11 PM  
**To:** Torres, Angela  
**Subject:** The Love Shack ....comments

To Ms. Angela Torres,

Good day, I am writing to offer my support & whole hearted endorsement for the Love Shack, & its proprietor, Dr. Lillis Urban. I hope to encourage approval of the winegrower/wine/liquor license necessary for the Love Shack to begin operating as soon as possible. I feel certain Dr. Urban & the love shack, will be a great asset to Truth or Consequences growing "hospitality oriented" businesses. As a new member of this community, and also a new business owner here in town, I am excited to see this kind of quality driven, professional and thoughtful plan, become a reality. I continue to see tourists daily at my own business, who ask where else they should eat and/ or drink, or what else is there to do here, post soak? and while T or C offers so much in such a small package, we could most definitely benefit from additional food & beverage establishments. To have a new venue in town for adults to enjoy a cocktail with the responsible & professional management /ownership of Dr. Lillis Urban along with her vision & impeccable style, would be a win for Truth or Consequences residents and visitors alike.

So I encourage you in closing, to approve all licensing necessary and let the Love Shack vibes begin!

Sincerely,  
Michell Torres  
owner/chef  
Full Moon Kitchen



## City of Truth or Consequences

505 Sims Street

Truth or Consequences, New Mexico 87901

City (575) 894-6673 Fax (575) 894-0363

April 11, 2022

Lillis Urban  
Dba: Love Shack  
520 N. Broadway  
Truth or Consequences, NM 87901

Re: Application #1222833  
Love Shack LC, at 520 N. Broadway, Truth or Consequences, NM 87901

Ms. Urban,

Enclosed is a copy of the Notice of Public Hearing, which will be conducted during our regular scheduled City Commission Meeting on Wednesday, May 25, 2022 in the City Commission Chambers at 405 W. 3<sup>rd</sup> St. in Truth or Consequences. This hearing has been scheduled to receive input regarding your application for the issuance 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.

Although it is not mandatory that you attend the hearing, you are most welcome to do so. If you cannot attend please give me a call so I can relay the specifics of the application to the Commission.

Once your license is approved by the City Commission, we will complete the application and send it back to the New Mexico Alcoholic Beverage Control Division. You will be required to obtain an annual City Liquor License once your State Liquor License is approved and issued. Once you receive your State License, please bring a copy, along with payment of \$250 to the City Clerk's Office, 505 Sims Street, Truth or Consequences, NM. You will then be issued a City of Truth or Consequences Liquor License.

Please feel free to contact me should you have any questions regarding this matter, at 894-6675, or by email to [aatorres@torcnm.org](mailto:aatorres@torcnm.org)

Sincerely,

A handwritten signature in blue ink, appearing to read "Angela A. Torres", with a large, stylized flourish at the end.

Angela A. Torres, CMC  
City Clerk-Treasurer

## DEPARTMENT OF THE TREASURY – ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

**BASIC PERMIT**

(Under Federal Alcohol Administration Act)

5. NAME AND ADDRESS OF PERMITTEE (Number and street, city or town, State and Zip Code)

LOVE SHACK LC

DBA: LOVE SHACK

520 N BROADWAY ST

TRUTH OR CONSEQUENCES , NM 87901

1. PERMIT NUMBER

NM-W-21066

2. DATE OF PERMIT

02/24/2022

3. REGISTRY NUMBER (if applicable)

BWN-NM-21065

4. DATE OF APPLICATION

02/04/2022

6. TRADE NAMES AUTHORIZED BY THIS PERMIT (Trade name approval does not constitute approval as a brand name for labeling purposes. If needed, list on reverse or use continuation sheet.)

See Attached



## 7. PERMIT GRANTED FOR (ONE TYPE OF OPERATION ONLY)

Pursuant to the application of the date indicated in item 4, you are authorized and permitted to engage, at the above address, in the business of:

- a. ☐ Distilled Spirits - ☐ distiller ☐ rectifier (processor) ☐ warehouseman and/or ☐ warehouseman and bottler and while so engaged, to sell, offer or deliver for sale, contract to sell or ship, in interstate or foreign commerce, the distilled spirits so distilled or rectified, or warehoused and bottled, or the wines so rectified,
- b. ☒ Wine - ☒ producer and blender ☐ blender and while so engaged, to sell, offer or deliver for sale, contract to sell or ship, in interstate or foreign commerce, the wine so produced or blended,
- c. ☐ Importer - importing into the United States the following alcoholic beverages:  
while so engaged, to sell, offer to deliver for sale, contract to sell or ship, in interstate or foreign commerce, the alcoholic beverages so imported,
- d. ☐ Wholesaler - Purchasing for resale at wholesale the following alcoholic beverages:  
while so engaged, to receive or to sell, offer or deliver for sale, contract to sell or ship, in interstate or foreign commerce, the alcoholic beverages so Purchased.

This Permit is conditioned upon your compliance with the Federal Alcohol Administration Act; the Twenty-first Amendment and laws relating to its enforcement; all other Federal laws relating to distilled spirits, wine, and malt beverages, including taxes with respect to them; the Federal Water Pollution Control Act; and, all applicable regulations made pursuant to law which are now, or may hereafter be, in force.

This basic permit is effective from the date shown above and will remain in force until suspended, revoked, annulled, voluntarily surrendered, or automatically terminated.

THIS PERMIT WILL AUTOMATICALLY TERMINATE THIRTY DAYS AFTER ANY CHANGE IN PROPRIETORSHIP OR CONTROL OF THE BUSINESS, unless an application for a new basic permit is made by the transferee or permittee within the thirty day period. If an application for a new basic permit is timely filed, the outstanding basic permit will continue in effect until the application is acted on by the District Director, Alcohol and Tobacco Tax and Trade Bureau.

THIS PERMIT IS NOT TRANSFERABLE. ANY CHANGE IN THE TRADE NAME, CORPORATE NAME, MANAGEMENT OR ADDRESS OF THE BUSINESS COVERED BY THIS PERMIT, OR ANY CHANGE IN STOCK OWNERSHIP (MORE THAN 10%) MUST BE REPORTED TO THE NATIONAL REVENUE CENTER OR PUERTO RICO FIELD OFFICE WITHOUT DELAY.

THIS IS AN

☒ ORIGINAL PERMIT☐ AMENDED PERMIT

REASON FOR AMENDMENT

DATE OF AMENDMENT

SIGNATURE AND TITLE OF AUTHORIZED TTB OFFICIAL

Specialist



## AUTHORIZED TRADE NAMES

\*Used for Contract Bottling or Packaging/Branding Purposes

PERMIT NUMBER: NM-W-21066

REGISTRY NUMBER: BWN-NM-21065

<u>TYPE</u>	<u>TRADE NAME</u>
Labeling Trade Name	Love Shack

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REASON FOR AMENDMENT



## City of Truth or Consequences

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

Agenda Item #: H.1

**SUBJECT:** Resolution No. 57 21/22 and Resolution No. 57A 21/22 approving the required Community Development Block Grant (CDBG) Annual Certifications and Commitments.

**DEPARTMENT:** Community Development

**DATE SUBMITTED:** May 19, 2022

**SUBMITTED BY:** Traci Alvarez

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

**Summary/Background:**

Annual Certifications and Commitments required by CDBG as part of the application process.

**Recommendation:**

Approve Resolution No. 57 21/22 and Resolution No. 57A 21/22 and required certifications and Commitments

**Attachments:**

- Resolution 57 21/22
- Exhibit 1-Z CDBG Federal Requirements – Includes Resolution 57A 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. 27 19-20 Ordinance No. -

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 5-25-22





## RESOLUTION NO. 57 21/22

**WHEREAS**, municipalities, counties or other entities that accept Community Development Block Grant (CDBG) funds must adopt certain required federal regulations; and

**WHEREAS**, the City of Truth or Consequences (hereinafter referred to as the Grantee) wishes to ensure compliance with federal regulations by adopting the following required certifications and commitments:

**Citizen Participation** - certifies its commitment to citizen participation by preparing and adopting a Citizen Participation Plan that includes ways to encourage public input using various methods to reach the public and assures that citizens are provided reasonable notice and timely access to local meetings, per the Open Meetings Act (NMSA 1978, Chapter 10, Article 15)

**Fair Housing** - certifies its commitment to the Fair Housing Act of 1968 to affirmatively further fair housing, which prohibits discrimination in the sale, rental, leasing and financing of housing or land to be used for the construction of housing on the basis of race, color, religion, sex, disability, familial status, or national origin

**Residential Anti-Displacement and Relocation Assistance**- certifies its compliance with the Uniform Relocation Assistance and Real & Relocation Assistance Property Acquisition Policies Act of 1970, whose purpose is to provide uniform, fair, and equitable treatment for persons whose real property is acquired or for persons displaced as a result of a CDBG-funded project or activity

**Section 3** - certifies its commitment to Section 3, a provision of the Housing and Urban Development (HUD) Act of 1968, which requires recipients of certain HUD financial assistance, to the greatest extent feasible, provide job training, employment, and contracting opportunities for low and very low income residents In connection with projects and activities in their community

**Procurement** - certifies its compliance with federal procurement code (24 CFR Part 85.36) and New Mexico Procurement Code (§13-1-120 NMSA 1978) by adopting a procurement policy annually for CDBG projects

**NOW, THEREFORE, BE IT RESOLVED**, that the Grantee adopts the above CDBG certifications and commitments that must be adopted annually;

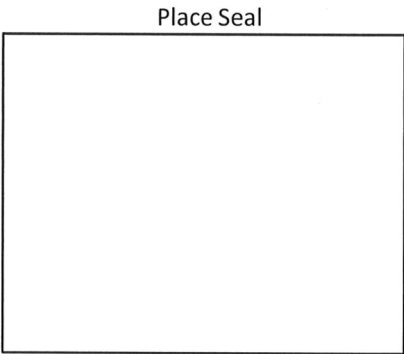
**PASSED, ADOPTED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

_____	_____
Signature, Chief Elected Official	City of Truth or Consequences
	Applicant Entity (County or Municipality)
_____	
Amanda Forrister	
Name (Typed or Printed)	
_____	
Mayor	
_____	_____
Title	Date

SWORN TO AND SUBSCRIBED  
Here Before me on this \_\_\_\_ day  
of \_\_\_\_\_, 20 \_\_\_\_

Notary Public

\_\_\_\_\_  
My commission expires  
\_\_\_\_\_



# EXHIBIT 1-Z

## CDBG FEDERAL REQUIREMENTS

### CITIZEN PARTICIPATION REQUIRED ELEMENTS

In accordance with the 1987 revisions to the Housing and Community Development Act and in an effort to further encourage citizen participation, The City of Truth or Consequences has prepared and adopted this Citizen Participation Plan.

#### Objective A

The City of Truth or Consequences will provide for and encourage citizen participation within its area of jurisdiction, with particular emphasis on participation by persons of low and moderate income. *Action items:*

1. *Adopt and circulate an Open Meetings Resolution which provides citizens with reasonable notice of county/municipality upcoming meetings, actions and functions.*
2. *Develop press releases on county/municipality meetings, actions and hearings, and circulate to newspapers, radio and television media.*
3. *Develop and maintain listing of groups and representative of low and moderate income persons, and include on mailing lists of announcements, notices, press releases, etc.*

#### Objective B

The City of Truth or Consequences will provide citizens with reasonable and timely access to local meetings, information and records relating to the proposed and actual use of CDBG funds. *Action items:*

1. *Public notices, press releases, etc., should allow for a maximum length of notice to citizens.*
2. *Appropriate information and records relating to the proposed and actual use of CDBG funds must be available upon request to all citizens. Personnel and income records may be exempted from these requirements.*
3. *Meetings, hearing, etc., should be conducted at times and locations conducive to public attendance, e.g., evenings, Saturdays.*

#### Objective C

The City of Truth or Consequences will provide technical assistance to groups and representatives of low and moderate income persons that request assistance in developing proposals. *Note: the level and type of assistance is to be determined by the county/municipality. Action items:*

1. *Low and moderate income groups should be advised that technical assistance, particularly in the area of community development, is available from the county/municipality upon request.*
2. *Document technical assistance provided to such groups and has documentation available for review.*



#### Objective D

The City of Truth or Consequence will provide a minimum of two public hearings to obtain citizen participation and respond to proposals and questions at all stages of the Community Development Block Grant Program. *Action items:*

1. *Advise citizens of the CDBG program objectives, range of activities that can be applied for and other pertinent information.*
2. *Conduct a minimum of two public hearings:*
  - a. *One public hearing will be held to advise citizens of the program objectives and range of activities that can be applied for, and to obtain the citizen's views on community development and housing needs, to include the needs of low and moderate income people. This hearing will take place prior to the selection of the project to be submitted to the state for CDBG funding assistance.*
  - b. *A second public hearing will be held to review program performances, past use of funds and make available to the public its community development and housing needs, including the needs of low and moderate income families, and the activities to be undertaken to meet such needs.*
3. *Publish public hearing notices in the non-legal section of newspapers or in other local media. Evidence of compliance with these regulations will be provided with each CDBG application, i.e., hearing notice minutes of public meetings, list of needs and activities to be undertaken, etc. Amendments to goals, objectives and applications are also subject to public participation.*

#### Objective E

The City of Truth or Consequence will provide timely written answers to written complaints and grievances within 15 working days where practical. *Action items:*

1. *Adopt complaint handling procedures or policies to insure that complaints or grievances are responded to within 15 days, if possible.*
2. *Allow for appeal of a decision to a neutral authority.*
3. *File a detailed record of all complaints or grievances and responses in one central location with easy public access.*

#### Objective F

The City of Truth or Consequences will identify how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of residents can be reasonably expected to participate. *Action items:*

1. *Identify areas where large majorities of non-English speaking persons reside and make appropriate provisions when issues affecting these areas are to be discussed at public meetings, hearings, etc. Appropriate provisions will include having interpreters available at the meeting and having briefing material available in the appropriate language.*
2. *Maintain records/rosters of public hearing attendees and proceedings to verify compliance with this objective.*

## Resolution 57A 21/22

### FAIR HOUSING REQUIRED ELEMENTS

A resolution of the \_\_\_\_\_ City Commission \_\_\_\_\_ of the \_\_\_\_\_ City  
of \_\_\_\_\_ Truth or Consequences \_\_\_\_\_, adopting a fair housing policy, making known its commitment to the  
principle of fair housing, and describing actions it shall undertake to affirmatively further fair housing.

WHEREAS; the Housing and Community Development act of 1974 as amended requires that all  
applicant for Community Development Block Grants funds certify that they shall affirmatively further  
fair housing; and

WHEREAS; the Civil Rights Act of 1968 (commonly known as the Federal Fair Housing Act) and  
the Fair Housing Amendments Act of 1988 declare a national policy to prohibit discrimination in the sale,  
rental, leasing and financing of housing or land to be used for the construction of housing or in the  
provision of brokerage services, on the basis of race, color, religion, sex, disability, familial status or  
national origin; and

WHEREAS; fairness is the foundation of the American system and reflects traditional American  
values; and

WHEREAS; discriminatory housing practices undermine the strength and vitality of America and  
its people;

NOW, THEREFORE, BE RESOLVED THAT the \_\_\_\_\_ City Commission \_\_\_\_\_ of the \_\_\_\_\_ City  
of \_\_\_\_\_ Truth or Consequences \_\_\_\_\_ hereby wish all persons living, working, doing business in or traveling  
through this \_\_\_\_\_ City \_\_\_\_\_ to know that: discrimination in the sale, rental, leasing, and  
financing of housing or land to be used for construction of housing, or in the provision of brokerage  
services on the basis of race, color, religion, sex, handicap, familial status or national origin is prohibited  
by Title VIII of the Fair Housing Act Amendments of 1988; and that it is the policy of the \_\_\_\_\_ City  
of \_\_\_\_\_ Truth or Consequences \_\_\_\_\_ to implement programs, within the constraints of its resources, to ensure equal  
opportunity in housing for all persons regardless of race, color, religion, sex, handicap, familial status or  
national origin; and within available resources the \_\_\_\_\_ City \_\_\_\_\_ of \_\_\_\_\_ Truth or Consequences \_\_\_\_\_ will  
assist all persons who feel they have been discriminated against in housing issues on the basis of race,  
color, religion, sex, handicap, familial status or national origin to seek equality under existing federal  
and state laws to file a complaint with the New Mexico Attorney General's Office or the U.S.  
Department of Housing and Urban Development; and that the \_\_\_\_\_ City \_\_\_\_\_ of \_\_\_\_\_ Truth or Consequences \_\_\_\_\_  
shall publicize this Resolution and thereby encouraging owners of rental properties, developers, builders  
and others involved with housing to become aware of their respective responsibilities and rights under  
the Fair Housing Amendments Act of 1988 and any applicable state or local laws or ordinances; and that  
the \_\_\_\_\_ City \_\_\_\_\_ of \_\_\_\_\_ Truth or Consequences \_\_\_\_\_ shall undertake the following actions to affirmatively  
further fair housing:

(List all such actions to include: mailing copies of this resolution to the real estate community, banks, developers, community organizations and local media; posting copies of this resolution at identified locations; distributing flyers; sponsoring schools)

Publish copy of resolution 57 21/22 with local media

## RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE REQUIRED ELEMENTS

### I. Background/Introduction

Section 104(d) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5304(d)(4)), Section 105(b)(16) of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12705(b)(16)), and implementing regulations at 24 CFR Part 42, specify that a grantee under the Community Development Block Grant (CDBG) must certify that it has in effect and is following a "residential Anti-displacement and relocation assistance plan" (Plan). As a CDBG grantee, The City of Truth or Consequence must certify to State of New Mexico Department of Finance and Administration Local Government Division that it has and is following such a Plan.

The Plan must include three components: 1) one-for-one replacement requirements for lower-income housing units, 2) relocation assistance, and 3) a description of the steps The City of Truth or Consequence will take to minimize displacement.

### II. Activities Covered by the Plan

All activities involving the use of CDBG funds that cause displacement as a direct result of demolition or conversion of a lower-income dwelling are subject to the requirements specified in the Plan. Activities for which funds are first obligated on or after September 30, 1988 are subject to the requirements specified in the Plan, without regard to the source year of the funds.

### III. Uniform Relocation Act

The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (URA) govern displacement that directly results from acquisition, rehabilitation, or demolition of real property when federal funds are used. The City of Truth or Consequence's Residential Anti-displacement and Relocation Assistance Plan is in no way intended to supersede the URA. CDBG assisted activities may still be subject to the requirements of the URA.

### IV. One-for-One Replacement Units

All occupied and vacant occupiable lower-income dwelling units that are demolished or converted to a use other than as lower-income dwelling units in connection with an assisted activity must be replaced with comparable lower-income units. Replacement lower-income dwelling units may be provided by any governmental agency or private developer and must meet the following requirements:

- A. The units must be located within The City of Truth or Consequence to the extent feasible, the units shall be located within the same neighborhood as the units replaced

- B. The units must be sufficient in number and size to house no fewer than the number of occupants who could have been housed in the units that are demolished or converted. The number of occupants who could have been housed in the units shall be in accordance with applicable local housing occupancy codes. The units may not be replaced with smaller units (e.g., a 2-bedroom unit with two 1-bedroom units), unless The City of Truth or Consequences has provided information demonstrating that such a proposed replacement is consistent with the needs assessment contained State of New Mexico Department of Finance and Administration Local Government Division HUD-approved Consolidated Plan.
- C. The units must be in standard condition and must at a minimum meet Section 8 Program Housing Quality Standards. Replacement lower-income units may include units brought from a substandard condition to standard condition if: 1) no person was displaced from the unit; and 2) the unit was vacant for at least 3 months before execution of the agreement between The City of Truth or Consequences and the property owner.
- D. The units must initially be made available for occupancy at any time during the period beginning 1 year before the recipient makes public the information required under Section F below and ending 3 years after the commencement of the demolition or rehabilitation related to the conversion.
- E. The units must be designed to remain lower-income dwelling units for at least 10 years from the date of initial occupancy. Replacement lower-income dwelling units may include, but are not limited to, public housing or existing housing receiving Section 8 project-based assistance
- F. Before The City of Truth or Consequences enters into a contract committing it to provide CDBG funds for any activity that will directly result in the demolition of lower-income dwelling units or the conversion of lower-income dwelling units to another use, The City of Truth or Consequences must make public and submit in writing to State of New Mexico Department of Finance and Administration Local Government Division the following information:
- 1 A description of the proposed assisted activity;
  - 2 The location on a map and number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than for lower-income dwelling units as a direct result of the assisted activity;
  - 3 A time schedule for the commencement and completion of the demolition or conversion;
  - 4 The location on a map and the number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units. If such data is not available at the time of the submission to State of New Mexico Department of Finance and Administration Local Government Division, the submission shall identify the general location on an area map and the approximate number of dwelling units by size, and information identifying the specific location and number of dwellings units by size shall be submitted and disclosed to the public as soon as it is available;
  - 5 The source of funding and time schedule for the provision of replacement dwelling units;
  - 6 The basis for concluding that each replacement unit will remain a lower-income dwelling unit for at least 10 years from the date of initial occupancy; and
  - 7 Information demonstrating that any proposed replacement of dwelling units with smaller dwelling units is consistent with the needs assessment contained in



the State of New Mexico Department of Finance and Administration Local Government Division Consolidated Plan.

- G. The one-for-one replacement requirements may not apply if HUD determines, based on objective data, that there is an adequate supply of vacant lower-income dwelling units in standard condition available on a non-discriminatory basis within The City of Truth or Consequence. In making such a determination, State of New Mexico Department of Finance and Administration Local Government Division will consider such factors as vacancy rates, numbers of lower-income units in The City of Truth or Consequence and the number of eligible families on the Section 8 waiting list.

**V. Relocation Assistance**

Each lower-income person who is displaced as a direct result of CDBG assisted demolition or conversion of a lower-income dwelling shall be provided with relocation assistance.

Relocation assistance includes advisory services and reimbursement for moving expenses, security deposits, credit checks, other moving expenses, including certain interim living costs, and certain replacement housing assistance.

Displaced persons have the right to elect, as an alternative to the benefits described in this Plan, to receive benefits under the URA, if they determine that it is in their best interest to do so. The following relocation assistance shall be available to lower-income displacement persons:

- A. Displaced lower-income persons will receive the relocation assistance required under 49 CFR 24, Subpart C (General Relocation Requirements) and Subpart D (Payment for Moving and Related Expenses) whether the person elects to receive assistance under the URA or the assistance required by CDBG regulations. Relocation notices must be distributed to the affected persons in accordance with 49 CFR 24.203 of the URA;
- B. The reasonable and necessary cost of any security deposit required to rent the replacement dwelling unit and for credit checks required to rent or purchase the replacement dwelling unit;
- C. Actual reasonable out-of-pocket costs incurred in connection with temporary relocation, including moving expenses and increased housing costs, if:
  - 1. The person must relocate temporarily because continued occupancy of the dwelling unit constitutes a substantial danger to the health or safety of the person or the public; or
  - 2. The person is displaced from a lower-income dwelling unit, none of the comparable replacement units to which the person has been referred qualifies as a lower-income dwelling unit, and a suitable lower-income dwelling unit is scheduled to become available through one-for-one replacement requirements
- D. Replacement Housing Assistance. Displaced persons are eligible to receive one of the following two forms of replacement housing assistance:
  - 1. Each person shall be offered rental assistance equal to 60 times the amount necessary to reduce the monthly rent and estimated average monthly cost of

utilities for a replacement dwelling to the "Total Tenant Payment", as determined under 24 CFR 813.107. All or a portion of this assistance may be offered through a certificate or housing voucher for rental assistance under the Section 8 program. Where Section 8 assistance is provided to the displaced person, The City of Truth or Consequence must provide the person with referrals to comparable units whose owners are willing to participate in Section 8 program to the extent that cash assistance is provided, it will be provided in installments.

2. In lieu of the housing voucher, certificate or cash assistance described above, the person may elect to receive a lump sum payment allowing them to secure participation in a housing cooperative or mutual housing association. This lump sum payment shall be equal to the capitalized value of 60 monthly installments of the amount that is obtained by subtracting the

"Total Tenant Payment", as determined under 24 CFR 813.107, from the monthly cost of rent and average monthly cost of utilities at a comparable replacement dwelling unit. To compute the capitalized value, the installments shall be discounted at the rate of interest paid on passbook savings in a federally insured financial institution conducting business within The City of Truth or Consequence.

Displaced lower-income tenants shall be advised of their right to elect relocation assistance pursuant to the URA and the regulations at 49 CFR 24 as an alternative to the relocation assistance available under CDBG regulations.

#### VI. Eligibility for Relocation Assistance

A lower-income person is eligible for relocation assistance if they are considered to be a "displaced person" as defined in 24 CFR 42.305. A displaced person means a lower-income person who, in connection with an activity assisted under the CDBG program, permanently moves from real property or permanently moves personal property from real property as a direct result of demolition or conversion of a lower-income dwelling.

For purposes of this definition, a permanent move includes a move made permanently and:

- A. After notice by the owner to move from the property, if the move occurs on or after the date of the submission of a request to The City of Truth or Consequence for CDBG assistance that is later approved for the requested activity; or
- B. After notice by the owner to move from the property, if the move occurs on or after the date of the initial official submission to HUD of the consolidated plan under 24 CFR Part 91 describing the assisted activity; or
- C. Before the dates described in A & B above, if The City of Truth or Consequence or State of New Mexico Department of Finance and Administration Local Government Division determines that the displacement was a direct result of conversion or demolition in connection with a CDBG assisted activity; or
- D. By a tenant-occupant of a dwelling unit, if any one of the following three situations occurs:
  1. The tenant moves after execution of the CDBG agreement covering the acquisition, rehabilitation or demolition and the move occurs before the tenant is

provided written notice offering the tenant the opportunity to lease and occupy a suitable, decent, safe and sanitary dwelling in the same building/complex upon completion of the project under reasonable terms and conditions, including a monthly rent and estimated average monthly utility costs that do not exceed the greater of the tenant's monthly rent before such agreement, or the total tenant payment as determined under 24 CFR 813.107 if the tenant is lower-income, or 30 percent of gross household income if the tenant is not lower-income.

2. The tenant is required to relocate temporarily, does not return to the building/complex, and either is not offered payment for all reasonable out-of-pocket expenses incurred in connection with the temporary relocation, or other conditions of the temporary relocation are not reasonable.
3. The tenant is required to move to another dwelling unit in the same building/complex but is not offered reimbursement for all reasonable out-of-pocket expenses incurred in connection with the move, or other conditions of the move are not reasonable.

If the displacement occurs on or after the appropriate date described in A & B above, the lower-income person is not eligible for relocation assistance if:

- A. The person is evicted for cause based upon a serious or repeated violation of the terms and conditions of the lease or occupancy agreement, violation of applicable federal, State or local law, or other good cause, and the The City of Truth or Consequences determines that the eviction was not undertaken for the purpose of evading the obligation to provide relocation assistance;
- B. The person moved into the property on or after the date described in A & B above after receiving written notice of the expected displacement; or
- C. The City of Truth or Consequences determines that the displacement was not a direct result of the CDBG assisted activity and the State of New Mexico Department of Finance and Administration Local Government Division concurs with this determination.

## VII. Minimizing Displacement

The CDBG regulations regarding the demolition or conversion of lower-income dwelling units are designed to ensure that lower-income persons are provided with adequate, affordable replacement housing. Naturally, involuntary displacement should be discouraged whenever a reasonable alternative exists. Involuntary displacement is extremely disruptive and disturbing, especially to lower-income persons who do not have the means to locate alternative housing.

There are various ways that displacement can be minimized. The following are steps that will be taken to minimize the involuntary displacement of lower-income persons when CDBG funds are involved:

- A. Screening of Applications All CDBG applications will be reviewed to determine whether involuntary displacement is likely to occur. Those applications involving displacement will receive a lower priority recommendation for funding unless it can be shown that alternatives are not available.
- B. Acquisition of Property Applicants who apply for CDBG funds to acquire property for the

development of lower-income housing will be encouraged to purchase vacant land. In the case of in-fill and other projects where this is not feasible and the project involves potential displacement, the applicant shall agree to allow the displaced lower-income person(s) to occupy the new housing at an affordable rent.

Applicants who utilize CDBG funds to rehabilitate or convert a lower-income unit to a non-residential use will be required to supply replacement housing consistent with paragraph IV, as well as relocation assistance.

- C. Cost of Relocation Assistance The cost of any required relocation assistance and the provision of replacement housing will be borne by the applicant and may be paid for out of CDBG funds awarded to the project.

### VIII. Definitions

- A. "Comparable replacement dwelling unit" means a dwelling unit that:
  - 1 Meets the criteria of 49 CFR 24.2(d)(1) through (6); and
  - 2 Is available at a monthly cost for rent plus estimated average monthly utility costs that does not exceed the "Total Tenant Payment" determined under 24 CFR 813.107 after taking into account any rental assistance the household would receive.
- B. "Lower-income dwelling unit" means a dwelling unit with a market rental (including utility costs) that does not exceed the applicable Fair Market Rent (FMR) for existing housing and moderate rehabilitation established under 24 CFR Part 888.
- C. "Standard condition" means units that at a minimum meet the Existing Housing Quality Standards of the Section 8 rental subsidy program.
- D. "Substandard condition suitable for rehabilitation" means units with code violations that can be brought to Section 8 Housing Quality Standards within reasonable monetary amounts.
- E. "Vacant occupiable dwelling unit" means a dwelling unit that is in a standard condition; a vacant dwelling unit that is in substandard condition, but is suitable for rehabilitation; or a dwelling unit in any condition that has been occupied (except by a squatter) at any time within the period beginning 3 months before the date of execution of the agreement by The City of Truth or Consequence covering the rehabilitation or demolition.

### IX. Grievances

The The City of Truth or Consequence will provide timely written answers to written complaints and grievances within 15 working days where practical. Action items:

- A. Adopt complaint handling procedures or policies to insure that complaints or grievances are responded to within 15 days, if possible.
- B. Allow for appeal of a decision to a neutral authority.
- C. File a detailed record of all complaints or grievances and responses in one central location with easy public access.

## SECTION 3 PLAN REQUIRED ELEMENTS

The City of Truth or Consequence is committed to comply with Section 3 of the Housing and Urban Development Act of 1968. This Act encourages the use of small local businesses and the hiring of low income residents of the community.

The City of Truth or Consequence has appointed \_\_\_\_\_ as the Section 3 Coordinator, to advise and assist key personnel and staff on Section 3, to officially serve as focal point for Section 3 complaints, and as the on-site monitor of prime contractors and sub-contractors to insure the implementation and enforcement of their Section 3 plans. The approval or disapproval of the Section 3 plan is the ultimate responsibility of the City of Truth or Consequence. Documentation of efforts will be retained on file for monitoring by the state.

Therefore, the City of Truth or Consequence shall:

1. Hiring
  - a. Advertise for all City of Truth or Consequence positions in local newspapers
  - b. List all City of Truth or Consequence job opportunities with the State Employment Service
  - c. Give preference in hiring to lower income persons residing in the City of Truth or Consequence. This means that if two equally qualified persons apply and one is a resident of the City of Truth or Consequence and one is not, the resident will be hired
  - d. Maintain records of City of Truth or Consequence hiring as specified in the Annual CDBG Resolutions (Exhibit 1-Y). Note: Chart for Section 3 Plan MUST be filled out in its entirety and updated on an annual basis.
2. Contracting
  - a. The City of Truth or Consequence will compile a list of businesses, suppliers and contractors located in the City of Truth or Consequence.
  - b. These vendors will be contacted for bid or quotes whenever the City of Truth or Consequence requires supplies, services or construction.
  - c. Preference will be given to small local businesses. This means if identical bids/quotes are received from a small business located within the City of Truth or Consequence and one from outside the City of Truth or Consequence, the contract will be awarded to the business located within the community.



### 3. Training

The City of Truth or Consequence shall maintain a list of all training programs operated by the City of Truth or Consequence and its agencies and will direct them to give preference to City of Truth or Consequence residents. The City of Truth or Consequence will also direct all CDBG sponsored training to provide preference to City of Truth or Consequence residents.

### 4. CDBG Contracts

All CDBG bid proposals and contracts shall include the following Section 3 language.

- a. The work to be performed under this contract is on a project assisted under a program providing direct federal financial assistance from the Department of Housing and Urban Development and is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u. Section 3 requires that the greatest extent feasible, opportunities for training and employment be given lower income residents of the project areas, and contracts for work in connection with the project be awarded to business concerns residing in the project area.
- b. The parties to this contract will comply with the provision of said Section 3 and the regulations issued pursuant thereto by the Secretary of Housing and Urban Development set forth in 24 CFR and all applicable rules and orders of the Department issued there-under prior to the execution of this contract. The parties to this contract certify and agree that they are under no contractual or other disability which would prevent them from complying with these requirements.
- c. The contractor will send to each labor organization or representative of workers with which he has a collective bargaining agreement or other contract or understanding, if any, a notice advising the said labor organization or workers' representative of his commitments under the Section 3 clause, and shall post copies of the notice in conspicuous places available to employees and applicants for employment or training.
- d. The contractor will include this Section 3 clause in every subcontract for work in connection with the project and will, at the direction of the applicant for, or recipient of federal financial assistance, take appropriate action pursuant to the subcontract upon a finding that the subcontractor is in violation of regulations issued by the Secretary of Housing and Urban Development, 24 CFR 135. The contractor will not subcontract with any subcontractor where it has notice or knowledge that the latter has been found in violation of regulations under 24 CFR 135, and will not let any subcontract unless the subcontractor has first provided it with the requirements of these regulations.
- e. Compliance with the provisions of Section 3, the regulations set forth in 24 CFR 135, and all applicable rules and orders of the Department, issued thereunder prior to the execution of the contract, shall be a condition of the federal financial assistance provided to the project, binding upon the applicant or recipient for such assistance, its successors and assigns. Failure to fulfill these requirements shall subject the applicant or recipient, its contractors and subcontractors, its successors and assigns to those sanctions specified by the grant or loan agreement or contract through which federal assistance is provided, and to such sanctions as are specified by 24 CFR 135.

The City of Truth or Consequence shall require each contractor to prepare a written Section 3 plan as a part of their bids on all jobs exceeding \$100,000. All Section 3 plans shall be reviewed and approved by the City's Equal Opportunity Section 3 Compliance Officer and retained for monitoring by the state.

The City of Truth or Consequence will maintain all necessary reports and will insure that all contractors and subcontractors submit required reports.

#### LOWER INCOME CLARIFICATION

A family who resides in City of Truth or Consequence and whose income does not exceed the income limit for the size of family as per the attached Section 8 Income Limit for City of Truth or Consequence. Information contained in our Section 3 Plan reflects the status of the City of Truth or Consequence employees regarding lower income considerations based on their salary paid by the City of Truth or Consequence.

#### Certification

This Federal Requirements Plan hereby incorporates all of the State of New Mexico CDBG requirements to include Citizen Participation, Fair Housing, Residential Anti-Displacement & Relocation as well as Section 3. The City of Truth or Consequence herewith certifies to follow the CDBG Federal Requirements Plan described above and adopt the plan by resolution annually.

PASSED AND ADOPTED BY THE City Commission of the City  
of Truth or Consequence on this 25th day of May.

ATTEST:

APPROVED AS TO FOR:

City Clerk

City Attorney

Plan Adoption Date: \_\_\_\_\_

Adoption Instrument: Resolution 57 21/22

Certified By: \_\_\_\_\_

Amanda Forrister  
Mayor

\_\_\_\_\_  
Date

Copy to Local Government Division with attachments



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: H.2*

**SUBJECT:** Resolution No. 60 21/22 Budget Adjustment Request

**DEPARTMENT:** Finance Department

**DATE SUBMITTED:** May 19, 2022

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

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

**Summary/Background:** Reconciling Budget Adjustments Requests (based on Chapter 6, Article 6 NM Statute) needed for budget adjustments, increases, and decreases per attached.

**Recommendation:**

Approval Resolution No. 60 21/22 Budget Adjustment Requests for Fiscal Year 2021-2022

**Attachments:**

Resolution No 60 21/22

- Schedule of Budget Adjustments, Supporting Documentation

**Fiscal Impact (Finance):** Yes

Changes in funding as presented on the Department of Finance and Administration Schedule of Budget Adjustments

**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. 60 21-22 Ordinance No. .

Continued To: . Referred To: .

☐ Approved ☐ Denied ☐ Other: .

File Name: CC Agendas 5-25-22



## **RESOLUTION NO. 60 21/22**

### **A RESOLUTION REQUESTING FINAL BUDGET ADJUSTMENTS IN THE REVENUE AND EXPENDITURE BUDGET FOR FISCAL YEAR 2021-2022.**

**WHEREAS**, the final budget for was approved by the City Commission of the City of Truth or Consequences, New Mexico, pursuant to Chapter 6, Article 76 NMSA 1978; and

**WHEREAS**, the City Commission in and for the City of Truth or Consequences, State of New Mexico needs to adjust the current approved budget for Fiscal Year 2021-2022; and

**WHEREAS**, said budget was adjusted on the basis of need and through cooperation with all user departments, elected officials and other department supervisors; and

**WHEREAS**, the official meeting for the review of said documents was duly advertised in compliance with the State Open Meetings act; and

**WHEREAS**, it is the majority opinion of this Board that the adjusted budget meets the requirements as currently determined.

**NOW THEREFORE, BE IT RESOLVED** that the City Commission of the City of Truth or Consequences, State of New Mexico hereby adopts the budget adjustment hereinabove described and attached and respectfully requests approval from the Local Government Division of the Department of Finance and Administration.

**PASSED, ADOPTED and APPROVED** this 25<sup>th</sup> day of May, 2022.

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Amanda Forrister, Mayor

ATTEST:

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Angela A. Torres, City Clerk-Treasurer

# DOCUMENT #1





**RESOLUTION NO. 03 21/22**

**AUTHORIZING ACCEPTANCE OF COLONIAS INFRASTRUCTURE FUND (CIF) PROJECT NO 5550-CIF; WATER INFRASTRUCTURE; T OR C WATER SYSTEM IMPROVEMENTS PHASE 2 FROM NEW MEXICO FINANCE AUTHORITY (NMFA)**

**WHEREAS**, the City Commission of the City Truth or Consequences adopted Resolution No. 33 20/21 authorizing and approving submission of a completed application for financial assistance and project approval to The New Mexico Finance Colonias Infrastructure Board for construction services for the Water System Improvements project; and

**WHEREAS**, the New Mexico Finance Authority has recommended and approved the funding award; and

**WHEREAS**, the approved funding structure consists of a 10% loan in the amount of \$50,000 and a 90% grant in the amount of \$450,000 and;

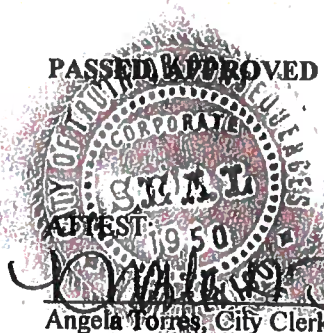

**WHEREAS**, this resolution approving submission of the completed Application to the Authority for its consideration and review is required as part of the Application; and

**WHEREAS**, a match is required as part of the funding structure.

**NOW THEREFORE, BE IT RESOLVED THAT**, the Governing Body of the City of Truth or Consequences, New Mexico, hereby accepts the NMFA CIF award of 10% loan in the amount of \$50,000, and a 90% grant in the amount of \$450,000 and approves the required cash match in the amount of \$50,000; and approves that City Manager Bruce Swingle is hereby designated as the City's representative on behalf of the NMFA Colonias Infrastructure Board Project No. 5550-CIF and is authorized as signatory authority and has designated the City Clerk as signatory in his absence and shall work with staff to execute, sign, and submit required documentation.

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

  
Sandra Whitehead, Mayor

  
ATTEST:  
  
Angela Torres, City Clerk



MICHELLE LUJAN GRISHAM  
GOVERNOR

JAMES C. KENNEY  
CABINET SECRETARY

November 23, 2021

New Mexico Finance Authority (NMFA)  
Attn: Mr. Todd Johansen  
207 Shelby Street  
Santa Fe, New Mexico 87501

**RE: REVIEW OF THE TRUTH OR CONSEQUENCES DRINKING WATER SYSTEM IMPROVEMENT PROJECT DESIGN DRAWINGS AND TECHNICAL SPECIFICATIONS, SIERRA COUNTY, NEW MEXICO**

Dear Mr. Johansen:

The New Mexico Environment Department (NMED) Construction Programs Bureau (CPB) received the Truth or Consequences Drinking Water System Improvement Project Design Drawings and Technical Specifications from Wilson and Company on August 25, 2021. Comments were provided on October 5, 2021, and a response was received on October 20, 2021. The documents describe construction of 8-inch waterlines, roadway replacement, new fire hydrants, water service lines, and SCADA improvements. NMED CPB **approves the submitted bidding documents with the following comments.**

**Front End Documents and Technical Specifications:**

1. Based on the Funding Analysis, there doesn't appear to be enough funding available to complete construction. Please provide a statement that the Owner will provide additional funds or what other funding source will be used that was not listed in the Funding Analysis.
2. Supplemental Conditions, Article 4.05.C.5: What is the rationale behind this change?
3. Please provide State and Federal Wage Rates before sending the project to bid. The Owner or the Engineer will be responsible to make a check for changes of the Davis Bacon Wage Rates 10 days before bid opening. Based on the scope of work, this project is misclassified as a Building project. It appears to be a Heavy project which includes water line and other utility projects. Definitions of classifications can be found in Chapter 15 of the United States Department of Labor Field Operations Handbook.

Please note that the review of these plans and specifications is only for compliance with contractual requirements of the applicable funding source or sources. The technical integrity, feasibility, or cost effectiveness of the project have not been evaluated. Review of these plans and specifications does not relieve the owner or engineer of legal responsibilities for the overall integrity of the project, adequacy of the design, or compliance with all applicable regulations. The NMED is not responsible for increased costs resulting from defects in the plans, specifications, or other contract documents.

To ensure compliance with New Mexico Drinking Water Regulations, the owner must submit the plans and specifications to the Drinking Water Bureau (DWB) for review and approval, and also notify them when construction begins. An Application for Construction or Modification of a Public Water Supply System should be submitted with the plans and specifications.

Sincerely,

Steven M. Deal, P.E.  
Project Engineer  
(505) 670-2926  
steven.deal@state.nm.us

cc: Mr. J. Alfredo Holguin, P.E. – Wilson and Company  
Mr. Bruce Swingle, City Manager – City of Truth or Consequences  
Ms. Emily Worthen, P.E. – NMED Drinking Water Bureau  
NMED CPB Project File

## SITE CERTIFICATE

This is to certify that the City of Truth or Consequences has now acquired all property including sites, easements, rights-of-way, or specific use permits necessary for the construction of and/or the permanent operation and maintenance of the water facilities described as the City of T or C DWSRF Water System Improvements in accordance with approved plans and specifications and designated as WCI Project Number 19-600-208-00.

The entirety of the project, other than two (2) NMDOT roadway crossings, is to be located within property owned by the City of Truth or Consequences and/or NMDOT. Environmental clearance and utility permits have already been approved by the NMDOT. No additional easements, rights-of-way, or specific use permits necessary for the construction of and/or the permanent operation and maintenance of the water facilities are needed.

In the event of conflicts with existing underground utilities or to preserve unknown cultural or historic resources, the City of Truth or Consequences has the right of eminent domain and will take condemnation action, if necessary, to acquire any sites, easements or rights-of-way which may be required to change the location of any of the facilities described above; and upon acquisition of the rights-of-way and recording of documents, will submit another site certificate to that effect.

EXECUTED this 20 day of October, 2021.

  
(Signature)

City Manager

(Title)



## **CITY OF TRUTH OR CONSEQUENCES**

### **RESOLUTION NO. 01 21/22**

#### **A RESOLUTION DESIGNATING THE MANNER IN WHICH ALL MEETINGS OF THE CITY COMMISSION, ITS BOARDS, COMMISSION AND COMMITTEES WILL BE HELD AND THE METHOD OF PUBLIC NOTIFICATION.**

**WHEREAS**, pursuant to the requirements of the Open Meetings Act ("Act"), Section 10-15-1 et seq. NMSA 1978, all meetings of the City Commission, its boards, commissions or committees held for the purpose of formulating public policy or for the purpose of taking any action within the authority of or the delegated authority of any board, commission, committee, or other policymaking body are declared to be public meetings open to the public at all times, except as otherwise provided in the state constitution or the Act; and

**WHEREAS**, all meetings subject to the provision of the Act at which the formation of public policy, such as discussion or adoption of any proposed resolution, rule, regulation, or formal action occurs and at which a majority of quorum of the body is in attendance shall be public meetings and shall be held only after reasonable Notice/Agenda to the public; and

**WHEREAS**, the Act requires the City Commission to determine annually in a public meeting what Notice/Agenda for a public meeting is reasonable when applied to the City Commission, its boards, commissions and committees.

**NOW THEREFORE, BE IT RESOLVED** by the governing body of the City of Truth or Consequences:

1. Regular meetings of the City Commission shall be held on the second and fourth Wednesdays of each month at 9:00 a.m., or upon such times as the Commission agrees to change the meeting date or time. If said meeting falls on a holiday, the meeting shall then be held on Thursday, immediately following. All meetings will be held at the City Commission Chambers, 405 W. 3<sup>rd</sup> Street unless due Notice/Agenda is given to the public.
2. Regular meeting of any board, commission, or committee, shall be established by formal action of the respective body as to the date, time and location. Consideration shall be given to holding such meetings at a date, time and location, which promotes the active participation of the community.
3. Notice/Agenda requirements for all meetings shall be in accordance with the following:



- A. **Regular Meetings** – Notice of the meetings, indicating the date, time, and location of the meetings shall be published in one or more newspapers of general circulation within the community at least once per month. The Notice/Agenda shall be given at least 5 days prior to the meeting. The final Notice/Agenda shall be posted in the City Clerk's Office and posted on the City's website.
- B. **Special Meetings** – May be called only by the majority of the members of the City Commission. Notice/Agenda shall be given with no less than 72 hours' Notice/Agenda before such meeting. The notice/agenda shall specify the business to be conducted, and shall be broadcast over the radio, or in the alternative, be posted in the following places: 1) Bulletin board at the City Utilities Office; 2.) the north bulletin board at the Sierra County Administrative Building; 3) First Savings Bank; 4) Bank of the Southwest at T or C; 5) U.S. Post Office located on Main Street; and 6) City Clerk's Office and on the City's website.
- C. **Emergency Meetings** – May be called only under circumstances that, if not addressed immediately by the City Commission, will likely result in injury or damage to persons or property or substantial financial loss to the City. Emergency meetings may be called by the Mayor or a majority of the Commission by giving 24 hours' notice/agenda prior to meeting. The Emergency meeting notice/agenda shall include an agenda containing a list of specific items of business to be discussed or transacted at the meeting, or information on how the public may obtain a copy of such an agenda. It shall be broadcast over the radio, or in the alternative, be posted in the following places: 1) Bulletin board at the City Utilities Office; 2.) the north bulletin board at the Sierra County Administrative Building; 3) First Savings Bank; 4) Bank of the Southwest at T or C; 5) U.S. Post Office located on Main Street; and 6) City Clerk's Office and on the City's website.

4. Pursuant to the Open Meetings Act 10-15-1 (C) NMSA if otherwise allowed by law or rule of the public body, a member of a public body may participate in a meeting of the public body by means of a conference telephone, or other similar communications equipment when it is otherwise difficult or impossible for the member to attend the meeting in person, provided that each member participating by conference telephone can be identified when speaking, all participants are able to hear each other at the same time and members of the public attending the meeting are able to hear any member of the public body who speaks during the meeting.



PASSED APPROVED AND ADOPTED this 14th day of July, 2021.

Sandra Whitehead, Mayor

Angela A. Torres, City Clerk



United States Department of Agriculture

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**Rural Development**

**9/10/2021**

New Mexico  
State Office

One Sun Plaza  
100 Sun Ave NE  
Suite 130  
Albuquerque, NM  
87109

City of Truth or Consequences  
Attn: Traci Burnette  
500 Sims St.  
Truth or Consequences, NM 87901

**Subject: Approval of Subordinating Debt**

Voice (505) 761-4950  
Fax (855) 543-9499

Dear Traci:

We have reviewed your August 30, 2021 request to take on additional debt on your Water and Wastewater system. You are proposing to obtain a \$50,000 loan and \$450,000 grant from the New Mexico Finance Authority for Colonias Infrastructure T or C Water System Improvements Phase 2. The proposed loan will be secured by a subordinate lien against the revenues of the system. Rural Development will maintain its current lien position.

Based on the above, we consent to you taking on the additional debt described above. The proposed debt is consistent with the objectives of the original Rural Development funding and does not appear to negatively impact the orderly payment of the current Rural Development loan(s).

If you have any questions, please contact Elizabeth Ybarra at (505) 761-4963.

Sincerely,

Christine Griego  
Community Programs  
Acting Program Director

USDA is an equal opportunity provider, employer, and Lender.

To file a program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html), and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: mail at U.S. Department of Agriculture, Office of the Secretary for Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at [program.intake@usda.gov](mailto:program.intake@usda.gov).

## Kirkpatrick, Carol

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**From:** Traci Burnette  
**Sent:** Monday, June 28, 2021 4:14 PM  
**To:** Cole, Jesse  
**Cc:** Kirkpatrick, Carol; Swingle, Bruce; Juarez-Infante, Mario G.; Holguin, Alfredo J.  
**Subject:** FW: CIB award determination  
**Attachments:** 5550-CIF award letter.pdf  
  
**Importance:** High

Good Afternoon Jesse,  
Great news... our Colonias Application has been awarded. (See attached). This award will be applied to Water System Improvements Phase 2 Construction - Marshall St., Sierra Vista Dr. (Phase 1 was partially funded thru the Drinking Water State Revolving Loan Fund Marshall St., N. Pershing, 2nd Ave., and Sierra Vista Dr. Waterline Replacement).

I updated Bruce and he said you would be able to absorb a \$50K match and \$50K loan (20 year term @ 0% interest) with the \$450,000.00 Grant.

Alfredo, Ashley and Mario,  
Thank you for all of your assistance in this funding request.

Traci

Traci Alvarez  
Community Development Director  
City of Truth or Consequences  
505 Sims Street  
Truth or Consequences, NM 87901  
(575) 894-6673 Ext. 353  
(575) 894- 6690 - Fax  
[tburnette@torcnm.org](mailto:tburnette@torcnm.org)



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**From:** Colonias <[Colonias@nmfa.net](mailto:Colonias@nmfa.net)>  
**Sent:** Monday, June 28, 2021 3:57 PM  
**To:** Sandra Whitehead <[sandra.whitehead@torcnm.org](mailto:sandra.whitehead@torcnm.org)>; Traci Burnette <[tburnette@torcnm.org](mailto:tburnette@torcnm.org)>; [cikirkpatrick@torcnm.org](mailto:cikirkpatrick@torcnm.org); Madrid, Morris <[mmadrid@torcnm.org](mailto:mmadrid@torcnm.org)>; Holguin, Alfredo J. <[Alfredo.Holguin@wilsonco.com](mailto:Alfredo.Holguin@wilsonco.com)>; Martinez, Ashley M. <[Ashley.Martinez@wilsonco.com](mailto:Ashley.Martinez@wilsonco.com)>  
**Cc:** Steven Deal <[steven.deal@state.nm.us](mailto:steven.deal@state.nm.us)>; 'andrea.telmo@state.nm.us' <[andrea.telmo@state.nm.us](mailto:andrea.telmo@state.nm.us)>  
**Subject:** CIB award determination  
**Importance:** High

Good afternoon all,

Attached is the award letter(s) for the following project(s), the original will be sent via first class mail:

- 5550-CIF TorC water system improvements Phase 2

Please review the letter(s) as information for securing the funding is outlined, specifically, readiness to proceed (RTP) requirements. The deadline to submit RTP is **October 29, 2021**.

In addition, make sure that you are in contact with the NMFA technical partners, NMED-Construction Programs Bureau staff at the onset of your projects (*if applicable*). The assigned NMED-CPB staff is identified within the letter. **NMED-CPB approval may be required as part of the RTP submission.**

A training for all awardees will be held on July 6, 2021. An invite will be sent with the log-in information.

Thank you,

Angela

*Angela Quintana*  
Senior Program Administrator

207 Shelby Street  
Santa Fe, New Mexico 87501  
505-992-9648  
[aquintana@nmfa.net](mailto:aquintana@nmfa.net)



United States Department of Agriculture

Rural Development

9/10/2021

New Mexico  
State Office

One Sun Plaza  
100 Sun Ave NE  
Suite 130  
Albuquerque, NM  
87109

City of Truth or Consequences  
Attn: Traci Burnette  
500 Sims St.  
Truth or Consequences, NM 87901

Subject: Approval of Subordinating Debt

Voice (505) 761-4950  
Fax (855) 543-9499

Dear Traci:

We have reviewed your August 30, 2021 request to take on additional debt on your Water and Wastewater system. You are proposing to obtain a \$50,000 loan and \$450,000 grant from the New Mexico Finance Authority for Colonias Infrastructure T or C Water System Improvements Phase 2. The proposed loan will be secured by a subordinate lien against the revenues of the system. Rural Development will maintain its current lien position.

Based on the above, we consent to you taking on the additional debt described above. The proposed debt is consistent with the objectives of the original Rural Development funding and does not appear to negatively impact the orderly payment of the current Rural Development loan(s).

If you have any questions, please contact Elizabeth Ybarra at (505) 761-4963.

Sincerely,

CHRISTINE  
GRIEGO  
Christine Griego  
Community Programs  
Acting Program Director

Digitally signed by CHRISTINE  
GRIEGO  
Date: 2021.09.21 16:12:43 -06'00'

USDA is an equal opportunity provider, employer, and Lender.

To file a program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html), and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: mail at U.S. Department of Agriculture, Office of the Secretary for Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at [program.intake@usda.gov](mailto:program.intake@usda.gov).



**Sandra Whitehead**  
**Mayor**

**Amanda Forrister**  
**Mayor Pro-Tem**

**Frances Luna**  
**Commissioner**



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

**Paul Baca**  
**Commissioner**

**Randall Aragon**  
**Commissioner**

**Bruce Swingle**  
**City Manager**

August 30, 2021

Elizabeth Ybarra  
Community Programs Loan Specialist  
U.S. Department of Agriculture  
100 Sun Avenue NE, Suite 130  
Albuquerque, NM 87109

RE: Consent of Additional Debt Request for the City of Truth or Consequences

Ms. Ybarra,

The City of Truth of Consequences (T or C) has been awarded two funding agreements with the New Mexico Finance Authority (NMFA) through their Water Project Fund and Colonias Infrastructure Fund programs. As part of the readiness to proceed items for the funding agreements, NMFA is requesting "consent of additional debt by USDA". A summary of the award details for each funding agreement is provided below:

Colonias Infrastructure Fund Project No. 5550-CIF, T or C Water System Improvement Phase 2

- Award Summary:
  - o 90% grant amount: \$450,000
  - o 10% loan amount: \$50,000
- Summary of Use of Funds:
  - o The funds will be used for the construction of water system improvements which includes waterline replacements to provide a safe and reliable source of water to T or C residents.

Water Project Fund Project No. 5442-WPF, Cantrell Dam Design/Rehabilitation

- Award Summary:
  - o 60% grant amount: \$450,000
  - o 40% loan amount: \$300,000
- Summary of Use of Funds:
  - o The funds will be used for the design and rehabilitation of Cantrell Dam to provide flood protection for the west side of the City of T or C.

The debt for these two funding agreements will be subordinate to the debt the City of T or C currently has with USDA. To demonstrate the City's ability to take on the additional debt, a copy of the City's FY 22 Operating Budget is attached for your review.

Please let me know if you have any questions or need any additional information for this request.

Sincerely,

A handwritten signature in black ink, appearing to read "Traci Alvarez", written in a cursive style.

Traci Alvarez  
Assistant City Manager

Attachments:

FY22 City of T or C Operating Budget



June 28, 2021

**Via First Class Mail and Email**

City of Truth or Consequences  
Attn: Mayor Sandy Whitehead  
505 Sims St.  
Truth or Consequences, NM 87901  
[Sandra.whitehead@torcnm.org](mailto:Sandra.whitehead@torcnm.org)

RE: Colonias Infrastructure Project No. 5550-CIF; Water Infrastructure; TorC water system improvements Phase 2

Dear Mayor Whitehead:

The Board of Directors of the New Mexico Finance Authority ("NMFA") met on June 24, 2021, to approve the final terms, structure and conditions of Colonias Infrastructure Funding in the amount of \$500,000 to the City of Truth or Consequences ("City") for its Water Infrastructure Project. This action is a result of the Colonias Infrastructure Board recommendations approved on May 20, 2021.

The approved funding structure consists of a 10% loan in the amount of \$50,000, and a 90% grant in the amount of \$450,000. The loan component is a 20-year term at interest rate of 0%. The loan and grant are to be used by the City for the Construction/replacement of undersized cast iron distribution lines, service lines, hydrants and associated appurtenances.

To secure the funding agreement for the award, the City must submit the following Readiness to Proceed items **no later than October 29, 2021** by email only to [Colonias@nmfa.net](mailto:Colonias@nmfa.net).

**SUBMISSION OF READINESS TO PROCEED ITEMS**

***This funding is conditional and the City must submit the following Readiness to Proceed ("RTP") items, as applicable, before the loan/grant agreement can be scheduled to close:***

1. A monthly draw-down schedule of project expenditures, including Month and Year;
2. Verification of match in the amount of \$50,000;
3. Approval of plans/specification by NMED-Construction Programs Bureau;
4. Verification that right-of-way and permits are secured;
5. Updated Open Meetings Act resolution;
6. Consent of additional debt from USDA and NMED;
7. All contingencies must be satisfied **no later than October 29, 2021**; and
8. Any additional information requested by the NMFA Board or Colonias Infrastructure Board.

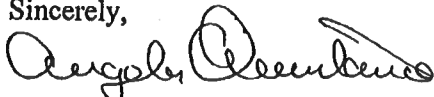
City of Truth or Consequences  
June 28, 2021  
Page 2

Compliance with the RTP process is required to secure the funding for this project. To prevent any delays in securing the funding, please begin preparing the RTP information upon receipt of this notice. When all of the RTP criteria have been submitted, outside counsel for NMFA will draft the funding agreement and will contact the City directly for closing arrangements.

As part of the technical oversight of Colonias Infrastructure Funds, all project documentation (design and construction plans, contracts, bids, etc.), must be reviewed and approved by the New Mexico Environment Department, Construction Programs Bureau. Please contact Steven Deal, Project Manager, (505) 670-2926, [steven.deal@state.nm.us](mailto:steven.deal@state.nm.us), to confirm technical requirements for this project.

Please contact me at [Colonias@nmfa.net](mailto:Colonias@nmfa.net) or (505) 992-9648 if you have any questions regarding the RTP information.

Sincerely,



Angela Quintana  
Senior Program Administrator

cc: Traci Alvarez, Tor C, [tburnette@torcnm.org](mailto:tburnette@torcnm.org)  
Carol Kirkpatrick, TorC, [cjkirkpatrick@torcnm.org](mailto:cjkirkpatrick@torcnm.org)  
Morris Madrid, TorC, [mmadrid@torcnm.org](mailto:mmadrid@torcnm.org)  
Alfredo Holguin, Wilson & Co., [alfredo.holguin@wilsonco.com](mailto:alfredo.holguin@wilsonco.com)  
Ashley Martinez, Wilson & Co. [Ashley.martinez@wilsonco.com](mailto:Ashley.martinez@wilsonco.com)  
Steven Deal, NMED-CPB, [steven.deal@state.nm.us](mailto:steven.deal@state.nm.us)  
Andrea Telmo, NMED-CPB, [andrea.telmo@state.nm.us](mailto:andrea.telmo@state.nm.us)

**Sandra Whitehead**  
**Mayor**

**Amanda Forrister**  
**Mayor Pro-Tem**

**Frances Luna**  
**Commissioner**



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

**Paul Baca**  
**Commissioner**

**VACANT**  
**Commissioner**

**Bruce Swingle**  
**City Manager**

October 29, 2021

Angela Quintana  
Senior Program Administrator  
207 Shelby Street  
Santa Fe, NM 87501

Re: City of Truth or Consequences Colonias Infrastructure Project No. 5550-CIF  
Readiness to Proceed Items - Time Extension Request

Ms. Quintana,

The City of Truth or Consequences (City) is requesting a time extension of 60 days (December 28, 2021) to receive approval of the project plans/specifications from the NMED-Construction Programs Bureau (NMED-CPB) and meet the Colonias Infrastructure Fund Readiness to Proceed requirements. The City's engineering firm, Wilson & Company, has submitted the revised plans/specifications package to NMED-CPB on October 18, 2021 addressing comments previously provided by Mr. Steven Deal. NMED-CPB is currently reviewing the revised package and we anticipate final approval prior to December 28, 2021.

Thank you again for your consideration for this important City project.

If you have any questions, please do not hesitate to contact me at 575-894-6673

Sincerely,

A handwritten signature in black ink, appearing to read "Bruce Swingle". The signature is fluid and cursive, with a large, stylized "B" at the beginning.

Bruce Swingle  
City Manager





**RESOLUTION NO. 03 21/22**

**AUTHORIZING ACCEPTANCE OF COLONIAS INFRASTRUCTURE FUND (CIF) PROJECT NO 5550-CIF; WATER INFRASTRUCTURE; T OR C WATER SYSTEM IMPROVEMENTS PHASE 2 FROM NEW MEXICO FINANCE AUTHORITY (NMFA)**

**WHEREAS**, the City Commission of the City Truth or Consequences adopted Resolution No. 33 20/21 authorizing and approving submission of a completed application for financial assistance and project approval to The New Mexico Finance Colonias Infrastructure Board for construction services for the Water System Improvements project; and

**WHEREAS**, the New Mexico Finance Authority has recommended and approved the funding award; and

**WHEREAS**, the approved funding structure consists of a 10% loan in the amount of \$50,000 and a 90% grant in the amount of \$450,000 and;

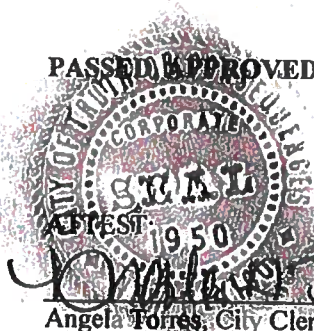
**WHEREAS**, this resolution approving submission of the completed Application to the Authority for its consideration and review is required as part of the Application; and

**WHEREAS**, a match is required as part of the funding structure.

**NOW THEREFORE, BE IT RESOLVED THAT**, the Governing Body of the City of Truth or Consequences, New Mexico, hereby accepts the NMFA CIF award of 10% loan in the amount of \$50,000, and a 90% grant in the amount of \$450,000 and approves the required cash match in the amount of \$50,000; and approves that City Manager Bruce Swingle is hereby designated as the City's representative on behalf of the NMFA Colonias Infrastructure Board Project No. 5550-CIF and is authorized as signatory authority and has designated the City Clerk as signatory in his absence and shall work with staff to execute, sign, and submit required documentation.

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

  
Sandra Whitehead, Mayor

  
Angela Torres, City Clerk

December 13, 2021

Angela Quintana  
Senior Program Administrator  
Colonias Infrastructure Fund  
207 Shelby Street  
Santa Fe, New Mexico 87501  
aquentana@nimfa.net

Re: Colonias Infrastructure Project No. 5550-CIF; Water Infrastructure  
Readiness to Proceed Items

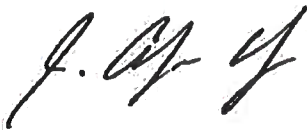
Dear Ms. Quintana,

On behalf of the City of Truth or Consequences, please find listed below and attached to this letter the required Readiness to Proceed (RTP) items as specified by the New Mexico Finance Authority for the subject referenced project.

1. A monthly draw-down schedule of project expenditure (estimated)
2. Verification of match in the amount of \$50,000.
3. Approval of project plans and specifications by NMED-CPB.
4. Verification that all required right-of-way and permits are secured.
  - a. The project site certificate submitted to NMED-CPB is attached.
5. Updated Open Meetings Act Resolution.
6. Consent of additional debt by USDA and NMED.

If you have any questions or need additional information regarding the readiness to proceed items, please feel free to give me a call.

Sincerely,



J. Alfredo Holguin, PE  
Engineering Manager  
505-348-4158  
[Alfredo.Holguin@wilsonco.com](mailto:Alfredo.Holguin@wilsonco.com)

Attachments:	1. Monthly Draw Down Schedule	4. Project Site Certificate
	2. Verification of Match	5. Open Meetings Act Resolution
	3. Approval Letter from NMED-CPB	6. Consent of Additional Debt

**Estimated Monthly Drawdown Schedule**

Project No. Colonias Infrastructure Board Project No. 5550-CIF

Project Title: T or C Water System Improvements Phase 2  
CIF 90% Grant Amount: \$ 450,000  
Loan Amount: \$ 50,000  
Match 10%: \$ 50,000  
Total Funding Amount: \$ 550,000

Month and Year	Monthly Pay-Out	Local Match
December 2021		
January 2022	\$ 13,750	
February 2022	\$ 110,000	
March 2022	\$ 137,500	
April 2022	\$ 137,500	
May 2022	\$ 87,500	\$ 50,000.00
June 2022	\$ 13,750	
July 2022		
August 2022		
September 2022		
October 2022		
November 2022		
December 2022		
January 2023		
February 2023		
March 2023		
Drawdown	\$ 500,000	\$ 50,000

Total Project Expenditure	\$ 550,000
---------------------------	------------

# DOCUMENT #2

**Kerin Salcedo**

---

**From:** LeClair, Chelsea  
**Sent:** Monday, May 16, 2022 3:31 PM  
**To:** Kerin Salcedo; Kirkpatrick, Carol  
**Cc:** Sonya Renfro; Otero, Ruby; Torres, Angela  
**Subject:** RE: SAFECO INSURANCE- TRUJILLO MICHAEL

CITY OF TRUTH OR CONSEQUENCES  
505 Sims St  
Truth or Consequences, NM 87901  
-----

DATE : 5/16/2022 4:28 PM  
OPER : CL  
TKBY : CL  
TERM : 9  
REC# : R00263227  
SJOAIR SENIOR FUND INSURANCE RECOVERIES  
INSURANCE REIMBURSEMENT FOR VAN- SJOA- CLAIM048286517-0002- 1/25/2022 2348.04  
304-4903-38372 -2348.04

Paid By:SAFECO INSURANCE  
Check 2348.04 REF:55601860

**From:** LeClair, Chelsea  
**Sent:** Wednesday, April 20, 2022 10:49 AM  
**To:** Kerin Salcedo <ksalcedo@torcnm.org>; Kirkpatrick, Carol <ckirkpatrick@torcnm.org>  
**Cc:** Sonya Renfro <srenfro@torcnm.org>; Otero, Ruby <rotero@torcnm.org>; Torres, Angela <aatorres@torcnm.org>  
**Subject:** RE: SAFECO INSURANCE- TRUJILLO MICHAEL

CITY OF TRUTH OR CONSEQUENCES  
505 Sims St  
Truth or Consequences, NM 87901  
-----

DATE : 4/20/2022 11:32 AM  
OPER : CL  
TKBY : CL  
TERM : 9  
REC# : R00260216  
SJOAIR SENIOR FUND INSURANCE RECOVERIES INSURANCE REIMBURSEMENT FOR VAN- SJOA-  
CLAIM048286517-0002- 1/25/2022 4586.28  
304-4903-38372 -4586.28

Paid By:SAFECO INSURANCE  
Check 4586.28 REF:55445148



CLAIM OFFICE ADDRESS:  
P.O. BOX 1525  
DOVER, NH 03821-1525

**Safeco Insurance**  
A Liberty Mutual Company

B. CODE  
404

CHECK REFERENCE 55445148	CHECK DATE 04/15/22
CHECK AMOUNT ***\$4586.28	BLOCK NUMBER 002823

CONTACT: TRUJILLO, MICHAEL  
PHONE: 1-800-2CLAIMS

INSURED NAME: FARNER, CORRINNE

CLAIMANT NAME: SIERRA JOINT OFFICE ON AGING

ACCIDENT DATE: 01/25/22

PAGE 1 OF 1  
U/W CO: SAFECO INSURANCE COMPANY OF AMERICA  
OSN: VV0101041501-003070  
CLAIM NUMBER: 048286517-0002  
POLICY NUMBER: Y9095762  
INSURED OPERATOR:

COVERAGE	INVOICE NO	DATES OF SERVICE	CHARGES	PAID AMT	ADJUSTMENTS
LIABILITY PROPERTY DAMAGE			4586.28	4586.28	

PAYMENT TO: SIERRA JOINT OFFICE ON AGING

TOTAL CHARGE:	4586.28
TOTAL PAID:	4586.28
TOTAL DEDUCTIBLE:	0.00
TOTAL FEDERAL WITHHOLDING:	0.00

CHECK AMOUNT: 4586.28

NOTES

THIS IS A PARTIAL PAYMENT FOR THE TOTAL LOSS VALUE OF YOUR VEHICLE. COST TO REPAIR EXCEEDS THE VALUE OF YOUR VEHICLE PRIOR TO THE ACCIDENT. FINAL PAYMENT TO BE ISSUED UPON YOUR RETURN OF THE NECESSARY PAPERWORK.

304-4903-38372

PLEASE REFERENCE CLAIM NO AND SEND THIS EOP WITH ALL CORRESPONDENCE

CAREFULLY DETACH CHECK BEFORE DEPOSITING - RETAIN STATEMENT FOR YOUR RECORDS

VERIFY THE AUTHENTICITY OF THIS MULTI-TONE SECURITY DOCUMENT.

CHECK BACKGROUND AREA CHANGES COLOR GRADUALLY FROM TOP TO BOTTOM.

VIS \*002823\*  
ENGLEWOOD, CO-PI  
P.O. BOX 1525  
DOVER, NH 03821-1525



**Safeco Insurance**  
A Liberty Mutual Company

51-44/119  
BANK OF AMERICA  
HARTFORD, CT



\*PAY\*FOUR\*THOUSAND\*FIVE\*HUNDRED\*EIGHTY\*SIX\*DOLLARS\*TWENTY\*EIGHT\*CENTS\*

OFFICE NO.	B. CODE	PAYMENT IDENTIFICATION	CHECK NUMBER	CHECK DATE
0906	404	CLAIM 048286517-0002	55445148	04/15/22

PAY \*\*\*\$4586.28

VOID IF NOT PRESENTED WITHIN 90  
DAYS OF ISSUE DATE OF CHECK

PAY TO THE  
ORDER OF

SIERRA JOINT OFFICE ON AGING  
& CITY OF TRUTH OR CONSEQUENCES  
505 SIMS  
TRUTH OR CONSEQUENCE NM 87901

*Handwritten signature*

⑈55445148⑈ ⑆011900445⑆ 002240072065⑈

CLAIM OFFICE ADDRESS:  
P.O. BOX 1525  
DOVER, NH 03821-1525

**Safeco Insurance**  
A Liberty Mutual Company

B. CODE  
404

CHECK REFERENCE 55601860	CHECK DATE 05/05/22
CHECK AMOUNT \$\$\$2348.04	BLOCK NUMBER 003107

CONTACT: TRUJILLO, MICHAEL  
PHONE: 1-800-2CLAIMS

ACCIDENT DATE: 01/25/22

INSURED NAME: FARNER, CORINNE

PAGE 1 OF 1  
U/W CO: SAFECO INSURANCE COMPANY OF AMERICA  
OSH: VV0101050501-003650  
CLAIM NUMBER: 048286517-0002  
POLICY NUMBER: Y9095762  
INSURED OPERATOR:

CLAIMANT NAME: SIERRA JOINT OFFICE ON AGING

COVERAGE	INVOICE NO	DATES OF SERVICE	CHARGES	PAID AMT	ADJUSTMENTS
LIABILITY PROPERTY DAMAGE			2348.04	2348.04	
TOTAL CHARGE:				2348.04	
TOTAL PAID:				2348.04	
TOTAL DEDUCTIBLE:				0.00	
TOTAL FEDERAL WITHHOLDING:				0.00	
CHECK AMOUNT:				2348.04	

YES  
THIS IS THE FINAL PAYMENT FOR THE BALANCE OF THE TOTAL LOSS VALUE OF YOUR VEHICLE. COST TO REPAIR EXCEEDS THE VALUE OF YOUR VEHICLE PRIOR TO THE ACCIDENT.

PLEASE REFERENCE CLAIM NO AND SEND THIS EOP WITH ALL CORRESPONDENCE

CAREFULLY DETACH CHECK BEFORE DEPOSITING - RETAIN STATEMENT FOR YOUR RECORDS

VERIFY THE AUTHENTICITY OF THIS MULTI-TONE SECURITY DOCUMENT.

CHECK BACKGROUND AREA CHANGES COLOR GRADUALLY FROM TOP TO BOTTOM.

VIS \*003107\*  
ENBLEWOOD, CO-PI  
P.O. BOX 1525  
DOVER, NH 03821-1525

**Safeco Insurance**  
A Liberty Mutual Company

51-44/119  
BANK OF AMERICA  
HARTFORD, CT

➡➡➡➡➡ PAY 2348.04  
ONLY FOR DEPOSIT AT BANK

\*PAY TWO THOUSAND THREE HUNDRED FORTY EIGHT DOLLARS FOUR CENTS\*

OFFICE NO.	B. CODE	PAYMENT IDENTIFICATION	CHECK NUMBER	CHECK DATE
0906	404	CLAIM 048286517-0002	55601860	05/05/22

PAY \$\$\$2348.04

VOID IF NOT PRESENTED WITHIN 90  
DAYS OF ISSUE DATE OF CHECK

PAY TO THE  
ORDER OF

SIERRA JOINT OFFICE ON AGING  
& CITY OF TRUTH OR CONSEQUENCES  
360 W 4TH AVE  
TRUTH OR CONSEQUENCE NM 87901-2355

*de 2 per*

⑈55601860⑈ ⑆011900445⑆ 002240072065⑈

# DOCUMENT #3



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #:*

**SUBJECT:** Authorization to withdraw balance of Capital Improvement Reserve Certificate of Deposit (CD)

**DEPARTMENT:** Finance Department

**DATE SUBMITTED:** May 16, 2022

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

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

**Summary/Background:** The City has a certificate of deposit at First Savings Bank for our Capital Improvement Fund.

**Recommendation:**

The City is requesting closing of the account # 13413018 in the estimated amount of \$1,051,917.58 plus any accrued interest in order to pay for various capital projects pending reimbursement. The proceeds will be deposited into the Capital Improvement Reserve Checking Account as First Savings Bank.

**Attachments:**

[Click here to enter text.](#)

- Current Bank Print Out for CD
- 

**Fiscal Impact (Finance):** Yes

Withdraw of CD in the amount of \$1,051,917.58 and deposit into the Capital Improvement Reserve Operating Account.

**Legal Review (City Attorney):** No

**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. .

Continued To: . Referred To: .

☐ Approved ☐ Denied ☐ Other: .

File Name: [Click here to enter text.](#)

# CAPITAL IMPROVEMENT RESERVE CD – \*\*\*\*3018 ♥

## Search transactions

Activity: All transactions Type: All

## Transactions

🕒 Pending ● Posted

Total debits: -0.00 (0) Total credits: +1,051,430.64 (27)

Date ▼	Description ↕	Debit ↕	Credit ↕	Balance
● Apr 08, 2022	INTEREST		906.62	1,051,430.64
● Jan 08, 2022	INTEREST		925.95	1,050,524.02
● Oct 08, 2021	INTEREST		1,321.12	1,049,598.07
● Jul 08, 2021	INTEREST		1,305.13	1,048,276.95
● Apr 08, 2021	INTEREST		1,289.20	1,046,971.82
● Jan 08, 2021	INTEREST		1,316.19	1,045,682.62
● Oct 08, 2020	INTEREST		1,314.53	1,044,366.43
● Jul 08, 2020	INTEREST		1,298.62	1,043,051.90
● Apr 08, 2020	INTEREST		1,297.01	1,041,753.28
● Jan 08, 2020	INTEREST		1,309.61	1,040,456.27
● Oct 08, 2019	INTEREST		1,307.96	1,039,146.66
● Jul 08, 2019	INTEREST		1,292.13	1,037,838.70
● Apr 08, 2019	INTEREST		1,276.36	1,036,546.57
● Jan 08, 2019	INTEREST		1,303.08	1,035,270.21
● Oct 08, 2018	INTEREST		1,301.44	1,033,967.13
● Jul 08, 2018	INTEREST		1,285.69	1,032,665.69
● Apr 08, 2018	INTEREST		1,270.00	1,031,380.00
● Jan 08, 2018	INTEREST		1,296.59	1,030,110.00
● Oct 08, 2017	INTEREST		1,294.95	1,028,813.41
● Jul 08, 2017	INTEREST		1,279.28	1,027,518.46

# DOCUMENT #4



# LODGER'S TAX ESTIMATED ALLOCATION 2021-22

2022-2023 Estimated Allocation

Updated 5-18-22

Allocation Year

2021-22

Based on PY Actual

2020-21

214-2503-30318

Promotion Advertising

\$ 150,066.00

214-2503-30319

Non Promoton

\$ 100,044.00

Prior Year (Actual) Total Gross Revenue

\$ 250,110.00

Less: Administrative Fee Off the Top

0.1

\$ (25,011.00)

\$ 225,099.00

Less: Public Arts Board After 10% Fee

0.01

\$ (2,250.99)

(Need to Budget Carryover Not Spent)

\$ 222,848.01

Prior Year Net Revenue

\$ 222,848.01

Lodger's Tax Board After 10% and 1%

0.6

\$ 133,708.81

City After 10% and 1%

0.4

\$ 89,139.20

\$ 222,848.01



## **CITY OF TRUTH OR CONSEQUENCES**

### **RESOLUTION NO. 13 21/22**

#### **A RESOLUTION OF THE CITY OF TRUTH OR CONSEQUENCES CITY COMMISSION SETTING A METHOD BY WHICH LODGERS TAX IS ALLOCATED ON A YEARLY BASIS**

**WHEREAS**, the City of Truth or Consequences collects a large amount of Lodgers Tax from local hotels, RV parks, spas and motels, and;

**WHEREAS**, this Lodgers Tax is used extensively to promote the use of the local hotels and motels with the expressed intent to increase the Lodgers Tax revenue because it is recognized that the more visitors the City receives the more they benefit the community as a whole, and;

**WHEREAS**, the Tourism Industry is an important aspect of the City's economy, just as important as Ranching, Agriculture, Industrial, Service and Retail, and;

**WHEREAS**, the City in the past has used the Lodgers Tax for the Golf Course, Civic Center and the non-profit organizations to promote tourism activity on a county-wide scale, and;

**WHEREAS**, it is the City's desire to use some of the Lodgers Tax to solely promote the City of Truth or Consequences, and;

**WHEREAS**, the City desires to allocate funds for Public Art.

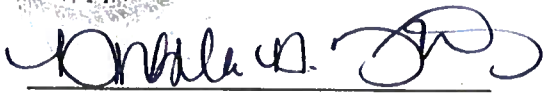
**THEREFORE, BE IT RESOLVED** by the City Commission of the City of Truth or Consequences as follows:

1. The available funds shall be allocated as follows based on actual revenues received in the prior fiscal year:
  - A. 10% Administrative Fee
  - B. 1% for Public Arts
  - C. The remaining balance shall be allocated as follows:
    - i. 60% of the remaining 89% shall go to local non-profit organizations who promote tourism activities on a county-wide scale. The Lodgers Tax Board shall make appropriate recommendations pursuant to the City Ordinance 2-363.

- ii. 40% of the remaining 89% shall go towards appropriate City facilities such as the Municipal Golf Course, Civic Center and to promote tourism.
2. Public Arts and Lodgers Tax Board allocated portions not expensed in the fiscal year, the revenue may be carried over for up to two (2) additional fiscal years.
3. This Resolution repeals Resolution 29-12/13 and all other Resolutions that purported to set forth a method for allocating Lodgers Tax.

**PASSED, APPROVED AND ADOPTED** this 28<sup>th</sup> day of July, 2021.



  
Angela A. Torres, City Clerk

  
Sandra Whitehead, Mayor

# DOCUMENT #5

# City of Truth or Consequences

VENDOR: 8765 NEW MEXICO DEPARTMENT OF TRANSPORTATION

CHECK NO: 148129

DATE	ID	PO #	DESCRIPTION	GL ACCT #	AMOUNT
5/13/2022	PROJECT 1101232	76031	REMAINING PORTION OF CITY'S LANDSCAPING	315-8007-80846	266,736.86
5/13/2022	PROJECT 1101232	76031	ESTIMATED CITY PORTION OF LANDSCAPING PAID FROM	260-2002-80860	272,023.44

CHECK TOTAL 538,760.30



**City of Truth or Consequences**  
505 Sims Street  
Truth or Consequences, NM 87901  
Revolving Fund

**FIRST SAVINGS BANK**  
915 N. Date Street  
Truth or Consequences, NM  
95-629/1122

**148129**

CHECK DATE  
05/13/2022

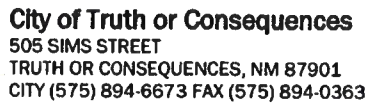
PAY THIS AMOUNT  
\$538,760.30

PAY ---Five Hundred Thirty Eight Thousand Seven Hundred Sixty Dollars and 30/100 Cents---

Void after 180 days

TO THE  
ORDER  
OF  
NEW MEXICO DEPARTMENT OF TRANSPORTATION  
PO BOX 1149  
SANTA FE, NM 87504-1149

*Ada J. [Signature]*  
*Angela A. [Signature]*



**Questions about this form? Please call 575-894-6673**

**Voucher ID #:** 084366

PO #: 76031

**IRS Form W-9 and Vendor Registration Form required for all NEW vendors before payment is processed.**

Description of Good or Services (who, what, where, why and when):					Amount
Line 2 City's portion of Landscaping for the Round-About Project					\$ 272,023.44
Line 3 City's portion of Landscaping for the Round-About Project					\$ 266,736.86
Please give a copy of the check to Carol Kirkpatrick. Thank you.					
Attach ORIGINAL documentation. For reimbursements, proof of payment is required.					Total: \$ 538,760.30
Amount	Account	Fund	Department	Program	Project
\$ 272,023.44	260-2002-86860	260	Finance		Round About
\$ 266,736.86	315-7022-80860	315	Finance		Round About

Form Prepared By: Carol Kirkpatrick Department: Finance Date: 05/10/2022



Department of Finance and Administration  
Local Government Division  
Financial Management Bureau  
SCHEDULE OF BUDGET ADJUSTMENTS

ENTITY NAME: City of Truth or Consequences  
FISCAL YEAR: 2021-2022 5/25/2022  
DFA Resolution Number: 60 21/22  
BAR NUMBER 15

For Local Government Division use only:

DOCUMENT NUMBER	FUND	ACCOUNT STRING	ACCOUNT NAME	REVENUE, EXPENDITURE, or TRANSFER (TO or FROM)	APPROVED BUDGET	ADJUSTMENT / INCREASE	ADJUSTMENT / DECREASE	ADJUSTED BUDGET	PURPOSE
1	360 NMFA	360-7021-32700	Grants	Revenue	\$ -	\$ 450,000.00		\$ 450,000	NMFA Colonias 2021 Water System Improvements Phase 2 Grant.
1	360 NMFA	360-7021-38387	Loans	Revenue	\$ -	\$ 50,000.00		\$ 50,000	NMFA Colonias 2021 Water System Improvements Phase 2 Loan
1	360 NMFA	360-7021-39935	Transfer In	Revenue		\$ 50,000.00		\$ 50,000	Transfer in from the Water Department to meet the \$50,000 match
1	360 NMFA	360-7021-80860	Infrastructure	Expense	\$ -	\$ 550,000		\$ 550,000	NMFA Colonias 2021 Water System Improvements Phase 2 Total project \$550,000
1	504 Water	504-3803-49930	Transfer Out	Expense	\$ 578,222	\$ 50,000		\$ 628,222	Transfer out to meet the match for the NMFA Colonias 2021 Water System Improvements Phase 2
2	304 Senior Grants	304-4903-38372	Revenue	Insurance Recoveries	\$ -	\$ 6,934		\$ 6,934	Insurance Reimbursement Checks for for Senior Grants Damaged Vehicle
2	304 Senior Grants	304-4903-80810	Vehicles	Expense	\$ 105,413	\$ 6,934		\$ 112,347	Insurance Reimbursement Checks for for Senior Grants Damaged Vehicle
3	315 Capital Improvements	315-9003-39935	Transfer In	Revenue	\$ 252,727	\$ 1,052,000		\$ 1,304,727.00	Estimated close out of CD from Capital Improvement Fund to deposit in Operating Fund
3	315 Capital Improvements	315-9003-49930	Transfer Out	Expense	\$ 81,474		\$ 1,052,000	\$ 1,133,474.00	Estimated close out of CD from Capital Improvement Fund to deposit in Operating Fund
4	Lodger's Tax	214-2503-47595	Administrative Fee	Expense	\$ 15,000	\$ 10,011		\$ 25,011	Increase 10% Administrative fee from Lodger's Tax to the General Fund
4	General Fund	101-1099-30394	Lodger's Tax Admin Fee	Revenue	\$ 15,000	\$ 10,011		\$ 25,011	Increase 10% Administrative fee from Lodger's Tax to the General Fund

Department of Finance and Administration  
Local Government Division  
Financial Management Bureau  
SCHEDULE OF BUDGET ADJUSTMENTS

5	Capital Improvements	315-9003-80846	Land Acquisition / Improvements	Expense	\$ 48,724	\$ 300,000		\$ 348,724	Budget Cash to pay for part of the City's Portion of Round About Project from Capital Improvements. The remainder was paid out of Fiscal Recovery Funds
<div> <div>ATTEST:</div> <div> <div>Angela Torres, Clerk-Treasur</div> <div>(Date)</div> </div> <div> <div>Amanda Forrister, Mayor</div> <div>(Date)</div> </div> </div>									



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: H.3*

**SUBJECT:** Resolution No. 61 21/22 to submit a bond and question for Street, Water, and Wastewater Infrastructure

**DEPARTMENT:** City Manager's Office

**DATE SUBMITTED:** May 16, 2022

**SUBMITTED BY:** Tammy Gardner

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

***Summary/Background:***

Discussion/Action for approval of Resolution 61 21/22 to submit to an election the question of the issuance of its general obligation bonds in the maximum amounts and for the purposes hereinafter specified at the Regular Local Election on Tuesday, November 8, 2022.

***Recommendation:***

Approval of Resolution No 61 21/22

***Attachments:***

- Resolution No. 61 21/22
- .

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

[Click here to enter text.](#)

***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 5-25-22

CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO  
RESOLUTION NO. \_\_\_\_\_

WHEREAS, the City Commission (the "Commission") of the City of Truth or Consequences, New Mexico (the "City"), has determined upon its own initiative to submit to an election the question of the issuance of its general obligation bonds in the maximum amounts and for the purposes hereinafter specified at the Regular Local Election on Tuesday, November 8, 2022, in accordance with Section 1-16-3(B), NMSA 1978, Sections 1-22-1 et seq., NMSA 1978, and Sections 3-30-1 et seq., NMSA 1978, as amended; and

WHEREAS, it is the opinion of the Commission that it is necessary and in the best interests of the residents of the City that there be submitted to a vote of the registered qualified electors of the City, the questions of whether the City should issue its general obligation bonds for the purposes hereinafter specified; and

WHEREAS, it is the opinion of the Commission that it is necessary and in the best interests of the residents of the City to provide (i) suitable and sufficient improvements to roads within the City, and (ii) improved water and wastewater systems within the City; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO AS FOLLOWS:

Section 1. The Commission does hereby propose that the following question be included on the ballot and submitted to the registered qualified electors of the City of Truth or Consequences, New Mexico, at the general election on Tuesday, November 8, 2022:

General Obligation  Bond Questions:	<p>“Shall the City of Truth or Consequences, New Mexico be authorized to issue up to \$_____ of general obligation bonds for the purpose of laying off, opening, constructing, repairing, and otherwise improving municipal alleys, streets, public roads and bridges, or any combination thereof?”</p> <div style="border: 1px solid black; padding: 5px; margin: 5px 0;"><p>FOR the general obligation bonds <input type="checkbox"/></p><p>AGAINST the general obligation bonds <input type="checkbox"/></p></div> <p>“Shall the City of Truth or Consequences, New Mexico be authorized to issue up to \$_____ of general obligation bonds for the purpose of enlarging, improving or extending the City’s water and wastewater system?”</p> <div style="border: 1px solid black; padding: 5px; margin: 5px 0;"><p>FOR the general obligation bonds <input type="checkbox"/></p><p>AGAINST the general obligation bonds <input type="checkbox"/></p></div>
---	--

Section 2. The City Manager, Deputy City Manager and City Clerk (each an "Authorized Officer") are hereby authorized and directed to deliver a copy of this Resolution to the Sierra County Clerk. Pursuant to Section 1-16-3(B) NMSA 1978, the Sierra County Clerk is hereby requested to certify each of the foregoing ballot questions to the Secretary of State not less than sixty-seven (67) days prior to November 8, 2022 (i.e. no later than September 2, 2022).

Section 3. The County Clerk of Sierra County is requested to conduct the Election in accordance with this resolution and the Local Election Act, Sections 1-22-1 through -20, NMSA 1978, as amended.

Section 4. The Authorized Officers are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 5. If any section, paragraph, clause or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

Section 6. All resolutions and ordinances, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution or ordinance, or parts thereof, heretofore repealed.

Section 7. All action heretofore taken by the Commission and officers of the City not inconsistent with the provisions of this Resolution and directed toward the calling and conducting of the Election be, and the same hereby is ratified, approved and confirmed.

PASSED, APPROVED AND ADOPTED THIS \_\_\_\_\_ DAY OF JUNE, 2022.

CITY OF TRUTH OR CONSEQUENCES  
NEW MEXICO

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk



## City of Truth or Consequences

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

Agenda Item #: H.4

**SUBJECT:** Adoption of Resolution # 62 21/22 Preliminary (Interim) FY 2022-23 Budget

**DEPARTMENT:** Finance

**DATE SUBMITTED:** May 19, 2021

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

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

**Summary/Background:**

Annual approval of the Preliminary (Interim) Budget for the fiscal year 2022-2023

**Recommendation:**

Recommend approval

**Attachments:**

- 2022-2023 Preliminary Budget
- 

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

**Legal Review (City Attorney):** No

**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 5-25-22





**City of Truth or Consequences, NM**

**RESOLUTION NO. 62 21/22**

**A RESOLUTION ADOPTING THE PRELIMINARY (INTERIM) Fiscal Year 2022-2023 BUDGET.**

**WHEREAS,** the City Commission of the City of Truth or Consequences, New Mexico, has developed a budget for Fiscal Year 2022-2023; and

**WHEREAS,** said budget was developed on the basis of need and through cooperation between Elected officials, City Manager and staff; and

**WHEREAS,** the official meeting for the review of the budget was duly advertised in compliance with the State Open Meetings Act; and

**WHEREAS,** it is the majority opinion of this Commission that the proposed budget meets the requirements as currently determined for the Fiscal Year 2022-2023.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO:**

1. The accompanying budget will be the approved Preliminary (Interim) Budget for the Fiscal Year 2022-2023 for the City of Truth or Consequences and respectfully requests approval by the Local Government Division of the New Mexico Department of Finance and Administration,.

**PASSED, ADOPTED AND APPROVED** this 25th day of May, 2022.

---

Amanda Forrister, Mayor

ATTEST:

---

Angela Torres, City Clerk-Treasurer

**CITY OF TRUTH OR CONSEQUENCES**

**2022-2023**

**PRELIMINARY BUDGET**

**CITY OF TRUTH OR CONSEQUENCES**

**DEPARTMENT OF FINANCE  
REQUIRED DOCUMENTS**

New Mexico Department of Finance and Administration  
Local Government Division  
Budget Request Forms

**CHECKLIST OF BUDGET DOCUMENTS**

**Deadlines:** Budget Submission – June 1<sup>st</sup>

LGD does not have statutory authority to extend this date.

**Year-end Quarter Report (4<sup>th</sup> quarter) - July 31<sup>st</sup>**

NOTE: Final budget approval cannot be made without this report.

(Please provide an electronic form as well as a paper copy.)

**Year-end Resolution - July 31<sup>st</sup>**

LGD will not extend deadline for resolutions for the fiscal year beyond this date.

**Required Documents:** Submit all of the above documents in either hard copy or electronic form.

- ☒ **RESOLUTION** approving submission of the ensuing fiscal year's interim and final budget requests.
- ☒ Budget Recapitulation (**RECAP**) (summary of estimated beginning cash balances, revenues, transfers, expenditures and ending cash balances). Ending cash balances must be a zero or positive number. Transfer total must equal to zero.
- ☒ **COVER LETTER NOTED ITEMS** – Please include language in your cover letter to LGD indicating the amount your entity has appropriated for the following:
  - **Audit Cost** for both municipalities & counties,
  - **1% Property Tax Administrative Fee** for municipalities.
- ☒ **REVENUE CHECKLIST FORM** – Complete form, specifying all GRT revenues and County Detention Distribution (if applicable).
- ☒ **SALARY SCHEDULE** – Must include Grand Totals for Number of FTE, Total Salaries and Benefits Budgeted, and Average Salary Increase (%). NOTE: County's must ensure elected officials' salary does not exceed allowable limit.
- ☒ **INSURANCE SCHEDULE** - Identify amounts budgeted by fund.
- ☒ **BOND SCHEDULE** - Please include copies of all current debt schedules and complete the Debt Service Summary document. The DS Summary must reconcile to the budget detail.
- ☒ **NON-BUDGETED RESERVE REQUIREMENTS SCHEDULE** - Complete form S-5.
- ☐ **LEPF** - If carrying forward any prior year balances, please provide **carryover approval letter**.

NOTE: **PROPERTY TAX CALCULATION** table has been removed from the budget recap document and currently exists as a supplemental document and is located on the first tab of the new budget forms. Identify any newly implemented Property Tax Authority (mill rates) in the comments section.

Signature & Title

Date

Phone

*Carolyn J. Pate*  
Finance Director  
5-20-22



CITY OF TRUTH OR CONSEQUENCES  
505 SIMS STREET  
TRUTH OR CONSEQUENCES, NEW MEXICO 87901  
PHONE: (575) 894-6673 FAX: (575) 894-0363

May 17, 2022

City of Truth or Consequences  
505 Sims St  
Truth or Consequences, NM 87901

RE: Cover Letter for 2022-23 Budget

As requested in the Checklist of Budget Documents, the City of Truth or Consequences has budgeted the following in 2022-2023:

1. Audit Cost by Fund:

11000 General Fund	\$10,000
50100 Water Enterprise	\$10,000
50200 Solid Waste	\$10,000
50300 WasteWater/Sewer	\$10,000
51400 Electric Utility	<u>\$10,000</u>
Total	<u>\$50,000</u>

2. 1% Property Tax Administrative Fee: The City of Truth or Consequences has budgeted the 1% Property Tax Administrative fee in the final budget.

The administrative fee will be charged to 11000-2002-57999 Other Operating Costs at approximately \$2,000.

Sincerely,

Carol Kirkpatrick  
Finance Director  
575-740-7323  
ckirkpatrick@torcnm.org

New Mexico Department of Finance and Administration  
Local Government Division  
Budget Request Forms  
Analysis of Selected Revenue Sources

Entity Name: <small>City of Truth or Consequences</small>						Fiscal Year: <b>2021-22</b>	
A	B	C	D	E	F	G	H
DFA Fund Number	C = County, M = Municipality B = Both	Local Option Taxes Descriptions	Enactment Rate	Prior Yr ACTUAL Revenue	Current Yr Budgeted Amount	Int/Final Budgeted Request	Int/Final Intercept Amount
11000	B	GRT - Local Option	0.7500%	1210770	1282089	1258754	0
11000	M	GRT - State Shared-1.225%- Distribution	0.0000%	1763221	1747000	1763000	273888
	C	GRT - State Equalization Distribution <i>(not a part of GRT)</i>	0.0000%	0	0	0	0
11000	B	GRT - Infrastructure	0.1250%	177180	177000	177000	0
	B	GRT - Capital Outlay	0.0000%	0	0	0	0
50200	B	GRT - Environmental Services	0.0625%	88587	87700		0
	B	GRT - Quality of Life	0.0000%	0	0	0	0
	M	GRT - Regional Spaceport	0.0000%	0	0	0	0
	M	GRT - Higher Education Facilities	0.0000%	0	0	0	0
	C	GRT - Emergency Communications & Medical Services Tax	0.0000%	0	0	0	0
	C	GRT - Education	0.0000%	0	0	0	0
	C	GRT - Health Care (Medicaid/Ind)	0.0000%	0	0	0	0
11000	C	GRT - County Hospital	0.2500%	265693	265000	265000	0
	C	GRT - Local Hospital	0.0000%	0	0	0	0
	C	GRT - County Hospital Emergency	0.0000%	0	0	0	0
	C	GRT - Correctional Facility (Jail)	0.0000%	0	0	0	0
	C	GRT - Fire (Excise Tax)	0.0000%	0	0	0	0
	C	GRT - Regional Transportation	0.0000%	0	0	0	0
	C	GRT - Regional Spaceport	0.0000%	0	0	0	0
	C	GRT - County Water & Sanitation	0.0000%	0	0	0	0
11000/20500	B	GRT - Other Dedication	0.2500%	354257	350000	300000	35250
21600	B	GRT - Other Dedication	0.2500%	354257	349000	349000	120354
		<b>TOTAL GROSS RECEIPTS TAX REVENUE</b>	<b>1.6875%</b>	<b>4,213,965</b>	<b>4,257,789</b>	<b>4,112,754</b>	<b>429,492</b>
###	C	County Detention Distribution (HB 316-2007)		0	0	0	0



## 2022-2023

[illegible]

## 2022-2023

[illegible]

## 2022-2023

Date		3/14/2022		2022-2023													Fund No.		101-1006	
ANIMAL SHELTER				You will budget everything in yellow													Fiscal Year		2022-23	
FUND 101-1006-41226																				

## 2022-2023

[illegible]

## 2022-2023

[illegible]

## 2022-23

Date	2/7/2022																Fund No.		1010								
<b>COMMUNITY DEVELOPMENT DEPARTMENT-ASSISTANT CITY MANAGER</b>																		Fiscal Year		2022-23							
FUND 101-1010-41226		You will budget everything in yellow																									
	CURRENT	CURRENT	*See Below (Auto Filled)	21-22	21-22	\$2010	\$2011	\$2020	\$2021	\$2030	\$2040	\$2050	\$2060	\$2110	\$2090	\$2100	TOTAL										
DESCRIPTION	OBJECT CODE	HOURLY RATE	YEAR COMP.	Total Wage Increase Auto	NEW HOURLY RATE Auto	NEW COMP.	FICA TAX	MEDICARE TAX	P.E.R.A RETIREMENT	RETREE HEALTH	HEALTH INSURANCE	BASIC LIFE	DENTAL PREMIUM	VISION PREMIUM	WORK'S COMP. ASSESS.	ESTIMATED UNEMP. INS.	ESTIMATED WORKERS COMP PREM	N.O WORKER'S COMP.									
ALVAREZ, TRACI	51020	27.00	\$56,160.00	\$ -	27.00	\$ 56,160	\$ 3,492	\$ 814	\$ 5,504	\$ 1,685	\$ 5,326	\$ 54.48	\$ 320	\$ 59	\$ 10	\$ 54	\$ 73,468										
																	\$ -										
OVERTIME	51050		\$2,000			\$2,000	\$124	\$29									\$ -										
STANDBY	51900		\$0			\$0	\$0	\$0									\$ -										
DELAYED COMP	51070					\$0	\$0	\$0									\$ -										
TOTAL			\$68,160	\$0.00		\$ 68,160	\$ 3,608	\$ 843	\$ 6,504	\$ 1,685	\$ 5,326	\$ 54	\$ 320	\$ 69	\$ 10	\$ 64	\$ 75,821										
NOTES:																											
				Salaries		\$ 66,160										Worker's Comp Est	\$1,392										
				Overtime		\$2,000										Will Change Based on Salaries											
						\$ 68,160										Total Personnel Services	\$77,014										



## 2022-23

[illegible]

## 2022-2023

[illegible]

## 2022-2023

[illegible]

## 2022-2023

[illegible]

## 2022-2023

Date	4/13/2022	2022-2023																				Fund No.	101-1012
FLEET SERVICES		You will budget everything in yellow																		Fiscal Year	2022-23		
FUND 101-1012																				24	24	24	24
</																							

SCHEDULE OF PERSONNEL SERVICES (BUDGET)																										
2022-2023																										
Date	4/22/2022																				Fund No.	508				
GOLF COURSE		You will budget items in yellow																			Fiscal Year	2022-23				
FUND 508-4303-41226																					24	24	24	24		
		**If you want to add raises see below																								
		These Rows will auto fill based on info below*																								
		*See Below (Auto Fill)																								
		CURRENT	CURRENT				21-22	21-22	\$2010	\$2011	\$2020	\$2021	\$2030	\$2040	\$2050	\$2060	\$2110	\$2090	\$2100							
DESCRIPTION	OBJECT CODE	HOURLY RATE	YEAR COMP.	% ADJ Auto	\$ ADJ Auto	Total Wage Increase Auto	HOURLY RATE Auto	NEW COMP Auto	FICA TAX 6.20%	MEDICARE TAX 1.45%	P.E.R.A RETIREMENT 9.80%	RETIREE HEALTH 3.000%	HEALTH INSURANCE	BASIC LIFE	DENTAL PREMIUM	VISION PREMIUM	WORK'S COMP ASSESS	ESTIMATED UNEMP. INS	ESTIMATED WORKERS COMP PREM 3.00%	NO WORKER'S COMP.	TOTAL					
Owens, Wesley	51020	22.50	\$46,600	\$ -	\$ -	\$ -	22.50	\$ 46,600	\$ 2,902	\$ 679	\$ 4,585	\$ 1,404	\$ 13,916	\$ 54.46	\$ 639	\$ 112	\$ 10	\$ 54			\$ 56,468					
Standley, Elisabeth	51020	11.50	\$23,920	\$ -	\$ -	\$ -	11.50	\$ 23,920	\$ 1,483	\$ 347	\$ 2,344	\$ 718	\$ -	\$ 54.48	\$ -	\$ -	\$ 10	\$ 54			\$ 28,930					
Mn Wage Increase 1/1/23 (PT Pro Shop)		0.50	\$1,040				0.50	\$ 1,040	\$ 64	\$ 15	\$ 102	\$ 31									\$ -					
Rea, George	51020	13.00	\$27,040	\$ -	\$ -	\$ -	13.00	\$ 27,040	\$ 1,676	\$ 392	\$ 2,650	\$ 811	\$ -	\$ 54.48	\$ -	\$ -	\$ 10	\$ 54			\$ 32,688					
Towner, Mann PT No Benefits	51040	-	\$0	\$ -	\$ -	\$ -	0.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -			\$ -					
Mn Wage Increase 1/1/23 (Towner)	51040	11.50	\$11,960	\$ -	\$ -	\$ -	11.50	\$ 11,960	\$ 742	\$ 173	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10	\$ 27			\$ 12,912					
Reed, Margaret PT No Benefits 52 Weeks x 24 hrs per week	1,248 Hours	12.50	\$15,600	\$ -	\$ -	\$ -	12.50	\$ 15,600	\$ 967	\$ 226	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10	\$ 27			\$ 16,830					
Vacant PT Pro Shop (26 weeks x 20 hrs per week)	520 Hours	11.50	\$5,980				11.50	\$ 5,980	\$ 371	\$ 87	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10	\$ 27			\$ 6,474					
Mn Wage Increase 1/1/23 (PT Pro Shop)	520	0.50	\$260				0.50	\$ 260	\$ 16	\$ 4	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -			\$ 280					
OVERTIME	51060	\$0					\$2,000		\$124	\$29											\$ 2,153					
STANDBY	51900	\$0					\$0		\$0	\$0											\$ -					
DELAYED COMP	51070	\$0					\$0		\$0	\$0											\$ -					
TOTAL			\$132,880			\$0.00		\$ 134,860	\$ 8,361	\$ 1,955	\$ 9,682	\$ 2,964	\$ 13,916	\$ 163	\$ 639	\$ 112	\$ 60	\$ 243		\$2,909	\$ 156,736					
NOTES:																										
Carol left insurance in budget just in case someone decides to sign up mid year						51020 Salaries FT	\$ 97,760													52100 Worker's Comp Est	\$2,909					
						51040 Salaries PT	\$ 34,060													Will Change Based on Salaries						
						51060 Overtime	\$2,000																			
							\$ 133,820													Total Personnel Services	\$159,645					

Date	4/22/2022
<b>GOLF COURSE</b>	
FUND 508-4303-41226	

**You will budget items in yellow**

**\*\*If you want to add**

These Boxes will auto f

\*See Below  
(Auto)

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DESCRIPTION	OBJECT CODE	HOURLY RATE	YEAR COMP.	\$		Total Wage Increase	NEW HOURLY RATE		NEW COMP.	FICA TAX \$ 20%	MEDICARE TAX 1.45%	P.E.R.A. RETIREMENT \$ 8.00%	RETIREE HEALTH 3.000%	HEALTH INSURANCE \$ -	BASIC LIFE	DENTAL PREMIUM	VISION PREMIUM	WORK'S COMP. ASSES.	ESTIMATED UNEMP. INS.	ESTIMATED WORKERS COMP. PREM 3.00%	NO WORKER'S COMP.
				ADJ. Auto	ADJ. Auto		ADJ. Auto	ADJ. Auto													
Owens, Wesley	51020	22.50	\$46,800	\$ -	\$ -	\$ -	22.50	\$ 46,800	\$ 2,902	\$ 879	\$ 4,585	\$ 1,404	\$ 13,916	\$ 54.48	\$ 639	\$ 112	\$ 10	\$ 54		\$ -	
Standley, Elizabeth	51020	11.50	\$23,920	\$ -	\$ -	\$ -	11.50	\$ 23,920	\$ 1,483	\$ 347	\$ 2,344	\$ 718	\$ -	\$ 54.48	\$ -	\$ -	\$ 10	\$ 54		\$ 56,468	
Min Wage Increase 1/1/23 (PT Pro Shop)		6.50	\$1,040				0.50	\$ 1,040	\$ 64	\$ 15	\$ 102	\$ 31								\$ 28,930	
Reas, George	51020	13.00	\$27,040	\$ -	\$ -	\$ -	13.00	\$ 27,040	\$ 1,676	\$ 392	\$ 2,650	\$ 811	\$ -	\$ 54.48	\$ -	\$ -	\$ 10	\$ 54		\$ 32,688	
Impington Tech Full Time Reassigned S-S-21	51020	-	\$0	\$ -	\$ -	\$ -	0.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -	
Townner, Mann PT No Benefits	51040	11.50	\$11,960	\$ -	\$ -	\$ -	11.50	\$ 11,960	\$ 742	\$ 173	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10	\$ 27		\$ 12,912	
Min Wage Increase 1/1/23 (Townner)	51040	0.50	\$260				0.50	\$ 260	\$ 16	\$ 4										\$ 280	
Reed, Margaret PT No Benefits 52 Weeksends x 24 hrs per week	1,248 Hours	12.50	\$15,600	\$ -	\$ -	\$ -	12.50	\$ 15,600	\$ 967	\$ 226	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10	\$ 27		\$ 16,830	
Vacant-PT Pro Shop (26 weeks x 20 hrs per week)	520 Hours	11.50	\$5,980				11.50	\$ 5,980	\$ 371	\$ 87	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10	\$ 27		\$ 6,474	
Min Wage Increase 1/1/23 (PT Pro Shop)	520	0.50	\$260				0.50	\$ 260	\$ 16	\$ 4	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ 280	
OVERTIME	51060	\$0						\$2,000	\$124	\$29										\$ 2,153	
STANDBY	51900	\$0						\$0	\$0	\$0										\$ -	
DELAYED COMP	51070	\$0						\$0	\$0	\$0										\$ -	
TOTAL			\$132,888			\$0.00		\$ 134,868	\$ 8,361	\$ 1,955	\$ 9,082	\$ 2,964	\$ 13,916	\$ 163	\$ 639	\$ 112	\$ 60	\$ 243	\$2,909	\$ 156,730	

<b>NOTES:</b>							
Carol left insurance in budget (just in case someone decides to sign up mid year)	\$1030	Salaries FT	\$	97,780		\$2100	Worker's Comp Est \$2,900
	\$1040	Salaries PT	\$	34,060			Will Change Based on Salaries
	\$1060	Overtime	\$	\$2,000			
			\$	\$133,820			Total Personnel Services \$159,645



# **SCHEDULE OF PERSONNEL SERVICES**

**GOVERNING BODY**  
GENERAL FUND 11000

**Fund No. 10-01**  
**Fiscal Year 2022-23**

DESCRIPTION	Object Code	CURRENT COMP.	SALARY ADJ.	COMP.	52010 FICA TAX 6.20%	52011 MEDICARE TAX 1.45%		52100 PENDING WORK'S COMP	TOTAL
ELECTED OFFICIALS (Old Rate)	51010	\$62,400		\$62,400	\$3,869	\$905	\$0	\$0	\$67,174
				\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0

<b>TOTAL</b>		<b>\$62,400</b>	<b>\$0</b>	<b>\$62,400</b>	<b>\$3,869</b>	<b>\$905</b>	<b>\$0</b>	<b>\$0</b>	<b>\$67,174</b>
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**NOTES:**

Commissioners pay goes up April 1st 2022 Resolution No. 32 2018/2019

Mayor from \$550/ Mo to \$1,200/Mo

Commissioners from \$500/Mo to \$1,000/Mo

**Total Personnel Services \$67,174**

	Months	Monthly Amt		Total
New Pay for Officials				
Mayor	12	\$1,200	1	\$14,400
Commissioners	12	\$1,000	4	\$48,000
				<u>\$62,400</u>

## 2022-2023

2022-2023																							
Date	2/7/2022															Fund No.	1016						
LIBRARY																		Fiscal Year	2022-23				
FUND 101-1016-41226		You will budget everything in yellow																24	24	24	24		

## 2022-23

MUNICIPAL COURT

Fund No.	1002
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Fiscal Year	2022-23
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24	24	24	24
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		CURRENT		CURRENT		21-22 NEW		21-22		52010		52011		52020		52021		52030		52040		52050		52060		52110		52090		52100		TOTAL	
						*See Below (Auto Fallo)																											
DESCRIPTION	OBJECT CODE	HOURLY RATE	YEAR COMP.	Total Wage Increase Auto	HOURLY RATE Auto	NEW COMP.	FICA TAX 6.2%	MEDICARE TAX 1.45%	P.E.R RETIREMENT 9.40%	RETRREE HEALTH 3.600%	HEALTH INSURANCE	BASIC LIFE	DENTAL PREMIUM	VISION PREMIUM	WORK'S COMP. ASSESS.	ESTIMATED UNEMP. INS	ESTIMATED WORKERS COMP PREN 3.00%	NO WORKER'S COMP.															
Sanders, Beatrice	51020	20.19	\$41,995.20	\$ -	20.19	\$ 41,995	\$ 2,604	\$ 609	\$ 4,116	\$ 1,250	\$ 18,242	\$ 54.48	\$ 959	\$ 165	\$ 10	\$ 54		\$ 70,067															
Clanton, Margaret	51020	18.28	\$38,022.40	\$ -	18.28	\$ 38,022	\$ 2,357	\$ 551	\$ 3,726	\$ 1,141	\$ 18,242	\$ 54.48	\$ 959	\$ 165	\$ 10	\$ 54		\$ 65,281															
Miller, Emily	51020	-	\$0.00	\$ -	0.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -															
Clerk was PT. This is at FT	51020	-	\$0.00	\$ -	0.00	\$ -	\$0	\$0	\$0	\$0	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -															
OVERTIME	51060		\$0			\$0	\$0	\$0										\$ -															
STANDBY	51900		\$0			\$0	\$0	\$0										\$ -															
DELAYED COMP.	51070					\$0	\$0	\$0										\$ -															
TOTAL			\$80,018	\$0.00		\$ 80,018	\$ 4,961	\$ 1,160	\$ 7,842	\$ 2,401	\$ 36,483	\$ 109	\$ 1,917	\$ 329	\$ 20	\$ 108	\$1,916	\$ 135,348															
NOTES:																																	
																52100	Worker's Comp Est	\$1,916															
																	Will Change Based on Salaries																
																	Total Personnel Services	\$137,264															

## 2022-2023

## PARKS & RECREATION

You will budget everything in yellow

<b>Fiscal Year</b>	<b>2022-23</b>
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[illegible]

## 2022-2023

2022-2023																		
Date	5/17/2022	Revised														Fund No.	1007	
POLICE																		
FUND 101-1007-41226			You will budget everything in yellow										24	24	24	24	Fiscal Year	2022-23

## 2022-2023

[illegible]



## 2022-2023

Date	2/7/2022															Fund No.	505		
SOLID WASTE	you will budget everything in yellow																Fiscal Year	2022-23	
FUND 505 = 50200											24	24	24	24					
*See Below (Auto Filled)																			
CURRENT1	CURRENT			22-23	22-23	\$2010	\$2011	\$2020	\$2021	\$2030	\$2040	\$2050	\$2060	\$2110	\$2090	\$2100	TOTAL		
DESCRIPTION	OBJECT CODE	HOURLY RATE	YEAR COMP.	Total Wage Increase Auto	NEW HOURLY RATE Auto	NEW COMP.	FICA TAX 6.20%	MEDICARE TAX 1.45%	P.E.R.A RETIREMENT 9.80%	RETIREE HEALTH 3.000%	HEALTH INSURANCE	BASIC LIFE	DENTAL PREMIUM	VISION PREMIUM	WORKER'S COMP. ASSESS.	ESTIMATED UNEMP. INS.	ESTIMATED WORKERS' COMP PREM 12.50%	NO WORKER'S COMP.	
Alvarez, Andres	51020	34.50	\$71,760.00	\$ -	34.50	\$ 71,760	\$ 4,449	\$ 1,041	\$ 7,032	\$ 2,153	\$ 9,576	\$ 54.48	\$ 735	\$ 130	\$ 10	\$ 54		\$ 96,995	
Crowder, Shannon	51020	18.26	\$37,980.80		18.26	\$ 37,981	\$ 2,355	\$ 551	\$ 3,722	\$ 1,139	\$ 11,967	\$ 54.48	\$ 639	\$ 112	\$ 10	\$ 54		\$ 58,584	
Daley, Joe-Foreman	51020	23.87	\$49,649.60		23.87	\$ 49,650	\$ 3,078	\$ 720	\$ 4,868	\$ 1,499	\$ 5,326	\$ 54.48	\$ 319	\$ 59	\$ 10	\$ 54		\$ 65,626	
Daley, Joe-Foreman-COL Trainer	51020				1.00	\$ 2,080	\$ 129	\$ 30	\$ 204	\$ 62								\$ 2,505	
Easley, Jeremiah	51020	12.00	\$24,960.00		12.00	\$ 24,960	\$ 1,548	\$ 362	\$ 2,446	\$ 749	\$ 6,192	\$ 54.48	\$ 319	\$ 59	\$ 10	\$ 54		\$ 36,753	
Eversole, Scott Vacant	51020	18.65	\$38,792.00		18.65	\$ 38,792	\$ 2,405	\$ 562	\$ 3,802	\$ 1,164	\$ 11,967	\$ 54.48	\$ 638	\$ 112	\$ 10	\$ 54		\$ 59,560	
Gonzales, Martin	51020	12.08	\$25,126.40		12.08	\$ 25,126	\$ 1,558	\$ 354	\$ 2,462	\$ 754	\$ 6,192	\$ 54.48	\$ 319	\$ 59	\$ 10	\$ 54		\$ 36,954	
Gransbury, Matthew	51020	12.85	\$26,728.00		12.85	\$ 26,728	\$ 1,657	\$ 388	\$ 2,619	\$ 802	\$ 5,326	\$ 54.48	\$ 319	\$ 59	\$ 10	\$ 54		\$ 38,017	
Howe, Carmen-Admin	51020	13.85	\$28,808.00		13.85	\$ 28,808	\$ 1,786	\$ 418	\$ 2,823	\$ 864	\$ 11,967	\$ 54.48	\$ 638	\$ 112	\$ 10	\$ 54		\$ 47,535	
Huron, Scott	51020	14.94	\$31,075.20		14.94	\$ 31,075	\$ 1,927	\$ 451	\$ 3,045	\$ 932	\$ 5,326	\$ 54.48	\$ 319	\$ 59	\$ 10	\$ 54		\$ 43,253	
Johnson, William Michael	51020	19.00	\$39,520.00		19.00	\$ 39,520	\$ 2,450	\$ 573	\$ 3,873	\$ 1,186	\$ 5,326	\$ 54.48	\$ 319	\$ 59	\$ 10	\$ 54		\$ 53,425	
Myers, Wesley	51020	18.00	\$37,440.00		18.00	\$ 37,440	\$ 2,321	\$ 543	\$ 3,669	\$ 1,123	\$ 5,326	\$ 54.48	\$ 319	\$ 59	\$ 10	\$ 54		\$ 50,920	
Hill, Matthew	51020	11.50	\$23,920.00		11.50	\$ 23,920	\$ 1,483	\$ 347	\$ 2,344	\$ 718	\$ 6,192	\$ 54.48	\$ 319	\$ 59	\$ 10	\$ 54		\$ 35,501	
1/1/23 Min Wage Increase		0.50	\$520.00		0.50	\$ 520	\$ 32	\$ 8	\$ 51	\$ 16									
Vacancy Freeze? 5/5/21 Freeze Hiring	51020	-	\$ -		0.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 0	\$ -		\$ -	
OVERTIME	51060					\$4,500	\$279	\$65										\$ -	
STANDBY	51900					\$0	\$0	\$0										\$ 4,844	
DELAYED COMP	51070					\$0	\$0	\$0										\$ -	
TOTAL			\$436,280	\$0.00		\$ 442,860	\$ 27,457	\$ 6,421	\$ 42,959	\$ 13,151	\$ 90,682	\$ 654	\$ 5,206	\$ 939	\$ 120	\$648	\$10,000	\$ 630,471	
NOTES:																			
Budgeted minimum wage increase for 1/1/23			51020 SALARIES ONLY	\$ 438,360														52100 Worker's Comp Est	\$10,000
			51060 OVERTIME	\$4,500														Will Change Based on Salaries	
																	Total Personnel Services	\$640,471	
																	This is TOTAL"		

## 2022-2023

[illegible]

## 2022-2023

Fund No.	502
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<b>Fiscal Year</b>	<b>2022-23</b>
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You will budget everything in yellow

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		CURRENT	CURRENT	22-23	22-23	\$2010	\$2011	\$2020	\$2021	\$2030	\$2040	\$2050	\$2060	\$2110	\$2090	\$2100	TOTAL
DESCRIPTION	OBJECT CODE	HOURLY RATE	YEAR COMP.	NEW HOURLY RATE Auto	NEW COMP.	FICA TAX 6.30%	MEDICARE TAX 1.45%	P.E.R.A RETIREMENT 9.80%	RETIREE HEALTHY 2.00%	HEALTH INSURANCE	BASIC LIFE	DENTAL PREMIUM	VISION PREMIUM	WORK'S COMP. ASSESS.	ESTIMATED UNEMP. INS.	ESTIMATED WORKERS COMP PREM 3.00%	NO WORKER'S COMP.
Renfro, Sonya	51020	28.00	\$58,240.00	28.00	\$ 58,240	\$ 3,611	\$ 844	\$ 5,708	\$ 1,747	\$ 15,686	\$ 54.48	\$ 959	\$ 165	\$ 10	\$ 54		\$ 87,078
Vacant	51020	12.00	\$24,960.00	12.00	\$ 24,960	\$ 1,548	\$ 362	\$ 2,446	\$ 749	\$ 5,326	\$ 54.48	\$ 320	\$ 59	\$ 10	\$ 54		\$ 35,888
Kapeta, Silke	51020	16.37	\$34,049.60	16.37	\$ 34,050	\$ 2,111	\$ 494	\$ 3,337	\$ 1,021	\$ 11,967	\$ 54.48	\$ 639	\$ 112	\$ 10	\$ 54		\$ 53,849
LeClair, Chelsea	51020	20.38	\$42,390.40	20.38	\$ 42,390	\$ 2,628	\$ 615	\$ 4,154	\$ 1,272	\$ 5,326	\$ 54.48	\$ 320	\$ 59	\$ 10	\$ 54		\$ 58,683
Loera, Rene	51020	14.25	\$29,640.00	14.25	\$ 29,640	\$ 1,838	\$ 430	\$ 2,905	\$ 889	\$ 5,326	\$ 54.48	\$ 320	\$ 59	\$ 10	\$ 54		\$ 41,525
Martinez, Katy	51020	12.00	\$24,960.00	12.00	\$ 24,960	\$ 1,548	\$ 362	\$ 2,446	\$ 749	\$ 5,326	\$ 54.48	\$ 320	\$ 59	\$ 10	\$ 54		\$ 35,888
Halsey, Jessica	51020	12.00	\$24,960.00	12.00	\$ 24,960	\$ 1,548	\$ 362	\$ 2,446	\$ 749	\$ 5,326	\$ 54.48	\$ 639	\$ 112	\$ 10	\$ 54		\$ 36,260
	51020	-	\$0.00	0.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ -
OVERTIME	51060		\$3,000		\$3,000	\$186	\$44										\$ -
STANDBY	51900		\$0		\$0	\$0	\$0										\$ 3,230
DELAYED COMP.	51070		\$0		\$0	\$0	\$0										\$ -
TOTAL			\$242,200		\$ 242,200	\$ 15,016	\$ 3,512	\$ 23,442	\$ 7,176	\$ 54,285	\$ 381	\$ 3,515	\$ 626	\$ 70	\$ 378	\$5,762	\$ 360,601
NOTES:				Salaries OT	\$ 239,200 \$3,000									52100 Worker's Comp Est Will Change Based on Salaries			\$5,762
														Total Personnel Services			\$356,363

## 2022-2023

[illegible]

## 2022-2023

[illegible]

**INSTRUCTIONS: Insurance Schedule**

Please list all coverage your entity will purchase for the fiscal year, the company purchased from, the agent, the effective dates, coverage amount, and the premium amount. Include only the total amount of coverage purchased by "insurance type" and the page numbers where they are budgeted.

Please list all coverage your entity will purchase for the fiscal year, the company purchased from, the agent, the effective dates, coverage amount, and the premium amount. Include only the total amount of coverage purchased by "insurance type" and the page numbers where they are budgeted.

[illegible]



County Municipality  
City of Truth or Consequences

FORM 25  
DEBT SCHEDULE  
(ROUNDED TO NEAREST DOLLAR)

Fiscal Year:  
2022-2023

GENERAL OBLIGATION BONDS

(A) BOND	(B) ISSUE DATE	(C) INTEREST RATE	(D) ORIGINAL AMOUNT OF BOND ISSUE	(E) OUTSTANDING PRINCIPAL AMOUNT Beginning FY	(F) PRINCIPAL Payments Due this FY	(G) Due Principal Due	(H) INTEREST Payments Due this FY	(I) Due Interest Due	(J) OUTSTANDING PRINCIPAL AMOUNT End FY
BOF USDA	PURPOSE OF LOAN	PAYMENT MADE VIA							
T OR C 8 NMFA	Renovation of Police Department	General Fund Gross Receipts Tax Intercept	6/1/2008	1.27%	265,152	58,091	14,344	Mo Installments	41,747
T OR C 17 NMFA	Ground Storage Tanks	Water Dept Cash Transfer from Revenue	12/30/2011	0.25%	258,000	118,782	12,847	6/1/2023	103,935
T OR C 18 NMFA	Ground Storage Tanks	Water Dept Cash Transfer from Revenue	10/1/2012	0.00%	165,741	81,490	8,287	Mo Installments	73,203
T OR C 19 NMFA	Refinanced US Bonds 55 95 58	Water Dept Cash Transfer from Revenue	8/17/2012	3.00%	1,424,665	814,263	84,638	Mo Installments	749,625
T OR C 21 NMFA	Purchase Fire Pumping Truck	State Fire Adornment Intercept	6/2/2013	0.72%	228,113	46,588	23,333	5/1/2023	23,356
T OR C 22 NMFA Water Trust Board 292	Per & Asset Management Plan	Water Dept Cash Transfer from Revenue	3/21/2014	2.50%	64,000	38,832	3,289	6/1/2023	33,343
T OR C 24 NMFA 3171-CF	Waste Water System Improvements	Waste Water Dept Cash Transfer from Revenue	3/3/2015	0.00%	75,000	46,153	3,846	6/1/2023	42,307
T OR C 27 NMFA 3364-CF	JWW Design & Construction Phase 2A	Waste Water Dept Cash Transfer from Revenue	6/1/2016	0.00%	75,000	50,262	3,867	6/1/2023	46,395
PPRF 4367 NMFA Refunding TC 6 & RP 95-15	Refinanced T OR C 6 (ELEC) & 95-15 Water	Water Dept Cash Transfer from Revenue	6/2/2019	1.43%	109,120	33,595	18,229	Mo Installments	15,370
PPRF 4367 NMFA Refunding TC 6 & RP 95-15	Refinanced T OR C 6 (ELEC) & 95-15 Water	Electric Dept Cash Transfer from Revenue	6/2/2019	1.43%	391,195	120,439	63,339	Mo Installments	55,100
CAPITAL ONE Solid Waste Revenue Bond	Solid Waste Improvements	Solid Waste Dept Cash Transfer from Revenue	2/3/2012	3.95%	1,260,000	425,000	100,000	6/1/2023	325,000
PPRF 4895 NMFA 2019 PD Equipment Loan	Police Department Equipment Loan	Police Dept Gross Receipts Tax Intercept	5/17/2019	0.100%	103,833	38,472	20,977	Mo Installments	17,495
PPRF 4965 NMFA (A B C) Refunding TC 13 & New Money	Refinanced T OR C 13 (Recreation) & New Money (IT)	General Fund Gross Receipts Tax Intercept	8/1/2019	5.47%	2,475,799	1,780,598	250,722	Mo Installments	1,529,869
CF 4937 NMFA Municipal Water System PER	Municipal Water System PER	Water Dept Cash Transfer from Revenue	8/20/2019	0.00%	9,000	8,550	460	6/1/2023	8,100
PPRF - 5188 Refunding T OR C 15	Street Improvements	Streets Gross Receipts Tax Intercept	9/18/2020	0.688712%	1,124,189	818,952	115,372	Mo Installments	803,540
OW 4754 NMFA 2019 Drinking Water Loan	Construction & Operation of Drinking Water Systems	Water Dept Cash Transfer from Revenue	6/28/2019	0.25%	820,543	620,543	29,955	5/1/2022	590,588
PPRF 5652 Electric Transformer	Replace North Transformer	Electric Dept Cash Transfer from Revenue	2/18/2022	189.88%	1,320,907	1,320,907	87,878	Mo Installments	1,233,031
WPF 5089 Booster System Improvements	Water Storage Conveyance and Delivery Project Booster Station Improvements	Water Dept Cash Transfer from Revenue	10/30/2020	0.25%	256,458	256,458	13,123	6/1/2023	243,335
CF 5192 Roads/Drainage Improv. Main Street Downtown Valentine	Roads/Drainage Infrastructure Road & Drainage Improvements for MSD Valentine	Streets Dept Cash Transfer from Revenue	1/22/2021	0.00%	100,000	100,000	5,000	6/1/2023	95,000
USDA CPAP - Bond 910 000	Joint Utility System Improvement	Waste Water Dept Cash Transfer from Revenue	5/11/2016	0.0225%	910,000	819,000	16,000	6/1/2023	803,000
USDA WWTP Phase 2B Bond 715 000	WWTP Phase 2B	Waste Water Dept Cash Transfer from Revenue	8/1/2019	0.0163%	715,000	675,901	13,470	6/1/2023	662,431
USDA WWTP Phase 2B Bond 315 000	WWTP Phase 2B	Waste Water Dept Cash Transfer from Revenue	8/1/2019	0.0213%	315,000	299,458	5,409	6/1/2023	294,050
USDA Water Bond # Bank of the SW Bridge Loan	Water Dept Cash Transfer from Revenue	Water Dept Cash Transfer from Revenue	3/30/2022	5.85%	5,487,000	5,487,000	0	55,200	Mo Installments 5,487,000
OTHER LONG TERM DEBT TOTAL					17,761,719	14,163,232	876,373	179,389	13,276,855

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**CITY OF TRUTH OR CONSEQUENCES**  
**2022-23 PRELIMINARY BUDGET RECAP**

**PRELIMINARY BUDGET**  
**ALL FUNDS**  
**NEXT FISCAL YEAR 7/1/2022 - 6/30/2023**

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
		7/1/2022	7/1/2022		2022-23	2022-23	2022-23	2022-23	6/30/2023		
101	General Fund	2,217,957.23	106,104.14	2,324,061	4,527,556	1,507,048	(358,000)	(6,375,592)	1,625,073	(531,299)	1,093,774
<b>SPECIAL REVENUE FUNDS</b>											
201	Corrections	83,397.59		83,397.59	7,000	30,000	-	(110,000)	10,398		10,398
209	Fire Protection Fund	817,710.56		817,710.56	309,324	-	-	(1,127,034)	1		1
211	Law Enforcement	-		-	57,000			(57,000)	-		-
214	Lodger's Tax	467,767.95		467,767.95	331,350		(90,000)	(408,836)	300,282		300,282
216	Municipal Street	414,723.99		414,723.99	585,400	45,000	(5,000)	(770,288)	269,836		269,836
217	Recreation Fund	4,723.73		4,723.73	-			(4,723)	1		1
260	Fiscal Recovery Funds	-		-	-			-	-		-
293	Veterans Wall Perpetual Care	1,150.00		1,150.00	375			(1,150)	375		375
294	State Library	29,212.37		29,212.37	46,377			(49,527)	26,062		26,062
295	Municipal Pool	52,476.76		52,476.76	8,700	150,000		(206,197)	4,980		4,980
296	PD GRT Fund	845,213.33		845,213.33	252,922	-	(752,048)	(164,556)	181,531		181,531
297	PD Confidential Fund	6,800.92		6,800.92	5			(6,799)	7		7
298	PD Donations	6,879.00		6,879.00	500			(6,449)	930		930
	<b>Subtotal</b>	<b>2,730,056.20</b>	<b>-</b>	<b>2,730,056.20</b>	<b>1,698,953.00</b>	<b>225,000</b>	<b>(847,048)</b>	<b>(2,912,559)</b>	<b>794,402</b>		<b>794,402</b>
<b>DEBT SERVICE FUND</b>											
403	Pledge State Tax	467,943.70	598,398.42	1,066,342.12	342,011.00	571,392	-	(921,394)	1,058,351		1,058,351

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
	Subtotal	467,943.70	598,398.42	1,066,342.12	342,011.00	571,392	-	(921,394)	1,058,351		1,058,351
<b>ENTERPRISE FUNDS</b>											
501	Cemetery	50,781.55	-	50,781.55	10,020	-	-	(12,000)	48,802		48,802
502	Utility Office	112,225.23	-	112,225.23	77,900	328,000	-	(515,343)	2,782		2,782
503	Electric Division	648,780.97		648,780.97	6,698,812	-	(411,826)	(6,157,514)	778,253		778,253
504	Water Division	479,263.57	-	479,263.57	1,569,607	-	(599,360)	(1,069,769)	379,742		379,742
505	Solid Waste Division	544,566.64	424,416.60	968,983.24	2,336,483	-	(500,572)	(2,374,828)	430,066		430,066
506	Waste Water Division	618,211.40	-	618,211.40	1,211,210	-	(471,815)	(929,110)	428,496		428,496
507	Transfer Station	-		-	-	-	-	-	-		-
508	Golf Course	71,648.83	-	71,648.83	53,025	135,000	-	(257,610)	2,064		2,064
509	Municipal Airport	102,015.28	-	102,015.28	217,135	70,000	-	(373,262)	15,888		15,888
	Subtotal	2,627,493.47	424,416.60	3,051,910.07	12,174,192.00	533,000	(1,983,573)	(11,689,436)	2,086,093	-	2,086,093
<b>FIDUCIARY &amp; INTERNAL SVC. FUNDS</b>											
600	Internal Service Fund	31,141.75	-	31,141.75	20,000.00	58,000		(105,500)	3,642		3,642
700	Court Bond Fund	1,000.41	-	1,000.41	-	-	-	-	1,000		1,000
	Subtotal	32,142.16	-	32,142.16	20,000.00	58,000	-	(105,500)	4,642		4,642
<b>GRAND TOTAL (ALL FUNDS)</b>											
		8,075,592.76	1,128,919.16	9,204,511.92	18,662,712.00	2,894,440	(3,188,621)	(22,004,481)	5,568,562	(531,299)	5,037,263

**CITY OF TRUTH OR CONSEQUENCES**

**2021-22 ESTIMATED BUDGET RECAP**

**ESTIMATED END OF YEAR  
ALL FUNDS  
CURRENT FISCAL YEAR 7/1/21 TO 6/30/22**

Fund No.	Fund	Audited Beginning Cash Balance	+ Investments	Cash & Investments	Estimated + Revenues	Cash + Transfers In	Cash - Transfers Out	Estimated - Expenditures	Estimated Ending Cash Balance = With Investments	DFA Local Reserve Requirement	Estimated Ending Cash Balance = With Investments
		7/1/2021	7/1/2021		6/30/2022	6/30/2022	6/30/2021	6/30/2022	6/30/2022		6/30/2022
101	General Fund	1,225,185.78	106,051.74	1,331,237.52	4,482,414	2,778,495	(562,963)	(5,705,122)	2,324,061	(475,427)	1,848,635
<b>SPECIAL REVENUE FUNDS</b>											
201	Correction	16,220.59	-	16,220.59	7,607	95,000	-	(35,430)	83,397.59		83,398
209	Fire Protection Fund	374,001.56	-	374,001.56	609,358	-	-	(165,649)	817,710.56		817,711
211	Law Enforcement	-	-	-	26,000	-	-	(26,000)	-		-
214	Lodger's Tax	495,234.95	-	495,234.95	333,623	-	(90,000)	(271,090)	467,767.95		467,768
216	Municipal Street	433,545.99	-	433,545.99	638,894	45,100	(100,000)	(602,816)	414,723.99		414,724
217	Recreation Fund	5,355.73	-	5,355.73	5	-	-	(637)	4,723.73		
260	Fiscal Recovery Funds (NEW)	-	-	-	712,404	-	-	(712,404)	-		
293	Veterans Wall Perpetual Care	1,150.00	-	1,150.00	-	-	-	-	1,150.00		1,150
294	State Library	3,649.37	-	3,649.37	67,420	-	-	(41,857)	29,212.37		29,212
295	Municipal Pool	23,132.76	-	23,132.76	14,294	188,560	-	(173,510)	52,476.76		52,477
296	PD GRT Fund	808,220.33	-	808,220.33	435,839	-	(112,728)	(286,118)	845,213.33		845,213
297	PD Confidential Fund	6,795.92	-	6,795.92	5	-	-	-	6,800.92		6,801
298	PD Donations	-	-	-	11,694	-	-	(4,815)	6,879.00		
	<b>Subtotal</b>	<b>2,167,307.20</b>	<b>-</b>	<b>2,167,307.20</b>	<b>2,857,143</b>	<b>328,660</b>	<b>(302,728)</b>	<b>(2,320,326)</b>	<b>2,730,056.20</b>		<b>2,718,453</b>
<b>DEBT SERVICE FUND</b>											
403	Pledge State Tax	112,934	597,281	710,215	342,011	461,783	473,727	(921,394)	1,066,342		1,066,342
	<b>Subtotal</b>	<b>112,934</b>	<b>597,281</b>	<b>710,215</b>	<b>342,011</b>	<b>461,783</b>	<b>473,727</b>	<b>(921,394)</b>	<b>1,066,342</b>		<b>1,066,342</b>
<b>ENTERPRISE FUNDS</b>											
501	Cemetery	39,663.55	-	39,663.55	20,055	-	-	(8,937)	50,781.55		50,781.55
502	Utility Office	44,839.58	-	44,839.58	95,139	431,700	-	(459,453)	112,225.23		112,225.23
503	Electric Division	1,252,477.04	-	1,252,477.04	6,849,992	20	(1,917,721)	(5,535,987)	648,780.97		648,780.97
504	Water Division	521,181.54	-	521,181.54	1,502,709	0	(748,091)	(796,536)	479,263.57		479,263.57



Fund No.	Fund	Audited Beginning Cash Balance	+ Investments	Cash & Investments	Estimated + Revenues	Cash + Transfers In	Cash - Transfers Out	Estimated - Expenditures	Estimated Ending Cash Balance = With Investments	DFA Local Reserve Requirement	Estimated Ending Cash Balance = With Investments
505	Solid Waste Division	1,132,867.20	424,206.95	1,557,074.15	2,531,788	20	(921,949)	(2,197,950)	968,983.24		968,983.24
506	Waste Water Division	518,185.40		518,185.40	1,158,119	-	(337,550)	(720,543)	618,211.40		618,211.40
507	Transfer Station	20.09	-	20.09	-	-	(20.09)	-	-		-
508	Golf Course	24,339.83	-	24,339.83	73,902	206,885	-	(233,478)	71,648.83		71,648.83
509	Municipal Airport	40,741.28	-	40,741.28	309,408	144,518	-	(392,652)	102,015.28		102,015.28
	Subtotal	3,574,315.51	424,206.95	3,998,522.46	12,541,112	783,143	(3,925,331)	(10,345,536)	3,051,910	-	3,051,910
FIDUCIARY & INTERNAL SVC. FUNDS											
600	Internal Service Fund	28,141.75	-	28,141.75	20,000	43,000		(60,000)	31,142		31,142
700	Court Bond Fund	1,000	-	1,000	-	-	-	-	1,000		1,000
	Subtotal	29,142	-	29,142	20,000	43,000	-	(60,000)	32,142		32,142
GRAND TOTAL (ALL FUNDS)											
		7,108,885	1,127,540	8,236,424	20,242,680	4,395,081	(4,317,295)	(19,352,378)	9,204,512	(475,427)	8,717,482

## **CITY OF TRUTH OR CONSEQUENCES**

### **GENERAL FUND REVENUE RECAP**

CITY OF TRUTH OR CONSEQUENCES GENERAL FUNDS REVENUE RECAP

General Fund		Fiscal Year	Fiscal Year	Fiscal Year	Fiscal Year	Fiscal Year	Fiscal Year
Revenue Recap		2018-19	2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Actual	Budgeted Revenue	Estimated End of Year	Projected Revenue
	<b>Municipal Taxes</b>					4/5/2022	
101-1099-30311	Franchise Tax	\$ 48,947	\$ 46,555	\$ 44,032	\$ 53,000	\$ 59,471	\$ 50,579
101-1099-30312	Gross Receipts - Hospital	\$ 258,319	\$ 265,693	\$ 271,120	\$ 265,000	\$ 278,250	\$ 278,250
101-1099-30313	1/8% Infrastructure	\$ 172,350	\$ 177,180	\$ 180,811	\$ 177,000	\$ 185,850	\$ 185,850
101-1099-30314	Gross Receipts (3/4%)	\$ 1,127,419	\$ 1,151,336	\$ 1,174,853	\$ 1,128,500	\$ 1,184,925	\$ 1,274,925
101-1099-30314	Environmental GRT						\$ 92,085
101-1099-30315	HB-6 Tax Revenue		\$ 59,434	\$ 130,753	\$ 23,734	\$ 23,773	\$ -
101-1099-30316	1/4% MGRT (POLICE)	\$ 336,390	\$ 354,257	\$ -	\$ -	\$ -	\$ 130,000
101-1099-30318	Property Tax - Current Year	\$ 166,158	\$ 171,445	\$ 181,391	\$ 178,000	\$ 178,000	\$ 178,000
101-1099-30319	Property Tax -Prior Year	\$ 10,598	\$ 10,887	\$ 15,715	\$ 13,600	\$ 13,600	\$ 13,600
	<b>SUB TOTAL</b>	<b>\$ 2,120,181</b>	<b>\$ 2,236,787</b>	<b>\$ 1,998,675</b>	<b>\$ 1,838,834</b>	<b>\$ 1,923,869</b>	<b>\$ 2,203,289</b>
	<b>State Shared Taxes</b>						
101-1099-30325	Gross Receipts Tax 1.225	\$ 1,704,045	\$ 1,763,221	\$ 1,808,197	\$ 1,763,000	\$ 1,851,150	\$ 1,851,150
101-1099-30326	Auto License Dist. 40%	\$ 24,585	\$ 22,382	\$ 24,994	\$ 22,000	\$ 22,000	\$ 22,000
	<b>SUB TOTAL</b>	<b>\$ 1,728,630</b>	<b>\$ 1,785,603</b>	<b>\$ 1,833,191</b>	<b>\$ 1,785,000</b>	<b>\$ 1,873,150</b>	<b>\$ 1,873,150</b>
	<b>Licenses and Permits</b>						
101-1099-33331	Animal Licenses	\$ 2,647	\$ 1,315	\$ 1,447	\$ 1,500	\$ 1,500	\$ 1,500
101-1099-33333	Building Permits	\$ 150	\$ -	\$ -	\$ -	\$ -	\$ -
101-1099-33334	Business Lic/Reg	\$ 17,155	\$ 17,640	\$ 17,410	\$ 18,000	\$ 18,000	\$ 18,000
101-1099-33335	Liquor Licenses	\$ 4,850	\$ 3,525	\$ 3,750	\$ 4,000	\$ 4,000	\$ 4,000
101-1099-33338	Other Licenses & Permits	\$ 2,338	\$ 2,480	\$ 3,202	\$ 3,000	\$ 3,000	\$ 3,000
	<b>SUB TOTAL</b>	<b>\$ 27,140</b>	<b>\$ 24,960</b>	<b>\$ 25,809</b>	<b>\$ 26,500</b>	<b>\$ 26,500</b>	<b>\$ 26,500</b>
	<b>Charges for Services</b>						
101-1099-34343	Animal Pound Fees	\$ 16,153	\$ 68,955	\$ 68,190	\$ 63,708	\$ 70,716	\$ 65,000
101-1099-34346	Printing and Copying	\$ 759	\$ 1,532	\$ 994	\$ 2,000	\$ 1,400	\$ 1,200
101-1099-34348	Rent of Public Facilities	\$ 41,180	\$ 54,319	\$ 69,533	\$ 70,000	\$ 70,000	\$ 70,000
101-1099-34355	Other Charges for Services	\$ 5,870	\$ 7,695	\$ 6,954	\$ 8,000	\$ 6,400	\$ 5,000
	<b>SUB TOTAL</b>	<b>\$ 63,962</b>	<b>\$ 132,501</b>	<b>\$ 145,671</b>	<b>\$ 143,708</b>	<b>\$ 148,516</b>	<b>\$ 141,200</b>
	<b>Fines and Forfeits</b>						

CITY OF TRUTH OR CONSEQUENCES GENERAL FUNDS REVENUE RECAP

General Fund		Fiscal Year	Fiscal Year	Fiscal Year	Fiscal Year	Fiscal Year	Fiscal Year
Revenue Recap		2018-19	2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Actual	Budgeted Revenue	Estimated End of Year	Projected Revenue
101-1099-32365	AOC/JID Computer System	\$ 8,410	\$ 8,251	\$ 8,172	\$ 12,500	\$ 18,125	\$ 14,000
101-1099-35362	Court Fines	\$ 9,441	\$ 5,382	\$ 3,771	\$ 3,000	\$ 3,750	\$ 3,000
101-1099-37371	Other/Donations		\$ -		\$ 5,482	\$ 5,582	\$ -
	<b>SUB TOTAL</b>	<b>\$ 17,851</b>	<b>\$ 13,633</b>	<b>\$ 11,943</b>	<b>\$ 20,982</b>	<b>\$ 27,457</b>	<b>\$ 17,000</b>
	<b>Miscellaneous Rev</b>						
101-1099-31375	Federal Grants/Loans	\$ 19,500		\$ 37,700	\$ -		
101-1099-34376	Williamsburg - PD	\$ 20,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 12,500	\$ 10,000
101-1099-34377	School Resource Officer	\$ -	\$ -		\$ -	\$ -	\$ -
101-1099-36373	Investment Income	\$ 948	\$ 931	\$ 631	\$ 800	\$ 984	\$ 984
101-1099-36410	NMSTO Investment Income	\$ 2,232	\$ 1,728	\$ 155	\$ -	\$ 150	\$ 150
101-1099-37374	Surplus Auction Proceeds	\$ 2,706			\$ -	\$ -	\$ -
101-1099-37379	Vending/Concession Proceeds				\$ -	\$ -	\$ -
101-1099-37380	Miscellaneous Revenue	\$ 51,437	\$ 1,935	\$ 1,873	\$ 21,500	\$ 22,700	\$ 21,500
101-1099-37384	Communications Lease	\$ 2,000	\$ 31,600	\$ 2,100	\$ 4,000	\$ 2,100	\$ 2,100
101-1099-37390	Property Sales		\$ 36,013	\$ 26,000	\$ -	\$ 16,000	\$ -
101-1099-38372	Insurance Recovery		\$ 5,023		\$ -	\$ -	\$ -
	<b>SUB TOTAL</b>	<b>\$ 98,823</b>	<b>\$ 87,230</b>	<b>\$ 78,459</b>	<b>\$ 36,300</b>	<b>\$ 54,434</b>	<b>\$ 34,734</b>
	<b>Inter-Governmental Grants</b>						
	State						
101-1099-32381	NM Beautification	\$ 14,963	\$ 12,182	\$ 48,660	\$ 5,041	\$ 5,041	\$ -
101-1099-32380	JJAC Grant	\$ 54,073	\$ 57,857	\$ 6,682	\$ -	\$ -	\$ -
101-1099-32387	OBD/DWI SATURATION	\$ 5,693	\$ 6,290	\$ 4,579	\$ 17,428	\$ 8,714	\$ 5,000
101-1099-32392	Small Cities Assistance	\$ 390,276	\$ 474,203	\$ 206,444	\$ 385,911	\$ 385,911	\$ 200,000
101-1099-31385	JAF Grant	\$ 3,900	\$ 4,926	\$ 7,192	\$ 10,000	\$ 3,811	\$ -
101-1099-32385	MainStreet Grant	\$ -	\$ 25,000		\$ -	\$ -	\$ -
101-1099-30394	Lodgers Tax Adm. Fee	\$ 15,038	\$ 15,000	\$ 15,000	\$ 15,000	\$ 25,011	\$ 26,683
						\$ -	\$ -
	<b>SUB TOTAL</b>	<b>\$ 483,943</b>	<b>\$ 595,458</b>	<b>\$ 288,557</b>	<b>\$ 433,380</b>	<b>\$ 428,488</b>	<b>\$ 231,683</b>
	<b>GRAND TOTAL REVENUES</b>	<b>\$ 4,540,530</b>	<b>\$ 4,876,172</b>	<b>\$ 4,382,305</b>	<b>\$ 4,284,704</b>	<b>\$ 4,482,414</b>	<b>\$ 4,527,556</b>

**CITY OF TRUTH OR CONSEQUENCES**

**101 GENERAL FUND  
BUDGET RECAP  
BY DEPARTMENT**

**CITY OF TRUTH OR CONSEQUENCES BUDGETED 101 GENERAL FUNDS EXPENDITURE RECAP**

General Fund Recap Expenditures	Fiscal Year 2017-18	Fiscal Year 2018-19	Fiscal Year 2019-20	Fiscal Year 2020-21	Fiscal Year 2021-22	Fiscal Year 2021-22 Estimated Actual	Fiscal Year 2022-23 Budgeted
	Actual	Actual	Actual	Actual	Budgeted		
<b>1000 Governing Body</b>							
Personnel Services	\$ 33,063	\$ 33,021	\$ 33,036	\$ 32,403	\$ 41,499	\$ 41,502	67,174
Operating Expense	\$ 170,737	\$ 174,672	\$ 126,305	\$ 178,527	\$ 187,432	\$ 182,309	233,960
Capital Outlay:				\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 203,800</b>	<b>\$ 207,693</b>	<b>\$ 159,341</b>	<b>\$ 210,930</b>	<b>\$ 228,931</b>	<b>\$ 223,811</b>	<b>\$ 301,134</b>
<b>1001 City Clerk</b>							
Personnel Services	\$ 130,273	\$ 108,000	\$ 133,056	\$ 139,726	\$ 179,331	\$ 164,605	178,016
Operating Expense	\$ 31,584	\$ 32,489	\$ 31,468	\$ 23,069	\$ 37,228	\$ 32,834	44,775
Capital Outlay:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 161,857</b>	<b>\$ 140,489</b>	<b>\$ 164,524</b>	<b>\$ 162,795</b>	<b>\$ 216,559</b>	<b>\$ 197,439</b>	<b>\$ 222,791</b>
<b>1002 Court (See 1030 for JAF Grant and 1040 for AOC Grant)</b>							
Personnel Services	\$ 172,421	\$ 173,256	\$ 168,408	\$ 192,030	\$ 219,963	\$ 169,150	135,652
Operating Expense	\$ 12,680	\$ 21,796	\$ 12,258	\$ 32,964	\$ 38,450	\$ 37,435	22,750
Capital Outlay:	\$ -	\$ 366	\$ 1,112	\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 185,101</b>	<b>\$ 195,418</b>	<b>\$ 181,778</b>	<b>\$ 224,994</b>	<b>\$ 258,413</b>	<b>\$ 206,585</b>	<b>\$ 158,402</b>
<b>1040 AOC (Court)</b>							
Personnel Services	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-
Operating Expense	\$ -	\$ -	\$ -	\$ -	\$ 12,500	\$ 9,687	14,000
Capital Outlay:	\$ -	\$ -	\$ -	\$ 16,741	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 16,741</b>	<b>\$ 12,500</b>	<b>\$ 9,687</b>	<b>\$ 14,000</b>
<b>1003 City Manager</b>							
Personnel Services	\$ 175,575	\$ 209,371	\$ 209,356	\$ 237,077	\$ 285,819	\$ 260,016	265,232
Operating Expense	\$ 110,526	\$ 118,851	\$ 169,590	\$ 28,668	\$ 29,132	\$ 23,845	21,891
Capital Outlay:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 286,101</b>	<b>\$ 328,222</b>	<b>\$ 378,946</b>	<b>\$ 265,745</b>	<b>\$ 314,951</b>	<b>\$ 283,861</b>	<b>\$ 287,123</b>



**CITY OF TRUTH OR CONSEQUENCES BUDGETED 101 GENERAL FUNDS EXPENDITURE RECAP**

General Fund Recap	Fiscal Year	Fiscal Year	Fiscal Year	Fiscal Year	Fiscal Year	Fiscal Year	Fiscal Year
Expenditures	2017-18	2018-19	2019-20	2020-21	2021-22	2021-22	2022-23
	Actual	Actual	Actual	Actual	Budgeted	Estimated Actual	Budgeted
<b>1004 Administrative Services</b>							
Personnel Services	\$ 302,926	\$ 294,887	\$ 338,362	\$ 356,079	\$ 411,853	\$ 368,775	414,033
Operating Expense	\$ 224,223	\$ 213,957	\$ 171,785	\$ 63,828	\$ 65,305	\$ 54,549	69,345
Capital Outlay:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 527,149</b>	<b>\$ 508,844</b>	<b>\$ 510,147</b>	<b>\$ 419,907</b>	<b>\$ 477,158</b>	<b>\$ 423,324</b>	<b>\$ 483,378</b>
<b>1005 Fire</b>							
Personnel Services	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-
Operating Expense	\$ 42,500	\$ 21,500	\$ 21,500	\$ 21,500	\$ 21,500	\$ 21,500	21,500
Capital Outlay:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 42,500</b>	<b>\$ 21,500</b>	<b>\$ 21,500</b>	<b>\$ 21,500</b>	<b>\$ 21,500</b>	<b>\$ 21,500</b>	<b>\$ 21,500</b>
<b>1006 Animal Shelter</b>							
Personnel Services				\$ 125,003	\$ 143,485	\$ 144,844	148,865
Operating Expense				\$ 28,660	\$ 35,865	\$ 34,046	44,645
Capital Outlay:				\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>				<b>\$ 153,663</b>	<b>\$ 179,350</b>	<b>\$ 178,890</b>	<b>\$ 193,510</b>
<b>1007 Police</b>							
Personnel Services	\$ 930,717	\$ 1,052,631	\$ 1,017,421	\$ 1,100,011	\$ 1,096,801	\$ 1,070,239	1,263,251
Operating Expense	\$ 321,607	\$ 290,796	\$ 424,484	\$ 359,298	\$ 403,102	\$ 385,311	440,500
Capital Outlay:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 1,252,323</b>	<b>\$ 1,343,427</b>	<b>\$ 1,441,905</b>	<b>\$ 1,459,309</b>	<b>\$ 1,499,903</b>	<b>\$ 1,455,550</b>	<b>\$ 1,703,751</b>
<b>1008 Animal Control</b>							
Personnel Services	\$ 218,265	\$ 248,943	\$ 265,669	\$ 166,615	\$ 160,781	\$ 145,491	162,003
Operating Expense	\$ 143,716	\$ 36,884	\$ 35,984	\$ 10,949	\$ 20,700	\$ 22,050	28,000
Capital Outlay:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 361,981</b>	<b>\$ 285,827</b>	<b>\$ 301,653</b>	<b>\$ 177,564</b>	<b>\$ 181,481</b>	<b>\$ 167,541</b>	<b>\$ 190,003</b>

**CITY OF TRUTH OR CONSEQUENCES BUDGETED 101 GENERAL FUNDS EXPENDITURE RECAP**

<b>General Fund Recap</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>
<b>Expenditures</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Estimated Actual</b>	<b>Budgeted</b>
<b>1009 Parks &amp; Recreation</b>							
Personnel Services	\$ 102,919	\$ 168,641	\$ 181,279	\$ 229,611	\$ 176,606	\$ 112,786	196,933
Operating Expense	\$ 81,947	\$ 84,306	\$ 143,433	\$ 160,234	\$ 213,513	\$ 125,203	190,600
Capital Outlay:	\$ 18,352	\$ 35,467	\$ 101,987	\$ -	\$ 17,957	\$ 17,957	-
<b>SUB TOTAL</b>	<b>\$ 203,218</b>	<b>\$ 288,414</b>	<b>\$ 426,699</b>	<b>\$ 389,845</b>	<b>\$ 408,076</b>	<b>\$ 255,946</b>	<b>\$ 387,533</b>
<b>1010 Community Development</b>							
Personnel Services	\$ 148,485	\$ 64,606	\$ 54,557	\$ 62,634	\$ 76,914	\$ 75,718	76,914
Operating Expense	\$ 61,025	\$ 31,356	\$ 79,842	\$ 94,678	\$ 128,000	\$ 125,842	128,000
Capital Outlay:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 209,510</b>	<b>\$ 95,962</b>	<b>\$ 134,399</b>	<b>\$ 157,312</b>	<b>\$ 204,914</b>	<b>\$ 201,560</b>	<b>\$ 204,914</b>
<b>1011 Street Department</b>							
Personnel Services	\$ 372,947	\$ 307,188	\$ 346,714	\$ 398,075	\$ 419,071	\$ 385,081	411,968
Operating Expense	\$ 1,470	\$ 1,427	\$ 1,249	\$ 1,353	\$ 2,500	\$ 1,597	1,500
Capital Outlay:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 374,417</b>	<b>\$ 308,615</b>	<b>\$ 347,963</b>	<b>\$ 399,428</b>	<b>\$ 421,571</b>	<b>\$ 386,678</b>	<b>\$ 413,468</b>
<b>1012 Fleet Maintenance</b>							
Personnel Services	\$ 150,442	\$ 73,707	\$ 66,770	\$ 83,893	\$ 134,194	\$ 120,554	130,593
Operating Expense	\$ 8,019	\$ 4,997	\$ 2,466	\$ 20,505	\$ 43,500	\$ 15,136	47,000
Capital Outlay:	\$ 64	\$ -	\$ -	\$ -	\$ 12,000	\$ 11,496	-
<b>SUB TOTAL</b>	<b>\$ 158,525</b>	<b>\$ 78,704</b>	<b>\$ 69,236</b>	<b>\$ 104,398</b>	<b>\$ 189,694</b>	<b>\$ 147,186</b>	<b>\$ 177,593</b>
<b>1013 Community Services (New Dept)</b>							
Personnel Services					\$ 88,125	\$ 86,583	88,125
Operating Expense					\$ 15,600	\$ 6,137	6,300
Capital Outlay:					\$ -	\$ -	-
<b>SUB TOTAL</b>					<b>\$ 103,725</b>	<b>\$ 92,720</b>	<b>\$ 94,425</b>

**CITY OF TRUTH OR CONSEQUENCES BUDGETED 101 GENERAL FUNDS EXPENDITURE RECAP**

<b>General Fund Recap</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>
<b>Expenditures</b>	<b>2017-18</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Estimated</b>	<b>Budgeted</b>
						<b>Actual</b>	
<b>1014 Facility Management</b>							
Personnel Services	\$ 310,544	\$ 320,319	\$ 285,973	\$ 232,683	\$ 225,612	\$ 231,691	241,253
Operating Expense	\$ 103,837	\$ 80,207	\$ 76,223	\$ 73,212	\$ 105,619	\$ 63,751	132,978
Capital Outlay:	\$ 11,829	\$ -	\$ -	\$ -	\$ 44,000	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 426,210</b>	<b>\$ 400,526</b>	<b>\$ 362,196</b>	<b>\$ 305,895</b>	<b>\$ 375,231</b>	<b>\$ 295,442</b>	<b>\$ 374,231</b>
<b>1016 Library Department</b>							
Personnel Services	\$ 188,607	\$ 169,353	\$ 174,908	\$ 194,433	\$ 200,906	\$ 201,042	196,738
Operating Expense	\$ 3,941	\$ 2,709	\$ 1,813	\$ 4,928	\$ 8,630	\$ 4,485	12,650
Capital Outlay:	\$ 6,999	\$ 6,019	\$ 7,119	\$ 5,654	\$ 8,500	\$ 8,000	8,648
<b>SUB TOTAL</b>	<b>\$ 199,547</b>	<b>\$ 178,081</b>	<b>\$ 183,840</b>	<b>\$ 205,015</b>	<b>\$ 218,036</b>	<b>\$ 213,527</b>	<b>\$ 218,036</b>
<b>1017 Hospital GRT Payments</b>							
Personnel Services	\$ -						
Operating Expense	\$ 214,398	\$ 252,293	\$ 265,993	\$ 269,000	\$ 269,000	\$ 282,383	282,250
Capital Outlay:	\$ -						
<b>SUB TOTAL</b>	<b>\$ 214,398</b>	<b>\$ 252,293</b>	<b>\$ 265,993</b>	<b>\$ 269,000</b>	<b>\$ 269,000</b>	<b>\$ 282,383</b>	<b>\$ 282,250</b>
<b>1018 Utility &amp; Insurance Exp.</b>							
Personnel Services	\$ -	\$ -	\$ -	\$ -			
Operating Expense	\$ 162,458	\$ 268,284	\$ 583,600	\$ 565,674	\$ 669,250	\$ 661,491	647,550
Capital Outlay:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-
<b>SUB TOTAL</b>	<b>\$ 162,458</b>	<b>\$ 268,284</b>	<b>\$ 583,600</b>	<b>\$ 565,674</b>	<b>\$ 669,250</b>	<b>\$ 661,491</b>	<b>\$ 647,550</b>
<b>Total General Fund Expenditures</b>	<b>\$ 4,975,914</b>	<b>\$ 4,908,019</b>	<b>\$ 5,541,035</b>	<b>\$ 5,361,517</b>	<b>\$ 6,250,243</b>	<b>\$ 5,705,122</b>	<b>\$ 6,375,592</b>

<b>101-GENERAL FUND</b>							
<b>1000-GOVERNING BODY</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Estimated Actual EOY</b>	<b>Projected Budget</b>
<b>NEW COA</b>	<b>PERSONNEL EXPENSES</b>						
11000-1001-51010	101-1000-40105 ELECTED OFFICIALS		30,600	30,100	38,550	38,550	62,400
11000-1001-52010	101-1000-41205 FICA - REGULAR		1,897	1,866	2,390	2,393	3,869
11000-1001-52011	101-1000-41210 FICA - MEDICARE		444	437	559	559	905
11000-1001-52100	101-1000-41785 WORKER'S COMP. PREMIUMS		95				-
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>33,036</b>	<b>32,403</b>	<b>41,499</b>	<b>41,502</b>	<b>67,174</b>
	<b>OPERATING EXPENSES</b>						
11000-1001-53020	101-1000-42305 MILEAGE REIMB.		398		500	-	1,000
11000-1001-53020	101-1000-42310 PER DIEM		902		-	-	-
11000-1001-55020	101-1000-43597 ATTORNEY FEES		31,788	60,117	97,650	97,025	97,650
11000-1001-55030	101-1000-43598 PROFESSIONAL SERVICES		-	4,000	-	-	-
11000-1001-55999	101-1000-48599 OTHER CONTRACT SERVICES		-	-	-	-	-
11000-1001-55999	101-1000-60725 GRANTS TO SUB-RECIPIENTS		73,514	103,860	66,000	66,000	43,000
11000-1001-56020	101-1000-44606 OFFICE SUPPLIES		252	574	570	560	500
11000-1001-56040	101-1000-44613 NON-CAPITAL ITEMS		6,996	-	-	-	-
11000-1001-56999	101-1000-44625 OTHER SUPPLIES				3,050	777	4,223
11000-1001-57050	101-1000-42720 EMPLOYEE TRAINING		640	316	3,880	3,852	4,000
11000-1001-57090	101-1000-43740 PRINTING/PUBLISHING		-	1,960	-	-	-
11000-1001-57150	101-1000-43770 SUBSCRIPTIONS AND DUES		-	7,700	9,112	7,425	8,587
11000-1001-57999	101-1000-45607 SETTLEMENTS				6,670	6,670	75,000
11000-1001-57999	101-1000-60430 EMERGENCY FUNDS		11,815		-	-	-
	<b>TOTAL OPERATING EXPENSES</b>		<b>126,305</b>	<b>178,527</b>	<b>187,432</b>	<b>182,309</b>	<b>233,960</b>
	<b>CAPITAL OUTLAY</b>						
	101-1000- CAPITAL OUTLAY		-		-		
	<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>		<b>-</b>	<b>-</b>	<b>-</b>
	<b>GRAND TOTAL</b>		<b>159,341</b>	<b>210,930</b>	<b>228,931</b>	<b>223,811</b>	<b>301,134</b>

<b>101 -GENERAL FUND</b>							
<b>1001-OFFICE OF THE CITY CLERK</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Estimated</b>	<b>Projected</b>
<b>NEW COA</b>	<b>PERSONNEL EXPENSES</b>					<b>Actual EOY</b>	<b>Budget</b>
11000-2008-51020	101-1001-40110	FULL TIME WAGES	106,848	109,566	131,040	130,933	\$ 131,040
11000-2008-51050	101-1001-40120	TEMPORARY WAGES	-	-	-	-	\$ -
11000-2008-51060	101-1001-40125	OVERTIME	606	393	2,100	19	\$ 3,000
11000-2008-51070	101-1001-40140	DELAYED COMPENSATION	-	-	-	-	\$ -
11000-2008-52010	101-1001-41205	FICA - REGULAR	6,609	6,744	8,310	8,041	\$ 8,310
11000-2008-52011	101-1001-41210	FICA - MEDICARE	1,546	1,577	1,944	1,880	\$ 1,944
11000-2008-52020	101-1001-41215	PERA	9,732	10,735	22,173	12,831	\$ 22,173
11000-2008-52021	101-1001-41226	RETIREE INSURANCE	2,983	3,286	3,931	3,928	\$ 3,931
11000-2008-52030	101-1001-41225	HEALTH INSURANCE	3,603	4,885	7,126	6,718	\$ 7,126
11000-2008-52090	101-1001-41235	UNEMPLOYMENT INS.	845	-	162	-	\$ 162
11000-2008-52100	101-1001-41785	WORKER'S COMP. PREMIUMS	261	2,515	2,515	227	\$ 300
11000-2008-52110	101-1001-41240	WORKER'S COMP. ASSESSMENT	23	25	30	28	\$ 30
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>133,056</b>	<b>139,726</b>	<b>179,331</b>	<b>164,605</b>	<b>178,016</b>
	<b>OPERATING EXPENSES</b>						
11000-2008-53050	101-1001-42305	MILEAGE REIMB.	786	-	-	-	\$ -
11000-2008-53050	101-1001-42310	PER DIEM	1,746	-	-	-	\$ -
11000-2008-54020	101-1001-47410	MAINTENANCE CONTRACTS	3,033	3,099	5,750	3,316	\$ 6,250
11000-2008-54020	101-1001-48599	OTHER CONTRACT SERVICES	-	-	-	-	\$ 4,000
11000-2008-54040	101-1001-47420	EQUIPMENT MAINTENANCE	-	-	-	-	\$ -
11000-2008-55030	101-1001-48598	PROFESSIONAL SERVICES	-	-	-	-	\$ -
11000-2008-56020	101-1001-44606	OFFICE SUPPLIES	1,890	2,106	1,903	1,902	\$ 2,700
11000-2008-56040	101-1001-44611	NON-CAPITAL EQUIP. & MACH.	400	-	-	-	\$ -
11000-2008-56120	101-1001-43316	GAS & OIL	49	-	300	-	\$ 300
11000-2008-57040	101-1001-44607	ELECTION SUPPLIES	8,490	-	-	-	\$ -
11000-2008-57050	101-1001-42720	EMPLOYEE TRAINING	1,260	-	-	-	\$ 2,000
11000-2008-57090	101-1001-43740	PRINTING/PUBLISHING	5,764	7,268	16,125	16,125	\$ 16,125
11000-2008-57130	101-1001-43465	RENT OF EQUIPMENT	4,155	3,895	4,900	4,901	\$ 5,000
11000-2008-57150	101-1001-43770	DUES & SUBSCRIPTIONS	552	2,808	2,940	2,888	\$ 3,000
11000-2008-57160	101-1001-43775	TELEPHONE	3,343	3,893	5,310	3,702	\$ 5,400
	<b>TOTAL OPERATING EXPENSES</b>		<b>31,468</b>	<b>23,069</b>	<b>37,228</b>	<b>32,834</b>	<b>44,775</b>
	<b>CAPITAL OUTLAY</b>						
11000-2008		EQUIPMENT & MACHINERY	-	-	-	-	\$ -
	<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
	<b>GRAND TOTAL</b>		<b>164,524</b>	<b>162,795</b>	<b>216,559</b>	<b>197,439</b>	<b>222,791</b>

101 -GENERAL FUND							
1002-MUNICIPAL COURT							
			2019-20	2020-21	2021-22	2021-22	2022-23
			Actual	Actual	Budgeted	Estimated Actual EOY	Projected Budget
NEW COA	PERSONNEL EXPENSES						
11000-1009-51010	101-1002-40105	ELECTED OFFICAL	41,995	41,995	42,000	41,996	42,000
11000-1009-51020	101-1002-40110	FULL TIME WAGES	67,018	84,753	101,213	69,744	38,022
11000-1009-51040	101-1002-40115	PART TIME WAGES	-	-	-	-	-
11000-1009-51070	101-1002-40140	DELAYED COMPENSATION	-	-	-	-	-
11000-1009-52010	101-1002-41205	FICA - REGULAR	6,103	7,142	8,879	6,467	4,961
11000-1009-52011	101-1002-41210	FICA - MEDICARE	1,427	1,670	2,077	1,513	1,160
11000-1009-52020	101-1002-41215	PERA	6,224	6,514	13,358	7,507	7,842
11000-1009-52021	101-1002-41226	RETIREE INSURANCE	1,906	1,994	4,089	2,299	2,401
11000-1009-52030	101-1002-41225	HEALTH INSURANCE	42,526	46,443	44,599	39,326	38,838
11000-1009-52090	101-1002-41235	UNEMPLOYMENT INS.	845	-	270	-	108
11000-1009-52100	101-1002-41785	WORKER'S COMP. PREMIUMS	336	1,487	3,428	270	300
11000-1009-52110	101-1002-41240	WORKER'S COMP. ASSESSMENT	28	32	50	28	20
	TOTAL PERSONNEL EXPENSES		168,408	192,030	219,963	169,150	135,652
	OPERATING EXPENSES						
11000-1009-53030	101-1002-42305	MILEAGE REIMB.	393		-	-	-
11000-1009-53030	101-1002-42310	PER DIEM	777		-	-	-
11000-1009-55020	101-1002-43597	ATTORNEY FEES	-	5,642	5,700	5,642	5,000
11000-1009-55030	101-1002-48598	PROFESSIONAL SERVICES		101	300	275	-
11000-1009-55999	101-1002-48599	OTHER CONTRACTUAL SERVICES	2,821	-	-	-	-
11000-1009-56010	101-1002-43815	SOFTWARE LIC/UPDATE	-	1,200	10,400	9,900	-
11000-1009-56020	101-1002-44606	OFFICE SUPPLIES	5,325	7,499	5,500	5,392	3,000
11000-1009-56040	101-1002-44613	NON-CAPITAL ITEMS	180	12,236	2,700	2,675	1,000



11000-1009-56100	101-1002-44608	EDUCATION SUPPLIES	-	-	250	-	-
11000-1009-57050	101-1002-42720	EMPLOYEE TRAINING	-		7,500	6,312	7,500
11000-1009-57080	101-1002-43735	POSTAGE	56	230	450	-	250
11000-1009-57090	101-1002-43740	PRINTING/PUBLISHING	228	-	250	-	-
11000-1009-57130	101-1002-43465	RENT OF EQUIPMENT		3,161	-	3,161	-
11000-1009-57150	101-1002-43770	DUES & SUBSCRIPTIONS	710	627	1,900	1,643	2,500
11000-1009-57160	101-1002-43775	TELEPHONE	1,768	2,268	3,000	2,175	3,000
11000-3004-56110	101-1002-42620	UNIFORM/LINEN			500	260	500
	<b>TOTAL OPERATING EXPENSES</b>		<b>12,258</b>	<b>32,964</b>	<b>38,450</b>	<b>37,435</b>	<b>22,750</b>
	<b>CAPITAL OUTLAY</b>						
	101-1002-44815	FURNITURE & FIXTURE	1,112	-	-	-	-
	101-1002-60840	AOC (20-21 MOVED OWN BUDGET)					
	<b>TOTAL CAPITAL OUTLAY</b>		<b>1,112</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
		<b>GRAND TOTAL</b>	<b>181,778</b>	<b>224,994</b>	<b>258,413</b>	<b>206,585</b>	<b>158,402</b>

101 -GENERAL FUND								
1040-MUNICIPAL COURT AOC				2020-21	2020-21	2021-22	2021-22	2022-23 Projected Budget
				Budgeted	Actual	Budgeted	Estimated Actual EOY	
NEW COA	PERSONNEL EXPENSES							
	101-1040-40105	ELECTED OFFICAL						
	TOTAL PERSONNEL EXPENSES			-	-	-	-	
	OPERATING EXPENSES							
11000-1009-57050	101-1040-42720	EMPLOYEE TRAINING			-	-		
11000-1009-57130	101-1040-43465	RENT OF EQUIPMENT			-	4,000	4,000	4,000
11000-1009-57160	101-1040-43775	TELEPHONE		1,000	112	-		-
11000-1009-56010	101-1040-43815	SOFTWARE LIC/UPDATE		5,351	5,351	1,000	620	10,000
11000-1009-	101-1040-44613	NON-CAPITAL ITEMS		9,547	9,546			
11000-1009-55030	101-1040-48598	PROFESSIONAL SERVICES			-	-		
11000-1009-55999	101-1040-48599	OTHER CONTRACTUAL SERVICES		2,149	1,732	7,500	5,067	
	101-1040-48793	SCREENING FEE/TREATMENT			-			
	101-1040-60576	JAF GRANT 20-21 moved to own budget			-		-	
	TOTAL OPERATING EXPENSES			18,047	16,741	12,500	9,687	14,000
	CAPITAL OUTLAY							
11000-1009-	101-1040-80845	EQUIPMENT & MACHINERY > \$5,000		5,953	-	-	-	
11000-1009-	101-1002-60840	OTHER CAP PUR/AOC/JID COM		-	-	-	-	
	TOTAL CAPITAL OUTLAY			5,953	-	-	-	-
	GRAND TOTAL			24,000	16,741	12,500	9,687	14,000

<b>101-GENERAL FUND</b>							
<b>1003-CITY MANAGER</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budget</b>	<b>Estimated Actual EOY</b>	<b>Projected Budget</b>
<b>NEW COA</b>	<b>PERSONNEL EXPENSES</b>						
11000-2001-51020	101-1003-40110	FULL TIME WAGES	161,201	175,012	204,278	195,436	192,770
11000-2001-51060	101-1003-40125	OVERTIME WAGES	-	1,436	-		1,000
11000-2001-51070	101-1003-40140	DELAYED COMPENSATION	-	-	-		-
11000-2001-52010	101-1003-41205	FICA - REGULAR	10,029	10,820	14,034	11,905	12,076
11000-2001-52011	101-1003-41210	FICA - MEDICARE	2,345	2,530	3,282	2,784	2,824
11000-2001-52020	101-1003-41215	PERA	22,772	25,874	21,987	19,107	18,828
11000-2001-52021	101-1003-41226	RETIREE INSURANCE	4,826	13,027	6,731	5,876	5,764
11000-2001-52030	101-1003-41225	HEALTH INSURANCE	5,715	4,873	29,896	23,087	29,842
11000-2001-52090	101-1003-41235	UNEMPLOYMENT INS.	563	-	162	-	108
11000-2001-52100	101-1003-41785	WORKER'S COMP. PREMIUMS	1,877	3,475	5,419	1,800	2,000
11000-2001-52110	101-1003-41240	WORKER'S COMP. ASSESSMENT	28	30	30	21	20
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>209,356</b>	<b>237,077</b>	<b>285,819</b>	<b>260,016</b>	<b>265,232</b>
	<b>OPERATING EXPENSES</b>						
11000-2001-43740	101-1003-47406	PROMOTIONAL/ADVERTISING	360	-	-	-	
11000-2001-44613	101-1003-44810	EQUIPMENT & MACHINERY	-	-	-	-	
11000-2001-53030	101-1003-42305	MILEAGE REIMB.	680	-	400	-	400
11000-2001-53030	101-1003-42310	PER DIEM	5,450	-	-	-	-
11000-2001-54030	101-1003-47415	MAINT & REPAIRS GROUNDS	750	1,385	-	-	
11000-2001-54040	101-1003-47420	VEHICLE MAINTENANCE	2,100	124	500	-	

11000-2001-55030	101-1003-48598	PROFESSIONAL SERVICES	26,611	-	10,000	10,000	
11000-2001-55999	101-1003-48599	OTHER CONTRACTUAL SERVICES	-	-	200	200	200
11000-2001-56010	101-1003-43815	SOFTWARE	-	-	232	232	232
11000-2001-56020	101-1003-44606	OFFICE SUPPLIES	7,490	3,278	3,300	3,030	3,000
11000-2001-56040	101-1003-44613	NON-CAPITAL EQUIP	8,292	3,000	541	540	-
11000-2001-56120	101-1003-43316	GAS & OIL	1,861	971	2,000	680	-
11000-2001-56999	101-1003-44615	SAFETY EQUIPMENT	174	220	-	-	-
11000-2001-57050	101-1003-42720	EMPLOYEE TRAINING	5,902	2,873	935	-	7,435
11000-2001-57090	101-1003-43740	PRINTING/PUBLISHING	-	-	500	-	500
11000-2001-57130	101-1003-43465	RENT OF EQUIPMENT	3,681	3,230	3,800	3,800	3,800
11000-2001-57150	101-1003-43770	DUES & SUBSCRIPTIONS	10,172	3,732	1,724	889	1,324
11000-2001-57160	101-1003-43775	TELEPHONE	3,988	6,958	5,000	4,474	5,000
11000-2001-57999	101-1003-42620	UNIFORMS	274	-	-	-	-
11000-2001-57999	101-1003-60781	NM BEAUTIFICATION GRANT	48,660	-	-	-	-
11000-2001-57999	101-1003-60784	GRANT EXPENSES-JJAC	43,145	2,897	-	-	-
	<b>TOTAL OPERATING EXPENSES</b>		<b>169,590</b>	<b>28,668</b>	<b>29,132</b>	<b>23,845</b>	<b>21,891</b>
	<b>CAPITAL OUTLAY</b>						
11000-2001-	101-1003-60810	OTHER CAPITAL EQUIPMENT		-	-	-	-
	101-1003-	CAPITAL PURCHASES		-	-	-	-
	<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
		<b>GRAND TOTAL</b>	<b>378,946</b>	<b>265,745</b>	<b>314,951</b>	<b>283,861</b>	<b>287,123</b>

<b>101 -GENERAL FUND</b>							
<b>1004-FINANCE DEPARTMENT</b>			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budget</b>	<b>Estimated Actual EOY</b>	<b>Projected Budget</b>
<b>NEW COA</b>	<b>PERSONNEL EXPENSES</b>						
11000-2004-51020	101-1004-40110	FULL TIME WAGES	254,668	251,182	284,045	268,757	279,885
11000-2004-51040	101-1004-40115	PART-TIME WAGES	-	-	-	-	-
11000-2004-51070	101-1004-40140	DELAYED COMPENSATION	-	9,202	72	72	-
11000-2004-52010	101-1004-41205	FICA - REGULAR	15,180	15,366	17,611	16,063	17,353
11000-2004-52011	101-1004-41210	FICA - MEDICARE	3,550	3,594	4,119	3,757	4,058
11000-2004-52020	101-1004-41215	PERA	17,292	17,536	27,836	21,080	27,429
11000-2004-52030	101-1004-41225	HEALTH INSURANCE	39,646	52,532	66,176	52,072	75,927
11000-2004-52021	101-1004-41226	RETIREE INSURANCE	5,560	5,069	8,421	6,433	8,397
11000-2004-52090	101-1004-41235	UNEMPLOYMENT INS.	1,754	-	324	-	324
11000-2004-52110	101-1004-41240	WORKER'S COMP. ASSESSMENT	53	48	60	56	60
11000-2004-52100	101-1004-41785	WORKER'S COMP. PREMIUMS	659	1,550	3,189	485	600
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>338,362</b>	<b>356,079</b>	<b>411,853</b>	<b>368,775</b>	<b>414,033</b>
	<b>OPERATING EXPENSES</b>						
11000-2004-44613	101-1004-44810	EQUIPMENT & MACHINERY	-	-	-	-	-
11000-2004-53030	101-1004-42305	MILEAGE REIMB.	175	-	-	-	-
11000-2004-53030	101-1004-42310	PER DIEM	981	-	-	-	-
11000-2004-54040	101-1004-47420	MAINTENANCE VEHICLE	-	-	-	-	-
11000-2004-55010	101-1004-48596	AUDIT CONTRACT	48,544	-	-	-	-
11000-2004-55999	101-1004-48599	OTHER CONTRACTUAL SERVICES	59,090	23,868	15,334	10,149	20,720

11000-2004-56010	101-1004-43815	SOFTWARE / LIC		10,359	12,166	12,165	11,800
11000-2004-56020	101-1004-44606	OFFICE SUPPLIES	5,538	6,384	6,235	5,070	6,825
11000-2004-56040	101-1004-44613	NON-CAPITAL ITEMS	650	3,264	250	226	-
11000-2004-56120	101-1004-43316	FUEL	79	-	-	-	-
11000-2004-56999	101-1004-44607	FIELD SUPPLIES	-	-	-		-
11000-2004-56999	101-1004-44615	SAFETY EQUIPMENT	3,842	-	-		-
11000-2004-57050	101-1004-42720	EMPLOYEE TRAINING	5,474	3,088	5,720	3,668	6,500
11000-2004-57090	101-1004-43740	PRINTING/PUBLISHING	1,610	7,123	15,000	13,336	13,000
11000-2004-57130	101-1004-43465	RENT OF EQUIPMENT	4,299	5,310	6,700	6,691	7,200
11000-2004-57150	101-1004-43770	DUES & SUBSCRIPTIONS	37,663	220	300	220	300
11000-2004-57160	101-1004-43775	TELEPHONE	3,840	4,018	3,600	3,024	3,000
11000-2004-57999	101-1004-43999	OPERATING COSTS		194	-		
11000-2004-57999	101-1004-45555	MISCELLANEUOS EXP	-	-	-		
<b>TOTAL OPERATING EXPENSES</b>			<b>171,785</b>	<b>63,828</b>	<b>65,305</b>	<b>54,549</b>	<b>69,345</b>
<b>CAPITAL OUTLAY</b>							
11000-2004-	101-1004-	CAPITAL PURCHASES	-	-	-	-	
11000-2004-	101-1004-	CAPITAL PURCHASES	-	-	-	-	
<b>TOTAL CAPITAL OUTLAY</b>			<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>GRAND TOTAL</b>			<b>510,147</b>	<b>419,907</b>	<b>477,158</b>	<b>423,324</b>	<b>483,378</b>

<b>101 -GENERAL FUND</b>							
<b>1005-FIRE DEPARTMENT (VOLUNTEER)</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Estimated</b>	<b>Projected</b>
<b>NEW COA</b>	<b>OPERATING EXPENSES</b>					<b>Actual EOY</b>	<b>Budget</b>
11000-3002-56120	101-1005-43316	FUEL	-				
11000-3002-57160	101-1005-43775	TELEPHONE	-				
11000-3002-55999	101-1005-48599	OTHER CONTRACTUAL SERVICES	21,500	21,500	21,500	21,500	21,500
	<b>TOTAL OPERATING EXPENSES</b>		<b>21,500</b>	<b>21,500</b>	<b>21,500</b>	<b>21,500</b>	<b>21,500</b>
	<b>CAPITAL OUTLAY</b>						
	101-1005-	EQUIPMENT & MACHINERY	-		-		
	<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
		<b>GRAND TOTAL</b>	<b>21,500</b>	<b>21,500</b>	<b>21,500</b>	<b>21,500</b>	<b>21,500</b>



<b>101 -GENERAL FUND</b>						
<b>1006 ANIMAL SHELTER</b>			<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Budgeted</b>	<b>Estimated Actual EOY</b>	<b>Projected Budget</b>
<b>NEW COA</b>	<b>PERSONNEL EXPENSES</b>					
11000-3004-51020	101-1006-40110	FULL TIME WAGES	89,645	92,560	96,741	\$ 92,560
11000-3004-51040	101-1006-40115	PART-TIME POSITION	-	-	-	\$ -
11000-3004-51060	101-1006-40125	OVERTIME WAGES	2,701	4,000	4,000	\$ 5,000
11000-3004-51070	101-1006-40140	DELAYED COMPENSATION	-	-	-	\$ -
11000-3004-51900	101-1006-40135	STANDBY WAGES	-	-	-	\$ -
11000-3004-52010	101-1006-41205	FICA - REGULAR	5,533	5,925	5,876	\$ 5,987
11000-3004-52011	101-1006-41210	FICA - MEDICARE	1,294	1,386	1,374	\$ 1,400
11000-3004-52020	101-1006-41215	PERA	8,441	9,071	9,005	\$ 9,071
11000-3004-52021	101-1006-41226	RETIREE INSURANCE	2,626	2,777	2,756	\$ 2,777
11000-3004-52030	101-1006-41225	HEALTH INSURANCE	12,619	23,574	22,933	\$ 29,578
11000-3004-52090	101-1006-41235	UNEMPLOYMENT INS.	-	162	-	\$ 162
11000-3004-52100	101-1006-41785	WORKER'S COMP. PREMIUMS	2,116	4,000	2,129	\$ 2,300
11000-3004-52110	101-1006-41240	WORKER'S COMP. ASSESSMEN	28	30	30	\$ 30
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>125,003</b>	<b>143,485</b>	<b>144,844</b>	<b>148,865</b>
	<b>OPERATING EXPENSES</b>					
11000-3004-53030	101-1006-42305	MILEAGE REIMB.	-			\$ -
11000-3004-53030	101-1006-42310	PER DIEM	-			\$ -
11000-3004-54010	101-1006-43403	REGULAR BUILDING MAINT	-	-	-	\$ -

11000-3004-55030	101-1006-48598	PROFESSIONAL SERVICES	6,979	11,895	11,237	\$ 15,000
11000-3004-55999	101-1006-48599	OTHER CONTRACTUAL SERVICE	5,529	6,589	6,301	\$ 8,000
11000-3004-56010	101-1006-43815	SOFTWARE	-	395	-	\$ 395
11000-3004-56020	101-1006-44606	OFFICE SUPPLIES	862	1,605	1,078	\$ 2,000
11000-3004-56040	101-1006-44613	NON-CAPITAL FURNITURE	683	375	375	\$ -
11000-3004-56040	101-1006-44810	EQUIPMENT & MACHINERY	-	-	-	\$ -
11000-3004-56090	101-1006-44615	SAFETY EQUIPMENT	-	-	-	\$ -
11000-3004-56110	101-1006-42620	UNIFORM/LINEN	460	411	410	\$ 1,000
11000-3004-56999	101-1006-44607	FIELD SUPPLIES	11,529	12,445	13,176	\$ 16,000
11000-3004-57050	101-1006-42720	EMPLOYEE TRAINING	485	-	-	\$ 1,000
11000-3004-57090	101-1006-43740	PRINTING/PUBLISHING	-	-	-	\$ -
11000-3004-57130	101-1006-43465	RENT OF EQUIPMENT	-	-	-	\$ -
11000-3004-57150	101-1006-43770	DUES & SUBSCRIPTIONS	150	250	150	\$ 250
11000-3004-57160	101-1006-43775	TELEPHONE	1,983	1,900	1,319	\$ 1,000
11000-3004-57999	101-1006-45555	MISCELLANEOUS EXP	-	-	-	
		<b>TOTAL OPERATING EXPENSES</b>	<b>28,660</b>	<b>35,865</b>	<b>34,046</b>	<b>44,645</b>
		<b>CAPITAL OUTLAY</b>				
11000-3004-	101-1006-	CAPITAL PURCHASES				
		<b>TOTAL CAPITAL OUTLAY</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
		<b>GRAND TOTAL</b>	<b>153,663</b>	<b>179,350</b>	<b>178,890</b>	<b>193,510</b>

101 -GENERAL FUND							
1007 POLICE DEPARTMENT			2019-20	2020-21	2021-22	2021-22	2022-23
			Actual	Actual	Budgeted	Estimated Actual EOY	Projected Budget
<b>NEW COA</b>	<b>PERSONNEL EXPENSES</b>						
11000-3001-51020	101-1007-40110	FULL TIME WAGES	637,522	696,912	672,984	629,687	764,067
11000-3001-51040	101-1007-40115	PART-TIME POSITION	12,844	2,470	-	-	-
11000-3001-51060	101-1007-40125	OVERTIME WAGES	67,691	54,059	70,000	92,091	85,000
11000-3001-51900	101-1007-40135	STANDBY WAGES	10,356	14,786	13,800	10,571	15,000
11000-3001-51070	101-1007-40140	DELAYED COMPENSATION	-	-	15,000	9,349	15,000
11000-3001-52010	101-1007-41205	FICA - REGULAR	43,936	46,051	47,851	46,037	53,498
11000-3001-52011	101-1007-41210	FICA - MEDICARE	10,275	10,770	11,191	10,769	12,512
11000-3001-52020	101-1007-41215	PERA	106,850	121,349	122,653	106,807	140,095
11000-3001-52030	101-1007-41225	HEALTH INSURANCE	87,430	111,274	97,668	128,671	128,901
11000-3001-52021	101-1007-41226	RETIREE INSURANCE	21,512	26,578	24,738	21,598	28,154
11000-3001-52090	101-1007-41235	UNEMPLOYMENT INS.	4,507	181	756	-	864
11000-3001-52110	101-1007-41240	WORKER'S COMP. ASSESSMENT	131	128	160	160	160
11000-3001-52100	101-1007-41785	WORKER'S COMP. PREMIUMS	14,367	15,453	20,000	14,499	20,000
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>1,017,421</b>	<b>1,100,011</b>	<b>1,096,801</b>	<b>1,070,239</b>	<b>1,263,261</b>
	<b>OPERATING EXPENSES</b>						
11000-3001-53030	101-1007-42305	MILEAGE REIMB.	-	-	1,000	-	500
11000-3001-53030	101-1007-42310	PER DIEM	932	-	-	-	-
11000-3001-54010	101-1007-43403	REGULAR BUILDING MAINT	-	5,844	-	-	5,000
11000-3001-54040	101-1007-47420	MAINTENANCE VEHICLE (TIRES)	4,101	9,043	8,900	8,357	11,000
11000-3001-55030	101-1007-48598	PROFESSIONAL SERVICES	2,533	1,943	2,332	1,548	5,000

11000-3001-55999	101-1007-48599	OTHER CONTRACTUAL SERVICES	228,516	169,005	173,592	173,592	196,000
11000-3001-56010	101-1007-43815	SOFTWARE	-	20,802	22,800	20,782	38,000
11000-3001-56020	101-1007-44606	OFFICE SUPPLIES	2,542	2,456	2,468	2,431	3,000
11000-3001-56040	101-1007-44613	NON-CAPITAL FURNITURE	522	712	-	-	-
11000-3001-56040	101-1007-44810	EQUIPMENT & MACHINERY	372		-	-	-
11000-3001-56090	101-1007-44615	SAFETY EQUIPMENT	1,041	289	500	221	1,000
11000-3001-56100	101-1007-44616	TRAINING SUPPLIES				-	1,000
11000-3001-56110	101-1007-42620	UNIFORM/LINEN	1,593	-	500	464	1,000
11000-3001-56120	101-1007-43316	FUEL	32,914	29,752	43,500	46,422	50,000
11000-3001-56999	101-1007-44607	FIELD SUPPLIES	2,365	2,573	780	776	3,000
11000-3001-57050	101-1007-42720	EMPLOYEE TRAINING - PD	1,300	329	-	-	1,000
11000-3001-57090	101-1007-43740	PRINTING/PUBLISHING	183	491	1,900	682	1,000
11000-3001-57130	101-1007-43465	RENT OF EQUIPMENT	2,823	3,063	3,200	3,726	5,000
11000-3001-57150	101-1007-43770	DUES & SUBSCRIPTIONS	11,701	851	800	681	1,000
11000-3001-57160	101-1007-43775	TELEPHONE	12,261	17,471	18,100	16,800	19,000
11000-3001-57999	101-1007-46732	GENERAL LIABILITY INSURANCE	118,785	94,674	114,451	100,550	90,000
11000-3001-57999	101-1007-46733	VEHICLE LIABILITY INSURANCE			8,279	8,279	9,000
		<b>TOTAL OPERATING EXPENSES</b>	<b>424,484</b>	<b>359,298</b>	<b>403,102</b>	<b>385,311</b>	<b>440,600</b>
		<b>CAPITAL OUTLAY</b>					
11000-3001-	101-1007-	EQUIPMENT & MACHINERY	-	-	-		-
11000-3001-	101-1007-	EQUIPMENT & MACHINERY GRANTS	-	-	-		-
		<b>TOTAL CAPITAL OUTLAY</b>	<b>-</b>	<b>-</b>	<b>-</b>		<b>-</b>

		GRAND TOTAL	1,441,905	1,459,309	1,499,903	1,455,550	1,703,751
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<b>101-GENERAL FUND</b>							
<b>1008 CODE ENFORCEMENT / ANIMAL CONTROL</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budget</b>	<b>Estimated Actual EOY</b>	<b>Projected Budget</b>
<b>NEW COA</b>	<b>PERSONNEL EXPENSES</b>						
11000-3004-51020	101-1008-40110	FULL TIME WAGES	180,216	109,899	113,103	93,958	88,400
11000-3004-51060	101-1008-40125	OVERTIME WAGES	5,307	2,586	4,000	5,577	7,000
11000-3004-51070	101-1008-40140	DELAYED COMPENSATION	-	-	-	4,946	-
11000-3004-51900	101-1008-40135	STANDBY WAGES	4,896	5,280	4,000	5,397	5,500
11000-3004-52010	101-1008-41205	FICA - REGULAR	11,441	7,113	7,261	6,714	6,256
11000-3004-52011	101-1008-41210	FICA - MEDICARE	2,676	1,663	1,698	1,571	1,463
11000-3004-52020	101-1008-41215	PERA	17,157	10,237	10,777	8,924	8,663
11000-3004-52021	101-1008-41226	RETIREE INSURANCE	5,257	3,092	3,393	2,705	2,652
11000-3004-52030	101-1008-41225	HEALTH INSURANCE	30,361	24,799	12,353	12,072	37,877
11000-3004-52090	101-1008-41235	UNEMPLOYMENT INS.	679	-	162	-	162
11000-3004-52100	101-1008-41785	WORKER'S COMP.	7,626	1,918	4,000	3,593	30
11000-3004-52110	101-1008-41240	WORKER'S COMP. ASSESSMENT	53	28	34	34	4,000
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>265,669</b>	<b>166,615</b>	<b>160,781</b>	<b>145,491</b>	<b>162,003</b>
	<b>OPERATING EXPENSES</b>						
11000-3004-53030	101-1008-42305	MILEAGE REIMB.	-	-	-	-	
11000-3004-53030	101-1008-42310	PER DIEM	1,021	88	-	-	
11000-3004-54040	101-1008-47420	MAINTENANCE VEHICLE	72	1,303	2,000	1,080	2,500

11000-3004-55999	101-1008-48599	OTHER CONTRACTUAL SERVICES	9,220	-	-	-	
11000-3004-56020	101-1008-44606	OFFICE SUPPLIES	155	313	-	195	500
11000-3004-56040	101-1008-44613	NON-CAPITAL FURNITURE	2,049	-	-	-	
11000-3004-56040	101-1008-44810	EQUIPMENT AND MACHINERY		-	-	-	
11000-3004-56090	101-1008-44615	SAFETY EQUIPMENT	211	74	500	-	2,000
11000-3004-56110	101-1008-42620	UNIFORM/LINEN	2,070	676	2,500	2,149	3,000
11000-3004-56120	101-1008-43316	GAS & OIL	6,453	5,138	10,000	12,577	15,000
11000-3004-56999	101-1008-44607	FIELD SUPPLIES	9,803	362	1,400	1,302	1,400
11000-3004-57050	101-1008-42720	EMPLOYEE TRAINING	2,141	323	1,150	883	1,500
11000-3004-57080	101-1008-43735	POSTAGE	-	-	100	-	100
11000-3004-57090	101-1008-43740	PRINTING AND PUBLISHING	-	-	-	-	
11000-3004-57150	101-1008-43770	DUES & SUBSCRIPTIONS	300	35	300	214	1,000
11000-3004-57160	101-1008-43775	TELEPHONE	2,489	2,637	2,750	3,650	1,000
11000-3004-57999	101-1008-45555	MISCELLANEOUS EXP		-	-	-	
			-				
	<b>TOTAL OPERATING EXPENSES</b>		<b>35,984</b>	<b>10,949</b>	<b>20,700</b>	<b>22,050</b>	<b>28,000</b>
	<b>CAPITAL OUTLAY</b>						
11000-3004-	101-1008-80810	EQUIPMENT & MACHINERY	-	-	-		
	101-1008-	CAPITAL PURCHASES	-	-	-		
	<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>	<b>-</b>	<b>-</b>		<b>-</b>
	<b>GRAND TOTAL</b>		<b>301,653</b>	<b>177,564</b>	<b>181,481</b>	<b>167,541</b>	<b>190,003</b>



<b>101 - GENERAL FUND</b>							
<b>1009 PARKS &amp; RECREATION DEPARTMENT</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23 Projected Budget</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Estimated Actual EOY</b>	
<b>NEW COA</b>	<b>PERSONNEL EXPENSES</b>						
11000-4003-51020	101-1009-40110	FULL TIME WAGES	139,502	178,053	117,458	77,725	118,560
11000-4003-51050	101-1009-40115	PART TIME WAGES	-	1,700	11,440	-	24,960
11000-4003-51060	101-1009-40125	OVERTIME WAGES	3,142	2,872	5,000	3,865	5,000
11000-4003-51900	101-1009-40135	STANDBY WAGES			-	-	-
11000-4003-51070	101-1009-40140	DELAYED COMPENSATION			5,618	5,618	
11000-4003-52010	101-1009-41205	FICA - REGULAR	8,746	11,300	8,302	5,359	9,208
11000-4003-52011	101-1009-41210	FICA - MEDICARE	2,046	2,643	1,942	1,252	2,154
11000-4003-52020	101-1009-41215	PERA	12,252	15,996	11,511	7,507	11,619
11000-4003-52021	101-1009-41226	RETIREE INSURANCE	3,780	4,880	3,524	2,255	3,557
11000-4003-52030	101-1009-41225	HEALTH INSURANCE	8,250	8,724	8,073	6,533	17,999
11000-4003-52090	101-1009-41235	UNEMPLOYMENT INS.	960	-	297	-	270
11000-4003-52100	101-1009-41785	WORKER'S COMP. (NMSI)	2,555	3,390	3,391	2,623	3,556
11000-4003-52110	101-1009-41240	WORKER'S COMP. ASSESSMENT	46	53	50	50	50
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>181,279</b>	<b>229,611</b>	<b>176,606</b>	<b>112,786</b>	<b>196,933</b>
	<b>OPERATING EXPENSES</b>						
11000-4003-53030	101-1009-42305	MILEAGE REIMB.	-		-	-	-
11000-4003-53030	101-1009-42310	PER DIEM	-		-	-	-
11000-4003-54010	101-1009-43403	REGULAR BUILDING MAINT.	4,853	2,257	3,500	223	3,500
11000-4003-54030	101-1009-47410	MAINTENANCE CONTRACTS			-	-	-
11000-4003-54030	101-1009-47415	MAINTENANCE GROUNDS & ROADWAYS	13,442	71,939	97,190	35,717	74,000
11000-4003-54040	101-1009-47420	MAINTENANCE/REPAIR VEHICLES & EQUIPM	2,835	15,171	14,000	11,990	15,000
11000-4003-55999	101-1009-48599	OTHER CONTRACTUAL SERVICES	21,696		3,000	2,450	5,500
11000-4003-56020	101-1009-44606	OFFICE SUPPLIES	189	305	1,500	267	500
11000-4003-56030	101-1009-44607	FIELD SUPPLIES	57,522	21,112	33,500	33,264	41,500

<b>101 - GENERAL FUND</b>							
<b>1009 PARKS &amp; RECREATION DEPARTMENT</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23 Projected Budget</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Estimated Actual EOY</b>	
11000-4003-56040	101-1009-44610	NON-CAPITAL EQUIPMENT	18,611		-	-	5,000
11000-4003-56040	101-1009-44613	NON-CAPITAL ITEMS	9,967	19,445	13,523	10,551	-
11000-4003-56040	101-1009-44810	EQUIPMENT & MACHINERY			-	-	
11000-4003-56080	101-1009-44609	RECREATION SUPPLIES	943	495	1,500	255	1,500
11000-4003-56090	101-1009-44615	SAFETY EQUIPMENT	1,114	3,161	-	-	
11000-4003-56110	101-1009-42620	UNIFORM/LINEN	-	1,142	2,000	160	2,500
11000-4003-56120	101-1009-43316	FUEL	5,566	7,497	20,500	12,528	15,000
11000-4003-57050	101-1009-42720	EMPLOYEE TRAINING	205	399	2,000	457	2,000
11000-4003-57090	101-1009-43740	PRINTING/PUBLISHING	-		-	-	
11000-4003-57130	101-1009-43465	RENT OF EQUIPMENT	2,556	13,940	16,700	13,452	20,000
11000-4003-57150	101-1009-43770	DUES & SUBSCRIPTIONS	1,350	1,800	1,800	1,800	1,800
11000-4003-57160	101-1009-43775	TELEPHONE	2,584	1,571	2,800	2,089	2,800
	<b>TOTAL OPERATING EXPENSES</b>		<b>143,433</b>	<b>160,234</b>	<b>213,513</b>	<b>125,203</b>	<b>190,600</b>
	<b>CAPITAL OUTLAY</b>						
11000-4003-58020	101-1009-80810	EQUIPMENT & MACHINERY	15,560		-	-	-
11000-4003-58999	101-1009-80845	CAPITAL PROJECT RALPH EDWARDS PARK			-	-	-
11000-4003-58999	101-1009-80845	CAPITAL PROJECTS	86,427	-	-	-	-
11000-4003-58050	101-1009-80846	LAND & LAND IMPROVEMENTS	-	-	17,957	17,957	-
	<b>TOTAL CAPITAL OUTLAY</b>		<b>101,987</b>	<b>-</b>	<b>17,957</b>	<b>17,957</b>	<b>-</b>
	<b>GRAND TOTAL</b>		<b>426,699</b>	<b>389,845</b>	<b>408,076</b>	<b>255,946</b>	<b>387,533</b>

<b>101 -GENERAL FUND</b>							
<b>1010 Community Development Department</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Estimated Actual EOY</b>	<b>Projected Budget</b>
<b>LGBMS</b>	<b>PERSONNEL EXPENSES</b>						
11000-2014-51020	101-1010-40110	FULL TIME WAGES	39,549	45,500	56,160	56,160	56,160
11000-2014-51040	101-1010-40115	PART TIME WAGES			-	-	-
11000-2014-51050	101-1010-40120	TEMPORARY POSITION			-	-	-
11000-2014-51060	101-1010-40125	OVERTIME	219	1,162	2,000	2,000	2,000
11000-2014-52010	101-1010-41205	FICA - REGULAR	2,380	2,776	3,606	3,606	3,606
11000-2014-52011	101-1010-41210	FICA - MEDICARE	557	649	843	843	843
11000-2014-52020	101-1010-41215	PERA	3,869	4,498	5,504	5,504	5,504
11000-2014-52021	101-1010-41226	RETIREE INSURANCE	1,186	1,393.00	1,685	1,685	1,685
11000-2014-52030	101-1010-41225	HEALTH INSURANCE	5,581	5,802	5,759	5,759	5,759
11000-2014-52090	101-1010-41235	UNEMPLOYMENT INS.	845	-	54	54	54
11000-2014-52100	101-1010-41785	WORKER'S COMP. PREMIUM	362	847	1,293	97	1,293
11000-2014-52110	101-1010-41240	WORKER'S COMP. ASSESSMENT	9	7	10	10	10
						-	
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>54,557</b>	<b>62,634</b>	<b>76,914</b>	<b>75,718</b>	<b>76,914</b>
	<b>OPERATING EXPENSES</b>						
11000-2014-53050	101-1010-42305	MILEAGE REIMB.	721		-		-
11000-2014-53050	101-1010-42310	PER DIEM	877		-		-
11000-2014-56999	101-1010-42620	UNIFORM/LINEN	-		-		-
11000-2014-57050	101-1010-42720	EMPLOYEE TRAINING	390	25	3,500	200	2,500
11000-2014-56120	101-1010-43316	FUEL	-		-	-	-
11000-2014-57090	101-1010-43740	PRINTING & PUBLISHING	195	-	500	-	500
11000-2014-57150	101-1010-43770	DUES & SUBSCRIPTIONS	5,006	5,206	8,000	6,182	5,000
11000-2014-57160	101-1010-43775	TELEPHONE	1,661	1,221	5,000	1,300	5,000
11000-2014-56020	101-1010-44606	OFFICE SUPPLIES	133	537	500	247	1,500

			2019-20	2020-21	2021-22	2021-22	2022-23
			Actual	Actual	Budgeted	Estimated Actual EOY	Projected Budget
11000-2014-56030	101-1010-44607	FIELD SUPPLIES	-		-	-	-
11000-2014-56040	101-1010-44613	NON-CAPITAL ITEMS	714	1,602	500	-	500
11000-2014-56999	101-1010-44615	SAFETY EQUIPMENT	-		-	-	-
11000-2014-57999	101-1010-45555	MISC	-		-	-	-
11000-2014-54040	101-1010-47420	MAINTENANCE VEHICLE	-		-	-	-
11000-2014-57999	101-1010-48555	DEMOLITION & CLEANUP	2,288	46,171	5,000	4,401	38,000
11000-2014-55030	101-1010-48598	PROFESSIONAL SERVICES	67,857	39,916	105,000	113,512	75,000
11000-2014-57999	101-1010-60550	MAINSTREET GRANT		-			-
	<b>TOTAL OPERATING EXPENSES</b>		<b>79,842</b>	<b>94,678</b>	<b>128,000</b>	<b>125,842</b>	<b>128,000</b>
	<b>CAPITAL OUTLAY</b>						
11000-2014-58020	101-1010-80810	EQUIPMENT & MACHINERY	-	-	-		-
	<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>	<b>-</b>	<b>-</b>		<b>-</b>
		<b>GRAND TOTAL</b>	<b>134,399</b>	<b>157,312</b>	<b>204,914</b>	<b>201,560</b>	<b>204,914</b>

101 - GENERAL FUND							
1011 STREET DEPARTMENT							
			2019-20	2020-21	2021-22	2021-22	2022-23
			Actual	Actual	Budgeted	Estimated Actual EOY	Projected Budget
<b>NEW COA</b>	<b>PERSONNEL EXPENSES</b>						
11000-5104-51020	101-1011-40110	FULL TIME WAGES	244,858	288,197	298,585	255,452	291,054
11000-5104-51060	101-1011-40125	OVERTIME WAGES	2,069	2,958	4,000	2,876	4,000
11000-5104-51070	101-1011-40140	DELAYED COMPENSATION	-	-	5,698	11,363	-
11000-5104-51080	101-1011-40135	STAND BY WAGES			-	-	4,000
11000-5104-52010	101-1011-41205	FICA - REGULAR	14,892	17,465	19,113	16,059	18,541
11000-5104-52011	101-1011-41210	FICA - MEDICARE	3,483	4,085	4,463	3,755	4,336
11000-5104-52020	101-1011-41215	PERA	23,921	27,908	29,820	24,291	28,523
11000-5104-52030	101-1011-41225	HEALTH INSURANCE	27,799	42,667	40,688	52,464	40,206
11000-5104-52021	101-1011-41226	RETIREE INSURANCE	7,333	8,543	9,128	7,434	8,732
11000-5104-52090	101-1011-41235	UNEMPLOYMENT INS.	2,420	181	486	-	486
11000-5104-52110	101-1011-41240	WORKER'S COMP. ASSESSMENT	67	81	90	83	90
11000-5104-52100	101-1011-41785	WORKER'S COMP.	19,872	5,990	7,000	11,304	12,000
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>346,714</b>	<b>398,075</b>	<b>419,071</b>	<b>385,081</b>	<b>411,968</b>
	<b>OPERATING EXPENSES</b>						
11000-5104-57160	101-1011-43775	TELEPHONE	-	1,240	2,000	1,098	1,000
11000-5104-56020	101-1011-44606	OFFICE SUPPLIES	1,051	113	500	499	500
11000-5104-56040	101-1011-44613	NON-CAPITAL ITEMS	198			-	
	<b>TOTAL OPERATING EXPENSES</b>		<b>1,249</b>	<b>1,353</b>	<b>2,500</b>	<b>1,597</b>	<b>1,500</b>
	<b>CAPITAL OUTLAY</b>						
11000-5104-58020	101-1011-80810	EQUIPMENT & MACHINERY	-	-	-	-	-
	<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
	<b>GRAND TOTAL</b>		<b>347,963</b>	<b>399,428</b>	<b>421,571</b>	<b>386,678</b>	<b>413,468</b>

101 -GENERAL FUND							
1012 FLEET MAINTENANCE DIVISION							
			2019-20	2020-21	2021-22	2021-22	2022-23
			Actual	Actual	Budgeted	Estimated Actual EOY	Projected Budget
NEW COA	PERSONNEL EXPENSES						
11000-2006-51020	101-1012-40110	FULL TIME WAGES	52,882	65,842	97,760	94,398	97,760
11000-2006-51040	101-1012-40115	PART-TIME WAGES	-	1,253	-	-	-
11000-2006-51060	101-1012-40125	OVERTIME WAGES	-	390	5,000	782	5,000
11000-2006-51070	101-1012-40140	DELAYED COMPENSATION	-	-	-	72	-
11000-2006-52010	101-1012-41205	FICA - REGULAR	3,276	4,155	6,371	5,839	6,371
11000-2006-52011	101-1012-41210	FICA - MEDICARE	766	972	1,490	1,368	1,490
11000-2006-52020	101-1012-41215	PERA	5,117	6,235	9,580	8,860	9,580
11000-2006-52021	101-1012-41226	RETIREE INSURANCE	1,553	1,692	2,933	2,675	2,933
11000-2006-52030	101-1012-41225	HEALTH INSURANCE	246	1,996	5,867	5,295	5,867
11000-2006-52090	101-1012-41235	UNEMPLOYMENT INS.	615	-	163	-	162
11000-2006-52100	101-1012-41785	WORKER'S COMP. (NMSI)	2,301	1,338	5,000	1,235	1,400
11000-2006-52110	101-1012-41240	WORKER'S COMP. ASSESSMENT	14	20	30	30	30
	TOTAL PERSONNEL EXPENSES		66,770	83,893	134,194	120,554	130,593
	OPERATING EXPENSES						
11000-2006	101-1012-44810	EQUIPMENT & MACHINERY	824	-	-	-	-
11000-2006-53050	101-1012-42305	MILEAGE REIMB.	-	-	-	-	-
11000-2006-53050	101-1012-42310	PER DIEM	-	-	-	-	-
11000-2006-54010	101-1012-43403	REGULAR BUILDING MAINT	-	-	3,527	3,527	24,000
11000-2006-54030	101-1012-47415	MAINTENANCE & REPAIR GROUNDS ROADWAYS	-	394	-	-	-
11000-2006-54040	101-1012-47420	MAINTENANCE VEHICLE	-	-	-	-	-
11000-2006-56020	101-1012-44606	OFFICE SUPPLIES	-	116	1,500	661	1,500
11000-2006-56030	101-1012-44607	FIELD SUPPLIES	402	9,374	10,473	3,078	3,000
11000-2006-56040	101-1012-44613	NON-CAPITAL ITEMS	100	2,862	12,000	1,455	-
11000-2006-56090	101-1012-44615	SAFETY EQUIPMENT	269	1,035	2,000	-	2,000
11000-2006-56110	101-1012-42620	UNIFORM/LINEN	-	1,138	-	-	-
11000-2006-56120	101-1012-43316	FUEL	578	2,304	9,000	4,769	9,000
11000-2006-56120	101-1012-43317	DIESEL FUEL	-	-	-	-	-
11000-2006-57050	101-1012-42720	EMPLOYEE TRAINING	-	-	2,000	618	2,000
11000-2006-57130	101-1012-43465	RENT OF EQUIPMENT	156	693	-	-	-
11000-2006-57150	101-1012-43770	DUES & SUBSCRIPTIONS	476	1,428	-	-	-
11000-2006-57160	101-1012-43775	TELEPHONE	485	1,161	3,000	1,028	1,500
11000-2600-56010	101-1012-43815	SOFTWARE	-	-	-	-	4,000

			2019-20	2020-21	2021-22	2021-22	2022-23
			Actual	Actual	Budgeted	Estimated Actual EOY	Projected Budget
		<b>TOTAL OPERATING EXPENSES</b>	<b>2,466</b>	<b>20,505</b>	<b>43,500</b>	<b>15,136</b>	<b>47,000</b>
		<b>CAPITAL OUTLAY</b>					
11000-2006-58080	101-1012-44810	EQUIPMENT & MACHINERY	-	-	-		
11000-2006-58030		FURNITURE & FIXTURES					-
11000-2006-58999	101-1012-80845	CAPITAL PURCHASES	-		12,000	11,496	
		<b>TOTAL CAPITAL OUTLAY</b>	<b>-</b>	<b>-</b>	<b>12,000</b>	<b>11,496</b>	<b>-</b>
		<b>GRAND TOTAL</b>	<b>69,236</b>	<b>104,398</b>	<b>189,694</b>	<b>147,186</b>	<b>177,593</b>



101 -GENERAL FUND					
1013 COMMUNITY CENTERS (SERVICES)					
NEW DEPARTMENT			2021-22	2021-22	2022-23
			Budgeted	Estimated Actual EOY	Projected Budget
NEW COA	PERSONNEL EXPENSES				
11000-4007-51020	101-1013-40110	FULL TIME WAGES	66,997	66,997	66,997
11000-4007-51050	101-1013-40115	PART TIME WAGES	-	-	-
11000-4007-51060	101-1013-40125	OVERTIME WAGES	-	-	-
11000-4007-51900	101-1013-40135	STANDBY WAGES	-	-	-
11000-4007-52010	101-1013-41205	FICA - REGULAR	4,154	4,154	4,154
11000-4007-52011	101-1013-41210	FICA - MEDICARE	971	971	971
11000-4007-52020	101-1013-41215	PERA	6,566	6,566	6,566
11000-4007-52021	101-1013-41226	RETIREE INSURANCE	2,010	2,010	2,010
11000-4007-52030	101-1013-41225	HEALTH INSURANCE	5,759	5,759	5,759
11000-4007-52090	101-1013-41235	UNEMPLOYMENT INS.	54	-	54
11000-4007-52110	101-1013-41240	WORKER'S COMP. ASSESSMENT	10	10	10
11000-4007-52110	101-1013-41785	WORKER'S COMP. (NMSI)	1,604	116	1,604
	TOTAL PERSONNEL EXPENSES		88,125	86,583	88,125
	OPERATING EXPENSES				
11000-4007-53030	101-1013-42305	MILEAGE REIMB.	-	-	-
11000-4007-53030	101-1013-42310	PER DIEM	-	-	-
11000-4007-54010	101-1013-43403	REGULAR BUILDING MAINT.	-	-	-
11000-4007-54010	101-1013-47410	MAINTENANCE/REPAIR BUILDING & STRUCTURES	-	-	-
11000-4007-54030	101-1013-47415	MAINTENANCE GROUNDS	-	-	-
11000-4007-54040	101-1013-47420	MAINTENANCE VEHICLE/EQUIP	1,000	130	1,000
11000-4007-55030	101-1013-48598	PROFESSIONAL SERVICES	5,000	3,733	-
11000-4007-55999	101-1013-48599	OTHER CONTRACTUAL SERVICES	-	-	-
11000-4007-56020	101-1013-44606	OFFICE SUPPLIES	1,500	16	1,000
11000-4007-56040	101-1013-44613	NON-CAPITAL ITEMS	-	-	-

101 -GENERAL FUND					
1013 COMMUNITY CENTERS (SERVICES)					
NEW DEPARTMENT			2021-22	2021-22	2022-23
			Budgeted	Estimated Actual EOY	Projected Budget
11000-4007-56080	101-1013-44609	RECREATION SUPPLIES	-	-	-
11000-4007-56090	101-1013-44615	SAFETY EQUIPMENT	200	-	200
11000-4007-56110	101-1013-42620	UNIFORM/LINEN	700	-	600
11000-4007-56120	101-1013-43316	FUEL	2,500	2,000	2,500
11000-4007-56120	101-1013-43317	DIESEL FUEL		-	-
11000-4007-56999	101-1013-44607	FIELD SUPPLIES	3,700	-	-
11000-4007-57050	101-1013-42720	EMPLOYEE TRAINING	1,000	258	1,000
11000-4007-57090	101-1013-43740	PRINTING/PUBLISHING		-	-
11000-4007-57130	101-1013-43465	RENT OF EQUIPMENT	-	-	-
11000-4007-57150	101-1013-43770	DUES & SUBSCRIPTIONS		-	-
11000-4007-57160	101-1013-43775	TELEPHONE		-	-
11000-4007-57999	101-1013-44810	EQUIPMENT & MACHINERY	-	-	-
	TOTAL OPERATING EXPENSES		15,600	6,137	6,300
	CAPITAL OUTLAY				
11000-4007-58020	101-1013-80810	EQUIPMENT & MACHINERY	-	-	-
11000-4007-58999	101-1013-80845	CAPITAL PROJECTS	-	-	-
11000-4007-58050	101-1013-80846	LAND & LAND IMPROVEMENTS	-	-	-
	TOTAL CAPITAL OUTLAY		-	-	-
		GRAND TOTAL	103,725	92,720	94,425

<b>101 -GENERAL FUND</b>							
<b>1014 FACILITY MANAGEMENT</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budget</b>	<b>Estimated Actual EOY</b>	<b>Projected Budget</b>
<b>NEW COA</b>	<b>PERSONNEL EXPENSES</b>						
11000-5101-51020	101-1014-40110	FULL TIME WAGES	198,940	164,463	157,040	162,587	170,560
11000-5101-51050	101-1014-40120	TEMPORARY WAGES	-		-	-	-
11000-5101-51060	101-1014-40125	OVERTIME WAGES	4,247	4,260	7,000	6,552	6,000
11000-5101-51070	101-1014-40140	DELAYED COMPENSATION	-		2,300	2,300	-
11000-5101-51900	101-1014-40135	STANDBY WAGES	4,712	5,104	5,500	5,396	4,000
11000-5101-52010	101-1014-41205	FICA - REGULAR	12,580	10,574	10,356	10,733	11,195
11000-5101-52011	101-1014-41210	FICA - MEDICARE	2,942	2,473	2,422	2,510	2,618
11000-5101-52020	101-1014-41215	PERA	18,667	16,099	15,390	15,806	16,715
11000-5101-52021	101-1014-41226	RETIREE INSURANCE	5,719	5,581	4,711	4,871	5,117
11000-5101-52030	101-1014-41225	HEALTH INSURANCE	22,682	17,566	13,010	14,553	18,728
11000-5101-52090	101-1014-41235	UNEMPLOYMENT INS.	1,805	181	1,500	-	270
11000-5101-52100	101-1014-41785	WORKER'S COMP PREMIUM	13,621	6,333	6,333	6,333	6,000
11000-5101-52110	101-1014-41240	WORKER'S COMP. ASSESSMENT	58	49	50	50	50
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>285,973</b>	<b>232,683</b>	<b>225,612</b>	<b>231,691</b>	<b>241,253</b>
	<b>OPERATING EXPENSES</b>						
11000-5101-53030	101-1014-42305	MILEAGE REIMB.	-	-	500	-	500
11000-5101-53030	101-1014-42310	PER DIEM	-		500	-	-

<b>101 -GENERAL FUND</b>							
<b>1014 FACILITY MANAGEMENT</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budget</b>	<b>Estimated Actual EOY</b>	<b>Projected Budget</b>
11000-5101-56999	101-1014-42620	UNIFORM/LINEN	549		2,500	1,356	2,500
11000-5101-57050	101-1014-42720	EMPLOYEE TRAINING	-	-	500	-	1,000
11000-5101-56120	101-1014-43316	FUEL	6,151	3,637	7,000	6,517	7,000
11000-5101-56120	101-1014-43317	DIESEL FUEL	-	-	-	-	-
11000-5101-54010	101-1014-43403	MAINTENANCE BUILDING	25,567	42,832	47,867	20,656	32,226
11000-5101-56999	101-1014-43407	SEASONAL DECORATIONS	11,094		-	-	-
11000-5101-57130	101-1014-43465	RENT OF EQUIPMENT	81	84	500	218	500
11000-5101-57090	101-1014-43740	PRINTING/PUBLISHING		-	-	-	-
11000-5101-57150	101-1014-43770	DUES & SUBSCRIPTIONS	-	250	-	-	-
11000-5101-57160	101-1014-43775	TELEPHONE	3,117	1,888	4,500	1,325	3,500
11000-5101-56020	101-1014-44606	OFFICE SUPPLIES	-	179	-	-	-
11000-5101-56999	101-1014-44607	FIELD SUPPLIES	14,398	20,083	22,752	18,762	68,752
11000-5101-56040	101-1014-44613	NON-CAPITAL ITEMS	671	1,891	2,000	1,876	7,000
11000-5101-56999	101-1014-44615	SAFETY EQUIPMENT	1,337		3,000	289	2,000
11000-5101-56020	101-1014-44810	EQUIPMENT & MACHINERY	799		-	-	-
11000-5101-54020	101-1014-47410	MAINTENANCE CONTRACTS	11,371		2,000	1,000	-
11000-5101-54040	101-1014-47420	MAINTENANCE & REPAIR VEHICLE/EQUIPMENT	1,088	1,721	12,000	11,752	8,000
11000-5101-55999	101-1014-48599	OTHER CONTRACTUAL SERVICES	-	647	-	-	-

101 -GENERAL FUND							
1014 FACILITY MANAGEMENT							
			2019-20	2020-21	2021-22	2021-22	2022-23
			Actual	Actual	Budget	Estimated Actual EOY	Projected Budget
	TOTAL OPERATING EXPENSES		76,223	73,212	105,619	63,751	132,978
	CAPITAL OUTLAY						
11000-5101-58010	101-1014-80805	BUILDINGS & STRUCTURES			-		
11000-5101-58080	101-1014-80810	OTHER CAPITAL EQUIPMENT-VEHICLES	-	-	44,000	-	-
11000-5101-	101-1014-	CAPITAL PURCHASES			-	-	
	TOTAL CAPITAL OUTLAY		-	-	44,000	-	-
		GRAND TOTAL	362,196	305,895	375,231	295,442	374,231

<b>101 -GENERAL FUND</b>							
<b>1016 LIBRARY DEPARTMENT</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budget</b>	<b>Estimated Actual EOY</b>	<b>Projected Budget</b>
<b>NEW COA</b>	<b>PERSONNEL EXPENSES</b>						
11000-4004-51020	101-1016-40110	FULL TIME WAGES	103,231	112,879	116,355	114,514	116,355
11000-4004-51040	101-1016-40115	PART TIME WAGES	34,470	39,904	40,279	40,175	40,279
11000-4004-51070	101-1016-40140	DELAYED COMPENSATION	-		2,020	5,893	-
11000-4004-52010	101-1016-41205	FICA - REGULAR	8,435	9,361	9,711	9,852	9,711
11000-4004-52011	101-1016-41210	FICA - MEDICARE	1,972	2,189	2,271	2,304	2,271
11000-4004-52020	101-1016-41215	PERA	13,481	14,973	15,350	14,704	15,350
11000-4004-52021	101-1016-41226	RETIREE INSURANCE	4,131	5,298	4,699	4,501	4,699
11000-4004-52030	101-1016-41225	HEALTH INSURANCE	6,924	7,562	7,189	8,649	7,189
11000-4004-52090	101-1016-41235	UNEMPLOYMENT INS.	1,575	-	324	-	324
11000-4004-52100	101-1016-41785	WORKER'S COMP	638	2,212	2,648	396	500
11000-4004-52110	101-1016-41240	WORKER'S COMP. ASSESSMEN	51	55	60	54	60
	<b>TOTAL PERSONNEL EXPENSES</b>		<b>174,908</b>	<b>194,433</b>	<b>200,906</b>	<b>201,042</b>	<b>196,738</b>
	<b>OPERATING EXPENSES</b>						
11000-4004-53030	101-1016-42305	MILEAGE REIMB.	-		-	-	-
11000-4004-53030	101-1016-42310	PER DIEM	-		-	-	-
11000-4004-54050	101-1016-47420	MAINTENANCE VEHICLE/EQUIP		-	100	-	-
11000-4004-56020	101-1016-44606	OFFICE SUPPLIES	-	3,839	4,600	1,983	6,000
11000-4004-56040	101-1016-44613	NON-CAPITAL FURNITURE	-	-	1,400	1,301	100
11000-4004-56090	101-1016-44615	SAFETY EQUIPMENT	-	-	-	-	-
11000-4004-56120	101-1016-43316	FUEL	-	-	-	-	-

			2019-20	2020-21	2021-22	2021-22	2022-23
			Actual	Actual	Budget	Estimated Actual EOY	Projected Budget
11000-4004-57050	101-1016-42720	EMPLOYEE TRAINING	-	-	-	-	1,000
11000-4004-57090	101-1016-43740	PRINTING/PUBLISHING	-	-	-	-	-
11000-4004-57150	101-1016-43770	DUES & SUBSCRIPTIONS	1,813	1,089	2,480	1,201	5,500
11000-4004-57160	101-1016-43775	TELEPHONE	-	-	50	-	50
	<b>TOTAL OPERATING EXPENSES</b>		<b>1,813</b>	<b>4,928</b>	<b>8,630</b>	<b>4,485</b>	<b>12,650</b>
	<b>CAPITAL OUTLAY</b>						
11000-4004-	101-1016-	CAPITAL EQUIPMENT			-		
11000-4004-58060	101-1016-44830	CITY BOOK PURCHASE	7,119	5,654	8,500	8,000	8,648
11000-4004-	101-1016-	CAPITAL PURCHASES			-		
	<b>TOTAL CAPITAL OUTLAY</b>		<b>7,119</b>	<b>5,654</b>	<b>8,500</b>	<b>8,000</b>	<b>8,648</b>
		<b>GRAND TOTAL</b>	<b>183,840</b>	<b>205,015</b>	<b>218,036</b>	<b>213,527</b>	<b>218,036</b>



<b>101 -GENERAL FUND</b>							
<b>1017 HOSPITAL GROSS RECEIPT PAYMENTS</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Estimated Actual EOY</b>	<b>Projected Budget</b>
<b>NEW COA</b>	<b>OPERATING EXPENSES</b>						
11000-4101-57999	101-1017-43999	OPERATING COSTS	4,737	-	5,000	6,802	5,250
11000-4101-55999	101-1017-48599	OTHER CONTRACTUAL SERVICE	261,256	268,509	264,000	275,581	277,000
	<b>TOTAL OPERATING EXPENSES</b>		<b>265,993</b>	<b>268,509</b>	<b>269,000</b>	<b>282,383</b>	<b>282,250</b>

<b>101 -GENERAL FUND</b>							
<b>1018 UTILITY &amp; INSURANCE EXPENSE</b>							
			<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
			<b>Actual</b>	<b>Actual</b>	<b>Budget</b>	<b>Estimated Actual EOY</b>	<b>Projected Budget</b>
<b>NEW COA</b>	<b>OPERATING EXPENSES</b>						
11000-2002-55010	101-1018-48596	AUDIT CONTRACT		9,709	10,000	9,709	10,000
11000-2002-55030	101-1018-48598	PROFESSIONAL SERVICES		11,818	41,592	41,591	12,000
11000-2002-56010	101-1018-43815	SOFTWARE		3,790	3,446	2,810	3,446
11000-2002-57070	101-1018-46731	PROPERTY INSURANCE	19,825	17,469	16,204	16,204	20,251
11000-2002-57070	101-1018-46732	GENERAL LIABILITY INSURANCE	22,136	7,530	22,250	19,275	16,797
11000-2002-57070	101-1018-46733	VEHICLE INSURANCE	11,986	5,826	15,439	15,439	18,000
11000-2002-57150	101-1018-43770	SUBSCRIPTIONS & DUES			212	212	
11000-2002-57170	101-1018-43780	UTILITIES	195,608	183,631	213,051	209,225	220,000
11000-2002-57999	101-1018-43998	INTERCEPT	297,394	289,047	304,056	304,026	304,056
11000-2002-57999	101-1018-43999	OPERATING COSTS	36,651	32,973	43,000	43,000	43,000
	101-1018-41785	WORKER'S COMP. (NMSI)		3,881	-	-	-
	<b>TOTAL OPERATING EXPENSES</b>		<b>583,600</b>	<b>565,674</b>	<b>669,250</b>	<b>661,491</b>	<b>647,550</b>

**CITY OF TRUTH OR CONSEQUENCES**

**200 SPECIAL REVENUES  
BUDGET RECAP  
BY DEPARTMENT**

**CITY OF TRUTH OR CONSEQUENCES**  
**SPECIAL REVENUE FUNDS (200)**  
**2022-2023 DRAFT BUDGET**

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
		7/1/2022	7/1/2022		2022-23	2022-23	2022-23	2022-23	6/30/2023		
<b>SPECIAL REVENUE FUNDS</b>											
201	Corrections	83,397.59		83,397.59	7,000.00	30,000	-	(110,000)	10,398		10,397.59
209	Fire Protection Fund	817,710.56		817,710.56	309,324			(1,127,034)	1		0.56
211	Law Enforcement	-		-	57,000	-	-	(57,000)	-		-
214	Lodger's Tax	467,767.95		467,767.95	331,350	-	(90,000)	(403,836)	305,282		305,281.95
216	Municipal Street	414,723.99		414,723.99	585,400	45,000	(5,000)	(770,288)	269,836		269,835.99
217	Recreation Fund	4,723.73		4,723.73	-	-	-	(4,723)	1		0.73
260	Fiscal Recovery Funds	-		-	-	-	-	-	-		-
293	Veterans Wall Perpetual Care	1,150.00		1,150.00	375	-	-	(1,150)	375		375.00
294	State Library	29,212.37		29,212.37	46,377	-	-	(49,527)	26,062		26,062.37
295	Municipal Pool	52,476.76		52,476.76	8,700	150,000	-	(206,197)	4,980		4,979.76
296	PD GRT Fund	845,213.33		845,213.33	252,922	-	(752,048)	(164,556)	181,531		181,531.33
297	PD Confidential Fund	6,800.92		6,800.92	5	-	-	(6,799)	7		6.92
298	PD Donations	6,879.00		6,879.00	500	-	-	(6,449)	930		930.00
<b>GRAND TOTAL (ALL FUNDS)</b>		<b>2,730,056.20</b>	<b>-</b>	<b>2,730,056.20</b>	<b>1,598,953.00</b>	<b>225,000.00</b>	<b>(847,048.00)</b>	<b>(2,907,559.00)</b>	<b>799,402.20</b>		<b>799,402.20</b>

**ESTIMATED END OF YEAR  
SPECIAL REVENUE FUNDS (200)  
CURRENT FISCAL YEAR 7/1/21 TO 6/30/22**

Fund No.	Fund	Audited Beginning Cash Balance	+ Investments	= Cash & Investments	Estimated + Revenues	Cash + Transfers In	Cash - Transfers Out	Estimated - Expenditures	Estimated Ending Cash Balance = With Investments	DFA Local Reserve Requirement	Estimated Ending Cash Balance = With Investments
		7/1/2021	7/1/2021		6/30/2022	6/30/2022	6/30/2021	6/30/2022	6/30/2022		6/30/2022
<b>SPECIAL REVENUE FUNDS</b>											
201	Correction	16,220.59	-	16,220.59	7,607	95,000	-	(35,430)	83,397.59		83,398
209	Fire Protection Fund	374,001.56	-	374,001.56	609,358	-	-	(165,649)	817,710.56		817,711
211	Law Enforcement	-	-	-	26,000	-	-	(26,000)	-		-
214	Lodger's Tax	495,234.95	-	495,234.95	333,623	-	(90,000)	(271,090)	467,767.95		467,768
216	Municipal Street	433,545.99	-	433,545.99	638,894	45,100	(100,000)	(602,816)	414,723.99		414,724
217	Recreation Fund	5,355.73		5,355.73	5	-	-	(637)	4,723.73		4,724
260	Fiscal Recovery Funds (NEW)	-		-	712,404	-	-	(712,404)	-		-
293	Veterans Wall Perpetual Care	1,150.00	-	1,150.00	-	-	-	-	1,150.00		1,150
294	State Library	3,649.37	-	3,649.37	67,420	-	-	(41,857)	29,212.37		29,212
295	Municipal Pool	23,132.76	-	23,132.76	14,294	188,560	-	(173,510)	52,476.76		52,477
296	PD GRT Fund	808,220.33	-	808,220.33	435,839	-	(112,728)	(286,118)	845,213.33		845,213
297	PD Confidential Fund	6,795.92	-	6,795.92	5	-	-	-	6,800.92		6,801
298	PD Donations	-			11,694		-	(4,815)	6,879.00		6,879
<b>GRAND TOTAL (ALL FUNDS)</b>		<b>2,167,307.20</b>	<b>-</b>	<b>2,167,307</b>	<b>2,857,143</b>	<b>328,660</b>	<b>(302,728)</b>	<b>(2,320,326)</b>	<b>2,730,056.20</b>		<b>2,730,056</b>

**CITY OF TRUTH OR CONSEQUENCES SPECIAL REVENUE RECAP**

<b>SPECIAL REVENUE FUNDS RECAP</b>	<b>Fiscal Year 2018-19</b>	<b>Fiscal Year 2019-20</b>	<b>Fiscal Year 2020-21</b>	<b>Fiscal Year 2021-22</b>	<b>Fiscal Year 2021-22 Estimated Actual</b>	<b>Fiscal Year 2022-23 Projected Budget</b>
	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Final Budget</b>		
<b>20100 / 201 CORRECTIONS FUND</b>						
<i>Revenues</i>	\$ 11,406	\$ 6,342	\$ 4,047	\$ 5,500	\$ 7,607	\$ 7,000
<b>Total Revenues</b>	<b>\$ 11,406</b>	<b>\$ 6,342</b>	<b>\$ 4,047</b>	<b>\$ 5,500</b>	<b>\$ 7,607</b>	<b>\$ 7,000</b>
<i>Transfers: IN (OUT)</i>	\$ 25,000	\$ 15,000	\$ 30,000	\$ 95,000	\$ 95,000	\$ 30,000
<i>Expenditures</i>						
Operating Expense	\$ 34,307	\$ 20,725	\$ 33,411	\$ 110,000	\$ 35,430	\$ 110,000
Capital Outlay						
<b>Total Expenditures</b>	<b>\$ 34,307</b>	<b>\$ 20,725</b>	<b>\$ 33,411</b>	<b>\$ 110,000</b>	<b>\$ 35,430</b>	<b>\$ 110,000</b>
<b>20900 / 209 FIRE PROTECTION FUND</b>						
<i>Revenues</i>	\$ 376,795	\$ 313,081	\$ 327,637	\$ 609,324	\$ 609,358	\$ 309,324
<b>Total Revenues</b>	<b>\$ 376,795</b>	<b>\$ 313,081</b>	<b>\$ 327,637</b>	<b>\$ 609,324</b>	<b>\$ 609,358</b>	<b>\$ 309,324</b>
<i>Transfers: IN (OUT)</i>	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<i>Expenditures</i>						
Operating Expense	\$ 49,344	\$ 51,155	\$ 79,009	\$ 613,995	\$ 165,649	\$ 757,704
Capital Outlay	\$ 40,250	\$ 109,663	\$ 797,360	\$ 369,330	\$ -	\$ 369,330
<b>Total Expenditures</b>	<b>\$ 89,594</b>	<b>\$ 160,818</b>	<b>\$ 876,369</b>	<b>\$ 983,325</b>	<b>\$ 165,649</b>	<b>\$ 1,127,034</b>
<b>21100 / 211 Law Enforcement Protection</b>						
<i>Revenues</i>	\$ 25,400	\$ 27,800	\$ 26,000	\$ 26,000	\$ 26,000	\$ 57,000
<b>Total Revenues</b>	<b>\$ 25,400</b>	<b>\$ 27,800</b>	<b>\$ 26,000</b>	<b>\$ 26,000</b>	<b>\$ 26,000</b>	<b>\$ 57,000</b>
<i>Transfers: IN (OUT)</i>	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

**CITY OF TRUTH OR CONSEQUENCES SPECIAL REVENUE RECAP**

<b>SPECIAL REVENUE FUNDS</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>
<b>RECAP</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Final Budget</b>	<b>Estimated Actual</b>	<b>Projected Budget</b>
<i>Expenditures</i>						
Operating Expense	\$ 23,265	\$ 32,425	\$ 26,600	\$ 26,000	\$ 26,000	\$ 57,000
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 23,265</b>	<b>\$ 32,425</b>	<b>\$ 26,600</b>	<b>\$ 26,000</b>	<b>\$ 26,000</b>	<b>\$ 57,000</b>
<b>21400 / 214 Lodger's Tax Act</b>						
<i>Revenues</i>	\$ 371,265	\$ 339,429	\$ 301,482	\$ 300,800	\$ 333,623	\$ 331,350
<b>Total Revenues</b>	<b>\$ 371,265</b>	<b>\$ 339,429</b>	<b>\$ 301,482</b>	<b>\$ 300,800</b>	<b>\$ 333,623</b>	<b>\$ 331,350</b>
Transfers: IN (OUT)	\$ (105,000)	\$ (90,000)	\$ (90,000)	\$ (90,000)	\$ (90,000)	\$ (90,000)
<i>Expenditures</i>						
Operating Expense	\$ 231,224	\$ 188,408	\$ 296,305	\$ 591,279	\$ 271,090	\$ 403,836
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 231,224</b>	<b>\$ 188,408</b>	<b>\$ 296,305</b>	<b>\$ 591,279</b>	<b>\$ 271,090</b>	<b>\$ 403,836</b>
<b>21600 / 216 MUNICIPAL STREET FUND</b>						
<i>Revenues</i>	\$ 478,386	\$ 439,680	\$ 466,597	\$ 598,556	\$ 638,894	\$ 585,400
<b>Total Revenues</b>	<b>\$ 478,386</b>	<b>\$ 439,680</b>	<b>\$ 466,597</b>	<b>\$ 598,556</b>	<b>\$ 638,894</b>	<b>\$ 585,400</b>
Transfers: IN (OUT)	\$ -	\$ 68,500	\$ -	\$ (54,900)	\$ (54,900)	\$ 40,000
<i>Expenditures</i>						
Operating Expense	\$ 138,225	\$ 280,003	\$ 369,908	\$ 843,041	\$ 504,348	\$ 770,288
Capital Outlay	\$ 333,569	\$ 122,548	\$ 215,299	\$ 100,000	\$ 98,468	\$ -
<b>Total Expenditures</b>	<b>\$ 471,794</b>	<b>\$ 402,552</b>	<b>\$ 585,207</b>	<b>\$ 943,041</b>	<b>\$ 602,816</b>	<b>\$ 770,288</b>
<b>217 RECREATION FUND</b>						
<i>Revenues</i>	\$ -	\$ -	\$ 5,355	\$ 5	\$ 5	\$ -



**CITY OF TRUTH OR CONSEQUENCES SPECIAL REVENUE RECAP**

<b>SPECIAL REVENUE FUNDS</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>
<b>RECAP</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Final Budget</b>	<b>Estimated Actual</b>	<b>Projected Budget</b>
<b>Total Revenues</b>	\$ -	\$ -	\$ 5,355	\$ 5	\$ 5	\$ -
<i>Transfers: IN (OUT)</i>	\$ 42,000	\$ (19,227)	\$ -	\$ -	\$ -	\$ -
<i>Expenditures</i>						
Operating Expense	\$ 726	\$ -	\$ -	\$ 5,355	\$ 637	\$ 4,723
Capital Outlay	\$ 28,256	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	\$ 28,982	\$ -	\$ -	\$ 5,355	\$ 637	\$ 4,723
<b>260 FISCAL RECOVERY FUNDS</b>						
<i>Revenues</i>	\$ -	\$ -	\$ -	\$ 712,404	\$ 712,404	\$ -
<b>Total Revenues</b>	\$ -	\$ -	\$ -	\$ 712,404	\$ 712,404	\$ -
<i>Transfers: IN (OUT)</i>	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<i>Expenditures</i>						
Operating Expense	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Capital Outlay	\$ -	\$ -	\$ -	\$ 712,404	\$ 712,404	\$ -
<b>Total Expenditures</b>	\$ -	\$ -	\$ -	\$ 712,404	\$ 712,404	\$ -
<b>29900 / 293 VETERANS WALL PERPETUAL CARE</b>						
<i>Revenues</i>	\$ -	\$ 775	\$ 775	\$ 375	\$ -	\$ 375
<b>Total Revenues</b>	\$ -	\$ 775	\$ 775	\$ 375	\$ -	\$ 375
<i>Transfers: IN (OUT)</i>	\$ (16,000.00)	\$ (13,691.96)	\$ -	\$ -	\$ -	\$ -
<i>Expenditures</i>						
Operating Expense	\$ 600	\$ 400	\$ -	\$ 1,150	\$ -	\$ 1,150

**CITY OF TRUTH OR CONSEQUENCES SPECIAL REVENUE RECAP**

<b>SPECIAL REVENUE FUNDS</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>
<b>RECAP</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Final Budget</b>	<b>Estimated Actual</b>	<b>Projected Budget</b>
Capital Outlay						
<b>Total Expenditures</b>	<b>\$ 600</b>	<b>\$ 400</b>	<b>\$ -</b>	<b>\$ 1,150</b>	<b>\$ -</b>	<b>\$ 1,150</b>
<b>29900 / 294 STATE LIBRARY FUND</b>						
Revenues	\$ 17,820	\$ 15,836	\$ 31,149	\$ 84,553	\$ 67,420	\$ 46,377
<b>Total Revenues</b>	<b>\$ 17,820</b>	<b>\$ 15,836</b>	<b>\$ 31,149</b>	<b>\$ 84,553</b>	<b>\$ 67,420</b>	<b>\$ 46,377</b>
Transfers: IN (OUT)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Expenditures						
Operating Expense	\$ 19,504	\$ 23,014	\$ 9,918	\$ 87,353	\$ 41,857	\$ 49,527
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 19,504</b>	<b>\$ 23,014</b>	<b>\$ 9,918</b>	<b>\$ 87,353</b>	<b>\$ 41,857</b>	<b>\$ 49,527</b>
<b>21700 / 295 MUNICIPAL POOL</b>						
Revenues	\$ 17,989	\$ 9,831	\$ 9,894	\$ 6,500	\$ 14,294	\$ 8,700
<b>Total Revenues</b>	<b>\$ 17,989</b>	<b>\$ 9,831</b>	<b>\$ 9,894</b>	<b>\$ 6,500</b>	<b>\$ 14,294</b>	<b>\$ 8,700</b>
Transfers: IN (OUT)	195,000	132,000	76,437	188,560	188,560	150,000
Expenditures						
Personnel Expense	\$ 113,988	\$ 70,028	\$ 63,709	\$ 114,726	\$ 96,019	\$ 128,067
Operating Expense	\$ 70,186	\$ 58,750	\$ 42,519	\$ 100,930	\$ 77,491	\$ 78,130
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 184,174</b>	<b>\$ 128,778</b>	<b>\$ 106,228</b>	<b>\$ 215,656</b>	<b>\$ 173,510</b>	<b>\$ 206,197</b>
<b>20500 / 296 POLICE DEPARTMENT GRT FUND</b>						
Revenues	\$ 89,694	\$ 98,075	\$ 412,042	\$ 318,072	\$ 435,839	\$ 252,922
<b>Total Revenues</b>	<b>\$ 89,694</b>	<b>\$ 98,075</b>	<b>\$ 412,042</b>	<b>\$ 318,072</b>	<b>\$ 435,839</b>	<b>\$ 252,922</b>

**CITY OF TRUTH OR CONSEQUENCES SPECIAL REVENUE RECAP**

<b>SPECIAL REVENUE FUNDS</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>
<b>RECAP</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Final Budget</b>	<b>Estimated Actual</b>	<b>Projected Budget</b>
Transfers: IN (OUT)	\$ 42,577	\$ 279,918	\$ 131,106	\$ (112,728)	\$ (112,728)	\$ (752,048)
<i>Expenditures</i>						
Operating Expense	\$ 5,220	\$ 29,971	\$ 56,510	\$ 119,315	\$ 128,054	\$ 69,556
Capital Outlay	\$ 162,795	\$ 152,734	\$ 95,218	\$ 158,065	\$ 158,064	\$ 95,000
<b>Total Expenditures</b>	<b>\$ 168,015</b>	<b>\$ 182,705</b>	<b>\$ 151,728</b>	<b>\$ 277,380</b>	<b>\$ 286,118</b>	<b>\$ 164,556</b>
<b>29900 / 297 POLICE DEPARTMENT CONFIDENTIAL FUND</b>						
<i>Revenues</i>	\$ 1	\$ 3	\$ 6	\$ 5	\$ 5	\$ 5
<b>Total Revenues</b>	<b>\$ 1</b>	<b>\$ 3</b>	<b>\$ 6</b>	<b>\$ 5</b>	<b>\$ 5</b>	<b>\$ 5</b>
Transfers: IN (OUT)	\$ -	\$ 9,519.56	\$ 10,000.00	\$ -	\$ -	\$ -
<i>Expenditures</i>						
Operating Expense	\$ 4,360	\$ 2,787	\$ 1,640	\$ 6,700	\$ -	\$ 6,799
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 4,360</b>	<b>\$ 2,787</b>	<b>\$ 1,640</b>	<b>\$ 6,700</b>	<b>\$ -</b>	<b>\$ 6,799</b>
<b>298 PD Donations</b>						
<i>Revenues</i>	\$ 2,500	\$ 300	\$ -	\$ 11,265	\$ 11,694	\$ 500
<b>Total Revenues</b>	<b>\$ 2,500</b>	<b>\$ 300</b>	<b>\$ -</b>	<b>\$ 11,265</b>	<b>\$ 11,694</b>	<b>\$ 500</b>
Transfers: IN (OUT)	\$ -	\$ (9,519.56)	\$ -	\$ -	\$ -	\$ -
<i>Expenditures</i>						
Operating Expense	\$ -	\$ -	\$ -	\$ 5,644	\$ 4,815	\$ 6,449
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 5,644</b>	<b>\$ 4,815</b>	<b>\$ 6,449</b>

**CITY OF TRUTH OR CONSEQUENCES SPECIAL REVENUE RECAP**

<b>SPECIAL REVENUE FUNDS</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>	<b>Fiscal Year</b>
<b>RECAP</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Final Budget</b>	<b>Estimated Actual</b>	<b>Projected Budget</b>

201 CORRECTIONS FUND								
		2019-20	2020-21	2021-22	2021-22	2021-22	2021-22	2022-23
		Actual	Actual	Budgeted	Actual	EST REM	Estimated Actual	Projected Budget
REVENUES					5/17/2022			4/24/2022
201-1903-35361	CORRECTION FEES	4,239	2,449	4,000	5,280	-	5,280	5,000
201-1903-35362	DWI PREVENTION FEES	91	275	-	-	-	-	-
201-1903-35363	JUDICIAL EDUCATION FEES	636	360	500	774	-	774	600
201-1903-35364	LABORATORY FEES	114	235	-	-	-	-	-
201-1903-35365	COURT AUTOMATION FEES	1,262	728	1,000	1,553	-	1,553	1,400
TOTAL REVENUE		6,342	4,047	5,500	7,607	-	7,607	7,000
TRANSFERS IN (OUT)								
201-1903-39935	IN	15,000	30,000	95,000		95,000	95,000	30,000
201-1903-	OUT							
TOTAL TRANSFERS		15,000	30,000	95,000		95,000	95,000	30,000
EXPENDITURES					5/18/2022			
201-1903-44805	OTHER OPERATING COST - AUTO/LAB/DWI/JUD ED	2,200	1,206	3,000	2,665	835	3,500	3,000
201-1903-48710	CARE OF PRISONERS	18,525	32,205	47,000	24,930	7,000	31,930	47,000
201-1903-48710	CONTRACT PROFESSIONAL SERVICES (SIERRA VISTA HOSPITAL)	-	-	60,000	-	-	-	60,000
TOTAL EXPENDITURES		20,725	33,411	110,000	27,595	7,835	35,430	110,000
TRANSFER IN FROM OTHER FUNDS								
(296) PD Gross Receipt Tax	Care of Prisoners (Sierra Vista Hospital)			\$ 60,000	\$ -	\$ 60,000	\$ 60,000	\$ 30,000
(101) General Fund	Deficit Coverage	\$ 15,000	\$ 30,000	\$ 35,000	\$ -	\$ 35,000	\$ 35,000	\$ -

	201 -TOTAL TRANSFERS IN	\$ 15,000	\$ 30,000	\$ 95,000	\$ -	\$ 95,000	\$ 95,000	\$ 30,000
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209 FIRE PROTECTION FUND						
		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budgeted	Estimated Actual	Projected Budget
<b>REVENUES</b>						
209-1603-32388	STATE - FIRE ALLOTMENT	312,200	326,587	308,824	308,824	308,824
209-1603-36373	INTEREST INCOME	881	1,050	500	534	500
209-1603-37412	OTHER INCOME				-	-
209-1603-38387	GRANT COUNCIL-REVENUE	-	-	300,000	300,000	-
<b>TOTAL REVENUE</b>		<b>313,081</b>	<b>327,637</b>	<b>609,324</b>	<b>609,358</b>	<b>309,324</b>
<b>TRANSFERS IN (OUT)</b>						
209-1603-	IN	-	-	-	-	-
209-1603-	OUT	-	-	-	-	-
<b>TOTAL TRANSFERS</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>EXPENDITURES</b>						
209-1603-42720	EMPLOYEE TRAINING	-	-	8,000	-	8,000
209-1603-43316	FUEL	2,032	1,173	5,000	4,999	5,000
209-1603-43465	RENT OF EQUIPMENT	-	3,081	4,500	4,499	4,500
209-1603-43770	SUBSCRIPTION & DUES	7,599	810	2,000	243	2,000
209-1603-43775	TELEPHONE	1,586	4,375	5,321	5,259	5,000
209-1603-43780	UTILITIES	7,487	9,070	18,000	15,553	20,000
209-1603-43815	SOFTWARE	-	2,420	5,000	3,297	5,000
209-1603-43999	OTHER OPERATING COST			425,115	9,539	592,054
209-1603-44607	FIELD SUPPLIES	743	532	2,000	248	5,000
209-1603-44613	NON - CAPITAL ITEMS	-	7,721	17,650	17,417	17,650
209-1603-44615	SAFETY EQUIPMENT	-	2,804	-	-	-
209-1603-44616	TRAINING SUPPLIES	-	-	2,000	-	2,000



209-1603-46730	INSURANCE - NON EMPLOYEE	15,126	15,142	29,620	14,810	29,620
209-1603-47405	MAINTENANCE BUILDINGS	8,680	7,101	10,801	10,801	10,000
209-1603-47415	MAINTENANCE - REPAIRS GROUNDS	-	4,470	27,580	27,579	4,380
209-1603-47420	MAINTENANCE VEHICLE/EQUIPMENT	7,902	10,310	19,908	19,905	16,000
209-1603-47595	GENERAL FUND ADMIN FEE	-		21,500	21,500	21,500
209-1603-48599	OTHER CONTRACTUAL SERVICES	-	10,000	10,000	10,000	10,000
	<b>TOTAL EXPENDITURES</b>	<b>51,155</b>	<b>79,009</b>	<b>613,995</b>	<b>165,649</b>	<b>757,704</b>
	<b>CAPITAL OUTLAY</b>					
209-1603-60815	CAPITAL OUTLAY - GRANT COUNCIL	77,519	-		-	
209-1603-80810	OTHER CAPITAL EQUIPMENT-VEHICLES	-	780,000	369,330	-	369,330
209-1603-80845	CAPITAL OUTLAY	32,144	17,360	-	-	
	<b>TOTAL CAPITAL OUTLAY</b>	<b>109,663</b>	<b>797,360</b>	<b>369,330</b>	<b>-</b>	<b>369,330</b>
	<b>TOTAL EXPENDITURES</b>	<b>160,818</b>	<b>876,369</b>	<b>983,325</b>	<b>165,649</b>	<b>1,127,034</b>

211 LAW ENFORCEMENT PROTECTION FUND						
		2019-20	2020-21	2021-22	2020-21	2022-23
		Actual	Actual	Budgeted	Estimated Actual	Projected Budget
<b>REVENUES</b>						
211-2003-32389	STATE ALLOTMENT	27,800	26,000	26,000	26,000	57,000
	<b>TOTAL REVENUE</b>	<b>27,800</b>	<b>26,000</b>	<b>26,000</b>	<b>26,000</b>	<b>57,000</b>
<b>TRANSFERS IN (OUT)</b>						
211-2003-	IN					
211-2003-	OUT					
	<b>TOTAL TRANSFERS</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>EXPENDITURES</b>						
211-2003-42310	PER DIEM	152	-	-	-	
211-2003-42535	EMPLOYEE TRAINING	349	2,547	1,000	1,000	8,000
211-2003-44573	UNIFORM & EQUIPMENT	16,547	11,224	3,261	3,261	10,000
211-2003-44607	FIELD SUPPLIES	7,951	11,286	4,513	4,513	10,000
211-2003-44607	SUPPLIES OTHER		-	-	-	4,000
211-2003-44613	NON-CAPITAL EQUIPMENT		-	260	260	15,000
211-2003-44840	EQUIPMENT & MACHINERY	7,426	1,235	8,700	8,700	-
211-2003-47420	MAINTENANCE VEHICLE	-	308	8,266	8,266	10,000
	<b>TOTAL OPERATING EXPENSES</b>	<b>32,425</b>	<b>26,600</b>	<b>26,000</b>	<b>26,000</b>	<b>57,000</b>
<b>CAPITAL OUTLAY</b>						
211-2003-	VEHICLES					
211-2003-44840	EQUIPMENT & MACHINERY	-	-	-	-	-
	<b>TOTAL CAPITAL OUTLAY</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
	<b>TOTAL EXPENDITURES</b>	<b>32,425</b>	<b>26,600</b>	<b>26,000</b>	<b>26,000</b>	<b>57,000</b>

211 LAW ENFORCEMENT PROTECTION FUND

214 LODGERS' TAX ACT		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budgeted	Estimated Actual	Projected Budget
<b>REVENUES</b>						
214-2503-30318	PROMOTION/ADVERTISING	166,413	150,065	150,000	168,374	168,000
214-2503-30319	NON-PROMOTION (40%) LODGER'S TAX	110,905	100,043	100,000	110,583	110,000
214-2503-32320	STATE ADVERTISING GRANT	5,280	-	-	-	-
214-2503-35317	LATE PENALTIES	100	899	500	924	850
214-2503-36373	INTEREST INCOME	429	448	300	477	500
214-2503-37323	1% CONVENTION CENTER FEE	56,303	50,027	50,000	53,265	52,000
<b>TOTAL REVENUE</b>		<b>339,429</b>	<b>301,482</b>	<b>300,800</b>	<b>333,623</b>	<b>331,350</b>
<b>TRANSFERS IN (OUT)</b>						
214-2503-	IN					
214-2503-49930	OUT SEE BELOW	(90,000)	(90,000)	(90,000)	(90,000)	(90,000)
<b>TOTAL TRANSFERS</b>		<b>(90,000)</b>	<b>(90,000)</b>	<b>(90,000)</b>	<b>(90,000)</b>	<b>(90,000)</b>
<b>EXPENDITURES</b>						
214-2503-43999	OTHER OPERATING COST GENERAL FUND ADMIN FEE 10%	15,000	15,000	25,011	25,011	26,683
214-2503-43403	REGULAR BUILDING MAINT- CONVENTION CENTER		-	-	-	100,000
214-2503-44607	FIELD SUPPLIES - CONVENTION CENTER					40,000
214-2540-60725	GRANTS TO SUB-RECIPIENTS		25,733	145,989	42,726	47,500
214-2540-48599	OTHER CONTRACTUAL SERVICES					9,900
214-2540-48598	OTHER PROFESSIONAL SERVICES					25,000
214-2560-60725	GRANTS TO SUB-RECIPIENTS (60%)					142,648
214-2501-60725	GRANTS TO SUB-RECIPIENTS (1% ARTS)		1,286	5,987	5,554	8,105
214-2503-48596	AUDIT CONTRACT	-	-	4,000	4,000	4,000
214-2503-43403	1% CONVENTION CENTER FEE	-	-	-	-	-
214-2503-43465	RENT OF EQUIPMENT	-	2,852	7,500	-	-
214-2503-43770	SUBSCRIPTION & DUES	-	10	-	-	-
214-2503-43805	BLDG/STRUCTURES IMP./CIVIC CTR.	-	-	-	-	-

214 LODGERS' TAX ACT

214-2503-44810	EQUIP. & MACH. (LEASE MOWERS&TRAC	11,472	-	-	-	
214-2503-47406	PROMOTION/ADVERTISING (LOCAL GRA	36,013	25,733	145,989	42,726	
214-2503-47595	GENERAL FUND ADMIN FEE 10%	15,000	15,000	25,011	25,011	-
214-2503-47597	9% CITY ADVERTISING/MARKETING	34,801	18,641	110,000	42,102	
214-2503-47598	1% PUBLIC ARTS PROJECTS	-	1,286	5,987	5,554	
214-2503-48591	MAIN STREET CONTRACT	35,000	45,000	45,000	45,000	
214-2503-48599	OTHER CONTRACTUAL SERVICES	8,534	9,746	43,000	20,414	
214-2503-48811	SERVICE CONTRACTS (FRIENDS OF EB)	1,000	-	-	-	
214-2503-48815	SERVICE CONTRACTS	9,600	9,988	-	-	
214-2503-60596	STATE ADVERTISING GRANT	21,988	-	27,805	12,992	-
<b>TOTAL OPERATING EXPENSES</b>		<b>188,408</b>	<b>170,275</b>	<b>591,279</b>	<b>271,090</b>	<b>403,836</b>
<b>TOTAL EXPENDITURES</b>		<b>188,408</b>	<b>170,275</b>	<b>591,279</b>	<b>271,090</b>	<b>403,836</b>
<b>TRANSFER OUT</b>						
214-2540-	Golf Course	(55,000.00)	(55,000.00)	(55,000.00)	(55,000.00)	(55,000.00)
214-2503	Civic Center	(35,000.00)	(35,000.00)	(35,000.00)	(35,000.00)	(35,000.00)
		<b>(90,000.00)</b>	<b>(90,000.00)</b>	<b>(90,000.00)</b>	<b>(90,000.00)</b>	<b>(90,000.00)</b>

216 MUNICIPAL STREET FUND						
		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Actual	Estimated Actual	Projected Budget
<b>REVENUES</b>				3/31/2022		
216-4503-30313	GROSS RECEIPTS-INFRA (STREETS)	354,257	361,493	336,198	443,445	410,000
216-4503-30324	GASOLINE - 1 CENT	84,925	74,080	69,619	75,000	75,000
216-4503-32385	STATE-LGRF	-	30,000	61,988	61,988	-
216-4503-32386	NM DOT LTAP S.BROADWAY SIDEWALK	-	-	-	-	-
216-4503-36373	INTEREST INCOME	497	462	386	400	400
216-4503-37374	SURPLUS AUCTION PROCEEDS	-	-	12,208	12,208	-
216-4503-37380	MISC. REVENUE (CHARGED TO OTHER ENTITIES)	-	-	11,146	45,853	-
216-4503-38387	STATE CAPITAL APPROPRIATIONS	-	562	-	-	-
216-7018-32386	NMDOT DRAINAGE IMPROVEMENTS	-	-	-	-	100,000
<b>TOTAL REVENUE</b>		<b>439,680</b>	<b>466,597</b>	<b>491,545</b>	<b>638,894</b>	<b>585,400</b>
<b>TRANSFERS IN (OUT)</b>						
216-4503-39935	IN	68,500	-	45,100	45,100	\$ 45,000
216-4503-49930	OUT	-	-	(100,000)	(100,000)	(5,000)
<b>TOTAL TRANSFERS</b>		<b>68,500</b>	<b>-</b>	<b>(54,900)</b>	<b>(54,900)</b>	<b>\$ 40,000</b>
<b>EXPENDITURES</b>				4/24/2022		
216-4503-42620	UNIFORMS/LINEN	1,748	2,725	1,096	1,566	5,000
216-4503-42720	EMPLOYEE TRAINING	-	-	400	400	2,000
216-4503-43316	GAS & OIL	3,527	32,164	31,610	39,610	65,000
216-4503-43317	LUBRICANTS, OIL, ANTIFREEZE	21,623	-	-	-	6,000
216-4503-43403	REGULAR BUILDING MAINT	-	83	135	135	500
216-4503-43550	ROADWAY/MAINTENANCE	38,010	158,177	192,869	215,269	385,000
216-4503-43998	INTERCEPT	150,636	120,353	100,148	150,636	150,636
216-4503-43999	OPERATING COSTS-ADMIN FEE LOAN	6,316	6,527	8,736	10,536	6,500

216-4503-44607	FIELD SUPPLIES	7,595	6,416	3,625	4,036	4,500
216-4503-44613	NON-CAPITAL ITEMS	900	3,409	1,680	1,680	2,500
216-4503-44615	SAFETY EQUIPMENT	2,488	2,966	2,389	3,003	4,000
216-4503-46731	PROPERTY INSURANCE	1,322	1,223	1,224	1,224	1,418
216-4503-46732	GENERAL LIABILITY INSURANCE	2,410	659	632	632	2,531
216-4503-46733	VEHICLE LIABILITY INSURANCE	11,161	9,260	7,715	7,715	15,260
216-4503-47420	MAINT. VEHICLE/FURN/FIXTURE/EQUIP	28,988	23,945	37,552	40,207	40000
216-4503-48598	PROFESSIONAL SERVICES	3,281	1,014		-	
216-4503-48599	OTHER CONTRACT SERVICES			3,142	3,142	4,000
216-7018-48598	PROFESSIONAL SERVICES-NMDOT DRAINAGE IMPROVEMENTS			24,557	24,557	75,443
<b>TOTAL OPERATING EXPENSES</b>		<b>280,003</b>	<b>369,908</b>	<b>417,510</b>	<b>504,348</b>	<b>770,288</b>
<b>CAPITAL OUTLAY</b>						
216-4503-80810	EQUIPMENT & MACHINERY VEHICLES	40,293	215,299	98,468	98,468	-
<b>TOTAL CAPITAL OUTLAY</b>		<b>122,548</b>	<b>215,299</b>	<b>98,468</b>	<b>98,468</b>	<b>-</b>
<b>TOTAL EXPENDITURES</b>		<b>402,552</b>	<b>585,207</b>	<b>515,978</b>	<b>602,816</b>	<b>770,288</b>
Added 7-15-21						
<b>TRANSFER IN FROM OTHER FUNDS</b>						
(506) Waste Water	Street Repair, Hot and Cold Mix			15,000	15,000	15,000
(504) Water	Street Repair, Hot and Cold Mix			30,000	30,000	30,000
(308) USDA	USDA Equipment			100	100	
<b>TOTAL TRANSFERS IN</b>				<b>45,100</b>	<b>45,100</b>	<b>45,000</b>

217 RECREATION FUND					
		2020-21	2021-22	2021-22	2022-23
		Actual	Budgeted	Estimated Actual	Projected Budget
<b>REVENUES</b>					
217-1703-36373	INTEREST INCOME			5	0
217-1703-37371	DONATIONS	5,355	-	-	-
	<b>TOTAL REVENUE</b>	<b>5,355</b>	<b>-</b>	<b>5</b>	<b>-</b>
<b>TRANSFERS IN (OUT)</b>					
217-1703-39935	IN				
217-1703-	OUT				
	<b>TOTAL TRANSFERS</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>EXPENDITURES</b>					
217-1703-47420	MAINTENANCE VEHICLE & EQUIP				
217-1703-44607	FIELD SUPPLIES		210	-	205
217-1703-44609	NON-CAPITAL EQUIP. (RECREATION)		5,145	637	4,518
	<b>TOTAL OPERATING EXPENSES</b>	<b>-</b>	<b>5,355</b>	<b>637</b>	<b>4,723</b>
<b>CAPITAL OUTLAY</b>					
217-1703-60840	CAPITAL EXPENSES		-	-	-
217-1703-	CAPITAL OUTLAY-ARIZON REIMB				
	<b>TOTAL CAPITAL OUTLAY</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
	<b>TOTAL EXPENDITURES</b>	<b>-</b>	<b>5,355</b>	<b>637</b>	<b>4,723</b>



<b>260 FISCAL RECOVERY FUNDS</b>					
<b>NEW FUND/BUDGET 2021-22</b>					
		<b>2021-22</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
		<b>Budgeted</b>	<b>Actual</b>	<b>Estimated Actual</b>	<b>Projected Budget</b>
<b>REVENUES</b>					
260-2002-31375	AMERICAN RESCUE PLAN	712,404	712,404	712,404	-
	<b>TOTAL REVENUE</b>	<b>712,404</b>	<b>712,404</b>	<b>712,404</b>	<b>-</b>
<b>TRANSFERS IN (OUT)</b>					
260-0000	IN				
260-0000	OUT				
	<b>TOTAL TRANSFERS</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>EXPENDITURES</b>					
260-2002-80846	INFRASTRUCTURE	712,404	-	712,404	-
	<b>TOTAL EXPENDITURES</b>	<b>712,404</b>	<b>-</b>	<b>712,404</b>	<b>-</b>
THE CITY OF TRUTH OR CONSEQUENCES WILL USE THE FIRST					
ALLOCATION TO PAY FOR THE ROUND ABOUTS IN PARTICIPATION					
WITH THE NM DOT					

293 VETERANS WALL PERPETUAL CARE						
		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budgeted	Estimated Actual	Projected Budget
<b>REVENUES</b>						
293-5103-	PERPETUAL CARE INTEREST					
293-5103-37388	COLUMBARIUM CARE REVENUES	775	775	375	-	375
<b>TOTAL REVENUE</b>		<b>775</b>	<b>775</b>	<b>375</b>	<b>-</b>	<b>375</b>
<b>TRANSFERS IN (OUT)</b>						
293-5103-	IN					
293-5103-49930	OUT	(13,692)	-		-	0
<b>TOTAL TRANSFERS</b>		<b>(13,692)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>OPERATING EXPENSES</b>						
293-5103-44810	COLUMBARIUM EXPENSES	400	-	1,150	-	1,150
<b>TOTAL OPERATING EXPENSES</b>		<b>400</b>	<b>-</b>	<b>1,150</b>	<b>-</b>	<b>1,150</b>

294 STATE LIBRARY FUND						
		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budgeted	Estimated	Projected
			3/31/2021		Actual	Budget
<b>REVENUES</b>						
294-5003-37371	DONATIONS	1,731	613	1,000	1,771	1,000
294-5003-37372	VILLAGE-EB-COUNTY CONTRIBUT	-	-	-	-	-
294-5003-32393	STATE LIBRARY GRANT	-	14,187	68,983	51,080	26,742
294-5003-32394	STATE GRANT IN AID	14,106	16,349	14,570	14,569	18,635
<b>TOTAL REVENUE</b>		<b>15,836</b>	<b>31,149</b>	<b>84,553</b>	<b>67,420</b>	<b>46,377</b>
<b>TRANSFERS IN (OUT)</b>						
294-5003-	IN					
294-5003-49930	OUT					
<b>TOTAL TRANSFERS</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>OPERATING EXPENSES</b>						
294-5003-43465	RENT OF EQUIPMENT	-	61	350	350	350
294-5003-43775	TELEPHONE	1,478	1,681	2,300	2,300	1,600
294-5003-44613	NON - CAPITAL ITEMS	-	-	58,949	13,859	45,377
294-5003-48599	OTHER CONTRACTUAL (DSL ETC.	250	-	-	-	2,200
294-5003-48830	LIBRARY ACQUISITION (BOOKS)	8,853	812	15,780	15,774	
294-5003-60834	STATE LIBRARY GRANT	12,433	7,425	9,974	9,924	
<b>TOTAL OPERATING EXPENSES</b>		<b>23,014</b>	<b>9,918</b>	<b>87,353</b>	<b>41,857</b>	<b>49,527</b>

295 MUNICIPAL POOL		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budgeted	Estimated Actual	Projected Budget
<b>REVENUES</b>						
295-4803-30315	GRT	391	422	700	753	700
295-4803-34351	SWIMMING POOL PROCEEDS	7,428	8,012	5,000	10,943	7,000
295-4803-34355	POOL DEPOSIT/RENTAL	1,250	1,460	800	2,390	1,000
295-4803-37380	MISCELLANEOUS REVENUE	762	-	-	99	-
295-4803-37371	DONATION				72	-
295-4803-37374	SURPLUS AUCTION PROCEEDS				27	-
295-4803-37416	CASH OVER/SHORT				10	-
<b>TOTAL REVENUE</b>		<b>9,831</b>	<b>9,894</b>	<b>6,500</b>	<b>14,294</b>	<b>8,700</b>
<b>TRANSFERS IN (OUT)</b>						
295-4803-39935	IN	132,000	60,000	188,560	188,560	150,000
295-4803-	OUT					
<b>TOTAL TRANSFERS</b>		<b>132,000</b>	<b>60,000</b>	<b>188,560</b>	<b>188,560</b>	<b>150,000</b>
<b>PERSONNEL EXPENSES</b>						
295-4803-40110	FULL TIME WAGES	53,985	43,631	82,615	68,787	97,157
295-4803-40115	PART TIME WAGES	4,048	3,130	-	-	
295-4803-40125	OVERTIME WAGES	-	556	502	1,029	
295-4803-40140	DELAYED COMP			-	2,998	
295-4803-41205	FICA - REGULAR	3,597	2,880	5,153	4,498	6,024
295-4803-41210	FICA - MEDICARE	841	674	1,206	1,113	1,409
295-4803-41215	PERA	3,438	3,218	5,852	4,080	5,852
295-4803-41225	HEALTH INSURANCE	138	7,450	14,776	9,589	13,639
295-4803-41226	RETIREE INSURANCE	1,054	985	1,792	1,251	1,792
295-4803-41235	UNEMPLOYMENT INS.	1,408	-	162	-	162
295-4803-41240	WORKER'S COMP. ASSESSMENT	18	16	32	38	32

295-4803-41785	WORKER'S COMP. (NMSI)	1,500	1,169	2,636	2,636	2,000
<b>TOTAL PERSONNEL EXPENSES</b>		<b>70,028</b>	<b>63,709</b>	<b>114,726</b>	<b>96,019</b>	<b>128,067</b>
295-4803-43403	REGULAR BUILDING MAINT	-	33	4,650	-	4,150
295-4803-44606	OFFICE SUPPLIES	9	-	300	174	300
295-4803-44613	NON-CAPITAL EQUIPMENT	569		1,200	839	1,200
295-4803-44607	FIELD SUPPLIES	16,916	4,807	16,200	11,513	15,600
295-4803-44615	SAFETY EQUIPMENT	345		1,000	805	1,000
295-4803-42720	EMPLOYEE TRAINING / SUPPLIES	1,355	466	1,700	308	200
295-4803-42620	UNIFORMS - LIFEGUARDS	-		1,000	720	1,500
295-4803	EMPLOYEE TRAINING					2,000
295-4803-43465	RENT OF EQUIPMENT	450	376	380	382	420
295-4803-43775	TELEPHONE	-	173	8,500	383	360
295-4803-43780	UTILITIES	36,362	36,419	65,000	61,368	50,400
295-4803-46794	GOVT. GROSS RECEIPTS	553	192	1,000	999	1,000
<b>TOTAL OPERATING EXPENSES</b>		<b>58,750</b>	<b>42,519</b>	<b>100,930</b>	<b>77,491</b>	<b>78,130</b>
<b>CAPITAL OUTLAY</b>						
295-4803-	BUILDINGS & STRUCTURES			-		
295-4803-	CAPITAL EQUIPMENT					
295-4803-80845	CAPITAL PURCHASES	-			-	0
<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>GRAND TOTAL</b>		<b>128,778</b>	<b>106,228</b>	<b>215,656</b>	<b>173,510</b>	<b>206,197</b>

296 POLICE DEPARTMENT GRT FUND						
		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budgeted	Estimated Actual	Projected Budget
<b>REVENUES</b>						
296-2403-30316	1/4% MGRT (POLICE)	-	361,494	300,000	411,269	252,222
296-2403-31375	FEDERAL GRANTS/LOANS	97,877	-	-	-	-
296-2403-31376	USDA GRANTS	-	50,000	-	-	-
296-2403-36373	INTEREST INCOME	199	548	200	666	700
296-2403-37374	SURPLUS AUCTION PROCEEDS	-	-	-	6,032	-
296-2403-38372	INSURANCE RECOVERY	-	-	17,872	17,872	-
296-2403-37380	MISCELLANEOUS REVENUE	-	-	-	-	-
<b>TOTAL REVENUE</b>		<b>98,075</b>	<b>412,042</b>	<b>318,072</b>	<b>435,839</b>	<b>252,922</b>
<b>TRANSFERS IN (OUT)</b>						
296-2403-39935	IN	300,000	210,198	-	-	-
296-2403-49930	OUT	(20,082)	(79,092)	(112,728)	(112,728)	(752,048)
<b>TOTAL TRANSFERS</b>		<b>279,918</b>	<b>131,106</b>	<b>(112,728)</b>	<b>(112,728)</b>	<b>(752,048)</b>
<b>EXPENDITURES</b>						
296-2403-42720	EMPLOYEE TRAINING	-	-	5,484	4,343	2,500
296-2403-43998	INTERCEPT	-	21,016	21,016	17,512	21,100
296-2403-43999	OPERATING COSTS	-	6,527	6,484	7,917	6,400
296-2403-44613	NON - CAPITAL ITEMS	-	28,967	49,453	48,138	20,000
296-2403-44615	SAFETY EQUIPMENT	-	-	25,572	23,910	17,056
296-2403-44616	TRAINING SUPPLIES	-	-	3,000	17,988	2,500
296-2403-44810	EQMT/MACHINERY	-	-	-	-	-
296-2403-47420	MAINTENANCE & REPAIRS VEHICLES/ EQUIP	-	-	8,306	8,246	-
296-2403-48599	OTHER CONTRACTUAL SERVICES	29,971	-	-	-	-
<b>TOTAL EXPENDITURES</b>		<b>29,971</b>	<b>56,510</b>	<b>119,315</b>	<b>128,054</b>	<b>69,556</b>

<b>CAPITAL OUTLAY</b>						
296-2403-60810	EQUIP & MACH	-			-	
296-2403-80810	OTHER CAPITAL EQUIP./VEHICLES	-	95,218	158,065	158,064	95,000
296-2403-80845	CAPITAL OUTLAY	152,734	-		-	
<b>TOTAL CAPITAL OUTLAY</b>		<b>152,734</b>	<b>95,218</b>	<b>158,065</b>	<b>158,064</b>	<b>95,000</b>
<b>TOTAL EXPENDITURES</b>		<b>182,705</b>	<b>151,728</b>	<b>277,380</b>	<b>286,118</b>	<b>164,556</b>
<b>TRANSFER IN FROM OTHER FUNDS</b>						
(101) General Fund	PY Revenues Owed 20-21 (Will Pay in Full)	\$ 300,000	\$ 237,127	\$ -	\$ -	-
(101) General Fund	2019-20 GRT Revenues (Partial Reimb)		\$ 43,137	\$ -	\$ -	-
<b>296 -TOTAL TRANSFER IN</b>		<b>\$ 300,000</b>	<b>\$ 280,264</b>	<b>\$ -</b>	<b>\$ -</b>	<b>-</b>
<b>TRANSFER OUT TO OTHER FUNDS</b>						
(101) General Fund	\$1.50 Raises beginning 2019-20 and beyond		\$ (52,728)	\$ (52,728)	\$ (52,728)	(52,728)
(101) General Fund	\$1.50 PD Raises. Transfer Not made int 2019-20		\$ (52,728)	\$ -	\$ -	-
(201) Corrections Fund	Care of Prisoners (Sierra Vista Hospital)			\$ (60,000)	\$ (60,000)	(30,000)
(297) PD Confidential	To replace Community Policing		\$ (10,000)			
(101) General Fund	Move Cash to Support General Fund					(669,320)
<b>296 -Total Transfer OUT</b>		<b>\$ -</b>	<b>\$ (115,456)</b>	<b>\$ (112,728)</b>	<b>\$ (112,728)</b>	<b>(752,048)</b>
<b>296 - NET TRANSFERS</b>		<b>\$ 300,000</b>	<b>\$ 164,808</b>	<b>\$ (112,728)</b>	<b>\$ (112,728)</b>	<b>\$ (752,048)</b>



297 POLICE DEPARTMENT CONFIDENTIAL FUND							
		2019-20	2020-21	2020-21	2021-22	2021-22	2022-23
		Actual	Budgeted	Actual	Budgeted	Estimated Actual	Projected Budget
<b>REVENUES</b>							
297-2203-36373	INTEREST INCOME	3	-	6	5	5	5
297-2203-37390	MISC. REVENUES						
<b>TOTAL REVENUE</b>		<b>3</b>	<b>-</b>	<b>6</b>	<b>5</b>	<b>5</b>	<b>5</b>
<b>TRANSFERS IN (OUT)</b>							
297-2203-	IN	11,214	10,000	-	-	-	-
297-2203-	OUT	(1,695)		-	-	-	-
<b>TOTAL TRANSFERS</b>		<b>9,520</b>	<b>10,000</b>	<b>-</b>	<b>-</b>		
<b>EXPENDITURES</b>							
297-2203-45607	MISC. EXPENSES	2,787	15,000	1,640	6,700	-	6,799
<b>TOTAL EXPENDITURES</b>		<b>2,787</b>	<b>15,000</b>	<b>1,640</b>	<b>6,700</b>	<b>-</b>	<b>6,799</b>

298 POLICE DEPARTMENT DONATIONS						
		2019-20	2020-21	2021-22	2021-22	2021-22
		Actual	Actual	Budgeted	Estimated Actual 5/18/2022	Projected Budget
<b>REVENUES</b>						
298-2103-373	DONATIONS	300	-	11,265	11,694	500
<b>TOTAL REVENUE</b>		<b>300</b>	<b>-</b>	<b>11,265</b>	<b>11,694</b>	<b>500</b>
<b>TRANSFERS IN (OUT)</b>						
298-2103-	IN	1,695	-	-	-	-
298-2103-	OUT	(11,214)	-	-	-	-
<b>TOTAL TRANSFERS</b>		<b>(9,520)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>EXPENDITURES</b>						
298-2103-	PD BUILDING RENOVATIONS					
298-2103-456	MISC. EXPENSES	-	-	5,644	4,815	6,449
298-2103-436	POLICE CANINE					
298-2103-446	FIELD SUPPLIES					
298-2103-	RESERVES					
<b>TOTAL OPERATING EXPENSES</b>		<b>-</b>	<b>-</b>	<b>5,644</b>	<b>4,815</b>	<b>6,449</b>
<b>CAPITAL OUTLAY</b>						
<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>		<b>-</b>		<b>-</b>
<b>TOTAL EXPENDITURES</b>		<b>-</b>		<b>5,644</b>	<b>4,815</b>	<b>6,449</b>

## **CITY OF TRUTH OR CONSEQUENCES**

### **403 DEBT SERVICE BUDGET RECAP**

## CITY OF TRUTH OR CONSEQUENCES BUDGET DEBT SERVICE

Debt Service Fund RECAP	Fiscal Year 2017-18 Actual	Fiscal Year 2018-19 Actual	Fiscal Year 2019-20 Actual	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budget	Fiscal Year 2022-23 Projected
<b>403 Pledge State Tax</b>						
<i>Revenues</i>	\$ 302,597	\$ 377,216	\$ 3,448,171	\$ 1,595,015	\$ 342,011	\$ 432,960
<b>Total Revenues</b>	<b>\$ 302,597</b>	<b>\$ 377,216</b>	<b>\$ 3,448,171</b>	<b>\$ 1,595,015</b>	<b>\$ 342,011</b>	<b>\$ 432,960</b>
<i>Transfers: IN (OUT)</i>	\$ 12,488	\$ 87,154	\$ 436,283	\$ 503,929	\$ (556,480)	\$ 603,258
<i>Expenditures</i>						
Operating Expense	\$ 184,822	\$ 503,816	\$ 2,892,194	\$ 2,164,536	\$ 958,168	\$ 1,026,001
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 184,822</b>	<b>\$ 503,816</b>	<b>\$ 2,892,194</b>	<b>\$ 2,164,536</b>	<b>\$ 958,168</b>	<b>\$ 1,026,001</b>

403 DEBT SERVICE FUND						
		2019-2020	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budget	YTD	Projected
REVENUES					3/31/2022	
403-1203-30314	DEDICATED - GRT					
403-1203-36373	INTEREST INCOME - CHECKING	103	134	100	105	105
403-1203-32385	LOAN PROCEEDS	2,955,625	1,124,189	-	-	-
403-1203-32386	GRT INTERCEPTED	448,030	430,416	300,000	323,418	395,875
403-1203-32388	INTERCEPTED FIRE MARSHAL	23,032	23,087	28,311	28,379	23,380
403-1203-36410	INVESTMENT INCOME NMFA	19,297	15,103	12,000	5,881	12,000
403-1203-36411	INVESTMENT INCOME CD	2,084	2,086	1,600	1,118	1,600
	<b>TOTAL REVENUE</b>	<b>3,448,171</b>	<b>1,595,015</b>	<b>342,011</b>	<b>358,901</b>	<b>432,960</b>
TRANSFERS IN (OUT)						
403-1203-39935	IN	436,283	503,929	461,783	346,450	603,258
403-1203-49930	OUT		(15,872)	(1,018,263)	(669,320)	
	<b>TOTAL TRANSFERS</b>	<b>436,283</b>	<b>488,057</b>	<b>(556,480)</b>	<b>(322,870)</b>	<b>603,258</b>
EXPENDITURES						
403-1203-90905	DEBT SERVICE PRINCIPAL	2,663,002	2,027,549	814,636	36,090	846,422
403-1203-90910	DEBT SERVICE INTEREST	99,547	114,506	141,046	66,941	177,483
403-1203-90925	COMMITMENTS AND OTHER FEES	1,936	3,397	2,486	1,345	2,096
403-1203-90930	COST OF DEBT ISSUANCE	127,709	19,084			
	<b>TOTAL EXPENDITURES</b>	<b>2,892,194</b>	<b>2,164,536</b>	<b>958,168</b>	<b>104,376</b>	<b>1,026,001</b>

County/ Municipality:  
City of Truth or Consequences

FORM DS

DEBT SCHEDULE

(ROUNDED TO NEAREST DOLLAR)

Fiscal Year:  
2022-2023

GENERAL OBLIGATION BONDS

(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)	(J)
BOND	ISSUE DATE	Issue Date INTEREST RATE	ORIGINAL AMOUNT OF BOND ISSUE	OUTSTANDING PRINCIPAL AMOUNT @ Beginning FY	PRINCIPAL Payments Due this FY	Date Principal Due	INTEREST Payments Due this FY	Date Interest Due	OUTSTANDING PRINCIPAL AMOUNT @ Yr end
OTHER LONG TERM DEBT (Loans, i.e NMFA, RUS, BOF,USDA)									
	PAYMENT MADE VIA								
T OR C 8 NMFA	General Fund Gross Receipts Tax Intercept	6/1/2006 1.27%	265,152	56,091	14,344	Mo Installm	684	Mo Install	41,747
T OR C 17 NMFA	Water Dept Cash Transfer from Revenue	12/30/2011 0.25%	256,000	116,782	12,847	6/1/2023	292	6/1/2023	103,935
T OR C 18 NMFA	Water Dept Cash Transfer from Revenue	10/1/2012 0.00%	165,741	81,490	8,287	Mo Installm	0	Mo Install	73,203
T OR C 19 NMFA	Water Dept Cash Transfer from Revenue	8/17/2012 3.00%	1,424,665	814,263	64,638	Mo Installm	26,547	Mo Install	749,625
T OR C 21 NMFA	State Fire Allotment Intercept	6/21/2013 0.72%	228,113	46,689	23,333	5/1/2023	47	5/1/2023	23,356
T OR C 22 NMFA Water Trust Board 292	Water Dept Cash Transfer from Revenue	3/21/2014 2.50%	64,000	36,632	3,289	6/1/2023	92	6/1/2023	33,343
T OR C 24 NMFA 3171-CIF	Waste Water Dept Cash Transfer from Revenue	3/3/2015 0.00%	75,000	46,153	3,846	6/1/2023	0		42,307
T OR C 27 NMFA 3364-CIF	Waste Water Dept Cash Transfer from Revenue	6/1/2016 0.00%	75,000	50,262	3,867	6/1/2023	0		46,395
PPRF-4967 NMFA Refunding TC 6 & RIP 95-16	Water Dept Cash Transfer from Revenue	8/2/2019 1.43%	109,120	33,595	18,225	Mo Installm	456	Mo Install	15,370
PPRF-4967 NMFA Refunding TC 6 & RIP 95-16	Electric Dept Cash Transfer from Revenue	8/2/2019 1.43%	391,199	120,439	65,339	Mo Installm	1,634	Mo Install	55,100
CAPITAL ONE Solid Waste Revenue Bond	Solid Waste Dept Cash Transfer from Revenue	2/3/2012 3.95%	1,260,000	425,000	100,000	6/1/2023	16,788	6/1/2023	325,000
PPRF-4895 NMFA 2019 PD Equipment Loan	Police Dept Gross Receipts Tax Intercept	5/17/2019 0.100%	103,833	38,472	20,977	Mo Installm	38	Mo Install	17,495
PPRF-4968 NMFA (A,B,C) Refunding TC13 & New	General Fund Gross Receipts Tax Intercept	8/1/2019 5.42%	2,475,799	1,780,596	250,727	Mo Installm	21,353	Mo Install	1,529,869
CIF-4927 NMFA Municipal Water System PER	Water Dept Cash Transfer from Revenue	9/20/2019 0.00%	9,000	8,550	450	6/1/2023	0		8,100
PPRF - 5198 Refunding TorC 15	Streets Gross Receipt Tax Intercept	9/18/2020 0.688712%	1,124,189	918,952	115,372	Mo Installm	5,789	Mo Install	803,580
DW-4794 NMFA 2019 Drinking Water Loan	Water Dept Cash Transfer from Revenue	6/28/2019 0.25%	620,543	620,543	29,955	5/1/2022	1,911	5/1/2022	590,588
PPRF-5652 Electric Transformer	Electric Dept Cash Transfer from Revenue	2/18/2022 189.88%	1,320,907	1,320,907	87,876	Mo Installm	12,701	Mo Install	1,233,031
WPF-5089 Booster System Improvements	Water Dept Cash Transfer from Revenue	0.25%	256,458	256,458	13,123	6/1/2023	85	6/1/2023	243,335
CIF-5192 Roads/Drainage Improv Main Street Downtown Waterline	Streets Debt Cash Transfer from Revenue	0.00%	100,000	100,000	5,000	6/1/2023	0		95,000
USDA CPAP - Bond 910,000	Waste Water Dept Cash Transfer from Revenue	5/11/2016 0.0225%	910,000	819,000	16,000	6/1/2023	18,427	6/1/2023	803,000
USDA WWTP Phase 2B Bond 715,000	Waste Water Dept Cash Transfer from Revenue	8/1/2019 0.0163%	715,000	675,901	13,470	6/1/2023	10,983	6/1/2023	662,431
USDA WWTP Phase 2B Bond 315,000	Waste Water Dept Cash Transfer from Revenue	8/1/2019 0.0213%	315,000	299,458	5,409	6/1/2023	6,363	6/1/2023	294,050
USDA Water Bond # Bank of the SW Bridge Loan	Water Dept Cash Transfer from Revenue	3/30/2022 5.85%	5,487,000	5,487,000	0		55,200	Mo Install	5,487,000
									0
OTHER LONG TERM DEBT TOTAL			17,751,719	14,153,232	876,373		179,389		13,276,859

Check ☐ if this form is a revision.

Revision Date:

Revision No:

Revision Date:

Revised 02-2007

**CITY OF TRUTH OR CONSEQUENCES**

**500 ENTERPRISE FUNDS  
BUDGET RECAP  
BY FUND**



**CITY OF TRUTH OR CONSEQUENCES  
BUDGET RECAP**

**PRELIMINARY BUDGET  
ENTERPRISE FUNDS (500)  
NEXT FISCAL YEAR 7/1/2022 - 6/30/2023**

Fund No.	Fund Name	Estimated Beginning Cash Balance	+ Investments	Cash & = Investments	Estimated + Revenues	Estimated Cash + Transfers In	Estimated Cash - Transfers Out	Estimated - Expenditures	Estimated Ending Cash = Balance
		7/1/2022		7/1/2022	6/30/2023	6/30/2023	6/30/2023	6/30/2023	6/30/2023
501	Cemetery	50,781.55		50,781.55	10,020	-	-	(12,000)	48,802
502	Utility Office	112,225.23		112,225.23	77,900	328,000	-	(515,343)	2,782
503	Electric Division	648,780.97	-	648,780.97	6,698,812	-	(411,826)	(6,157,514)	778,253
504	Water Division	479,263.57		479,263.57	1,569,607	-	(631,226)	(1,069,769)	347,876
505	Solid Waste Division	544,566.87	424,416.60	968,983.47	2,336,483	-	(500,572)	(2,374,828)	430,066
506	Waste Water Division)	618,211.60		618,211.60	1,211,210	-	(471,815)	(929,110)	428,497
508	Golf Course	71,648.83		71,648.83	53,025	135,000	-	(257,610)	2,064
509	Municipal Airport	102,015.28		102,015.28	217,135	70,000	-	(373,262)	15,888
				-					
<b>GRAND TOTAL ENTERPRISE FUNDS</b>		<b>2,627,493.90</b>	<b>424,416.60</b>	<b>3,051,910.50</b>	<b>12,174,192</b>	<b>533,000</b>	<b>(2,015,439)</b>	<b>(11,689,436)</b>	<b>2,054,228</b>

NEXT FISCAL YEAR 2022-23

ENTERPRISE FUNDS

**CITY OF TRUTH OR CONSEQUENCES  
BUDGET RECAP**

**ESTIMATED END OF YEAR  
ENTERPRISE FUNDS (500)  
CURRENT FISCAL YEAR 7/1/2021 - 6/30/2022**

Fund No.	Fund Name	Audited Beginning Cash Balance	+ Investments	Cash & = Investments	Estimated + Revenues	Estimated Cash + Transfers In	Estimated Cash - Transfers Out	Estimated - Expenditures	Estimated Ending Cash Balance = With Investments
		7/1/2021	7/1/2021		6/30/2022	6/30/2022	6/30/2022	6/30/2022	6/30/2022
501	Cemetery	39,663.55	-	39,663.55	20,055	-	-	(8,937)	50,782
502	Utility Office	44,839.58	-	44,839.58	95,139	431,700	-	(459,453)	112,225
503	Electric Division	1,252,477.04	-	1,252,477.04	6,849,992	20	(1,917,721)	(5,535,987)	648,781
504	Water Division	521,181.54	-	521,181.54	1,502,709	0	(748,091)	(796,536)	479,263.57
505	Solid Waste Division	1,132,867.20	424,206.95	1,557,074.15	2,531,788	20	(921,949)	(2,197,950)	968,983.47
506	Waste Water Division	518,185.40	-	518,185.40	1,158,119	-	(337,550)	(720,543)	618,212
507	Solid Waste Transfer Station	20.09		20.09	-	-	(20.09)	-	-
508	Golf Course	24,339.83	-	24,339.83	73,902	206,885	-	(233,478)	71,649
509	Municipal Airport	40,741.28	-	40,741.28	309,408	144,518	-	(392,652)	102,015
				-					
<b>GRAND TOTAL ENTERPRISE FUNDS</b>		<b>3,574,315.51</b>	<b>424,206.95</b>	<b>3,998,522.46</b>	<b>12,541,112</b>	<b>783,143</b>	<b>(3,925,331)</b>	<b>(10,345,536)</b>	<b>3,051,911</b>

CURRENT FISCAL YEAR 2021-22

ENTERPRISE FUNDS

**CITY OF TRUTH OR CONSEQUENCES BUDGET RECAP**

<b>Enterprise Funds Recap</b>	<b>Fiscal Year 2019-20</b>	<b>Fiscal Year 2020-21</b>	<b>Fiscal Year 2021-22</b>	<b>Fiscal Year 2021-22 Estimated</b>	<b>Fiscal Year 2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Actual</b>	<b>Projected</b>
<b>501 Cemetery</b>					
<i>Revenues</i>	\$ 8,550	\$ 10,150	\$ 8,520	\$ 20,055	\$ 10,020
<b>Total Revenues</b>	<b>\$ 8,550</b>	<b>\$ 10,150</b>	<b>\$ 8,520</b>	<b>\$ 20,055</b>	<b>\$ 10,020</b>
<b>Transfers: IN (OUT)</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<i>Expenditures</i>					
Personnel Services	\$ -	\$ -	\$ -	\$ -	\$ -
Operating Expense	\$ 9,523	\$ 9,984	\$ 12,000	\$ 8,937	\$ 12,000
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 9,523</b>	<b>\$ 9,984</b>	<b>\$ 12,000</b>	<b>\$ 8,937</b>	<b>\$ 12,000</b>
<b>502 Joint Utility Office</b>					
<i>Revenues</i>	\$ 52,270	\$ 30,596	\$ 43,800	\$ 95,139	\$ 77,900
<b>Total Revenues</b>	<b>\$ 52,270</b>	<b>\$ 30,596</b>	<b>\$ 43,800</b>	<b>\$ 95,139</b>	<b>\$ 77,900</b>
<b>Transfers: IN (OUT)</b>	<b>\$ 438,961</b>	<b>\$ 393,402</b>	<b>\$ 431,700</b>	<b>\$ 431,700</b>	<b>\$ 328,000</b>
<i>Expenditures</i>					
Personnel Services	\$ 338,189	\$ 335,484	\$ 343,090	\$ 318,216	\$ 354,863
Operating Expense	\$ 116,083	\$ 140,977	\$ 165,980	\$ 141,237	\$ 160,480
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 454,272</b>	<b>\$ 476,461</b>	<b>\$ 509,070</b>	<b>\$ 459,453</b>	<b>\$ 515,343</b>

**CITY OF TRUTH OR CONSEQUENCES BUDGET RECAP**

<b>Enterprise Funds Recap</b>	<b>Fiscal Year 2019-20</b>	<b>Fiscal Year 2020-21</b>	<b>Fiscal Year 2021-22</b>	<b>Fiscal Year 2021-22 Estimated</b>	<b>Fiscal Year 2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Actual</b>	<b>Projected</b>
<b>503 Electric Division</b>					
<i>Revenues</i>	\$ 6,736,023	\$ 7,059,574	\$ 7,372,173	\$ 6,849,992	\$ 6,698,812
<b>Total Revenues</b>	<b>\$ 6,736,023</b>	<b>\$ 7,059,574</b>	<b>\$ 7,372,173</b>	<b>\$ 6,849,992</b>	<b>\$ 6,698,812</b>
<i>Transfers: IN (OUT)</i>	<b>\$ (1,740,797)</b>	<b>\$ (1,532,285)</b>	<b>\$ (1,917,701)</b>	<b>\$ (1,917,701)</b>	<b>\$ (411,826)</b>
<i>Expenditures</i>					
Personnel Services	\$ 435,501	\$ 509,195	\$ 579,031	\$ 513,939	\$ 512,021
Operating Expense	\$ 4,303,642	\$ 4,863,842	\$ 5,606,855	\$ 5,004,074	\$ 5,645,493
Capital Outlay	\$ 648,971	\$ 1,105,337	\$ 161,375	\$ 17,974	\$ -
<b>Total Expenditures</b>	<b>\$ 5,388,114</b>	<b>\$ 6,478,374</b>	<b>\$ 6,347,261</b>	<b>\$ 5,535,987</b>	<b>\$ 6,157,514</b>
<b>504 Water Division</b>					
<i>Revenues</i>	\$ 917,279	\$ 1,422,917	\$ 1,504,430	\$ 1,502,709	\$ 1,569,607
<b>Total Revenues</b>	<b>\$ 917,279</b>	<b>\$ 1,422,917</b>	<b>\$ 1,504,430</b>	<b>\$ 1,502,709</b>	<b>\$ 1,569,607</b>
<i>Transfers: IN (OUT)</i>	<b>\$ -</b>	<b>\$ (405,965)</b>	<b>\$ (748,091)</b>	<b>\$ (748,091)</b>	<b>\$ (631,226)</b>
<i>Expenditures</i>					
Personnel Services	\$ 272,307	\$ 268,170	\$ 285,380	\$ 219,985	\$ 316,422
Operating Expense	\$ 391,923	\$ 583,621	\$ 583,347	\$ 576,551	\$ 753,347
Capital Outlay	\$ 73,050	\$ 95,542	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 737,280</b>	<b>\$ 947,333</b>	<b>\$ 868,727</b>	<b>\$ 796,536</b>	<b>\$ 1,069,769</b>

**CITY OF TRUTH OR CONSEQUENCES BUDGET RECAP**

<b>Enterprise Funds Recap</b>	<b>Fiscal Year 2019-20</b>	<b>Fiscal Year 2020-21</b>	<b>Fiscal Year 2021-22</b>	<b>Fiscal Year 2021-22 Estimated</b>	<b>Fiscal Year 2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Actual</b>	<b>Projected</b>
<b>505 Solid Waste Division</b>					
<i>Revenues</i>	\$ 2,185,498	\$ 2,346,648	\$ 2,312,956	\$ 2,531,788	\$ 2,336,483
<b>Total Revenues</b>	<b>\$ 2,185,498</b>	<b>\$ 2,346,648</b>	<b>\$ 2,312,956</b>	<b>\$ 2,531,788</b>	<b>\$ 2,336,483</b>
<i>Transfers: IN (OUT)</i>	<i>\$ (400,901)</i>	<i>\$ (394,779)</i>	<i>\$ (921,928)</i>	<i>\$ (921,929)</i>	<i>\$ (500,572)</i>
<i>Expenditures</i>					
Personnel Services	\$ 580,179	\$ 600,820	\$ 627,397	\$ 585,330	\$ 628,187
Operating Expense	\$ 1,049,629	\$ 1,128,576	\$ 1,390,415	\$ 1,224,139	\$ 1,496,641
Capital Outlay	\$ 207,931	\$ 1,975,774	\$ 388,609	\$ 388,481	\$ 250,000
<b>Total Expenditures</b>	<b>\$ 1,837,739</b>	<b>\$ 3,705,170</b>	<b>\$ 2,406,421</b>	<b>\$ 2,197,950</b>	<b>\$ 2,374,828</b>
<b>506 Waste Water Division</b>					
<i>Revenues</i>	\$ 1,087,254	\$ 1,215,033	\$ 1,164,625	\$ 1,158,119	\$ 1,211,210
<b>Total Revenues</b>	<b>\$ 1,087,254</b>	<b>\$ 1,215,033</b>	<b>\$ 1,164,625</b>	<b>\$ 1,158,119</b>	<b>\$ 1,211,210</b>
<i>Transfers: IN (OUT)</i>	<i>\$ (331,837)</i>	<i>\$ (276,818)</i>	<i>\$ (337,550)</i>	<i>\$ (337,550)</i>	<i>\$ (471,815)</i>
<i>Expenditures</i>					
Personnel Services	\$ 332,123	\$ 342,426	\$ 395,105	\$ 388,620	\$ 411,797
Operating Expense	\$ 386,786	\$ 427,504	\$ 518,108	\$ 331,923	\$ 482,313
Capital Outlay	\$ 120,641	\$ 158,281	\$ 44,135	\$ -	\$ 35,000
<b>Total Expenditures</b>	<b>\$ 839,550</b>	<b>\$ 928,211</b>	<b>\$ 957,348</b>	<b>\$ 720,543</b>	<b>\$ 929,110</b>

**CITY OF TRUTH OR CONSEQUENCES BUDGET RECAP**

<b>Enterprise Funds Recap</b>	<b>Fiscal Year 2019-20</b>	<b>Fiscal Year 2020-21</b>	<b>Fiscal Year 2021-22</b>	<b>Fiscal Year 2021-22 Estimated</b>	<b>Fiscal Year 2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Actual</b>	<b>Projected</b>
<b>507 Landfill / SW Collection Ctr.</b>					
<i>Revenues</i>	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Revenues</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<i>Transfers: IN (OUT)</i>	\$ -	\$ -	\$ (20.09)	\$ (20.09)	\$ -
<i>Expenditures</i>					
Personnel Services	\$ -	\$ -	\$ -	\$ -	\$ -
Operating Expense	\$ -	\$ -	\$ -	\$ -	\$ -
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<b>508 Golf Course</b>					
<i>Revenues</i>	\$ 36,614	\$ 55,909	\$ 41,515	\$ 73,902	\$ 53,025
<b>Total Revenues</b>	<b>\$ 36,614</b>	<b>\$ 55,909</b>	<b>\$ 41,515</b>	<b>\$ 73,902</b>	<b>\$ 53,025</b>
<i>Transfers: IN (OUT)</i>	\$ 120,000	\$ 180,000	\$ 206,885	\$ 206,885	\$ 135,000
<i>Expenditures</i>					
Personnel Services	\$ 103,422	\$ 146,117	\$ 164,223	\$ 151,852	\$ 162,310
Operating Expense	\$ 65,146	\$ 78,741	\$ 105,800	\$ 81,626	\$ 95,300
Capital Outlay	\$ 9,340	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 177,908</b>	<b>\$ 224,858</b>	<b>\$ 270,023</b>	<b>\$ 233,478</b>	<b>\$ 257,610</b>

**CITY OF TRUTH OR CONSEQUENCES BUDGET RECAP**

<b>Enterprise Funds Recap</b>	<b>Fiscal Year 2019-20</b>	<b>Fiscal Year 2020-21</b>	<b>Fiscal Year 2021-22</b>	<b>Fiscal Year 2021-22 Estimated</b>	<b>Fiscal Year 2022-23</b>
	<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Actual</b>	<b>Projected</b>
<b>509 Municipal Airport</b>					
<i>Revenues</i>	\$ 197,203	\$ 249,100	\$ 228,095	\$ 309,408	\$ 217,135
<b>Total Revenues</b>	<b>\$ 197,203</b>	<b>\$ 249,100</b>	<b>\$ 228,095</b>	<b>\$ 309,408</b>	<b>\$ 217,135</b>
<i>Transfers: IN (OUT)</i>	<b>\$ 172,708</b>	<b>\$ 121,000</b>	<b>\$ 144,518</b>	<b>\$ 144,518</b>	<b>\$ 70,000</b>
<i>Expenditures</i>					
Personnel Services	\$ 125,779	\$ 111,702	\$ 118,728	\$ 87,562	\$ 119,622
Operating Expense	\$ 241,159	\$ 208,823	\$ 279,709	\$ 305,090	\$ 253,640
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 366,938</b>	<b>\$ 320,525</b>	<b>\$ 398,437</b>	<b>\$ 392,652</b>	<b>\$ 373,262</b>



501 CEMETERY		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budgeted	Estimated Actual	Projected Budget
<b>REVENUES</b>						
501-1803-34355	OTHER CHARGES FOR SERV	8,530	10,130	8,500	20,035	10,000
501-1803-36373	INVESTMENT INCOME	20	20	20	20	20
<b>TOTAL REVENUE</b>		<b>8,550</b>	<b>10,150</b>	<b>8,520</b>	<b>20,055</b>	<b>10,020</b>
<b>TRANSFERS IN (OUT)</b>						
501-1803-	IN	-	-	-	-	-
501-1803-	OUT	-	-	-	-	-
<b>TOTAL TRANSFERS</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>EXPENDITURES</b>						
501-1803-43780	UTILITIES	5,523	5,934	8,000	4,937	8,000
501-1803-45555	MISC EXPENSE	-	50	-	-	-
501-1803-47415	MAINTENANCE GROUNDS	-	4,000	4,000	4,000	4,000
501-1803-48599	OTHER CONTRACT SERVICE	4,000	-	-	-	-
<b>TOTAL OPERATING EXPENSES</b>		<b>9,523</b>	<b>9,984</b>	<b>12,000</b>	<b>8,937</b>	<b>12,000</b>
<b>CAPITAL OUTLAY</b>						
501-1803-	REPURCHASE OF CEMETARY LOTS	-	-	-	-	-
501-1803-	OTHER CAPITAL PURCHASES	-	-	-	-	-
<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>TOTAL EXPENDITURES</b>		<b>9,523</b>	<b>9,984</b>	<b>12,000</b>	<b>8,937</b>	<b>12,000</b>

<b>502 UTILITY BILLING OFFICE</b>						
		<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
		<b>Actual</b>	<b>Actual</b>	<b>Budgeted</b>	<b>Estimated Actual</b>	<b>Projected Budget</b>
<b>REVENUES</b>						
502-3601-35330	RETURNED CHECK FEES	1,319	1,112	1,500	927	1,500
502-3601-35355	RED TAG FEE	48,277	26,513	40,000	67,483	50,000
502-3601-36373	INTEREST INCOME	2,674	2,971	2,300	2,805	2,400
502-3601-34376	SALES OTHER/MISC	-	-	-	23,924	24,000
<b>TOTAL REVENUE</b>		<b>52,270</b>	<b>30,596</b>	<b>43,800</b>	<b>95,139</b>	<b>77,900</b>
<b>TRANSFERS IN (OUT)</b>						
502-3601-39935	IN	438,961	393,402	431,700	431,700	328,000
502-3601-	OUT	-				
<b>TOTAL TRANSFERS</b>		<b>438,961</b>	<b>393,402</b>	<b>431,700</b>	<b>431,700</b>	<b>328,000</b>
<b>EXPENDITURES</b>						
<b>PERSONNEL EXPENSES</b>						
502-3601-40110	FULL TIME WAGES	239,358	234,797	239,200	226,583	239,200
502-3601-40115	PART TIME WAGES	-		-	-	-
502-3601-40125	OVERTIME	3,370	913	1,428	86	1,500
502-3601-40135	STANDBY WAGES	2,620		-	-	-
502-3601-40140	DELAYED COMPENSATION	-		72	72	-
502-3601-41205	FICA - REGULAR	14,651	13,882	14,923	13,510	15,016
502-3601-41210	FICA - MEDICARE	3,427	3,247	3,490	3,160	3,512
502-3601-41215	PERA	23,169	22,734	23,442	21,780	23,442
502-3601-41225	HEALTH INSURANCE	42,186	47,669	47,149	45,697	7,176
502-3601-41226	RETIREE INSURANCE	7,083	7,042	7,176	6,667	58,807
502-3601-41235	UNEMPLOYMENT INS.	1,587	182	378	181	378
502-3601-41240	WORKER'S COMP. ASSESSMENT	75	67	70	64	70
502-3601-41785	WORKERS' COMP PREMIUMS	663	4,951	5,762	415	5,762
<b>TOTAL PERSONNEL EXPENSES</b>		<b>338,189</b>	<b>335,484</b>	<b>343,090</b>	<b>318,216</b>	<b>354,863</b>

ENTERPRISE FUNDS

502 UTILITY BILLING OFFICE

502 UTILITY BILLING OFFICE		2019-20	2020-21	2021-22	2021-22	2022-23
<b>EXPENDITURES</b>						
502-3601-44613	NON-CAPITAL ITEMS	-	2,480	-	-	
502-3601-44810	EQUIPMENT/MACHINERY	-	3,136	-	-	
502-3601-47420	MAINT. VEHICLE/FURNITURE/FIXTURE/EQUIP	498	1,870	1,000	938	1,200
502-3601-48599	OTHER CONTRACTUAL SERVICES	-	-	1,300	-	
502-3601-43815	SOFTWARE		8,534	15,000	8,848	15,000
502-3601-44606	OFFICE SUPPLIES	3,710	1,944	5,000	3,356	5,000
502-3601-44607	FIELD SUPPLIES	555	544	700	638	800
502-3601-44615	SAFETY EQUIPMENT	450	342	400	400	400
502-3601-42620	UNIFORM/LINEN	988	838	500	500	700
502-3601-43316	FUEL	4,552	2,971	5,700	4,641	8,000
502-3601-42720	EMPLOYEE TRAINING	1,420	75	200	-	200
502-3601-46731	PROPERTY LIABILITY INSURANCE	661	587	680	587	680
502-3601-46732	GENERAL LIABILITY INSURANCE	2,410	651	2,500	624	2,500
502-3601-46733	VEHICLE INSURANCE	996	1,161	2,500	1,553	2,500
502-3601-43735	POSTAGE & MAIL SERVICES	35,000	40,000	45,000	45,000	45,000
502-3601-43740	PRINTING/PUBLISHING	5,275	5,585	7,500	6,708	7,500
502-3601-43465	RENT OF EQUIPMENT	5,809	20,274	30,600	24,907	23,000
502-3601-43770	SUBSCRIPTION & DUES	28,260	43,491	40,000	35,376	40,000
502-3601-43775	TELEPHONE	2,762	2,294	2,400	2,371	3,000
502-3601-43780	UTILITIES	4,071	4,200	5,000	4,790	5,000
<b>TOTAL OPERATING EXPENSES</b>		<b>116,083</b>	<b>140,977</b>	<b>165,980</b>	<b>141,237</b>	<b>160,480</b>
<b>CAPITAL OUTLAY</b>						
502-3601-	CAPITAL EQUIPMENT/MACHINERY	-	-	-	-	-
502-3601-	OTHER CAPITAL PURCHASES	-	-	-	-	-
<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>TOTAL EXPENDITURES</b>		<b>454,272</b>	<b>476,461</b>	<b>509,070</b>	<b>459,453</b>	<b>515,343</b>

502 UTILITY BILLING OFFICE		2019-20	2020-21	2021-22	2021-22	2022-23
	<b>Transfers IN</b>					
503	Electric _ Administrative Fees	109,740	98,373	107,925	107,925	82,000
504	Water - Administrative Fees	59,740	98,343	107,925	107,925	82,000
505	Solid Waste - Administrative Fees	159,741	98,343	107,925	107,925	82,000
506	Waste Water - Administrative Fees	109,740	98,343	107,925	107,925	82,000
507	Landfill/Collection Center Admin Fee			-	-	
	<b>Total Transfers in</b>	<b>438,961</b>	<b>393,402</b>	<b>431,700</b>	<b>431,700</b>	<b>328,000</b>

503 ELECTRIC DIVISION		2019-20	2020-21	2021-22	2021-22 Estimated Actual	2022-23 Projected Budget
		Actual	Actual	Budget		
<b>REVENUES</b>						
503-3702-30161	GROSS RECEIPTS-YD	812	840	933	833	833
503-3702-30162	GROSS RECEIPTS-EL	418,465	432,295	478,667	421,556	421,560
503-3702-34521	UTILITY SERVICES YARD LIGHT	18,976	19,284	18,873	18,894	18,895
503-3702-34522	UTILITY SERVICES	6,247,551	6,531,066	6,800,000	6,181,645	6,181,346
503-3702-34532	UTILITY SERVICES CONNECTIONS	15,562	14,667	21,200	17,323	17,323
503-3702-34772	MERCHANDISE & JOBBING	11,571	16,771	20,000	12,277	12,277
503-3702-35541	PENALTY-YD	-	-	-	-	-
503-3702-35542	NON-PAYMENT PENALTIES	4,480	8,142	6,000	9,669	9,670
503-3702-36410	NM STO/ELECTRIC INVESTMENT INCOME		1,125		117	-
503-3702-36411	INTEREST		1,815		439	-
503-2702-37374	SURPLUS AUCTION PROCEEDS		-		-	-
503-3702-37380	MISC INCOME		-	1,500	139,625	-
503-3702-37426	MIS. (POLE RENTALS, ETC.) - ELECTRIC	18,606	33,569	25,000	47,614	36,908
					-	
<b>TOTAL REVENUE</b>		<b>6,736,023</b>	<b>7,059,574</b>	<b>7,372,173</b>	<b>6,849,992</b>	<b>6,698,812</b>
<b>TRANSFERS IN (OUT)</b>						
503-3702-	IN	76,582	1,482,387	21.00	20.31	-
503-3702-49930	OUT	(1,817,379)	(3,014,672)	(1,917,722.00)	(1,917,721.38)	(411,826)
<b>TOTAL TRANSFERS</b>		<b>(1,740,797)</b>	<b>(1,532,285)</b>	<b>(1,917,701.00)</b>	<b>(1,917,701.07)</b>	<b>(411,826)</b>
<b>PERSONNEL EXPENSES</b>						
503-3702-40110	FULL TIME WAGES	294,787	350,970	386,360	337,653	342,306
503-3702-40125	OVERTIME WAGES	15,929	14,380	20,000	17,125	20,000
503-3702-40135	STANDBY WAGES	17,358	16,620	18,000	16,380	18,000
503-3702-40140	DELAYED COMPENSATION	-	-	12,955	12,116	-
503-3702-41205	FICA - REGULAR	19,874	23,106	27,114	23,289	23,579
503-3702-41210	FICA - MEDICARE	4,648	5,404	6,341	5,447	5,514

<b>503 ELECTRIC DIVISION</b>						
		<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
503-3702-41215	PERA	28,356	33,855	37,863	33,087	33,546
503-3702-41225	HEALTH INSURANCE	37,266	45,847	47,310	49,142	47,310
503-3702-41226	RETIREE INSURANCE	8,710	10,364	11,591	10,331	10,269
503-3702-41235	UNEMPLOYMENT INS.	2,305	181	2,305	181	2,305
503-3702-41240	WORKER'S COMP. ASSESSMENT	48	67	80	76	80
503-3702-41785	WORKERS' COMP PREMIUMS	6,220	8,401	9,112	9,112	9,112
<b>TOTAL PERSONNEL EXPENSES</b>		<b>435,501</b>	<b>509,195</b>	<b>579,031</b>	<b>513,939</b>	<b>512,021</b>
<b>EXPENDITURES</b>						
503-3702-42305	MILEAGE REIMB.	-	-	-	-	-
503-3702-42310	PER DIEM	504	-	-	-	-
503-3702-42620	UNIFORM/LINEN	3,269	1,190	6,700	6,818	6,000
503-3702-42720	EMPLOYEE TRAINING	3,191	2,934	5,000	1,249	5,000
503-3702-43316	FUEL	5,355	13,070	16,160	20,095	20,000
503-3702-43317	DIESEL FUEL	6,957	-	-	-	-
503-3702-43403	REGULAR BUILDING MAINTENANCE	-	560	-	560	-
503-3702-43465	RENT OF EQUIPMENT	463	1,158	1,800	1,791	1,800
503-3702-43740	PRINTING/PUBLISHING	-	285	248	518	-
503-3702-43770	DUES & SUBSCRIPTIONS	12,574	9,737	16,610	16,609	16,800
503-3702-43775	TELEPHONE	2,376	3,452	4,000	2,928	4,000
503-3702-43780	UTILITIES	73,528	77,572	86,600	83,033	86,600
503-3702-43815	SOFTWARE	-	14,695	13,890	13,886	15,000
503-3702-44606	OFFICE SUPPLIES	1,350	1,300	2,000	1,008	2,000
503-3702-44607	FIELD SUPPLIES	10,885	159,389	300,000	270,735	320,000
503-3702-44613	NON-CAPITAL EQUIPMENT	6,180	6,503	6,605	6,606	10,000
503-3702-44615	SAFETY EQUIPMENT	8,355	12,146	13,500	11,346	13,500
503-3702-44810	EQUIPMENT/MACHINERY	-	-	-	-	-
503-3702-45793	GROSS RECEIPTS TAX	424,228	435,183	430,000	416,260	430,000
503-3702-45796	FRANCHISE TAX	17,125	17,426	20,000	20,000	20,000
503-3702-46731	PROPERTY LIABILITY INSURANCE	10,573	9,601	11,687	9,601	11,687
503-3702-46732	GENERAL LIABILITY INSURANCE	24,097	6,586	26,571	6,389	26,571
503-3702-46733	VEHICLE INSURANCE	24,977	14,566	32,935	7,435	32,935
503-3702-47415	MAINT-REPAIRS GROUNDS/ROADWAYS	142,022	372,988	627,282	209,368	433,600

503 ELECTRIC DIVISION		2019-20	2020-21	2021-22	2021-22	2022-23
503-3702-47420	MAINT.VEHICLE	22,380	31,714	32,465	21,867	40,000
503-3702-47420	MAINT.VEHICLE/FURN/FIXTURE/EQUIP				-	60,000
503-3702-48596	AUDIT CONTRACT		9,709	10,000	9,709	10,000
503-3702-48598	PROFESSIONAL SERVICE/CONTRACTS	-	141,862	114,647	120,646	80,000
503-3702-48599	OTHER CONTRACTUAL SERVICES	82,537	26,628	28,155	6,123	-
503-3702-50795	WHOLESALE POWER COSTS	3,420,716	3,493,588	3,800,000	3,739,494	4,000,000
<b>TOTAL OPERATING EXPENSES</b>		<b>4,303,642</b>	<b>4,863,842</b>	<b>5,606,855</b>	<b>5,004,074</b>	<b>5,645,493</b>
<b>CAPITAL OUTLAY</b>						
503-3702-80805	BUILDING & STRUCTURES		56,626	143,400		
503-3702-80810	CAPITAL EQUIPMENT/MACHINERY/VEHICLE	302,270	181,269	-		
503-3702-80846	LAND ACQUISITION & IMPROVEMENT		-	17,975	17,974	
503-3702-80845	OTHER CAPITAL PURCHASES	346,701	867,442	-		-
<b>TOTAL CAPITAL OUTLAY</b>		<b>648,971</b>	<b>1,105,337</b>	<b>161,375</b>	<b>17,974</b>	<b>-</b>
<b>TOTAL EXPENDITURES</b>		<b>5,388,114</b>	<b>6,478,374</b>	<b>6,347,261</b>	<b>5,535,987</b>	<b>6,157,514</b>
<b>503 ELECTRIC DIVISION</b>						
<b>TRANSFERS IN AND OUT</b>		<b>2019-20</b>				
		<b>Actual</b>				
<i>Transfers IN</i>						
503-3702-12120	From NMSTO / Electric Investment		233,416.00	-		
503-3702-12120	From NMSTO / Electric Investment		50,000.00	-		
503-3702-12120	From NMSTO / Electric Investment		565,323.00			
503-3702-12120	From NMSTO / Electric Investment			17.00	16.38	
302-4603-10125				4.00	3.93	
318-9303-10139	From Electrical Construction Reserves		123,000.00	-		
503-3702-11119	From Electric Dept CD Investment	76,582	510,648.00	-		
			-	-		
			-			
			-			
<b>Total Transfers In</b>		<b>76,582</b>	<b>1,482,387</b>	<b>21.00</b>	<b>20.31</b>	<b>-</b>



<b>503 ELECTRIC DIVISION</b>						
		<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
	<b>Transfers OUT</b>					
101	General Fund	(1,400,000)	(1,290,000)	(1,553,987)	(1,553,987)	-
502	Joint Utility Office	(109,740)	(98,373)	(107,925)	(107,925)	(82,000)
	To Elec Bank NMSTO / Electric Investment (Closed Out)		(233,416)	(17.00)	(16.38)	
503-3702-12120	To Elec Bank NMSTO / Electric Investment		(50,000)	-	-	
	To Elec Bank NMSTO / Electric Investment (Closed Out)		(565,323)	-	-	
503-3702-12120	To Elec Bank Electric Dept CD Investment (Closed Out)		(510,648)	-	-	
503-3702-11119						
506	Waste Water		-	-	-	
302	Electrical Construction	(118,913)	-	-	-	
306	Capital Improvement Jt. Utility	(157,211)	-	-	-	
310	Emergency Repair Fund	-	-	-	-	
315	Capital Improvement Reserve Code 14-35b		(154,839)	(149,029)	(149,029)	(149,029)
316	Emergency Repair Reserve Code 14-35c		(3,125)	(3,125)	(3,125)	(3,125)
318	Electrical Repair Reserves Code 14-35e	(10,000)	(10,000)	(10,000)	(10,000)	(10,000)
403	NMFA Loan NMFA PPRF-4967		(98,948)	(93,639)	(93,639)	(67,094)
	NMFA Loan NMFA PPRF-5652 North					
403	Transformer					(100,578)
				-	-	
<b>Total Transfers Out</b>		<b>(1,642,700)</b>	<b>(3,014,672)</b>	<b>(1,917,722)</b>	<b>(1,917,721)</b>	<b>(411,826)</b>
<b>Net Transfers</b>		<b>(1,566,118)</b>	<b>(1,532,285)</b>	<b>(1,917,701)</b>	<b>(1,917,701)</b>	<b>(411,826)</b>

504 WATER DIVISION		2019-20	2020-21	2021-22	2021-22 Estimated Actual	2022-23 Projected Budget
		Actual	Actual	Budget		
<b>REVENUES</b>						
504-3803-30153	GROSS RECEIPTS-WA	38,432	59,827	62,819	62,018	\$ 65,332
504-3803-34523	UTILITY SERVICES	856,850	1,343,852	1,411,338	1,388,710	\$ 1,467,792
504-3803-34533	UTILITY SERVICES CONNECTIONS	11,091	9,716	10,202	11,386	\$ 10,610
504-3803-34553	WATER TAP FEES	7,528	5,104	15,432	26,098	\$ 16,048
504-3803-34773	MERCHANDISE & JOBBING	283	-	-	7,048	\$ 5,000
504-3803-35543	NON-PAYMENT PENALTIES	3,095	4,418	4,639	7,449	\$ 4,825
<b>TOTAL REVENUE</b>		<b>917,279</b>	<b>1,422,917</b>	<b>1,504,430</b>	<b>1,502,709</b>	<b>1,569,607</b>
<b>TRANSFERS IN (OUT)</b>						
504-3803-	IN	-	-	-	0	-
504-3803-49930	OUT	-	(405,965)	(748,091)	(748,091)	(631,226)
<b>TOTAL TRANSFERS</b>		<b>-</b>	<b>(405,965)</b>	<b>(748,091)</b>	<b>(748,091)</b>	<b>(631,226)</b>
<b>PERSONNEL EXPENSES</b>						
504-3803-40110	FULL TIME WAGES	188,249	189,243	167,440	130,361	167,440
504-3803-40120	TEMPORARY POSITIONS		-	-	-	29,120
504-3803-40125	OVERTIME WAGES	17,164	15,684	25,000	25,017	25,000
504-3803-40135	STANDBY WAGES	4,853	5,504	9,000	5,608	9,000
504-3803-40140	DELAYED COMPENSATION	-		1,157	2,287	-
504-3803-41205	FICA - REGULAR	12,821	12,845	12,231	9,886	14,295
504-3803-41210	FICA - MEDICARE	2,999	3,004	2,861	2,312	3,343
504-3803-41215	PERA	16,441	16,140	16,001	12,232	16,409
504-3803-41225	HEALTH INSURANCE	19,246	17,397	36,440	22,356	36,440
504-3803-41226	RETIREE INSURANCE	4,439	4,259	4,898	4,042	5,023
504-3803-41235	UNEMPLOYMENT INS.	1,523	182	297	181	297
504-3803-41240	WORKER'S COMP. ASSESSMENT	55	57	55	38	55

504 WATER DIVISION		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budget	Estimated Actual	Projected Budget
504-3803-41785	WORKERS' COMP PREMIUMS	4,517	3,855	10,000	5,665	10,000
<b>TOTAL PERSONNEL EXPENSES</b>		<b>272,307</b>	<b>268,170</b>	<b>285,380</b>	<b>219,985</b>	<b>316,422</b>
<b>EXPENDITURES</b>						
504-3803-42305	MILEAGE REIMB./EMPLOYEE TRAV	183	-	500		1,500
504-3803-42310	PER DIEM	827	-	-		-
504-3803-42620	UNIFORM/LINEN	1,764	1,860	2,500	1,409	2,500
504-3803-42720	EMPLOYEE TRAINING	6,082	1,185	4,000	2,026	4,000
504-3803-43316	FUEL	6,734	16,153	18,979	19,181	25,000
504-3803-43317	DIESEL FUEL	8,433	-		-	
504-3803-43465	RENT OF EQUIPMENT	620	14,418	5,000	3,469	4,000
504-3803-43466	RENT OF LAND/BUILDING		-	2,200	-	2,200
504-3803-43740	PRINTING/PUBLISHING	541	570	1,000	651	1,000
504-3803-43770	DUES & SUBSCRIPTIONS	12,360	3,519	2,500	2,180	2,500
504-3803-43775	TELEPHONE	679	873	8,700	844	2,000
504-3803-43780	UTILITIES	110,186	119,312	101,000	142,000	176,000
504-3803-43797	WATER CONSERVATION	13,467	14,756	15,000	15,003	15,000
504-3803-43815	SOFTWARE		14,503	13,800	13,132	24,800
504-3803-44605	CHEMICALS/LABORATORY TESTIN	3,646	-	550	525	-
504-3803-44606	OFFICE SUPPLIES	1,268	2,055	3,000	480	2,000
504-3803-44607	FIELD SUPPLIES	53,458	88,895	127,637	137,979	134,500
504-3803-44613	NON-CAPITAL EQUIPMENT	3,817	4,848	3,500	4,580	500
504-3803-44615	SAFETY EQUIPMENT	9,678	3,956	5,000	2,152	2,500
504-3803-45555	MISC EXPENSE	-	-	-	-	-
504-3803-45796	FRANCHISE TAX	2,809	4,139	3,000	5,500	3,000
504-3803-46731	PROPERTY LIABILITY INSURANCE	10,573	9,601	11,130	9,601	11,687
504-3803-46732	GENERAL LIABILITY INSURANCE	24,097	6,586	25,305	6,390	24,681
504-3803-46733	VEHICLE INSURANCE	9,957	4,856	10,456	6,820	10,979
504-3803-46794	GOVERNMENT GROSS RECEIPTS	38,897	59,076	41,111	59,480	50,000

504 WATER DIVISION		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budget	Estimated Actual	Projected Budget
504-3803-47415	MAINT,-REPAIRS GROUNDS/ROAD	21,346	18,525	15,000	16,477	15,000
504-3803-47420	MAINT & REPAIR VEHICLE	8,187	8,552	11,008	6,964	8,000
504-3803-47421	MAINTENANCE & REPAIR FURNITURE, FIXTURES, & EQUIPMENT	753	1,979	26,380	516	100,000
504-3803-47425	OTHER MAINT./WATER METERS	1,775	168	-	-	-
504-3803-47430	EMERGENCY REPAIRS	17,443	102,874	45,000	34,818	45,000
504-3803-48596	AUDIT CONTRACT		9,709	10,000	9,708	10,000
504-3803-48598	PROFESSIONAL SERVICES	22,343	70,653	70,091	74,666	75,000
504-3803-48599	OTHER CONTRACT SERVICES		-		-	
<b>TOTAL OPERATING EXPENSES</b>		<b>391,923</b>	<b>583,621</b>	<b>583,347</b>	576,551	753,347
<b>CAPITAL OUTLAY</b>						
504-3803-80810	CAPITAL EQUIPMENT/VEHICLES	73,050	95,542	-	-	-
<b>TOTAL CAPITAL OUTLAY</b>		<b>73,050</b>	<b>95,542</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>TOTAL EXPENDITURES</b>		<b>737,280</b>	<b>947,333</b>	<b>868,727</b>	<b>796,536</b>	<b>1,069,769</b>
<b>TRANSFERS IN</b>						
403	Debt Service	<b>BAR needed 7/14/21</b>				
	T or C 2 Loan Payment Payoff, Refund					
(313) R&R Water /	Transfer cash acct no longer needed				0.03	
					<b>0.03</b>	
<b>TRANSFERS OUT</b>						
101	General Fund		(40,000.00)	(340,000)	(340,000)	(250,000)
216	Streets Hot and Cold Mix			(30,000)	(30,000)	(30,000)

504 WATER DIVISION		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budget	Estimated Actual	Projected Budget
315	Capital Improvement Reserve Code 14-35b		(20,639)	(30,670)	(30,670)	(30,670)
316	Emergency Repair Fund Code 14-35c		(3,125)	(3,125)	(3,125)	(3,125)
403	Debt Service NMFA PPRF-4967		(27,601)	(26,120)	(26,120)	(18,715)
403	Debt Serv NMFA TorC 2,17,18,19,22		(216,227)	(115,991)	(115,991)	(115,992)
403	Debt Serv NMFA TorC 17,18,19,22				-	
403	Debt Serv DW4794			(31,866)	(31,866)	(31,866)
403	Debt Serv CIF-4927			(450)	(450)	(450)
360	NMFA Colonias 2021 Phase (7021)			(50,000)	(50,000)	
502	Jt. Utility Office Support		(98,373)	(107,925)	(107,925)	(82,000)
502	Jt. Utility Office Support 2020-21				-	
403 Debt Service	NMFA WPF-5089					-13208
	Bank of SW-USDA Loan 5,487,000 appx \$4,600/Mo. Interest Need BAR for 21-22			(11,944)	(11,944)	(55,200)
	<b>TOTAL TRANSFERS OUT</b>	-	<b>(405,965)</b>	<b>(748,091)</b>	<b>(748,091)</b>	<b>(631,226)</b>

505 SANITATION / SOLID WASTE DIVISION		2019-20	2020-21	2021-22	2021-22	2022-23 Projected Budget
		Actual	Actual	Budget	Estimated Actual	
<b>REVENUES</b>		-				
505-3904-30154	GRT ON SOLID WASTE (CUSTOMERS)	68,482	73,322	79,931	77,763	83,927
505-3904-30312	GROSS RECEIPTS-ENVIRONMENTAL	88,587	90,333	87,700	100,218	-
505-3904-30315	GRT ON TRANSFER STATION (CUSTOMERS)	10,494	11,791	10,000	12,603	10,500
505-3904-32700	OTHER STATE GRANTS	-	7,970	-	-	-
505-3904-34355	TRANSFER STATION REVENUE	502,279	536,634	500,000	585,471	525,000
505-3904-34524	UTILITY SERVICES	1,484,264	1,591,914	1,598,625	1,710,567	1,678,556
505-3904-35544	NON-PAYMENT PENALTIES	4,464	6,181	4,000	10,769	4,200
505-3904-36410	INVESTMENT	6,909	620	700	294	700
505-3904-37546	MISC. RECYCLING	20,019	27,883	32,000	34,103	33,600
<b>TOTAL REVENUE</b>		<b>2,185,498</b>	<b>2,346,648</b>	<b>2,312,956</b>	<b>2,531,788</b>	<b>2,336,483</b>
<b>TRANSFERS IN (OUT)</b>						
505-3904-39935	IN			21.00	20.09	
505-3904-49930	OUT	(400,901)	(394,779)	(921,949)	(921,949)	(500,572)
<b>TOTAL TRANSFERS</b>		<b>(400,901)</b>	<b>(394,779)</b>	<b>(921,928)</b>	<b>(921,929)</b>	<b>(500,572)</b>
<b>PERSONNEL EXPENSES</b>						
505-3904-40110	FULL TIME WAGES	397,868	414,809	424,320	411,433	424,320
505-3904-40125	OVERTIME WAGES	1,408	919	4,500	301	4,500
505-3904-40140	DELAYED COMPENSATION	-	-	409	408	
505-3904-41205	FICA - REGULAR	23,584	24,357	26,587	24,577	26,587
505-3904-41210	FICA - MEDICARE	5,516	5,697	6,218	5,748	6,218
505-3904-41215	PERA	38,400	40,180	41,583	38,356	41,583
505-3904-41225	HEALTH INSURANCE	76,756	92,628	97,481	79,679	97,481
505-3904-41226	RETIREE INSURANCE	11,753	12,307	12,730	11,741	12,730
505-3904-41235	UNEMPLOYMENT INS.	3,214	181	648	181	648
505-3904-41240	WORKER'S COMP. ASSESSMENT	110	108	120	105	120
505-3904-41785	WORKERS' COMP PREMIUMS	21,570	9,634	12,801	12,801	14,000
<b>TOTAL PERSONNEL EXPENSES</b>		<b>580,179</b>	<b>600,820</b>	<b>627,397</b>	<b>585,330</b>	<b>628,187</b>

ENTERPRISE FUNDS

505 SANITATION / SOLID WASTE

505 SANITATION / SOLID WASTE DIVISION		2019-20	2020-21	2021-22	2021-22	2022-23 Projected Budget
		Actual	Actual	Budget	Estimated Actual	
<b>EXPENDITURES</b>						
505-3904-43317	DIESEL FUEL	-	-	-	-	
505-3904-47410	MAINTENANCE CONTRACTS	2,438	2,491	-	-	
505-3904-47415	MAINT-REPAIRS GROUNDS/ROADWAYS	48,009		2,496	211	183,000
505-3904-47420	MAINT. VEHICLE/FURNITURE/FIXTURE/EQUI	-	83,374	122,000	94,590	100,000
505-3904-43403	REGULAR BUILDING MAINT	68	2,973	35,071	22,454	8,000
505-3904-48596	AUDIT CONTRACT		9,709	10,000	9,709	10,000
505-3904-48598	PROFESSIONAL SERVICES	200	11,818	11,824	10,879	7,000
505-3904-48599	OTHER CONTRACT SERVICES	28,932	30,954	47,016	24,850	50,000
505-3904-43815	SOFTWARE LIC/SOFTWARE UPDATE		14,009	15,000	14,585	15,000
505-3904-44606	OFFICE SUPPLIES	955	1,987	3,000	1,149	3,000
505-3904-44607	FIELD SUPPLIES	7,827	11,357	58,751	32,539	69,000
505-3904-44613	NON-CAPITAL EQUIPMENT	12,596	28,784	5,000	1,198	16,000
505-3904-44615	SAFETY EQUIPMENT	2,949	4,752	5,000	4,634	5,000
505-3904-42620	UNIFORM/LINEN	3,891	3,259	5,000	3,463	5,000
505-3904-43316	FUEL	37,443	37,310	71,000	56,384	70,000
505-3904-42720	EMPLOYEE TRAINING	4,325	-	5,625	550	5,625
505-3904-46731	PROPERTY LIABILITY INSURANCE	10,573	9,601	11,130	9,601	11,130
505-3904-46732	GENERAL LIABILITY INSURANCE	24,097	6,586	25,305	6,390	12,000
505-3904-46733	VEHICLE INSURANCE	37,915	18,487	39,811	8,910	12,000
505-3904-43735	POSTAGE	-	-	50	-	50
505-3904-43740	PRINTING/PUBLISHING	-	575	1,000	500	1,000
505-3904-43465	RENT OF EQUIPMENT	1,900	2,342	4,000	1,867	4,000
505-3904-43770	DUES & SUBSCRIPTIONS	18,124	800	1,000	750	1,000
505-3904-43775	TELEPHONE	1,821	2,142	4,000	2,243	4,000
505-3904-43780	UTILITIES	14,543	25,630	25,000	16,164	25,000
505-3904-43999	OPERATING COST	2,282	2,447	2,500	3,734	-
505-3904-45601	WASTE DISPOSAL	685,182	726,797	800,000	802,566	800,000
505-3904-45796	FRANCHISE TAX	5,292	5,593	5,000	5,796	5,000
505-3904-46794	GROSS RECEIPTS TAX	80,124	84,799	74,836	88,423	74,836
<b>TOTAL OPERATING EXPENSES</b>		<b>1,049,629</b>	<b>1,128,576</b>	<b>1,390,415</b>	<b>1,224,139</b>	<b>1,496,641</b>

ENTERPRISE FUNDS

505 SANITATION / SOLID WASTE

<b>505 SANITATION / SOLID WASTE DIVISION</b>		<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
		<b>Actual</b>	<b>Actual</b>	<b>Budget</b>	<b>Estimated Actual</b>	<b>Projected Budget</b>
<b>CAPITAL OUTLAY</b>						
505-3904-80810	VEHICLES	207,931	238,983	239,841	239,841	-
505-3904-80845	EQUIPMENT & MACHINERY			-		
505-3904-80845	OTHER CAPITAL PURCHASES	-	7,395	148,768	148,640	250,000
<b>TOTAL CAPITAL OUTLAY</b>		<b>207,931</b>	<b>246,378</b>	<b>388,609</b>	<b>388,481</b>	<b>250,000</b>
<b>TOTAL EXPENDITURES</b>		<b>1,837,739</b>	<b>1,975,774</b>	<b>2,406,421</b>	<b>2,197,950</b>	<b>2,374,828</b>
<b>TRANSFERS IN</b>						
<b>TOTAL TRANSFERS IN</b>				<b>21.00</b>	<b>20.09</b>	
<b>TRANSFERS OUT</b>						
101	General Fund	(75,000)	(125,000)	(625,000)	(625,000)	(250,000)
101	General Fund - Salary Study			(21,700)	(21,700)	
306	Capital Improvement Jt. Utility Reserve	(48,312)			-	
315	Capital Improvement Res Code 14-35b		(49,018)	(48,659)	(48,659)	(48,659)
316	Emergency Repair Fund Code 14-35c		(3,125)	(3,125)	(3,125)	(3,125)
403	Debt Service Capital One Revenue Bond	(117,848)	(119,293)	(115,540)	(115,540)	(116,788)
502	Jt. Utility Support	(159,741)	(98,343)	(107,925)	(107,925)	(82,000)
507	Landfill/Collection Center				-	
<b>TOTAL TRANSFERS OUT</b>		<b>(400,901)</b>	<b>(394,779)</b>	<b>(921,949)</b>	<b>(921,949)</b>	<b>(500,572)</b>

ENTERPRISE FUNDS

505 SANITATION / SOLID WASTE



506 WASTEWATER DIVISION						
		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budget	Estimated Actual	Projected Budget
<b>REVENUES</b>						
506-4005-30155	GROSS RECEIPTS	46,877	48,363	55,125	48,610	\$ 57,330
506-4005-34525	UTILITY SERVICES	1,028,980	1,075,915	1,102,500	1,090,650	\$ 1,146,600
506-4005-34555	SEWER TAP FEES	9,450	3,662	4,000	9,694	\$ 4,160
506-4005-35545	NON-PAYMENT PENALTIES	1,947	3,493	3,000	5,650	\$ 3,120
506-4005-37380	REIMBURSEMENT-GRANTS		83,600	-	-	\$ -
506-4005-37374	SURPLUS AUCTION PROCEEDS			-	3,515	
<b>TOTAL REVENUE</b>		<b>1,087,254</b>	<b>1,215,033</b>	<b>1,164,625</b>	<b>1,158,119</b>	<b>1,211,210</b>
<b>TRANSFERS IN (OUT)</b>						
506-4005-	IN					
506-4005-49930	OUT	(331,837)	(276,818)	(337,550)	(337,550)	(471,815)
<b>TOTAL TRANSFERS</b>		<b>(331,837)</b>	<b>(276,818)</b>	<b>(337,550)</b>	<b>(337,550)</b>	<b>(471,815)</b>
<b>PERSONNEL EXPENSES</b>						
506-4005-40110	FULL TIME WAGES	206,131	218,219	252,429	251,457	252,429
506-4005-40115	PART TIME WAGES		-	-	-	-
506-4005-40125	OVERTIME WAGES	22,752	16,329	20,000	16,919	25,000
506-4005-40135	STANDBY WAGES	7,217	6,612	10,000	6,793	10,000
506-4005-40140	DELAYED COMPENSATION	-	-	250	72	-
506-4005-41205	FICA - REGULAR	14,074	14,274	16,672	16,537	16,982
506-4005-41210	FICA - MEDICARE	3,292	3,338	3,899	3,868	3,972
506-4005-41215	PERA	19,666	20,902	23,413	24,100	23,413
506-4005-41225	HEALTH INSURANCE	45,896	50,348	50,864	52,682	59,322
506-4005-41226	RETIREE INSURANCE	6,663	7,068	7,167	6,770	7,167
506-4005-41235	UNEMPLOYMENT INS.	1,741	181	351	181	432
506-4005-41240	WORKER'S COMP. ASSESSMENT	46	47	60	53	80
506-4005-41785	WORKERS' COMP PREMIUMS	4,645	5,108	10,000	9,188	13,000
<b>TOTAL PERSONNEL EXPENSES</b>		<b>332,123</b>	<b>342,426</b>	<b>395,105</b>	<b>388,620</b>	<b>411,797</b>



		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budget	Estimated Actual	Projected Budget
<b>TOTAL OPERATING EXPENSES</b>		<b>386,786</b>	<b>427,504</b>	<b>518,108</b>	<b>331,923</b>	<b>482,313</b>
<b>CAPITAL OUTLAY</b>						
506-4005-80810	CAPITAL EQUIPMENT-VEHICLES	120,641	-	24,135	-	15,000
506-4005-80845	OTHER CAPITAL PURCHASES		158,281	20,000	-	20,000
<b>TOTAL CAPITAL OUTLAY</b>		<b>120,641</b>	<b>158,281</b>	<b>44,135</b>	<b>-</b>	<b>35,000</b>
<b>TOTAL EXPENDITURES</b>		<b>839,550</b>	<b>928,211</b>	<b>957,348</b>	<b>720,543</b>	<b>929,110</b>
<b>TRANSFERS IN</b>						
503	Electric Division					
301	Impact Fees					
<b>Total</b>		<b>-</b>		<b>-</b>		
<b>TRANSFERS OUT</b>						
101	General Fund	(100,000)	(90,000)	(90,000)	(90,000)	(250,000)
216	Streets Hot and Cold Mix			(15,000)	(15,000)	(15,000)
315	Capital Improvement Res Code 14-35b		(24,463)	(24,369)	(24,369)	(24,369)
316	Emergency Repair Fund Code 14-35c		(3,125)	(3,125)	(3,125)	(3,125)
317	Waste Water Repair Reserves Code 14-35-d Sa	(10,000)	(19,027)	(18,954)	(18,954)	(18,954)
403	Debt Service (NMFA TorC 24,27)	(7,713)	(7,713)	(7,713)	(7,713)	(7,713)
403	Debt Service (USDA Loan 9 (910,000))		(34,147)	(34,787)	(34,787)	(34,427)
403	Debt Service (USDA 715,000)			(24,196)	(24,196)	(24,454)
403	Debt Service (USDA 315,000)			(11,481)	(11,481)	(11,773)
502	Jt. Utility Support	(109,740)	(98,343)	(107,925)	(107,925)	(82,000)
<b>Total</b>		<b>(331,837)</b>	<b>(276,818)</b>	<b>(337,550)</b>	<b>(337,550)</b>	<b>(471,815)</b>

<b>508 GOLF COURSE</b>						
		<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2021-22</b>	<b>2022-23</b>
		<b>Actual</b>	<b>Actual</b>	<b>Budget</b>	<b>Estimated Actual</b>	<b>Projected Budget</b>
<b>REVENUES</b>						
508-4303-30315	GOVT GRT	1,652	2,582	2,000	3,593	\$ 3,000
508-4303-34376	SALES OTHER - GOLF PRO SHOP			-	228	\$ -
508-4303-36373	INTREST INCOME	18	28	15	3	\$ 25
508-4303-37316	MISC. INCOME	31,515	49,107	36,000	68,105	\$ 50,000
508-4303-37356	SIGN-IN FEE (EXP./IMPROV.)	3,429	4,192	3,500	1,973	\$ -
<b>TOTAL REVENUE</b>		<b>36,614</b>	<b>55,909</b>	<b>41,515</b>	<b>73,902</b>	<b>53,025</b>
<b>TRANSFERS IN (OUT)</b>						
508-4303-39935	IN	120,000	180,000	206,885	206,885	135,000
508-4303-49930	OUT	-		-		
<b>TOTAL TRANSFERS</b>		<b>120,000</b>	<b>180,000</b>	<b>206,885</b>	<b>206,885</b>	<b>135,000</b>
<b>PERSONNEL EXPENSES</b>						
508-4303-40120	TEMPORARY POSITIONS		-	-		
508-4303-40135	STANDBY WAGES	-	-	-	-	
508-4303-40140	DELAYED COMPENSATION	-	-	138	138	
508-4303-40110	FULL TIME WAGES	70,569	89,752	100,118	102,910	\$ 97,760
508-4303-40115	PART TIME WAGES	20,742	37,241	21,758	19,448	\$ 21,758
508-4303-40125	OVERTIME WAGES	-	2,150	2,121	2,786	\$ 2,000
508-4303-41205	FICA - REGULAR	5,661	8,007	7,689	7,748	\$ 8,297
508-4303-41210	FICA - MEDICARE	1,324	1,873	1,798	1,801	\$ 1,940
508-4303-41215	PERA	3,967	4,531	9,784	8,737	\$ 9,580
508-4303-41226	RETIREE INSURANCE	1,074	1,387	2,933	2,674	\$ 2,933
508-4303-41225	HEALTH INSURANCE	44	51	14,709	2,898	\$ 14,830
508-4303-41235	UNEMPLOYMENT INS.	-	-	216	181	\$ 243
508-4303-41785	WORKERS' COMP PREMIUMS	-	1,072	2,909	2,484	\$ 2,909
508-4303-41240	WORKER'S COMP. ASSESSMENT	41	53	50	47	\$ 60
<b>TOTAL PERSONNEL EXPENSES</b>		<b>103,422</b>	<b>146,117</b>	<b>164,223</b>	<b>151,852</b>	<b>162,310</b>

508 GOLF COURSE		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budget	Estimated Actual	Projected Budget
<b>EXPENDITURES</b>						
508-4303-42720	EMPLOYEE TRAINING		750	-	-	-
508-4303-43403	REGULAR BUILDING MAINT	415	500	-	-	-
508-4303-44615	SAFETY EQUIPMENT	297		-	-	-
508-4303-47415	MAINTENANCE GROUNDS	9,405	9,782	-	-	
508-4303-48599	OTHER CONTRACT SERVICES	-		-	-	
508-4303-47420	MAINTENANCE VEHICLE/EQUIP	7,544	14,333	414	407	
508-4303-44606	OFFICE SUPPLIES	615	-	3,000	159	1,000
508-4303-44607	FIELD SUPPLIES	3,136	6,993	38,086	32,860	35,000
508-4303-44613	NON CAPITAL ITEMS	5,365	974	4,000	160	5,000
508-4303-43316	GAS & OIL	2,560	3,472	5,000	5,271	7,000
508-4303-43740	PRINTING/PUBLISHING	1,626	321	3,000	-	1,500
508-4303-43465	RENT OF EQUIPMENT	13,728	13,027	18,000	14,043	14,000
508-4303-43770	SUBSCRIPTION & DUES	1,700	1,400	1,300	521	1,300
508-4303-43775	TELEPHONE	1,245	8,324	9,000	8,182	8,000
508-4303-43780	UTILITIES	15,803	16,387	22,000	17,038	20,000
508-4303-46794	GOVT GROSS RECEIPTS TAX	1,707	2,478	2,000	2,985	2,500
<b>TOTAL OPERATING EXPENSES</b>		<b>65,146</b>	<b>78,741</b>	<b>105,800</b>	<b>81,626</b>	<b>95,300</b>
<b>CAPITAL OUTLAY</b>						
508-4303-	NON POTABLE WELLS					
508-4303-80810	OTHER CAPITAL EQUIPMENT	9,340	-	-		
508-4303-80845	CAPITAL IMPROVEMENT					
<b>TOTAL CAPITAL OUTLAY</b>		<b>9,340</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>TOTAL EXPENDITURES</b>		<b>177,908</b>	<b>224,858</b>	<b>270,023</b>	<b>233,478</b>	<b>257,610</b>
	<b>TRANSFERS IN</b>					

508 GOLF COURSE		2019-20	2020-21	2021-22	2021-22	2022-23 Projected Budget
		Actual	Actual	Budget	Estimated Actual	
101	General Fund	65,000	125,000	151,437	151,437	80,000
101	General Fund Minimum Wage Increase			448	448	
214	Lodgers Tax	55,000	55,000	55,000	55,000	55,000
		120,000	180,000	206,885	206,885	135,000
	TRANSFERS OUT					

509 MUNICIPAL AIRPORT		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budget	Estimated Actual	Projected Budget
<b>REVENUES</b>						
509-4403-30420	GOVT GROSS RECEIPTS	5,652	4,181	5,500	7,122	6,000
509-4403-31376	FEDERAL GRANTS		39,000	22,000	22,000	-
509-4403-34348	HANGAR RENTALS	28,298	37,140	35,000	27,100	35,000
509-4403-34349	LEASE AGREEMENT	-	-	-	-	-
509-4403-34375	RENTS/ROYALTIES	1,400	1,525	1,500	1,375	1,500
509-4403-34411	SHORT TERM HANGAR RENTAL	2,430	10,205	9,000	9,685	9,400
509-4403-34414	AVIATION FUEL SALES	63,989	56,647	65,000	67,490	65,000
509-4403-34415	OIL SALES	37	301	200	180	200
509-4403-34416	JET FUEL SALES	95,369	80,364	85,000	169,551	100,000
509-4403-36373	INTEREST INCOME	28	32	25	35	35
509-4403-38372	INSURANCE/OTHER REIMBURSEMENTS		19,705	4,870	4,870	-
<b>TOTAL REVENUE</b>		<b>197,203</b>	<b>249,100</b>	<b>228,095</b>	<b>309,408</b>	<b>217,135</b>
<b>TRANSFERS IN (OUT)</b>						
509-4403-39935	IN	172,708	121,000	144,518	144,518	70,000
509-4403-	OUT	-	-	-	-	-
<b>TOTAL TRANSFERS</b>		<b>172,708</b>	<b>121,000</b>	<b>144,518</b>	<b>144,518</b>	<b>70,000</b>
<b>PERSONNEL EXPENSES</b>						
509-4403-40110	FULL TIME WAGES	81,946	76,100	80,340	59,515	77,740
509-4403-	PART TIME WAGES		-	-	-	-
509-4403-40125	OVERTIME WAGES	1,678	2,324	3,000	2,409	3,000
509-4403-40135	STANDBY WAGES	6,482	6,536	6,500	9,663	6,500
509-4403-40140	DELAYED COMPENSATION	-		288	288	-
509-4403-41205	FICA - REGULAR	5,352	5,100	5,570	4,414	5,570
509-4403-41210	FICA - MEDICARE	1,252	1,193	1,303	1,033	1,303

		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budget	Estimated Actual	Projected Budget
509-4403-41215	PERA	7,851	5,647	7,848	3,205	7,848
509-4403-41225	HEALTH INSURANCE	15,448	10,909	9,144	3,931	12,926
509-4403-41226	RETIREE INSURANCE	2,405	1,729	2,402	1,454	2,402
509-4403-41235	UNEMPLOYMENT INS.	564	-	162	181	162
509-4403-41240	WORKER'S COMP. ASSESSMENT	23	23	30	34	
509-4403-41785	WORKERS' COMP PREMIUMS	2,778	2,141	2,141	1,435	2,141
						30
<b>TOTAL PERSONNEL EXPENSES</b>		<b>125,779</b>	<b>111,702</b>	<b>118,728</b>	<b>87,562</b>	<b>119,622</b>
<b>EXPENDITURES</b>						
509-4403-34318	JET FUEL	80,679	65,786	73,000	108,947	60,000
509-4403-34319	AVIATION FUEL	62,733	49,827	50,000	45,387	50,000
509-4403-37320	CREDIT CARD PROCESSING FEES	4,983	4,221	5,000	7,595	5,000
509-4403-42305	MILEAGE REIMB.	-	-	-	-	
509-4403-42310	PER DIEM	-	-	-	-	
509-4403-42620	UNIFORM/LINEN	261	810	3,000	1,324	3,000
509-4403-42720	EMPLOYEE TRAINING	-	350	1,085	615	1,085
509-4403-43316	FUEL	550	554	1,500	1,551	1,500
509-4403-43403	REGULAR BUILDING MAINT			13,870	13,870	
509-4403-43465	RENT OF EQUIPMENT (INCLUDING TRUCK LEASE	621	21,695	21,480	19,007	21,480
509-4403-43740	PRINTING & PUBLISHING	-	140	-	-	
509-4403-43770	DUES & SUBSCRIPTIONS	1,475	1,482	1,545	1,185	945
509-4403-43775	TELEPHONE	6,292	5,589	5,741	5,314	5,500
509-4403-43780	UTILITIES	12,558	11,820	16,200	13,902	16,200
509-4403-43815	SOFTWARE		-	360	-	360
509-4403-43851	LEASE OF PHILLIPS FUEL TANK	21,000	-	-	-	
509-4403-44605	CHEMICALS/LABORATORY TESTING	-				
509-4403-44606	OFFICE SUPPLIES	122	235	1,452	1,447	1,500
509-4403-44607	FIELD SUPPLIES	1,702	3,238	2,618	3,514	3,000
509-4403-44613	NON-CAPITAL EQUIP.	18,938	100	5,000	3,920	5,000



		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budget	Estimated Actual	Projected Budget
509-4403-44615	SAFETY EQUIPMENT	-	-	1,000	-	1,600
509-4403-45555	MISCELLANEOUS EXP (PETTY CASH)				300	
509-4403-46731	PROPERTY LIABILITY INSURANCE	5,504	9,083	9,148	9,147	9,200
509-4403-46732	GENERAL LIABILITY INSURANCE	3,452	4,594	8,094	8,297	8,100
509-4403-46733	VEHICLE INSURANCE	996	486	1,046	1,552	1,600
509-4403-46794	GOVT GROSS RECEIPTS TAX	4,571	4,163	5,500	8,160	5,500
509-4403-47415	MAINT. REPAIRS-GROUNDS/ROADWAYS	1,176		-	-	
509-4403-47420	MAINT. VEHICLES	12,641	9,460	6,500	4,480	3,000
509-4403-47420	MAINT & REPAIR EQUIPMENT					3,500
509-4403-48598	PROFESSIONAL SERVICES		15,190	45,570	45,576	45,570
509-4403-48599	OTHER CONTRACTUAL SERVICES	905		1,000	-	1,000
					-	
<b>TOTAL OPERATING EXPENSES</b>		<b>241,159</b>	<b>208,823</b>	<b>279,709</b>	<b>305,090</b>	<b>253,640</b>
<b>CAPITAL OUTLAY</b>						
509-4403-80845	CAPITAL EQUIPMENT		-	-	-	
<b>TOTAL CAPITAL OUTLAY</b>		-	-	-	-	-
<b>TOTAL EXPENDITURES</b>		<b>366,938</b>	<b>320,525</b>	<b>398,437</b>	<b>392,652</b>	<b>373,262</b>
<b>TRANSFERS IN</b>						
101	General Fund	172,708	121,000	144,238	144,238	70,000
101	General Fund - Minimum Wage Increase			280	280	
<b>TOTAL TRANSFERS IN</b>		<b>172,708</b>	<b>121,000</b>	<b>144,518</b>	<b>144,518</b>	<b>70,000</b>
<b>TRANSFERS OUT</b>						
(30800) Other State	Project: NMDOT Aviation Division Airfield					
Funded Projects	Maintenance and Consumable Items (7005)	-	-	-		
101	General Fund (Reimb from CARES)		-			

		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budget	Estimated Actual	Projected Budget
	TOTAL TRANSFERS OUT	-	-	-		

**CITY OF TRUTH OR CONSEQUENCES**

**600 INTERNAL SERVICE FUNDS  
BUDGET RECAP**

**CITY OF TRUTH OR CONSEQUENCES PRELIMINARY BUDGET FOR FISCAL YEAR 7/1/21 TO 6/30/22**

<b>Fiduciary &amp; Internal Svc. Funds RECAP</b>	<b>Fiscal Year 2017-18 Actual</b>	<b>Fiscal Year 2018-19 Actual</b>	<b>Fiscal Year 2019-20 Actual</b>	<b>Fiscal Year 2020-21 Actual</b>	<b>Fiscal Year 2021-22 Budgeted</b>	<b>Fiscal Year 2022-23 Projected</b>
<b>600 Internal Service Fund</b>						
<i>Revenues</i>	\$ 13,258	\$ 15,896	\$ 7,916	\$ 10,535	\$ 10,000	\$ 10,000
<b>Total Revenues</b>	<b>\$ 13,258</b>	<b>\$ 15,896</b>	<b>\$ 7,916</b>	<b>\$ 10,535</b>	<b>\$ 10,000</b>	<b>\$ 10,000</b>
<i>Transfers: IN</i>	\$ -	\$ -	\$ -	\$ -	\$ 43,000	\$ 58,000
<i>Transfers: OUT</i>	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Net Transfers</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 43,000</b>	<b>\$ 58,000</b>
<i>Expenditures</i>						
Personnel Services	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Operating Expense	\$ 13,930	\$ 10,943	\$ 10,451	\$ 55,421	\$ 70,500	\$ 105,500
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Total Expenditures</b>	<b>\$ 13,930</b>	<b>\$ 10,943</b>	<b>\$ 10,451</b>	<b>\$ 55,421</b>	<b>\$ 70,500</b>	<b>\$ 105,500</b>

## CITY OF TRUTH OR CONSEQUENCES

INTERNAL SERVICE FUND						
600 FLEET MAINTENANCE						
		2019-20	2020-21	2021-22	2021-22	2022-23
		Actual	Actual	Budgeted	YTD	Projected
<b>REVENUES</b>						
600-7003-34376	SALES-OTHER	7,916	10,535	10,000	17,137	10,000
600-7003-37374	AUCTION PROCEEDS	-	-	-	2,470	
	<b>TOTAL REVENUE</b>	<b>7,916</b>	<b>10,535</b>	<b>10,000</b>	<b>19,607</b>	<b>10,000</b>
<b>TRANSFERS IN (OUT)</b>						
	IN	-	-	43,000	43,000	58,000
	OUT	-	-	-		
	<b>NET TRANSFERS</b>	<b>-</b>	<b>-</b>	<b>43,000</b>	<b>43,000</b>	<b>58,000</b>
<b>OPERATING EXPENSES</b>						
600-7003-42620	UNIFORMS & LINEN		-	3,000	1,640	3,000
600-7003-43316	FUEL & OIL	5,211	4,220	12,000	9,084	18,000
600-7003-43465	RENT OF EQUIPMENT	-	-	2,500	1,130	2,500
600-7003-43815	SOFTWARE	-	-	-	-	13,000
600-7003-44606	OFFICE SUPPLIES	-	1,503	3,000	1,091	3,000
600-7003-44607	FIELD SUPPLIES	-	13,990	26,455	25,981	18,000
600-7003-44607	FIELD SUPPLIES (LUBRICANTS/ANTIFREEZE)		-	-		
600-7003-44607	FIELD SUPPLIES (TIRES)		-	-		
600-7003-44613	NON-CAPITAL ITEMS	-	22,188	10,000	4,250	10,000
600-7003-44615	SAFETY EQUIPMENT	-	4,314	4,000	700	4,000
600-7003-44810	EQUIPMENT & MACHINERY		-			
600-7003-47420	MAINT. VEHICLE/EQUIP.	5,240	9,205	9,545	5,852	34,000
600-7003-	TIRE DISPOSAL	-				
600-7003-	BUILDING / STRUCTURES	-	-	-		

## CITY OF TRUTH OR CONSEQUENCES

<b>TOTAL OPERATING EXPENSES</b>		<b>10,451</b>	<b>55,421</b>	<b>70,500</b>	<b>49,729</b>	<b>105,500</b>
<b>CAPITAL OUTLAY</b>						
600-7003-60810	EQUIPMENT & MACHINERY	-	-	-		
600-7003-80845	OTHER CAPITAL PURCHASES					
<b>TOTAL CAPITAL OUTLAY</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
	<b>TOTAL EXPENDITURES</b>	<b>10,451</b>	<b>55,421</b>	<b>70,500</b>	<b>49,729</b>	<b>105,500</b>

## **CITY OF TRUTH OR CONSEQUENCES**

### **SCHEDULE OF TRANSFERS**

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
101	General	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(214) Lodgers Tax	Civic Ctr Wages	\$ 35,000	\$ 35,000	\$ 35,000
		(217) Recreation	Closing Recreation Bank Acct			
		(296) PD GRT Fund	\$1.50 PD Raises beginning 2019-20 and	\$ 52,728	\$ 52,728	\$ 52,728
		(296) PD GRT Fund	\$1.50 PD Raises. Transfer not made int 2019-20	\$ 52,728	\$ -	
		(296) PD GRT Fund	Transfer Excess Cash Balance from PDGRT per Commission approval 5/17/22			\$ 669,320
		(304) Senior Grants	Temporary Transfer to Cover Expenses	\$ 183,170		
		(304) Senior Grants	Temporary Transfer to Cover Expenses 20-21		\$ 60,080	
		(312) R&R Airport	Temporary Loan to Cover Expenses			
		(503) Joint Utility - Electric	Administrative Fees	\$ 1,290,000	\$ 1,553,987	
		(504) Joint Utility - Water	Administrative Fees	\$ 40,000	\$ 340,000	\$ 250,000
		(505) Solid Waste	Administrative Fees	\$ 125,000	\$ 625,000	\$ 250,000
		(505) Solid Waste	Salary Study		\$ 21,700	\$ -
		(506) WW	Administrative Fees	\$ 90,000	\$ 90,000	\$ 250,000
		(507) Transfer Station	Admin Fee			
		(509) Airport	Reimb GF for \$30,000 Cares Act Grant (exp paid in 19-20)	\$ 30,000		
			<b>101 -TOTAL TRANSFERS IN</b>	<b>\$ 1,898,626</b>	<b>\$ 2,778,495</b>	<b>\$ 1,507,048</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(201) Corrections	Deficit Coverage	\$ (30,000)	\$ (35,000)	\$ -
		(216) Streets	Turner Donation/McAdoo Street Project			
		(217) Recreation Fund	Deficit Coverage			
		(295) Municipal Pool	Deficit Coverage	\$ (60,000)	\$ (188,560)	\$ (150,000)
		(296) PD GRT Fund	Cover Expenses			
		(296) PD GRT Fund	PY Revenues Owed & Paid off	\$ (237,127)	\$ -	
		(296) PD GRT Fund	19-20 Revenues Owed (partial)	\$ (43,137)		
		(304) Senior Grants	Temporary to Cover Reimb for SJOA Grant 19-20			



**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
		(304) Senior Grants	Temporary to Cover Reimb for SJOA Grant 20-21			
		(305) Capital Improvement	Per City Code			
		(312) R&R Airport	Grant Matching Funds			
		(312) R&R Airport	Temporary Loan to Cover Expenses			
		(508) Golf Course	Deficit Coverage & CI	\$ (125,000)	\$ (151,437)	\$ (80,000)
		(508) Golf Course	Increase in Minimum Wage		\$ (448)	\$ -
		(509) Municipal Airport	Deficit Coverage	\$ (121,000)	\$ (144,238)	\$ (70,000)
		(509) Municipal Airport	Minimum Wage Increase		\$ (280)	
		(218) Municipal Court JAF	Repay Temporary Transfer	\$ -		
		(600) Fleet Services	General Fund Support	\$ -	\$ (43,000)	\$ (58,000)
			<b>101 -TOTAL TRANSFERS OUT</b>	<b>\$ (616,264)</b>	<b>\$ (562,963)</b>	<b>\$ (358,000)</b>
			<b>101 - NET TRANSFERS</b>	<b>\$ 1,282,362</b>	<b>\$ 2,215,532</b>	<b>\$ 1,149,048</b>
<b>201</b>	<b>Corrections</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(296) PD Gross Receipt Tax	Care of Prisoners (Sierra Vista Hospital)		\$ 60,000	\$ 30,000
		(101) General Fund	Deficit Coverage	\$ 30,000	\$ 35,000	
			<b>201 -TOTAL TRANSFERS IN</b>	<b>\$ 30,000</b>	<b>\$ 95,000</b>	<b>\$ 30,000</b>
<b>214</b>	<b>Lodgers Tax</b>	<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(508) Golf Course	Support Golf Course	\$ (55,000)	\$ (55,000)	\$ (55,000)
		(101) General Fund	Civic Ctr Wages	\$ (35,000)	\$ (35,000)	\$ (35,000)
			<b>214 - Total Transfer OUT</b>	<b>\$ (90,000)</b>	<b>\$ (90,000)</b>	<b>\$ (90,000)</b>
<b>216</b>	<b>Street</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(101) General Fund	Turner Donation/McAdoo Street Project			
		(304) Senior Grants	Closing Senior Grants Bank Acct			

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

<b>Fund No.</b>	<b>Fund Name</b>	<b>Description</b>	<b>Purpose</b>	<b>Fiscal Year 2020-21 Actual</b>	<b>Fiscal Year 2021-22 Budgeted</b>	<b>Fiscal Year 2022-23 Projected</b>
		(316) Emergency Reserve	Street Repair, Hot and Cold Mix			
		(308) Capital Imp (USDA Sweeper)	PY Cash Remaining		\$ 100.00	
		(317) Waste Water Reserve	Street Repair, Hot and Cold Mix			
		(506) Waste Water	Street Repair, Hot and Cold Mix		\$ 15,000.00	\$ 15,000
		(504) Water	Street Repair, Hot and Cold Mix		\$ 30,000.00	\$ 30,000
			<b>216 -Total Transfer IN</b>	<b>\$ -</b>	<b>\$ 45,100.00</b>	<b>\$ 45,000.00</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(403) Debt Service	Debt Pymt. NMFA CIF-5192			\$ (5,000)
		(360) NMFA Projects	NMFA Colonias 2020 MSD Project Roadway Replacement (7009)	\$ -	\$ (100,000.00)	
			<b>216 -Total Transfer OUT</b>	<b>\$ -</b>	<b>\$ (100,000.00)</b>	<b>\$ (5,000.00)</b>
			<b>216 - NET TRANSFERS</b>	<b>\$ -</b>	<b>\$ (54,900.00)</b>	<b>\$ 40,000.00</b>
<b>217</b>	<b>Recreation</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(101) General Fund	Deficit Coverage			
			<b>217 -TOTAL TRANSFERS IN</b>	<b>\$ -</b>	<b>\$ -</b>	
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(217) Recreation	Closing Recreation Bank Acct	\$ -	\$ -	
			<b>217 -TOTAL TRANSFERS OUT</b>	<b>\$ -</b>	<b>\$ -</b>	
			<b>217 - NET TRANSFERS</b>	<b>\$ -</b>	<b>\$ -</b>	
<b>293</b>	<b>Veterans Wall Perpetual Care</b>	<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(303) Veteran Wall	Closing Vet Wall Perp Bank Acct			
			<b>293 -Total Transfer OUT</b>	<b>\$ -</b>		
<b>295</b>	<b>Municipal Pool</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(101) General Fund	General Fund Support	\$ 60,000	\$ 188,000	\$ 150,000
		(101) General Fund	Mid Year Min Wage Increase		\$ 560	
			<b>295 -Total Transfer IN</b>	<b>\$ 60,000</b>	<b>\$ 188,560</b>	<b>\$ 150,000</b>
<b>296</b>	<b>PD Gross Receipts Tax Fund (GRT)</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
		(101) General Fund	PY Revenues Owed 20-21(Will Pay in Full)	\$ 237,127		
		(101) General Fund	2019-20 GRT Revenues (Partial Reimb)	\$ 43,137		
		(101) General Fund	Pay Off All Prior Years		\$ -	
			<b>296 -TOTAL TRANSFER IN</b>	<b>\$ 280,264</b>	<b>\$ -</b>	
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(101) General Fund	\$1.50 Raises beginning 2019-20 and beyo	\$ (52,728)	\$ (52,728)	\$ (52,728)
		(101) General Fund	\$1.50 PD Raises. Transfer not made int 20	\$ (52,728)	\$ -	
		(201) Correction Fund	Care of Prisoners (Sierra Vista Hospital)		\$ (60,000)	\$ (30,000)
		(101) General Fund	Transfer Excess Cash Balance from PDGRT per Commission approval 5/17/22	\$ -	\$ -	\$ (669,320)
		(297) PD Confidential	To replace Community Policing			
			<b>296 -Total Transfer OUT</b>	<b>\$ (105,456)</b>	<b>\$ (112,728)</b>	<b>\$ (752,048)</b>
			<b>296 - NET TRANSFERS</b>	<b>\$ 174,808</b>	<b>\$ (112,728)</b>	<b>\$ (752,048)</b>
<b>297</b>	<b>PD Cond.</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(298) PD Donations	Community Policing			
		(296) PD Gross Receipts	To replace Community Policing			
			<b>297 -Total Transfer IN</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(298) PD Donations	Closing PD Confid Bank Acct			
			<b>297 -TOTAL TRANSFER OUT</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
			<b>297 - Net Transfers</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<b>298</b>	<b>PD Donations</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(297) PD Confid	Closing PD Confid Bank Acct			
			<b>298 -TOTAL TRANSFER IN</b>			

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

<b>Fund No.</b>	<b>Fund Name</b>	<b>Description</b>	<b>Purpose</b>	<b>Fiscal Year 2020-21 Actual</b>	<b>Fiscal Year 2021-22 Budgeted</b>	<b>Fiscal Year 2022-23 Projected</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(101) General Fund	Community Police			
		(297) PD Confidential	Closing PED Confid Bank Acct			
		(201) Corrections Fund	Deficit Coverage			
		(403) Debt Service	NMFA CAMERAS/REPEATER			
			<b>298 -TOTAL TRANSFER OUT</b>	\$ -	\$ -	\$ -
			<b>298-NET TRANSFERS</b>	\$ -	\$ -	\$ -
<b>302</b>	<b>Electrical Construction</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(503) Electric Division	Transfer Cash Acct no longer used.		\$ -	
		(503) Electric Division	Cielo Vista & Substation			
		(503) Electric Division	Debt Pymt. TorC 6 Refinanced			
			<b>302 -Total Transfer IN</b>	\$ -	\$ -	\$ -
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(503) Electric Division	Transfer Cash Acct no longer used.		\$ (3.93)	
		(503) Electric Division	NMFA Payoff/Refinance T or C 6			
			<b>302 -TOTAL TRANSFER OUT</b>	\$ -	\$ (3.93)	\$ -
			<b>302-NET TRANSFERS</b>	\$ -	\$ (3.93)	\$ -
<b>303</b>	<b>Veterans Wall</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(293) Vet Wall Perp	Closing Vet Wall Perp Bank Acct			
			<b>303 -Total Transfer IN</b>	\$ -	\$ -	\$ -
<b>304</b>	<b>Senior Grants</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(101) General Fund	SJOA Grant 20-21			
		(101) General Fund	SJOA Grant 19-20	\$ -		
			<b>304 -Total Transfer IN</b>	\$ -	\$ -	\$ -

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(101) General Fund	Owes to General Fund for 19-20 PY Exp	\$ (183,170)		
		(101) General Fund	Owes to General Fund for 20-21 PY Exp		\$ (60,080)	
		(216) Streets	Closing Senior Grants Bank Acct			
			<b>304 -Total Transfer OUT</b>	<b>\$ (183,170)</b>	<b>\$ (60,080)</b>	<b>\$ -</b>
			<b>304 - Net Transfer</b>	<b>\$ (183,170)</b>	<b>\$ (60,080)</b>	<b>\$ -</b>
305	CI Capital Imp.	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(101) General Fund	Deficit Coverage			
			<b>305 -Total Transfer IN</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(101) General Fund	Closing CI General Bank Acct	\$ -	\$ -	\$ -
			<b>305 -Total Transfer OUT</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
			<b>305 - Net Transfer</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
306	Capital Improvement Jt. Utility	<b>TRANSFER IN / OUT FROM OTHER FUNDS</b>				
		(503) Electric Division	Per City Code			
		(504) Water Division	Debt Payment			
		(504) Water Division	Per City Code			
		(506) Wastewater	Per City Code			
		(506) Wastewater	Debt Service			
		(505) Solid Waste	Per City Code			
		(507) Landfill/Collection Ctr.	Per City Code			
		(370) Water Trust Board Project	Project: NMFA Water Trust Board		\$ (75,000)	
			<b>306 -Total Transfer IN</b>	<b>\$ -</b>	<b>\$ (75,000)</b>	<b>\$ -</b>
307	Golf Course Imp. Fund	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(508) Golf Course	Deficit Coverage & CI			
			<b>307 -Total Transfer IN</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
308	Capital Imp (USDA Sweeper)	<b>TRANSFER OUT TO OTHER FUNDS</b>				

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
		(216) Municipal Streets	PY Balance Remaining	\$ -	\$ (100)	
			307 -Total Transfer IN	\$ -	\$ (100)	\$ -
309	USDA Waste Water Treatment Plant					
		TRANSFER IN FROM OTHER FUNDS				
		(506) Waste Water Divisions	Cover Fund Deficit			
			309 -Total Transfer IN	\$ -	\$ -	\$ -
		TRANSFER OUT TO OTHER FUNDS				
		(317) Waste Water Repair Reserves	Transfer Cash		\$ (40,042)	
			309 -Total Transfer OUT	\$ -	\$ (40,042)	\$ -
310	Emergency Repair	TRANSFER IN FROM OTHER FUNDS				
		(503) Electric Division	Per City Code	\$ -		
			310 -Total Transfer IN	\$ -	\$ -	\$ -
		TRANSFER OUT TO OTHER FUNDS				
		(316) Emergency Repair	Closed Emergency Reserve Bank Acct			
			310 -Total Transfer OUT	\$ -	\$ -	\$ -
			310 -Net Transfer	\$ -	\$ -	\$ -
312	R & R Airport	TRANSFER IN FROM OTHER FUNDS				
		(101) General Fund	Grant Matching Funds	\$ -		
		(101) General Fund	Temporary Loan to cover expenses			
		(315) Capital Improvement Reserve	NMDOT Aviation Division Electrical Vault Design Construction	\$ -	\$ -	
			312 -Total Transfer IN	\$ -	\$ -	\$ -
		TRANSFER OUT TO OTHER FUNDS				
		(101) General Fund	Temporary Loan to cover expenses			
			312 -Total Transfer OUT	\$ -	\$ -	\$ -
			312 -Net Transfer	\$ -	\$ -	\$ -

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
313	R & R Water	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(504) Water Division	Transfer Cash Acct no longer used.		\$ -	
			<b>313 -Total Transfer IN</b>	\$ -	\$ -	\$ -
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(504) Water Division	Transfer Cash Acct no longer used.		\$ (0.03)	
		(316) Emergency Repair Reserve	Closed R&R Water Bank Acct			
			<b>313 -Total Transfer OUT</b>	\$ -	\$ (0.03)	\$ -
			<b>313 -Net Transfer</b>	\$ -	\$ (0.03)	\$ -
314	CDBG	<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(504) Water	Closed CDBG Bank Account			
		(506) WWTP	Closed CDBG Bank Account			
			<b>314 -Total Transfer OUT</b>	\$ -	\$ -	\$ -
315	Capital Improvement Jt. Utility	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(506) Waste Water Division	Per City Code			
		(503) Electric Division	Per City Code 14-35 b	\$ 154,839	\$ 149,029	\$ 149,029
		(504) Water Department	Per City Code 14-35 b	\$ 20,639	\$ 30,670	\$ 30,670
		(505) Solid Waste	Per City Code 14-35 b	\$ 49,018	\$ 48,659	\$ 48,659
		(506) Waste Water	Per City Code 14-35 b	\$ 24,463	\$ 24,369	\$ 24,369
			<b>315 -Total Transfer IN</b>	\$ 248,959	\$ 252,727	\$ 252,727
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(370) Water Trust Board Project	Project: NMFA Water Trust Board Booster Station and Austin St. Improvements (7008)	\$ -	\$ (71,000)	
		(312) Other Federal Funded Projects	NMDOT Aviation Division Electrical Vault Design Construction	\$ -		

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
		(360) NMFA Projects	Water Preliminary Engineering Report (7000)		\$ (10,474)	
			315 -Total Transfer OUT	\$ -	\$ (81,474)	\$ -
			315 - Net Transfers	\$ 248,959	\$ 171,253	\$ 252,727
316	Emergency Repair Reserve	TRANSFER IN FROM OTHER FUNDS				
		(503) Electric Division	Per City Code 14-35 c	\$ 3,125	\$ 3,125	\$ 3,125
		(504) Water Division	Per City Code 14-35 c	\$ 3,125	\$ 3,125	\$ 3,125
		(505) Solid Waste Division	Per City Code 14-35 c	\$ 3,125	\$ 3,125	\$ 3,125
		(506) Waste Water Division	Per City Code 14-35 c	\$ 3,125	\$ 3,125	\$ 3,125
		(507) Solid Waste Collection Center	Per City Code	\$ -		
		(310) Emergency Reserve	Closed Emergency Reserve Bank Acct			
		(313) R&R Water	Closed R&R Water Bank Acct			
			316 -Total Transfer IN	\$ 12,500	\$ 12,500	\$ 12,500
		TRANSFER OUT TO OTHER FUNDS				
		(216) Municipal Streets	Street Repair, Hot and Cold Mix			
			316 -Total Transfer OUT	\$ -	\$ -	\$ -
			316 - Net Transfer	\$ 12,500	\$ 12,500	\$ 12,500
317	Waste Water R&R	TRANSFER IN FROM OTHER FUNDS				
		(216) Municipal Streets				
		(309) USDA WWTP	Transfer Cash		\$ 40,042	
		(506) Waste Water	Per City Code 14-35 d	\$ 19,027	\$ 18,954	\$ 18,954
			317 -Total Transfer IN	\$ 19,027	\$ 58,996	\$ 18,954
		TRANSFER OUT TO OTHER FUNDS				
		(216) Municipal Streets	Street Repair, Hot and Cold Mix			
			317 -Total Transfer OUT	\$ -	\$ -	\$ -
			317 - Net Transfer	\$ 19,027	\$ 58,996	\$ 18,954



**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
318	Electrical Reserve	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(503) Electric Division	Per City Code 14-35 e	\$ 10,000	\$ 10,000	\$ 10,000
			<b>318 -Total Transfer IN</b>	<b>\$ 10,000</b>	<b>\$ 10,000</b>	<b>\$ 10,000</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(503) Electric Division	Cash Needed for Expenditures	\$ (123,000)		
			<b>318-Total Transfer OUT</b>	<b>\$ (123,000)</b>	<b>\$ -</b>	<b>\$ -</b>
			<b>318 - Net Transfer</b>	<b>\$ (113,000)</b>	<b>\$ 10,000</b>	<b>\$ 10,000</b>
360	NMFA Projects	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(315) Capital Improvement Reserve	Project: NMFA Colonias 2019 City-Wide Water Preliminary Engineering Report (7000)		\$ 10,474	
		(504) Water	NMFA Colonias 2021 Water System Improvements Phase 2 (7021)		\$ 50,000	
		(216) Municipal Street Fund	Project: NMFA Colonias 2020 MSD Project Roadway Replacement (7009)	\$ -	\$ 100,000	
			<b>360 -Total Transfer IN</b>	<b>\$ -</b>	<b>\$ 160,474</b>	<b>\$ -</b>
370	Water Trust Board	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(315) Capital Improvement Reserve	Project: NMFA Water Trust Board Booster Station and Austin St. Improvements (7008)	\$ -	\$ 71,000	
					\$ 75,000	
			<b>370 -Total Transfer IN</b>	<b>\$ -</b>	<b>\$ 146,000</b>	<b>\$ -</b>
380	Other State Funded Projects	<b>TRANSFER IN FROM OTHER FUNDS</b>				

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
		(509) Airport	Project: NMDOT Aviation Division Airfield Maintenance and Consumable Items (7005)	\$ -	\$ -	
			<b>380 -Total Transfer IN</b>	<b>\$ -</b>	<b>\$ -</b>	
<b>403</b>	<b>Debt Service</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(296) PD GRT	NMFA CAMERAS/REPEATER			
		(216) Municipal Street Fund	Debt Pymt. NMFA CIF-5192			\$ 5,000
		(503) Electric Division	Debt Pymt. NMFA PPRF-4967	\$ 98,948	\$ 93,639	\$ 67,094
		(503) Electric Division	Debt Pymt. NMFA PPRF-5652	\$ -	\$ -	\$ 100,578
		(504) Water Division	Debt Pymt. NMFA PPRF-4967	\$ 27,601	\$ 26,120	\$ 18,715
		(504) Water Division	Debt Payment (NMFA TorC 2,17,18,19,22)	\$ 216,227	\$ 115,991	\$ 115,992
		(504) Water Division	Debt Pymt DW4794		\$ 31,866	\$ -
		(504) Water Division	Debt Pymt CIF-4927		\$ 450	\$ 450
		(504) Water Division	Debt Pymt. Bank SW Bridge Loan Interest Appx \$4,600/Mo	\$ -	\$ 11,944	\$ 55,200
		(504) Water Division	Debt Pymt. NMFA WPF-5089			\$ 13,208
		(505) Solid Waste Division	Capital One Revenue Bond	\$ 119,293	\$ 115,540	\$ 116,788
		(506) Waste Water Division	Debt Service (NMFA TorC 24,27)	\$ 7,713	\$ 7,713	\$ 7,713
		(506) Waste Water Division	Debt Service USDA Loan \$715,000	\$ -	\$ 24,196	\$ 24,454
		(506) Waste Water Division	Debt Service USDA Loan \$315,000	\$ -	\$ 11,481	\$ 11,773
		(506) Waste Water Division	Debt Service-USDA Loan 9 (\$910,000)	\$ 34,147	\$ 34,787	\$ 34,427
			<b>403 -Total Transfer IN</b>	<b>\$ 503,929</b>	<b>\$ 473,727</b>	<b>\$ 571,392</b>
<b>502</b>	<b>Utility Office</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(503) Electric Division	Administrative Fees	\$ 98,343	\$ 107,925	\$ 82,000
		(504) Water Division	Administrative Fees	\$ 98,373	\$ 107,925	\$ 82,000
		(505) Solid Waste Division	Administrative Fees	\$ 98,343	\$ 107,925	\$ 82,000
		(506) Waste Water Division	Administrative Fees	\$ 98,343	\$ 107,925	\$ 82,000
		(507) Landfill/Collection Center	Administrative Fees	\$ -		
			<b>502 -Total Transfer IN</b>	<b>\$ 393,402</b>	<b>\$ 431,700</b>	<b>\$ 328,000</b>

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
503	Electric Division	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(302) Electrical Construction	NMFA Payoff/Refinance T or C 6			
		(302) Electrical Construction	Transfer Cash Acct no longer used.		\$ 3.93	
		(318) Electrical Const Reserves	Cash Needed for Expenditures	\$ 123,000		
		503-3702-12120	From NMSTO / Electric Investment		\$ 16.38	
		(503) Electric Dept CD Investment	Closed Out Transferred to Ele Oper	\$ 510,648		
		(503) NMSTO Investment	Closed Out Transferred to Ele Oper	\$ 848,739		
			<b>503 -Total Transfer IN</b>	<b>\$ 1,482,387</b>	<b>\$ 20.31</b>	<b>\$ -</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(101) General Fund	Administrative Fees	\$ (1,290,000)	\$ (1,553,987)	
		(302) Electrical Construction	Cielo Vista & Substation	\$ -		
		(302) Electrical Construction	Debt Pymt. TorC 6 Refinanced	\$ -		
		(306) Capital Improvement Jt. Utility	Per City Code	\$ -		
		(310) Emergency Repair Fund	Per City Code	\$ -		
		(315) Capital Improvement Reserve	Per City Code 14-35 b	\$ (154,839)	\$ (149,029)	\$ (149,029)
		(316) Emergency Repair Reserve	Per City Code 14-35 c	\$ (3,125)	\$ (3,125)	\$ (3,125)
		(318) Electrical Repair Reserves	Per City Code 14-35 e	\$ (10,000)	\$ (10,000)	\$ (10,000)
		(403) NMFA Loan Debt Service	Debt Pymt. NMFA PPRF-4967	\$ (98,948)	\$ (93,639)	\$ (67,094)
		(403) NMFA Loan Debt Service	Debt Pymt. NMFA PPRF-5652			\$ (100,578)
		(502) Joint Utility Office	Administrative Fees	\$ (98,343)	\$ (107,925)	\$ (82,000)
		(503) Electric Dept CD Investment	To Elec Operating Fund for Expenditures	\$ (510,648)	\$ (16.38)	
		(503) NMSTO Investment	To Elec Operating Fund for Expenditures	\$ (848,739)	\$ -	
			<b>503 Total Transfer OUT</b>	<b>\$ (3,014,642)</b>	<b>\$ (1,917,721)</b>	<b>\$ (411,826)</b>
			<b>503 - Net Transfers</b>	<b>\$ (1,532,255)</b>	<b>\$ (1,917,701)</b>	<b>\$ (411,826)</b>
504	Water Division	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(313) R&R Water Fund	Transfer Cash Acct no longer used.		\$ 0.03	
		(314) CDBG	Closed CDBG Bank Account			
			<b>504 -Total Transfer IN</b>	<b>\$ -</b>	<b>\$ 0.03</b>	<b>\$ -</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21	Fiscal Year 2021-22	Fiscal Year 2022-23
				Actual	Budgeted	Projected
		(101) General Fund	Administrative Fees	\$ (40,000)	\$ (340,000)	\$ (250,000)
		(301) WWW Effluent	Bank Inactivity			
		(403) Debt Service	Debt Pymt. NMFA PPRF-4967	\$ (27,601)	\$ (26,120)	\$ (18,715)
		(403) Debt Service	Debt Payment (NMFA TorC 2,17,18,19,22)	\$ (216,227)	\$ (115,991)	\$ (115,992)
		(403) Debt Service	Debt Pymt DW4794		\$ (31,866)	\$ -
		(403) Debt Service	Debt Pymt CIF-4927		\$ (450)	\$ (450)
		(502) Joint Utility Office	Administrative Fees	\$ (98,373)	\$ (107,925)	\$ (82,000)
		(306) Capital Improvement Jt. Utility	Per City Code			
		(306) Capital Improvement Jt. Utility	Debt Pymt.			
		(315) Capital Improvement Reserve	Per City Code 14-35 b	\$ (20,639)	\$ (30,670)	\$ (30,670)
		(313) R&R Water Fund	Bank Activity			
		(316) Emergency Repair Fund	Per City Code 14-35 c	\$ (3,125)	\$ (3,125)	\$ (3,125)
		(216) Streets	Street Repair, Hot and Cold Mix	\$ -	\$ (30,000)	\$ (30,000)
		(403) Debt Service	Debt Pymt. Bank SW Bridge Loan			
		(403) Debt Service	Interest Appx \$4,600/Mo	\$ -	\$ (11,944)	\$ (55,200)
		(403) Debt Service	Debt Pymt. NMFA WPF-5089			\$ (13,208)
		(360) NMFA Colonias	NMFA Colonias 2021 Water System Improvements Phase 2 (7021)		\$ (50,000)	
			<b>504 - Total Transfers OUT</b>	<b>\$ (405,965)</b>	<b>\$ (748,091)</b>	<b>\$ (599,360)</b>
			<b>504 NET TRANSFERS</b>	<b>\$ (405,965)</b>	<b>\$ (748,091)</b>	<b>\$ (599,360)</b>
<b>505</b>	<b>Solid Waste Division</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(507) Landfill/Collection Ctr.	Close Transfer Station Bank Account		\$ 20.09	\$ -
			<b>505 - Total Transfer IN</b>	<b>\$ -</b>	<b>\$ 20.09</b>	<b>\$ -</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(403) Pledge Debt Service	Capital One Revenue Bond	\$ (119,293)	\$ (115,540)	\$ (116,788)
		(502) Joint Utility Office	Administrative Fees	\$ (98,343)	\$ (107,925)	\$ (82,000)
		(101) General Fund	Administrative Fees	\$ (125,000)	\$ (625,000)	\$ (250,000)
		(101) General Fund	Salary Study		\$ (21,700)	
		(507) Landfill/Collection Ctr.	Fund Deficit			

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21	Fiscal Year 2021-22	Fiscal Year 2022-23
				Actual	Budgeted	Projected
		(306) Capital Improvement Jt. Utility	Per City Code			
		(315) Capital Improvement Reserve	Per City Code 14-35 b	\$ (49,018)	\$ (48,659)	\$ (48,659)
		(316) Emergency Repair Fund	Per City Code 14-35 c	\$ (3,125)	\$ (3,125)	\$ (3,125)
			<b>505 - Total Transfers OUT</b>	<b>\$ (394,779)</b>	<b>\$ (921,949)</b>	<b>\$ (500,572)</b>
			<b>505 - NET TRANSFERS</b>	<b>\$ (394,779)</b>	<b>\$ (921,929)</b>	<b>\$ (500,572)</b>
<b>506</b>	<b>Waste Water Division</b>	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(314) CDBG	Closed CDBG Bank Account			
			<b>506 Total Transfer IN</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(101) General Fund	Administrative Fee	\$ (90,000)	\$ (90,000)	\$ (250,000)
		(502) Joint Utility Office	Administrative Fee	\$ (98,343)	\$ (107,925)	\$ (82,000)
		(306) Capital Improvement Jt. Utility	Per City Code			
		(306) Capital Improvement Jt. Utility	Debt Service			
		(403) Debt Service	Debt Service (NMFA TorC 24,27)	\$ (7,713)	\$ (7,713)	\$ (7,713)
		(403) Debt Service	Debt Service-USDA Loan 9 (\$910,000)	\$ (34,147)	\$ (34,787)	\$ (34,427)
		(506) Waste Water Division	Debt Service USDA Loan \$715,000	\$ -	\$ (24,196)	\$ (24,454)
		(506) Waste Water Division	Debt Service USDA Loan \$315,000	\$ -	\$ (11,481)	\$ (11,773)
		(309) USDA WWTP	Fund Deficit			
		(315) Capital Improvement Jt. Utility	Per City Code 14-35 b	\$ (24,463)	\$ (24,369)	\$ (24,369)
		(316) Emergency Repair Fund	Per City Code 14-35 c	\$ (3,125)	\$ (3,125)	\$ (3,125)
		(317) Waste Water Repair Reserves	Per City Code 14-35-d	\$ (19,027)	\$ (18,954)	\$ (18,954)
		New Account for Debt Service Reserve	Debt Service Reserve-USDA Loan (\$910,000) Current Year			
		New Account for Debt Service Reserve	Debt Service Reserve-USDA Loan (\$715,000) Current Year			
		New Account for Debt Service Reserve	Debt Service Reserve-USDA Loan (\$315,000) Current Year			
		New Account for Debt Service Reserve	Short Lived Asset Reserve USDA Current Year			
		6/1/2016-6/30/2021	Debt Service Reserve USDA Loan \$910,000 Prior Year			
		10/1/19-6/30/21	Debt Service Reserve USDA Loan \$715,000 Prior Year			
		10/1/19-6/30/21	Debt Service Reserve USDA Loan \$315,000 Prior Year			
		6/1/2016-6/30/2021	Short Lived Asset Reserve USDA Current Year			
		(216) Streets	Street Repair, Hot and Cold Mix	\$ -	\$ (15,000)	\$ (15,000)
			<b>506 - Total Transfers OUT</b>	<b>\$ (276,818)</b>	<b>\$ (337,550)</b>	<b>\$ (471,815)</b>
			<b>506 - Net Transfers</b>	<b>\$ (276,818)</b>	<b>\$ (337,550)</b>	<b>\$ (471,815)</b>

SCHEDULE OF TRANSFERS

**CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS**

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
507	Landfill	<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(502) Joint Utility Office	Administrative Fee			
		(101) General Fund	Administrative Fee			
		(505) Solid Waste Division	Close Transfer Station Bank Account		\$ (20.09)	
		(306) Capital Improvement Jt. Utility	Per City Code			
		(316) Emergency Repair Fund	Per City Code			
			<b>507 -Total Transfer OUT</b>	<b>\$ -</b>	<b>\$ (20.09)</b>	<b>\$ -</b>
508	Golf Course	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(101) General Fund	Deficit Coverage	\$ 125,000	\$ 151,437	\$ 80,000
		(101) General Fund	Minimum Wage Increase		\$ 448	
		(214) Lodgers Tax	Deficit Coverage	\$ 55,000	\$ 55,000	\$ 55,000
			<b>508 -Total Transfer IN</b>	<b>\$ 180,000</b>	<b>\$ 206,885</b>	<b>\$ 135,000</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(307) Golf Course Improvement Fund	Capital Improvement Reserve			
			<b>508 -Total Transfer OUT</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
			<b>508 - Net Transfers</b>	<b>\$ 180,000</b>	<b>\$ 206,885</b>	<b>\$ 135,000</b>
509	Airport	<b>TRANSFER IN FROM OTHER FUNDS</b>				
		(101) General Fund	General Fund Support	\$ 121,000	\$ 144,238	\$ 70,000
		(101) General Fund	Minimum Wage Increase		\$ 280	
			<b>509 -Total Transfer IN</b>	<b>\$ 121,000</b>	<b>\$ 144,518</b>	<b>\$ 70,000</b>
		<b>TRANSFER OUT TO OTHER FUNDS</b>				
		(30800) Other State Funded Projects	Project: NMDOT Aviation Division Airfield Maintenance and Consumable Items (7005)	\$ -	\$ -	
		(101) General Fund	Reimb GF for \$30,000 Cares Act Grant (exp paid in 19-20) Did not happen in 20-21	\$ (30,000)		
			<b>509 -Total Transfer OUT</b>	<b>\$ (30,000)</b>	<b>\$ -</b>	<b>\$ -</b>
			<b>509 - Net Transfers</b>	<b>\$ 91,000</b>	<b>\$ 144,518</b>	<b>\$ 70,000</b>

## CITY OF TRUTH OR CONSEQUENCES SCHEDULE OF TRANSFERS

Fund No.	Fund Name	Description	Purpose	Fiscal Year 2020-21 Actual	Fiscal Year 2021-22 Budgeted	Fiscal Year 2022-23 Projected
600	Fleet Services	TRANSFER IN FROM OTHER FUNDS				
		(101) General Fund	General Fund Support		\$ 43,000	\$ 58,000
			600 -Total Transfer IN	\$ -	\$ 43,000	\$ 58,000
				\$ 0.00	\$ 0.00	\$ -
<b>Section 14-35 Rules and Regulations of the City Manger</b>						
	City Code 14-35-b	The City Manager shall include within each year's budget provision for providing a capital improvement account within the Joint Utility Fund. The portion of the Joint Utility Fund revenues that shall be set aside for this account shall be two and one-quarter percent of the revenues generated by each of the revenue generating utility departments. The funds in this account are to be used for Utility System Capital Improvement projects as approved by the City Commission. These reserve funds shall be collected and set aside in addition to any other reserve fund or bond requirements of the Joint Utility Fund.				
	City Code 14-35-d	The City Manger shall include within each year's budget provision of providing a Wastewater Treatment Plant Repair and Replacement Account as required by the grant funding obtained for the construction of the existing Wastewater Treatment Plant. The funds that shall be set aside for this are to be one and three-quarters percent of the revenues generated by the Wastewater Department of the City. The use of these funds shall be restricted to repair and replacement projects at the Wastewater Treatment Plant as approved by the City Commission. These reserve funds shall be collected and set aside in addition to any other reserve fund or bond requirements of the Joint Utility Fund.				



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: H.5*

**SUBJECT:** Discussion/Action – Approve Resolution 63 21/22 Participation in Local Government Road Fund Program and Request for Match Waiver Administered by New Mexico Department of Transportation

**DEPARTMENT:** Assistant City Manager

**DATE SUBMITTED:** May 20, 2022

**SUBMITTED BY:** Traci Alvarez

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

***Summary/Background:***

The City has received an award offer from the 2022/2023 Local Government Road Fund Program for a total project amount of \$313,636.00 (\$235,227.00 Grant/\$78,409.00 Match). The City will be submitting a letter of intent to apply for a hardship waiver for the match. Scope of the project is for Pine Street from E 8th Ave to E 5th Ave to include full depth pavement reclamation, subgrade preparation, base course, and 3" of hot mix asphalt. Damaged curb & gutter will be replaced, along with permanent signing and striping.

***Recommendation:***

Approve Resolution 63 and request for match Waiver

***Attachments:***

- NMDOT LGRF Award Letter
- Resolution 63

***Fiscal Impact (Finance):*** TBD

***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. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 5-25-2022





*New Mexico* DEPARTMENT OF  
**TRANSPORTATION**  
MOBILITY FOR EVERYONE

May 19, 2022

Bruce Swingle, City Manager  
City of Truth or Consequences  
505 Sims Street  
Truth or Consequences, NM 87901

Re: 2022 - 2023 Local Government Road Fund Program

Dear Mr. Swingle:

The State Transportation Commission approved the above program during their May 19<sup>th</sup> meeting.

	Entity Share	State Share	Project Total
Cooperative Agreement	\$78,409.00	\$235,227.00	\$313,636.00

A resolution passed by the governing body or agency head respectively adopting the project and verifying its priority standing with the Public Entity is the next item needed. The resolution should contain the scope of work as submitted to the Transportation Commission and shown on the preliminary offer letter forwarded to your office in April 2022. **The monetary amounts approved by the STC are listed above.** Additional information to be included in the resolution is the route & termini and control number HW2 L100526.

A sample resolution is included for your convenience.\*\*

**\*\*There are two sample resolutions included with this notification.** If you are asking for match waiver this year, please submit the "match waiver sample resolution" along with the "letter of intent to apply for a hardship waiver" (samples attached). If you will not be asking for match waiver then submit the normal resolution included in your samples.

**Please submit the resolution no later than June 30th.** This will allow the time needed to have the agreement fully executed by the October 31<sup>st</sup> deadline. **Any agreement not fully executed by this deadline could result in the loss of your funding.**

Agreements will be forwarded for signature upon receipt of the resolution in our office. **Please remember that NO aspect of the project can begin prior to the execution of the agreement.**

We appreciate your assistance and please email [debraA.hudson@state.nm.us](mailto:debraA.hudson@state.nm.us), or call 575-640-2779 if you should have any questions or need further assistance.

Sincerely,

Debbie Hudson  
State Funding Programs Supervisor  
NMDOT District One

**Debra Hudson** Digitally signed by Debra Hudson  
Date: 2022.05.18 07:59:30 -06'00'

Enclosures

**Michelle Lujan  
Grisham**  
Governor

**Justin Reese**  
Acting Cabinet Secretary

**Commissioners**

**Jennifer Sandoval**  
Commissioner  
District 1

**Bruce Ellis**  
Commissioner  
District 2

**Hilma Chynoweth**  
Commissioner  
District 3

**Walter Adams**  
Commissioner  
District 4

**Thomas C. Taylor**  
Commissioner  
District 5

**Charles Lundstrom**  
Commissioner  
District 6



**RESOLUTION NO. 63 21/22**

**A RESOLUTION CONFIRMING THE CITY OF TRUTH OR CONSEQUENCES  
PARTICIPATION IN LOCAL GOVERNMENT ROAD FUND PROGRAM AND  
REQUEST FOR MATCH WAIVER ADMINISTERED  
BY NEW MEXICO DEPARTMENT OF TRANSPORTATION**

**WHEREAS**, the City of Truth or Consequences and the New Mexico Department of Transportation enter into a Cooperative Agreement.;

**WHEREAS**, the total cost of the project will be \$313,636.00 to be funded in proportional share by the parties hereto as follows:

- a. New Mexico Department of Transportation's share shall be 75% or \$235,227.00  
and
- b. The City of Truth or Consequences' proportional matching share shall be 25% or \$78,409.00 if Hardship for Match Waiver is not deemed to be present by Department of Finance and Administration and the Department of Transportation

**TOTAL PROJECT COST IS \$313,636.00**

The City of Truth or Consequences shall pay all costs, which exceed the total amount of \$313,636.00.

**WHEREAS**, the City of Truth or Consequences has a limited tax base, which limits the funding for meeting the proportional matching share; and, a fund exists in the NMDOT appropriated by the New Mexico State Legislature for Public Entities in need of "hardship" match money and The City of Truth or Consequences requests participation in this Match Waiver Program in the amount of \$78,409.00

**NOW, THEREFORE, BE IT RESOLVED THAT**, The Governing Body of the City of Truth or Consequences, New Mexico determines, resolves, and orders as follows:

That the project for this Cooperative agreement is adopted and has a priority standing.

That City of Truth or Consequences will enter into **Cooperative Agreement Control Number HW2L100526** with the New Mexico Department of Transportation for LGRF

**Project for year 2022 – 2023 to provide full depth pavement reclamation, subgrade preparation, base course, and 3” of hot mix asphalt. In addition, damaged curb & gutter will be replaced, along permanent signing and striping on Pine Street from E 8th Ave to E 5th Ave within the control of the City of Truth or Consequences in Sierra County, New Mexico.**

The agreement terminates on December 31, 2023 and the City of Truth or Consequences 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 the written agreement,

**PASSED, APPROVED AND ADOPTED THIS 25<sup>th</sup> day of May 2022.**

---

Amanda Forrister, Mayor

**ATTEST:**

---

Angela A. Torres, City Clerk-Treasurer



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: H.6*

**SUBJECT:** Approval of Resolution #64 21/22 Declaring Official Intent to Reimburse the City with Proceeds of a Future Tax-Exempt Borrowing

**DEPARTMENT:** Finance Department

**DATE SUBMITTED:** May 17, 2022

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

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

**Summary/Background:** The City is in the process of financing the North Transformer with the New Mexico Finance Authority. The vendor has submitted the invoice in the amount of \$1,188,815.53 for payment.

**Recommendation:**

Approval of Resolution #64 21/22 Declaring Official Intent to Reimburse the City with Proceeds of a Future Tax-Exempt Borrowing

**Attachments:**

Resolution #64 21/22

**Fiscal Impact (Finance):** Yes

\$1,188,815.53 paid from Capital Outlay Funds Pending Reimbursement from NMFA Loan proceeds. Total loan is \$1,320,907.

**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. .

Continued To: . Referred To: .

☐ Approved ☐ Denied ☐ Other: .

File Name: CC Agendas 5-25-2022

CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO

RESOLUTION NO. 64 21/22

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO DECLARING ITS OFFICIAL INTENT TO REIMBURSE ITSELF WITH THE PROCEEDS OF A FUTURE TAX-EXEMPT BORROWING FOR CAPITAL EXPENDITURES PAID TO FINANCE ACQUISITION OF EQUIPMENT AND IMPROVEMENT OF THE CITY'S ELECTRICITY SYSTEM; IDENTIFYING THE CAPITAL EXPENDITURES AND THE FUNDS TO BE USED FOR SUCH PAYMENT; AND PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the City of Truth or Consequences, New Mexico (the "Governmental Unit"), in the State of New Mexico (the "State"), is a municipality duly organized and existing pursuant to the Constitution and laws of the State; and

WHEREAS, the Governmental Unit's Board of City Commissioners (the "Governing Body") is the governing body of the Governmental Unit; and

WHEREAS, the Governing Body has determined that it is in the best interest of the Governmental Unit to make certain capital expenditures in connection with the Project (as hereinafter defined); and

WHEREAS, the Governmental Unit currently intends and reasonably expects to participate in a tax-exempt borrowing to finance such capital expenditures within 18 months of the date of such capital expenditures or the placing in service of the Project, whichever is later (but in no event more than three years after the date of the original expenditure of such moneys), including an amount not to exceed \$1,320,907 for reimbursing the Governmental Unit for the portion of such capital expenditures made no earlier than 60 days prior to the date hereof or to be made after the date hereof but before such borrowing; and

WHEREAS, the Governing Body hereby desires to declare its official intent, pursuant to 26 C.F.R. §1.150-2, to reimburse the Governmental Unit for such capital expenditures with the proceeds of the Governmental Unit's future tax-exempt borrowing.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE GOVERNMENTAL UNIT THAT:

Section 1. Declaration of Official Intent. The Governmental Unit presently intends and reasonably expects to finance the acquisition of equipment and improvement of the City's electricity system (the "Project") with moneys currently held in Governmental Unit's Capital Improvement Fund.

Section 2. Dates of Capital Expenditures. All of the capital expenditures within the scope of this Resolution were made no earlier than 60 days prior to the date of this Resolution.

Section 3. Issuance of Bonds or Notes. The Governmental Unit presently intends and reasonably expects to participate in a tax-exempt borrowing within 18 months of the date of the expenditure of moneys on the Project or the date upon which the Project is placed in service or abandoned, whichever is later (but in no event more than three years after the date of the original expenditure of such moneys), and to allocate an amount not to exceed \$1,320,907 of the proceeds thereof to reimburse the Governmental Unit for its prior expenditures in connection with the Project.

Section 4. Confirmation of Prior Acts. All prior acts of the officials, agents and employees of the Governmental Unit that are in conformity with the purpose and intent of this Resolution, and in furtherance of the Project, shall be and the same hereby are in all respects ratified, approved and confirmed.

Section 5. Repeal of Inconsistent Resolutions. All other resolutions of the Governing Body or parts of resolutions, inconsistent with this Resolution are hereby repealed to the extent of such inconsistency.

Section 6. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption.

ADOPTED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2022.

CITY OF TRUTH OR CONSEQUENCES,  
NEW MEXICO

By \_\_\_\_\_  
Amanda Forrister, Mayor

[SEAL]

ATTEST:

By \_\_\_\_\_  
Angela Torres, City Clerk





## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

**MEETING DATE:** May 25, 2022

*Agenda Item #: H.7*

**SUBJECT:** Selection of CDBG Project and execute and approve Resolution No. 65 21/22 pertaining to the Community Development Block Grant (CDBG) Project Selection.

**DEPARTMENT:** Assistant City Manager

**DATE SUBMITTED:** May 19, 2022

**SUBMITTED BY:** Traci Alvarez

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

**Summary/Background:** See attached CDBG Agenda and Public Hearing information

**Recommendation:**

Project Selection and execution of the Resolution to reflect suggested project

**Attachments:**

- CDBG Draft Resolution
- Public Hearing Information

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

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 5-25-2022

**RESOLUTION NO. 65 21/22**

**A RESOLUTION OF THE CITY COMMISSION OF CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO, AUTHORIZING THE SUBMISSION OF A NEW MEXICO COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION/LOCAL GOVERNMENT DIVISION; AND AUTHORIZING THE MAYOR TO ACT AS THE (MUNICIPALITY'S CHIEF EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE MUNICIPALITY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.**

**WHEREAS**, the need exists within City of Truth or Consequences for neighborhood improvement projects in several low and moderate income neighborhoods, and the City of Truth or Consequences desires to apply to the Housing and Urban Development's Community Development Block Grant Program to obtain funding for neighborhood improvement projects; and

**WHEREAS**, the City Commission has held 2 public hearings for public input and comment May 18 Am and PM meeting during the 2022 application process; and

**WHEREAS**, the City Commission finds that there is a significant need to undertake the (Project) to provide adequate services to the community; and

**WHEREAS**, the City Commission determines that the (Project) meets the requirements of the Community Development Block Grant Program.

**NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE City of Truth or Consequences, NEW MEXICO, that**

1. The City of Truth or Consequences is hereby authorized to prepare and submit a Community Development Block Grant application to the New Mexico Department of Finance and Administration/Local Government Division for the (Project);
2. That the City Commission directs and designates the Mayor as the Municipality's Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the Municipality's participation in the New Mexico Community Development Block Grant Program;
3. The City of Truth or Consequences officials and staff are directed to do any and all acts necessary to carry out the intent of this Resolution;
4. That the full application amount be for \$ 750,000.00 and phased application amount be for \$500,000.00 of grant funds to carry out (Project);



5. That it further be stated that the City of Truth or Consequences is committing \$75,000.00 from its XXX Fund as a cash contribution toward the (enter specific project activities) of this (Project).

**PASSED, ADOPTED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Signature, Chief Elected Official

\_\_\_\_\_  
Applicant Entity (County or Municipality)

\_\_\_\_\_  
Name (Typed or Printed)

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

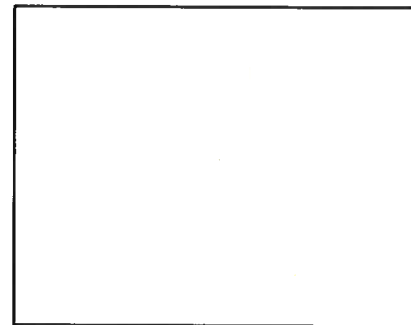
SWORN TO AND SUBSCRIBED

Before me on this \_\_\_\_\_ day  
Of \_\_\_\_\_, 20\_\_\_\_

Notary Public

\_\_\_\_\_  
My commission expires

Place Seal Here



## SIGN-IN SHEET

Community Development Block Grant Public Hearing  
for the City of Truth or Consequences

5/18/2022

11:00 AM

	<u>Name</u>	<u>Address</u>	<u>Phone Number</u>	<u>Email</u>
1	BRUCE SWINGLE		575 894-6672	bswingle@torcnm.org
2	Traci Alvarez	505 Sims St.	575-894-6673	talvarez@torcnm.org
3	Tiffany Goolsby	PO Box 297, Mesilla, NM	575-740-2926	Tigooolsby@sccog-nm.com
4				
5				
6				
7				
8				
9				
10				

**South Central Council of Governments/CDBG Public Hearing-May 18, 2022,  
11:00 AM**

Meeting Minutes

*City of Truth or Consequences, New Mexico*

*May 18, 2022, 11:00 AM*

*Present:* Sign-In Sheet Attached

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Tiffany Goolsby, Senior Planner with the South Central Council of Governments, called the meeting to order at 11:15 AM.

No public was in attendance.

The meeting was adjourned.

Certified by \_\_\_\_\_  
Traci Alvarez, Assistant City Manager

## SIGN-IN SHEET

Community Development Block Grant Public Hearing  
for the City of Truth or Consequences

5/18/2022

5:30 PM

	<u>Name</u>	<u>Address</u>	<u>Phone Number</u>	<u>Email</u>
1	Tiffany Goolsby	PO Box 297, Mesilla, NM	575-740-2926	Tigoolsby@sccog-nm.com
2	Traci Alvarez	505 Sims St	575-894-4673	talvarez@torcnm.org
3	Kyle Smith	721 Charles st	575-223-0814	desetzolre@aol.com
4	DEAN J. HUSEN	503 Mims St	912 247 1409	smjohnsen02@gmail.com
5				
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**South Central Council of Governments/CDBG Public Hearing-May 18, 2022,  
5:30 PM**

Meeting Minutes

*City of Truth or Consequences, New Mexico*

*May 18, 2022, 5:30 PM*

Present: Sign-In Sheet Attached

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Tiffany Goolsby, Senior Planner with the South Central Council of Governments, called the meeting to order at 5:35 PM. Participants were welcomed, asked to sign in, and informed that we would be taking minutes. Ms. Goolsby continued with a presentation on HUD and DFA's Community Development Block Grant Program, the program objectives, the two types of grants available, and the applicant's eligibility.

Ms. Goolsby informed the public that this was also a great opportunity for them to give suggestions for future CDBG applications. She mentioned that Traci Alvarez is authorized to receive and respond to citizen proposals, questions, and complaints concerning proposed and funded activities, and that she can be reached at the city offices. She is available and able to provide technical assistance to groups representative of low- and moderate-income people in preparing and presenting their proposals for the request and use of federal funds.

The meeting was opened for comments, questions, and suggestions.

Suggestions were received for planning and infrastructure grants.

The meeting was adjourned.

Certified by \_\_\_\_\_

Traci Alvarez, Assistant City Manager

## CITIZEN INPUT LOG:

**Community/Municipality:** City of Truth or Consequences

**Purpose of Public Hearing:** CDBG Public Hearing – Pre-Selection

**Date/Time:** May 18, 2022, 5:30 PM **Number of Hearings:** 2 of 2

<b>Name:</b> Kyle Smith	<b>Address/Phone:</b> Please see meeting sign-in sheet
<p><b>Input:</b> Recommends a planning grant to update codes and ordinances to address Airbnb properties in the community to prevent resident displacement.</p> <p>Recommends starting an industry using naturally sourced guayule rubber from the Chihuahuan desert for economic growth. Students at the high school can grow this rubber plant.</p>	
<b>Name:</b> Sean Johnson	<b>Address/Phone:</b> Please see meeting sign-in sheet
<p><b>Input:</b> Recommends crosswalks on the main road for safety. Is in discussions with the NMDOT who indicated that they will start working on some crosswalks next week.</p> <p>Recommends odor control at the wastewater lift station below the Veteran's Home.</p> <p>Recommends that any potential pedestrian or vehicular bridge over the Rio Grande be designed to protect and revitalize the riparian area as well as protect wildlife. This is a very sensitive and important area for wildlife.</p> <p>Recommends the development of a park with oasis and trees to replenish the aquifer, attract wildlife, and improve quality of life.</p> <p>Noted that many of the roads are sinking into the ground. Recommends identifying the problem and fixing the streets.</p> <p>Noted that the Veteran's Home and hill is sinking. Recommends seeking funding to address this.</p> <p>Wishes more people attended the public hearing. Suggests sending letters to each resident for future meetings.</p>	



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

**MEETING DATE:** May 25, 2022

*Agenda Item #: H.8*

**SUBJECT:** 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.

**DEPARTMENT:** Assistant City Manager

**DATE SUBMITTED:** May 19, 2022

**SUBMITTED BY:** Traci Alvarez

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

**Summary/Background:** See attached CDBG Agenda and Public Hearing information

**Recommendation:**

Planning Project Selection and execution of the Resolution to reflect suggested planning project

**Attachments:**

- CDBG Draft Resolution
- Public Hearing Information

**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

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File Name: CC Agendas 5-25-2022

**RESOLUTION NO. 66 21/22**

**A RESOLUTION OF THE CITY COMMISSION OF CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO, AUTHORIZING THE SUBMISSION OF A NEW MEXICO COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION/LOCAL GOVERNMENT DIVISION; AND AUTHORIZING THE MAYOR TO ACT AS THE (MUNICIPALITY'S CHIEF EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE MUNICIPALITY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.**

**WHEREAS**, the need exists within City of Truth or Consequences for neighborhood improvement projects in several low and moderate income neighborhoods, and the City of Truth or Consequences desires to apply to the Housing and Urban Development's Community Development Block Grant Program to obtain funding for neighborhood improvement projects; and

**WHEREAS**, the City Commission has held 2 public hearings for public input and comment May 18 Am and PM meeting during the 2022 application process; and

**WHEREAS**, the City Commission finds that there is a significant need to undertake the (Project) to provide adequate services to the community; and

**WHEREAS**, the City Commission determines that the (Project) meets the requirements of the Community Development Block Grant Program.

**NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE City of Truth or Consequences, NEW MEXICO, that**

1. The City of Truth or Consequences is hereby authorized to prepare and submit a Community Development Block Grant application to the New Mexico Department of Finance and Administration/Local Government Division for the (Project);
2. That the City Commission directs and designates the Mayor as the Municipality's Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the Municipality's participation in the New Mexico Community Development Block Grant Program;
3. The City of Truth or Consequences officials and staff are directed to do any and all acts necessary to carry out the intent of this Resolution;
4. That the full application amount be for \$50,000.00 of grant funds to carry out (Project);



5. That it further be stated that the City of Truth or Consequences is committing \$5,000.00 from its XXX  
Fund as a cash contribution toward the (enter specific project activities) of this (Project).

**PASSED, ADOPTED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Signature, Chief Elected Official

\_\_\_\_\_  
Applicant Entity (County or Municipality)

\_\_\_\_\_  
Name (Typed or Printed)

\_\_\_\_\_  
Title

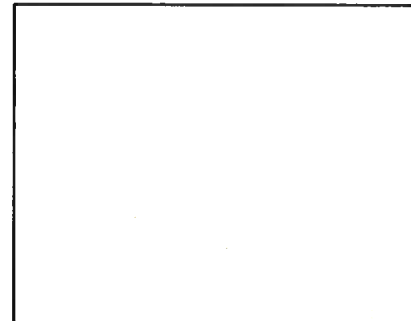
\_\_\_\_\_  
Date

SWORN TO AND SUBSCRIBED  
Before me on this \_\_\_\_\_ day  
Of \_\_\_\_\_, 20\_\_\_\_

Notary Public

\_\_\_\_\_  
My commission expires

Place Seal Here



## SIGN-IN SHEET

Community Development Block Grant Public Hearing  
for the City of Truth or Consequences

5/18/2022

11:00 AM

	<u>Name</u>	<u>Address</u>	<u>Phone Number</u>	<u>Email</u>
1	BRUCE SWINGLE		575 894-6672	bswingle@torcnm.org
2	Traci Alvarez	505 Sims St.	575-894-6673	talvarez@torcnm.org
3	Tiffany Goolsby	PO Box 297, Mesilla, NM	575-740-2926	Tigoolsby@sccog-nm.com
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**South Central Council of Governments/CDBG Public Hearing-May 18, 2022,  
11:00 AM**

Meeting Minutes

*City of Truth or Consequences, New Mexico*

*May 18, 2022, 11:00 AM*

*Present:* Sign-In Sheet Attached

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Tiffany Goolsby, Senior Planner with the South Central Council of Governments, called the meeting to order at 11:15 AM.

No public was in attendance.

The meeting was adjourned.

Certified by \_\_\_\_\_  
Traci Alvarez, Assistant City Manager

## SIGN-IN SHEET

Community Development Block Grant Public Hearing  
for the City of Truth or Consequences

5/18/2022

5:30 PM

	<u>Name</u>	<u>Address</u>	<u>Phone Number</u>	<u>Email</u>
1	Tiffany Goolsby	PO Box 297, Mesilla, NM	575-740-2926	Tigoolsby@sccog-nm.com
2	Traci Alvarez	505 Sims St	575-894-4673	talvarez@torcnm.org
3	Kyle Smith	721 Charles st	575-223-0844	desertzdr@att.net
4	DEAN J. HUSEN	503 Mims St	912 247 1409	dmjohnsen02@gmail.com
5				
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**South Central Council of Governments/CDBG Public Hearing-May 18, 2022,  
5:30 PM**

Meeting Minutes

*City of Truth or Consequences, New Mexico*

*May 18, 2022, 5:30 PM*

*Present:* Sign-In Sheet Attached

---

Tiffany Goolsby, Senior Planner with the South Central Council of Governments, called the meeting to order at 5:35 PM. Participants were welcomed, asked to sign in, and informed that we would be taking minutes. Ms. Goolsby continued with a presentation on HUD and DFA's Community Development Block Grant Program, the program objectives, the two types of grants available, and the applicant's eligibility.

Ms. Goolsby informed the public that this was also a great opportunity for them to give suggestions for future CDBG applications. She mentioned that Traci Alvarez is authorized to receive and respond to citizen proposals, questions, and complaints concerning proposed and funded activities, and that she can be reached at the city offices. She is available and able to provide technical assistance to groups representative of low- and moderate-income people in preparing and presenting their proposals for the request and use of federal funds.

The meeting was opened for comments, questions, and suggestions.

Suggestions were received for planning and infrastructure grants.

The meeting was adjourned.

Certified by \_\_\_\_\_

Traci Alvarez, Assistant City Manager

## CITIZEN INPUT LOG:

Community/Municipality: City of Truth or Consequences

Purpose of Public Hearing: CDBG Public Hearing – Pre-Selection

Date/Time: May 18, 2022, 5:30 PM Number of Hearings: 2 of 2

<b>Name:</b> Kyle Smith	<b>Address/Phone:</b> Please see meeting sign-in sheet
<p><b>Input:</b> Recommends a planning grant to update codes and ordinances to address Airbnb properties in the community to prevent resident displacement.</p> <p>Recommends starting an industry using naturally sourced guayule rubber from the Chihuahuan desert for economic growth. Students at the high school can grow this rubber plant.</p>	
<b>Name:</b> Sean Johnson	<b>Address/Phone:</b> Please see meeting sign-in sheet
<p><b>Input:</b> Recommends crosswalks on the main road for safety. Is in discussions with the NMDOT who indicated that they will start working on some crosswalks next week.</p> <p>Recommends odor control at the wastewater lift station below the Veteran's Home.</p> <p>Recommends that any potential pedestrian or vehicular bridge over the Rio Grande be designed to protect and revitalize the riparian area as well as protect wildlife. This is a very sensitive and important area for wildlife.</p> <p>Recommends the development of a park with oasis and trees to replenish the aquifer, attract wildlife, and improve quality of life.</p> <p>Noted that many of the roads are sinking into the ground. Recommends identifying the problem and fixing the streets.</p> <p>Noted that the Veteran's Home and hill is sinking. Recommends seeking funding to address this.</p> <p>Wishes more people attended the public hearing. Suggests sending letters to each resident for future meetings.</p>	



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: H.9*

**SUBJECT:** 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%)

**DEPARTMENT:** City Manager's Office

**DATE SUBMITTED:** May 16, 2022

**SUBMITTED BY:** Tammy Gardner

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

**Summary/Background:**

Discussion/Action for publication to amend Ordinance No. 606 Sections 7-136 calling for an increase in the Municipal Gross Receipts Tax of one-eighth of one percent (0.125%)

**Recommendation:**

Approval of Publication

**Attachments:**

- Proposed Ord No. 733
- .

**Fiscal Impact (Finance):** Yes

Will generate \$180,000.00 per year.

**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 5-25-22

**ORDINANCE NO. 733**

**AN ORDINANCE AMENDING THE CITY 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%)**

**BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TRUTH OR CONSEQUENCES, NM:**

**Section 1. Imposition of Tax.**

There is imposed on any person engaging in business in this municipality for the privilege of engaging in business in this municipality an additional excise tax equal to one eighth of one percent (0.125%) of the gross receipts reported by the person pursuant to the New Mexico Gross Receipts and Compensating Tax Act as it now exists or as it may be amended. The additional tax imposed under this ordinance is pursuant to the Municipal Local Option Receipts Tax Act as it now exists and shall have the effect of increasing the total municipal gross receipts tax rate to 1.8125%.

**Section 2. Dedication.**

Revenue from this additional one-eighth of one percent (0.125%) of municipal gross receipts tax will be used for the purpose (s) listed below:

**A. General Purposes**

**Section 3. Effective Date.**

The effective date of the one-eighth of one percent (0.125%) of municipal gross receipts tax increase shall be either January 1, of July 1, whichever date occurs first after the expiration of three months from the date this ordinance is adopted and the adopted ordinance is delivered or mailed to the Taxation and Revenue Department.

**PASSED, APPROVED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.**

**CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO**

**BY: \_\_\_\_\_**  
**Amanda Forrister, Mayor**

**ATTEST: \_\_\_\_\_**  
**Angela A. Torres- City Clerk**





## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: I.1*

**SUBJECT:** Approval of an Engagement Agreement for Municipal Advisory Services with Bosque Advisors, LLC.

**DEPARTMENT:** City Manager's Office

**DATE SUBMITTED:** May 16, 2022

**SUBMITTED BY:** Tammy Gardner

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

***Summary/Background:***

Discussion/Action of engagement agreement for M.A.S. to assist with up to a \$4.2m G.O. Bond for the City's infrastructure (streets, water, & wastewater)

***Recommendation:***

Approve

***Attachments:***

- Engagement Agreement
- Disclosure Statement

***Fiscal Impact (Finance):*** Yes

A % of the bond, no more than \$60,00.00

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

[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. [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 5-25-22

ENGAGEMENT AGREEMENT

FOR

MUNICIPAL ADVISORY SERVICES

This Engagement Agreement for Municipal Advisory Services ("Agreement") is made this 27th day of April, 2022, by and between the City of Truth or Consequences New Mexico ("Issuer") located at 505 Sims, Truth or Consequences, NM 87901, and Bosque Advisors, LLC, located at 401 Solano Dr NE, Albuquerque, New Mexico, 87108.

**PURPOSE:** The Issuer deems it in its best interest to engage and retain Bosque Advisors, LLC, in its capacity as an independent registered municipal advisory firm, to provide certain municipal advisory services to the Issuer, including but not limited to the preparation of supporting data, bond market information, assistance in obtaining bond ratings, and assistance in investor negotiations, regarding various Issuer projects ("Projects") which may result from time to time in the issuance of bonds, notes, refunding bonds and/or the use of other financial instruments ("Transactions").

**CONSIDERATION:** Consideration for this Agreement includes the services, compensation, and mutual exchange of promises of the parties specified herein.

**SPECIFIC PROVISIONS:** The provisions of the above "Purpose" section are material and binding terms of this Agreement.

MUNICIPAL ADVISORY SERVICES

- I. Bosque Advisors, LLC's Obligations, Scope of Services and Limitations on Scope of Services. Bosque Advisors, LLC shall provide the Issuer with the following municipal advisory services for or related to any Transactions (collectively, the "Scope of Services"), subject to the limitations set forth herein:
  - A. Will work with the Issuer, and others as directed by the Issuer, concerning the legal and financial issues associated with any Transactions.
  - B. Will attend meetings and be available to the Issuer, and its other agents, for consultation and conference at times and places mutually agreed upon.
  - C. Will assist the Issuer in the preparation, coordination and distribution of printed matter for or related to any Transactions to acquaint the Issuer's population with the benefits and financial considerations of any Transactions.
  - D. Will prepare financial information and schedules necessary to acquaint the Issuer with the benefits of the various forms of debt financing for any Transactions.
  - E. Will assist in the preparation of a credit presentation for bond rating agencies and bond insurance companies, if any.
  - F. Will assist in the collection of information and the preparation of the documents necessary to accomplish any Transactions including any related contracts, agreements or other documents related

to offering securities either for purchase or sale, all of which shall be appropriately executed and satisfactory to the Issuer.

- G. Will prepare requests, schedules, and applications to ensure the Issuer may engage state governmental programs, including legislative or executive agency authorizations, for debt financing or grant participation.
  - H. Municipal Securities Rulemaking Board ("MSRB") Rule G-42 requires that Bosque Advisors, LLC, when acting as Issuer's municipal advisor, make a reasonable inquiry as to the facts that are relevant to Issuer's determination whether to proceed with a course of action, or that form the basis for any advice (recommendations) provided by Bosque Advisors, LLC to Issuer regarding any municipal financial product or the issuance of municipal securities. Rule G-42 also requires that Bosque Advisors, LLC undertake a reasonable investigation to determine that it is not basing any such advice (recommendation) on materially inaccurate or incomplete information. Bosque Advisors, LLC is also required under Rule G-42 to use reasonable diligence to know the essential facts about Issuer and the authority of each person acting on Issuer's behalf.
  - I. MSRB Rule G-42 requires that Bosque Advisors, LLC provide Issuer with disclosures of (i) material conflicts of interest, and (ii) of information regarding certain legal events and disciplinary history. Those disclosures are provided in Bosque Advisors, LLC's Municipal Advisory Disclosure Statement delivered to Issuer prior to or together with this Agreement.
  - J. It is expressly understood and agreed that, under this Agreement, Bosque Advisors, LLC is acting as a municipal advisor and fiduciary to the Issuer for or related to any Transactions.
  - K. It is expressly understood and agreed that the Scope of Services does not include tax, legal, accounting or engineering advice with respect to any Transaction or in connection with any opinion or certificate rendered by counsel or any other person at closing and does not include review or advice on any feasibility study.
  - L. The Scope of Services may be changed only by written amendment or supplement to this Agreement. The parties agree to promptly amend or supplement the Scope of Services described above to reflect any material changes or additions to the Scope of Services.
2. Issuer's Obligations. The Issuer's obligations shall include the following, subject to the limitations set forth herein:
- A. Retain Bosque Advisors, LLC as its municipal advisor for and related to any Transactions.
  - B. Cooperate with Bosque Advisors, LLC in the proper development of any Transactions and provide all pertinent, accurate and complete information needed to allow Bosque Advisors, LLC to (i) fulfill its duties under Rule G-42, (ii) provide the Issuer with informed advice, and (iii) support any desired Transactions on behalf of the Issuer.
  - C. To the extent Issuer seeks to have Bosque Advisors, LLC provide advice with regard to any recommendation made to Issuer by a third party, Issuer agrees that it will provide Bosque Advisors, LLC with written direction to do so, as well as any information Issuer has received from such third party relating to its recommendation.

- D. Issuer agrees to observe and comply with the limitations on Bosque Advisors, LLC's Scope of Services described above.
- E. Will retain a nationally recognized firm of bond attorneys and utilize the services of the Issuer's attorney for and related to any Transactions.
- F. Will pay for all costs of legal advice, printed matter, advertising, bond ratings, bond insurance premium, required audits and other professional services for and related to any Transactions.
- G. Reimburse Bosque Advisors, LLC for all reasonable costs and expenses incurred by Bosque Advisors, LLC that are related to the Transactions, including but not limited to reasonable travel expenses to meet with the Issuer, or rating agencies, if any.
- H. Pay Bosque Advisors, LLC an advisory fee of as shown on the attached Fee Proposal and according to the schedule.

#### **GENERAL TERMS**

- 3. Choice of Law. This Agreement shall be construed and given effect in accordance with the laws of the state of New Mexico.
- 4. Entire Agreement. This instrument contains the entire agreement between the parties relating to the rights herein granted and obligations herein assumed. Any oral or written representations or modifications concerning this Agreement shall be of no force or effect except for a subsequent modification in writing signed by all parties.
- 5. Term. The term of this Agreement shall be effective as of May 1, 2022 and shall remain in effect thereafter for a period of one year from the date of execution, except as terminated earlier pursuant to the provisions below.
- 6. Termination. Either party shall have the right to terminate this Agreement in full for any reason by providing written notice to the other party at least thirty (30) days prior to the stated termination date. In the event of any violation or default of the terms of this Agreement by Bosque Advisors, LLC, the Issuer shall provide written notice to Bosque Advisors, LLC of any such violation or default, and Bosque Advisors, LLC shall have thirty (30) days to cure such default. If Bosque Advisors, LLC is not able to cure the default to the Issuer's satisfaction by the end of such cure period, the Issuer thereafter shall have the right to immediately terminate this Agreement. At the termination of this Agreement, in any such manner, the Issuer shall reimburse Bosque Advisors, LLC such reasonable costs and expenses incurred to the date of such termination, and shall pay Bosque Advisors, LLC such compensation earned to the date of such termination, which payment shall be in full satisfaction of all claims against the Issuer under this Agreement.
- 7. Authority. Each of the undersigned representatives of the respective parties represents and warrants that he or she has full legal authority to execute this Agreement on behalf of that respective party. In addition, the Issuer further represents and warrants that unless the Issuer provides written notice to Bosque Advisors, LLC to the contrary, any officer of the Issuer has the authority (i) to act on behalf of the Issuer, (ii) to request or direct on behalf of the Issuer that Bosque Advisors, LLC take or refrain from taking certain actions within the Scope of Services under this Agreement, and (iii) to sign any documents on behalf of the Issuer.

Bosque Advisors, LLC

City of Truth or Consequences, NM

8. Execution. This Agreement may be executed in multiple counterparts and together such counterparts will be deemed an original.

IN WITNESS WHEREOF, the parties here have executed this Agreement the day and year first above written.

AGREED TO AND ACCEPTED:

Bosque Advisors, LLC

DATE:

Mark Valenzuela

April 27, 2022

Title of Person: Managing Principal

City of Truth or Consequences, New Mexico

\_\_\_\_\_

Title of Person: \_\_\_\_\_

\_\_\_\_\_

Dated: April 27, 2022

**Form of  
DISCLOSURE STATEMENT  
OF  
MUNICIPAL ADVISOR**

This Disclosure Statement is provided by **Bosque Advisors, LLC** ("Municipal Advisor") to **City of Truth or Consequences New Mexico** (the "Client") in connection with the Municipal Advisor Engagement Letter dated **April 27, 2022** (the "Agreement") and is dated as of the same date as the Agreement. This Disclosure Statement provides information regarding conflicts of interest and legal or disciplinary events of Municipal Advisor required to be disclosed to Client pursuant to MSRB Rule G-42(b) and (c)(ii).

**PART A – Disclosures of Conflicts of Interest**

MSRB Rule G-42 requires that municipal advisors provide to their clients disclosures relating to any actual or potential material conflicts of interest, including certain categories of potential conflicts of interest identified in Rule G-42, if applicable.

***Material Conflicts of Interest*** – The Municipal Advisor makes the disclosures set forth below with respect to material conflicts of interest in connection with the Scope of Services under this Agreement, together with explanations of how the Municipal Advisor addresses or intends to manage or mitigate each conflict.

***General Mitigations*** – As general mitigations of Municipal Advisor's conflicts, with respect to all of the conflicts disclosed below, the Municipal Advisor mitigates such conflicts through its adherence to its fiduciary duty to the Client, which includes a duty of loyalty to the Client in performing all municipal advisory activities for the Client. This duty of loyalty obligates the Municipal Advisor to deal honestly and with the utmost good faith with the Client and to act in the Client's best interests without regard to the Municipal Advisor's financial or other interests. Furthermore, the Municipal Advisor's municipal advisory supervisory structure provides strong safeguards against individual representatives of the Municipal Advisor potentially departing from their regulatory duties due to personal interests. The disclosures below describe, as applicable, any additional mitigations that may be relevant with respect to any specific conflict disclosed below.

**Compensation-Based Conflicts.** The fees due under this Agreement will be based on the size of the Issue and the payment of such fees shall be contingent upon the delivery of the Issue. While this form of compensation is customary, this may present a conflict because it could create an incentive for the Municipal Advisor to recommend unnecessary financings or financings that are disadvantageous to the Client, or to advise the Client to increase the size of the issue. This conflict of interest is mitigated by the general mitigations described above. Additionally, the Municipal Advisor will provide the Client a full assessment of financing alternatives with associated fees to provide the Client relevant information to make an informed decision.

\*\*\*\*\*

**PART B – Disclosures of Information Regarding Legal Events and Disciplinary History**

MSRB Rule G-42 requires that municipal advisors provide to their clients certain disclosures of legal or disciplinary events material to its client's evaluation of the municipal advisor or the integrity of the municipal advisor's management or advisory personnel. Accordingly, Municipal Advisor sets out below required disclosures and related information in connection with such disclosures.

I. **Material Legal or Disciplinary Event.** There are no legal or disciplinary events that are material to the Client's evaluation of the Municipal Advisor or the integrity of Municipal Advisor's management or advisory personnel disclosed, or that should be disclosed, on any Form MA or Form MA-I filed with the Securities and Exchange Commission (SEC).

**II. How to Access Form MA and Form MA-I Filings.** Municipal Advisor's most recent Form MA and each most recent Form MA-I filed with the SEC are available on the SEC's EDGAR system at <http://https://www.sec.gov/edgar/browse/?CIK=1878457>.

**III. Most Recent Change in Legal or Disciplinary Event Disclosure.** Municipal Advisor has not made any material legal or disciplinary event disclosures on Form MA or any Form MA-I filed with the SEC.

\* \* \* \* \*

**PART C – Future Supplemental Disclosures**

As required by MSRB Rule G-42, this Disclosure Statement may be supplemented or amended, from time to time as needed, to reflect changed circumstances resulting in new conflicts of interest or changes in the conflicts of interest described above, or to provide updated information with regard to any legal or disciplinary events of Municipal Advisor. Municipal Advisor will provide Client with any such supplement or amendment as it becomes available throughout the term of the Agreement.

Dated: April 27, 2022



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: I.2*

**SUBJECT:** Authorization to withdraw balance of Capital Improvement Reserve Certificate of Deposit (CD)

**DEPARTMENT:** Finance Department

**DATE SUBMITTED:** May 16, 2022

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

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

**Summary/Background:** The City has a certificate of deposit at First Savings Bank for our Capital Improvement Fund.

**Recommendation:**

The City is requesting closing of the account # 13413018 in the estimated amount of \$1,051,917.58 plus any accrued interest in order to pay for various capital projects pending reimbursement. The proceeds will be deposited into the Capital Improvement Reserve Checking Account as First Savings Bank.

**Attachments:**

- Current Bank Print Out for CD
- 

**Fiscal Impact (Finance):** Yes

Withdraw of CD in the amount of \$1,051,917.58 and deposit into the Capital Improvement Reserve Operating Account.

**Legal Review (City Attorney):** No

**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. .

Continued To: . Referred To: .

☐ Approved ☐ Denied ☐ Other: .

File Name: CC Agendas 5-25-22



# CAPITAL IMPROVEMENT RESERVE CD – \*\*\*\*3018 ▼

## Search transactions

Activity: All transactions Type: All

## Transactions

🕒 Pending ● Posted

Total debits: -0.00 (0)

Total credits: +1,051,430.64 (27)

Date ▼	Description ↕	Debit ↕	Credit ↕	Balance
● Apr 08, 2022	INTEREST		906.62	1,051,430.64
● Jan 08, 2022	INTEREST		925.95	1,050,524.02
● Oct 08, 2021	INTEREST		1,321.12	1,049,598.07
● Jul 08, 2021	INTEREST		1,305.13	1,048,276.95
● Apr 08, 2021	INTEREST		1,289.20	1,046,971.82
● Jan 08, 2021	INTEREST		1,316.19	1,045,682.62
● Oct 08, 2020	INTEREST		1,314.53	1,044,366.43
● Jul 08, 2020	INTEREST		1,298.62	1,043,051.90
● Apr 08, 2020	INTEREST		1,297.01	1,041,753.28
● Jan 08, 2020	INTEREST		1,309.61	1,040,456.27
● Oct 08, 2019	INTEREST		1,307.96	1,039,146.66
● Jul 08, 2019	INTEREST		1,292.13	1,037,838.70
● Apr 08, 2019	INTEREST		1,276.36	1,036,546.57
● Jan 08, 2019	INTEREST		1,303.08	1,035,270.21
● Oct 08, 2018	INTEREST		1,301.44	1,033,967.13
● Jul 08, 2018	INTEREST		1,285.69	1,032,665.69
● Apr 08, 2018	INTEREST		1,270.00	1,031,380.00
● Jan 08, 2018	INTEREST		1,296.59	1,030,110.00
● Oct 08, 2017	INTEREST		1,294.95	1,028,813.41
● Jul 08, 2017	INTEREST		1,279.28	1,027,518.46

**From:** Michelle Romero [mailto:Michelle.Romero@firstsavingsbanks.com]  
**Sent:** Monday, May 16, 2022 12:07 PM  
**To:** Kirkpatrick, Carol  
**Cc:** Kerin Salcedo  
**Subject:** RE: Account Verification Please disregard previous e-mail

Good Morning Carol—

The CD you are referring to I believe is #13413018 however it doesn't mature until 10/09/2023 but I'm assuming you want to close it before the maturity? IF so, we will need the original CD and someone will need to sign the back and bring that in and we can place it into that account the day you are ready to cash it in however I can't give you an exact amount as it earns interest everyday but as of today it would be \$1,051,803.68.

Please let me know if you have any questions or need additional information.

**Thanks,**  
**Michelle Romero**  
**Branch President**  
**First Savings Bank**  
**915 N. Date Street**  
**Truth or Consequences, NM 87901**  
**575-894-7148**  
**575-894-9020 (Fax)**  
**NMLSR ID#663008 and Bank NMLSR#501160**



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: 1.3*

**SUBJECT:** Approval of Landscaping and Irrigation Maintenance Agreement with NM DOT

**DEPARTMENT:** Finance Department

**DATE SUBMITTED:** May 10, 2022

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

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

**Summary/Background:** City's participation in NM Department of Transportation's Round About Project. This portion is for the Landscaping.

**Recommendation:**

Approval of Agreement

**Attachments:**

[Click here to enter text.](#)

- Landscaping and Irrigation Maintenance Agreement, NM Department of Transportation Project #1101232
- 

**Fiscal Impact (Finance): Yes**

\$538,760.30 paid from Fiscal Recovery Funds \$272,023.44 and the Capital Improvement Fund (315)  
\$266,736.86 pending reimbursement from Fiscal Recovery Funds in 2022-23

**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. .

Continued To: . Referred To: .

☐ Approved ☐ Denied ☐ Other: .

File Name: CC Agendas 5-25-22

**Contractor No.:** \_\_\_\_\_  
**Vendor No.:** \_\_\_\_\_

## **LANDSCAPING AND IRRIGATION MAINTENANCE AGREEMENT**

**This Agreement** is between the **New Mexico Department of Transportation** (Department), and the **City of Truth or Consequences** (Public Entity). This Agreement is effective as of the date of the last party to sign it on the signature page below.

### **RECITALS**

**Whereas**, the Department contemplates the letting of a contract for the construction of a highway project within the boundaries of the Public Entity, identified as I-25 Business Loop 11 (Date Street) Reconstruction, Project Number 1101231\_1101232, CN 1101231\_1101232, (Project); and,

**Whereas**, the Department and Public Entity agree with the need for maintenance of the irrigation system and planted vegetation at the following locations: along I-25 Business Loop 11 (Date Street) between Mile Post 4.3 to Mile Post 4.9, and on NM 181 from Mile Post 0.0 to 0.11; and,

**Whereas**, the installation of landscape and irrigation will assist in promoting local businesses, pedestrian use, and traffic safety; and,

**Whereas**, the parties want to set forth their responsibilities on maintenance of the landscape and irrigation improvements.

**Now therefore**, pursuant to NMSA 1978, Sections 67-3-28, the parties agree as follows:

#### **1. The Department Shall:**

- a. Assign a Project Development Engineer to oversee the development of the Project.
- b. Require the contractor hired to install the landscaping and irrigation to provide a one-year of warrantee that starts at final acceptance of the Project. The warrantee will include replacement of dead and unhealthy plans within the limits of the Project.
- c. Be responsible for the design and construction of the landscaping and irrigation portion of the Project.

- d. Include the landscaping and irrigation portion of the Project in the bid documents for the Project.

## **2. The Public Entity Shall:**

- a. On or before May 27, 2022, provide to the Department the required funding for the planning and installation of the landscaping and irrigation portion of the Project in the amount of \$538,760.30, inclusive of:

1. Estimated Public Entity Subtotal Phase 1 + Phase 2	\$411,896.25
2. Twenty Percent (20%) Escalation:	\$82,379.25
3. Estimated NMGRS (9%)	\$44,484.80
<hr/>	
TOTAL:	\$538,760.30

In the event that lowest bid for the Project is greater than the estimate provided above, the Local Public Entity shall, before commencement of the Project, provide the Department with the difference between the estimate and the bid amount, including New Mexico gross receipts tax.

Upon completion of the Project and final acceptance from the Department, the Public Entity shall be reimbursed should the actual construction costs of the agreed upon landscape components be less than the estimated amount presented in this Agreement.

- b. Monitor installation of the landscaping and irrigation systems to ensure that the system meets the Public Entity's standards.
- c. Prior to the closeout of the Project provide a letter to the Department accepting all the landscaping improvements that were constructed as part of the Project.
- b. Upon completion of the Project:
  1. Assume maintenance of the landscaping and irrigation system, which includes watering and care of the planted vegetation, litter pick up, weed removal, and responsibility for annual replanting as needed.
  2. Pay for all utilities, including but not limited to water, electricity and communications, associated with landscape maintenance.

## **3. Term.**

This Agreement becomes effective upon signature of all parties. The effective date is the date when the last party signed the Agreement on the signature page below.

## **4. Third Party Beneficiaries.**

It is not intended by any of the provisions of any part of this Agreement to create in the public or any member thereof a third party beneficiary or to authorize anyone not a party to the Agreement to maintain a suit(s) for wrongful death(s), bodily and/or personal injury(ies) to person(s), damage(s) to property(ies), and/or any other claim(s) whatsoever pursuant to the provisions of this Agreement.

**5. New Mexico Tort Claims Act.**

As between the Department and Public Entity, 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, NMSA 1978, Section 41-4-1, *et seq.* This paragraph is intended only to define the liabilities between the parties and it is not intended to modify, in any way, the parties' liabilities as governed by common law or the New Mexico Tort Claims Act.

**6. Scope of Agreement.**

This Agreement incorporates all the agreements, covenants, and understandings between the parties concerning the subject matter. All such covenants, agreements, and understandings have been merged into this written Agreement. No prior Agreement or understandings, verbal or otherwise, of the parties or their agents shall be valid or enforceable unless embodied in this Agreement.

**7. Terms of this Agreement.**

The terms of this Agreement are lawful; performance of all duties and obligations must conform with and do not contravene any state, local, or federal statutes, regulations, rules, or ordinances.

**8. Equal Opportunity Compliance.**

The parties agree to abide by all federal and state laws and rules and regulations, and executive orders of the Governor of the State of New Mexico, pertaining to equal employment opportunity. In accordance with all such laws and rules and regulations, and executive orders of the Governor of the State of New Mexico, the parties agree to assure that no person in the United States, on the grounds of race, color, national origin, ancestry, sex, sexual preference, age or handicap, be excluded from employment with, or participation in, any program or activity performed under this Agreement. If the parties are found to not be in compliance with these requirements during the term of this Agreement, the parties agree to take appropriate steps to correct these deficiencies.

**9. Appropriations and Authorizations of State and Federal Funds.**

The terms of this Agreement are contingent upon sufficient appropriations and authorizations being made by the governing board of the Public Entity, the Legislature of New Mexico, or the Congress of the United States if federal funds are involved, for performance of the Agreement. If sufficient appropriations and authorizations are not made by the Public Entity, Legislature or the Congress of the United States if federal funds are involved, this Agreement terminates upon written notice being given by one party to the other. The Department and Public Entity are expressly not committed to expenditure of any funds until such time as they are programmed, budgeted, encumbered, and approved for expenditure.

**10. Severability.**

In the event that any portion of this Agreement is determined to be void, unconstitutional or otherwise unenforceable, the remainder of this Agreement remains in full force and effect.

**11. Contingent on Project Being Let.**

In the event that the Project is not let for any reason, this Agreement becomes null and void and shall create no obligation on any of the parties.

**12. Applicable Law.**

The Laws of the State of New Mexico govern this Agreement, without giving effect to its choice of law provisions. Venue is proper only in a New Mexico court of competent jurisdiction in accordance with NMSA 1978, Section 38-3-1(G).

**13. Principal Contacts and Notices.**

The principal contacts for this Agreement are listed below. Except as otherwise specified, all notices must be in writing (including notice by E-mail) and be given to the principal contacts listed below.

Name: Trent Doolittle, P.E.  
Title: District One Engineer  
New Mexico Department of Transportation  
Address: 2912 E. Pine Street, Deming, NM 88030  
Office: 575-640-6807  
E-mail: [trent.doolittle@state.nm.us](mailto:trent.doolittle@state.nm.us)

Name: Traci Alvarez  
Title: Assistant City Manager  
City of Truth or Consequences  
Address: 505 Sims Street  
Truth or Consequences, NM 87901  
Office: 575-952-0565  
E-mail: [talvarez@torcnm.org](mailto:talvarez@torcnm.org)

**14. Amendment.**

This Agreement may amended by an instrument in writing and executed by the parties.

**The remainder of this page is intentionally left blank.**

**In witness whereof**, each party is signing this Agreement on the date stated opposite of that party's signature.

**NEW MEXICO DEPARTMENT OF TRANSPORTATION**

By: \_\_\_\_\_  
Cabinet Secretary or Designee

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

Recommended by:

By: \_\_\_\_\_  
State Traffic Engineer

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

By: \_\_\_\_\_  
District One Engineer

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

Approved as to form and legal sufficiency by the New Mexico Department of Transportation's Office of General Counsel

By: \_\_\_\_\_  
Assistant General Counsel

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

**Village of Williamsburg**

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

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

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

Attest: \_\_\_\_\_





## City of Truth or Consequences

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

Agenda Item #: I.4

**SUBJECT:** Approval of Audit Contract FY 2021-22  
**DEPARTMENT:** Finance  
**DATE SUBMITTED:** May 19, 2022  
**SUBMITTED BY:** Carol Kirkpatrick  
**WHO WILL PRESENT THE ITEM:** Carol Kirkpatrick, Finance Director

**Summary/Background:**

Year 3 of a Multi-Year Request for Proposal

**Recommendation:**

Approval of Audit Contract for Fiscal Year 2021-2022

**Attachments:**

- State of New Mexico Audit Contract #21-6176 with Pattillo, Brown & Hill, LLP
- .

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

\$49,000 plus gross receipts tax of \$3,870 for a total of \$52,870

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

**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 5-25-22

Contract No.

## STATE OF NEW MEXICO AUDIT CONTRACT

### City of Truth or Consequences

hereinafter referred to as the "Agency," and

### Pattillo, Brown & Hill, LLP

hereinafter referred to as the "Contractor," agree:

As required by the Audit Rule, Section 2.2.2.1 NMAC *et seq.*, Contractor agrees to, and shall, inform the Agency of any restriction placed on Contractor by the Office of the State Auditor pursuant to Section 2.2.2.8 NMAC, and whether the Contractor is eligible to enter into this Contract despite the restriction.

#### 1. **SCOPE OF WORK** (Include in Paragraph 25 any expansion of scope)

- A. The Contractor shall conduct a financial and compliance audit of the Agency for Fiscal Year 2022 in accordance with auditing standards generally accepted in the United States of America, *Government Auditing Standards, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards*, the Audit Act, Sections 12-6-1 through 12-6-15, NMSA 1978, and the Audit Rule (Section 2.2.2.1 NMAC *et seq.*).

#### 2. **DELIVERY AND REPRODUCTION**

- A. In order to meet the delivery terms of this Contract, the Contractor shall deliver the documents required by Section 2.2.2.9 NMAC to the State Auditor on or before the deadline set forth for the Agency in Section 2.2.2.9 NMAC.
- B. Reports uploaded into OSA Connect by 5:00 pm of the Agency's due date will be considered received by the due date for purposes of Section 2.2.2.9 NMAC. Unfinished or excessively deficient reports will not satisfy this requirement; such reports will be rejected and returned to the Contractor and the State Auditor may take action in accordance with Section 2.2.2.13 NMAC. If the State Auditor does not receive copies of the management representation letter and the completed Report Review Guide with the audit report or prior to delivery of the audit report, the State Auditor will not consider the report submitted to the State Auditor.
- C. As soon as the Contractor becomes aware that circumstances exist that will make the Agency's audit report late, the Contractor shall immediately provide written notification of the situation to the State Auditor in accordance with Section 2.2.2.9 NMAC.
- D. Pursuant to Section 2.2.2.10 NMAC, the Contractor shall prepare a written and dated engagement letter that identifies the specific responsibilities of the Contractor and the Agency.
- E. After its review of the audit report pursuant to Section 2.2.2.13 NMAC, the State Auditor shall authorize the Contractor to print and submit the final audit report. Within five business days after the date of the authorization to print and submit the final audit report, the Contractor shall provide the State Auditor an electronic version of the audit report, in PDF format, and the electronic copy of the Excel version of the Summary of Findings Form, and any other required electronic schedule (if applicable). After the State Auditor officially releases the audit report by issuance of a release letter, the Contractor shall deliver 10 copies of the audit report to the Agency. The Agency or Contractor shall ensure that every member of the Agency's governing authority shall receive a copy of the report.

#### 3. **COMPENSATION**

- A. The total amount payable by the Agency to the Contractor under this Contract shall not exceed **\$52,859.00** including applicable gross receipts tax.
- B. Contractor agrees not to, and shall not, perform any services in furtherance of this Contract prior to approval by the State Auditor. Contractor acknowledges and agrees that it will not be entitled to payment or compensation for any services performed by Contractor pursuant to this Contract prior to approval by the State Auditor.
- C. Total Compensation will consist of the following:

SERVICES	AMOUNTS
----------	---------

(1) Financial statement audit	\$42,500.00
(2) Federal single audit	\$4,000.00
(3) Financial statement preparation	\$2,500.00
(4) Other nonaudit services, such as depreciation schedule updates	\$0.00
(5) Other (i.e., component units, specifically identified)	\$0.00

Gross Receipts Tax = **\$3,859.00**Total Compensation = **\$52,859.00** including applicable gross receipts tax

D. The Agency shall pay the Contractor the New Mexico gross receipts tax levied on the amounts payable under this Contract and invoiced by the Contractor. Payment is subject to availability of funds pursuant to the Appropriations Paragraph set forth below.

E. The State Auditor may authorize progress payments to the Contractor by the Agency; pursuant to Section 2.2.2.8(M)(3) NMAC; provided that the authorization is based upon evidence of the percentage of audit work completed as of the date of the request for partial payment. State Auditor approval after being approved by the Agency. If requested by the State Auditor, the Agency shall provide a copy of the progress billings. Final payment for services rendered by the Contractor shall not be made until a determination and written finding is made by the State Auditor in the release letter that the audit has been made in a competent manner in accordance with the provisions of this Contract and applicable rules of the State Auditor. G. The State Auditor may authorize progress payments to the Contractor by the Agency; pursuant to Section 2.2.2.8(M)(3) NMAC; provided that the authorization is based upon evidence of the percentage of audit work completed as of the date of the request for partial payment. If requested by the State Auditor, the Agency shall provide a copy of the progress billings. Final payment for services rendered by the Contractor shall not be made until a determination and written finding is made by the State Auditor in the release letter that the audit has been made in a competent manner in accordance with the provisions of this Contract and applicable rules of the State Auditor.

4. **TERM.** Unless terminated pursuant to Paragraphs 5 or 19, this Contract shall terminate one calendar year after the latest date on which it is signed.

#### 5. **TERMINATION, BREACH AND REMEDIES**

A. This Contract may be terminated:

1. By either party without cause, upon written notice delivered to the other party and the State Auditor at least ten (10) days prior to the intended date of termination.
2. By either party, immediately upon written notice delivered to the other party and the State Auditor, if a material breach of any of the terms of this Contract occurs. Unjustified failure to deliver the report in accordance with Paragraph 2 shall constitute a material breach of this Contract.
3. By the Agency pursuant to Paragraph 19, immediately upon written notice to the Contractor and the State Auditor.
4. By the State Auditor, immediately upon written notice to the Contractor and the Agency after determining that the audit has been unduly delayed, or for any other reason.

B. By termination, neither party may nullify obligations already incurred for performance or failure to perform prior to the date of termination. If the Agency or the State Auditor terminates this Contract, the Contractor shall be entitled to compensation for work performed prior to termination in the amount of earned, but not yet paid, progress payments, if any, that the State Auditor has authorized to the extent required by Paragraph 3(E). If the Contractor terminates this Contract for any reason other than Agency's breach of this Contract, the Contractor shall repay to the Agency the full amount of any progress payments for work performed under the terms of this Contract.

C. Pursuant to Section 2.2.2.8 NMAC, the State Auditor may disqualify the Contractor from eligibility to contract for audit services with the State of New Mexico if the Contractor knowingly makes false statements, false assurances or false disclosures under this Contract. The State Auditor on behalf of the Agency or the Agency may bring a civil action for damages or any other relief against a Contractor for a material breach of this Contract.

**D. THE REMEDIES HEREIN ARE NOT EXCLUSIVE, AND NOTHING IN THIS SECTION 5 WAIVES OTHER LEGAL RIGHTS AND REMEDIES OF THE PARTIES.**

#### 6. **STATUS OF CONTRACTOR**

The Contractor and its agents and employees are independent contractors performing professional services for the Agency and are not employees of the Agency. The Contractor and its agents and employees shall not accrue leave, retirement, insurance, bonding, use of state vehicles or any other benefits afforded to employees of the Agency as a result of this Contract. The Contractor agrees not to purport to bind the State of New Mexico to any obligation not assumed under this Contract unless the Contractor has express written authority to do so, and then only within the strict limits of that authority.

**7. ASSIGNMENT**

The Contractor shall not assign or transfer any interest in this Contract or assign any claims for money due or to become due under this Contract.

**8. SUBCONTRACTING**

The Contractor shall not subcontract any portion of the services to be performed under this Contract without the prior written approval of the Agency and the State Auditor. An agreement between the Contractor and a subcontractor to subcontract any portion of the services under this Contract shall be completed on a form prescribed by the State Auditor. The agreement shall be an amendment to this Contract and shall specify the portion of the audit services to be performed by the subcontractor, how the responsibility for the audit will be shared between the Contractor and the subcontractor, the party responsible for signing the audit report and the method by which the subcontractor will be paid. Pursuant to Section 2.2.2.8 NMAC, the Contractor may subcontract only with independent public accounting firms that are on the State Auditor's List of Approved Firms, and that are not otherwise restricted by the State Auditor from entering into such a contract.

**9. RECORDS**

The Contractor shall maintain detailed time records that indicate the date, time, and nature of services rendered during the term of this Contract. The Contractor shall retain the records for a period of at least five (5) years after the date of final payment under this contract. The records shall be subject to inspection by the Agency and the State Auditor. The Agency and the State Auditor shall have the right to audit billings both before and after payment. Payment under this Contract shall not foreclose the right of the Agency or the State Auditor on behalf of the Agency to recover excessive or illegal payments.

**10. RELEASE**

The Contractor, upon receiving final payment of the amounts due under the Contract, releases the State Auditor, the Agency, their respective officers and employees and the State of New Mexico from all liabilities, claims and obligations whatsoever arising from or under this Contract. This paragraph does not release the Contractor from any liabilities, claims or obligations whatsoever arising from or under this Contract.

**11. CONFIDENTIALITY**

All information provided to or developed by the Contractor from any source whatsoever in the performance of this Contract shall be kept confidential and shall not be made available to any individual or organization by the Contractor, except in accordance with this Contract or applicable standards, without the prior written approval of the Agency and the State Auditor.

**12. PRODUCT OF SERVICES; COPYRIGHT AND REPORT USE**

Nothing developed or produced, in whole or in part, by the Contractor under this Contract shall be the subject of an application for copyright by or on behalf of the Contractor. The Agency and the State Auditor may post an audited financial statement on their respective websites once it is publicly released by the State Auditor. For District Courts and District Attorneys only, the contractor agrees that the Financial Control Division of the Department of Finance and Administration (DFA) is free to use the audited financial statements in the statewide Comprehensive Annual Financial Report and that the Contractor's audit report may be relied upon during the audit of the statewide Comprehensive Annual Financial Report, if applicable. However, DFA should not provide to any third party, other than the Comprehensive Annual Financial Report auditor, the District Courts' or District Attorneys' draft audit reports or their opinion letters or findings.

**13. CONFLICT OF INTEREST**

The Contractor represents and warrants that it presently has no interest and shall not acquire any interest, direct or indirect, which would conflict in any manner or degree with the performance of services required under this Contract. Each of the Contractor and the Agency certifies that it has followed the requirements of the Governmental Conduct Act, Section 10-16-1, *et seq.*, NMSA 1978, regarding contracting with a public officer, state employee or former state employee, as required by the applicable professional standards.

**14. INDEPENDENCE**

The Contractor represents and warrants its personal, external and organizational independence from the Agency in accordance with the *Government Auditing Standards*, issued by the Comptroller General of the United States, and Section 2.2.2.8 NMAC. The Contractor shall immediately notify the State Auditor and the Agency in writing if any impairment to the Contractor's independence occurs or may occur during the period of this Contract.

**15. AMENDMENT**

This Contract shall not be altered, changed or amended except by prior written agreement of the parties and with the prior written approval of the State Auditor. Any amendments to this Contract shall comply with the Procurement Code, Sections 13-1-28 through 13-1-199, NMSA 1978.

**16. MERGER**

This Contract supersedes all of the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof. No prior agreement or understanding, verbal or otherwise, of the parties or their agents shall be valid or enforceable unless embodied in this Contract. Contractor and Agency shall enter into and execute an engagement letter pursuant to Section 2.2.2.10 NMAC, consistent with

Generally Accepted Auditing Standards (GAAS) and Government Auditing Standards (GAGAS). The engagement letter and any associated documentation included with or referenced in the engagement letter shall not be interpreted to amend this Contract. Conflicts between the engagement letter and this Contract are governed by this Contract, and shall be resolved accordingly.

**17. APPLICABLE LAW**

The laws of the State of New Mexico shall govern this Contract. By execution of this Contract, Contractor irrevocably consents to the exclusive personal jurisdiction of the courts of the State of New Mexico over any and all lawsuits arising from or related to this Contract.

**18. AGENCY BOOKS AND RECORDS**

The Agency is responsible for maintaining control of all books and records at all times and the Contractor shall not remove any books and records from the Agency's possession for any reason.

**19. APPROPRIATIONS**

The terms of this Contract are contingent upon sufficient appropriations and authorization being made by the legislature or the Agency's governing body for the performance of this Contract. If sufficient appropriations and authorization are not made by the legislature or the Agency's governing body, this Contract shall terminate upon written notice being given by the Agency to the Contractor. The Agency's decision as to whether sufficient appropriations are available shall be accepted by the Contractor and shall be final. This section of the Contract does not supersede the Agency's requirement to have an annual audit pursuant to Section 12-6-3(A) NMSA 1978.

**20. PENALTIES FOR VIOLATION OF LAW**

The Procurement Code, Sections 13-1-28 through 13-1-199, NMSA 1978, imposes civil and criminal penalties for certain violations. In addition, the New Mexico criminal statutes impose felony penalties for bribes, gratuities and kickbacks.

**21. EQUAL OPPORTUNITY COMPLIANCE**

The Contractor shall abide by all federal and state laws, rules and regulations, and executive orders of the Governor of the State of New Mexico pertaining to equal employment opportunity. In accordance with all such laws, rules, regulations and orders, the Contractor assures that no person in the United States shall, on the grounds of race, age, religion, color, national origin, ancestry, sex, physical or mental handicap or serious medical condition, spousal affiliation, sexual orientation or gender identity be excluded from employment with or participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity performed under this Contract. If the Contractor is found not to be in compliance with these requirements during the life of this Contract, the Contractor shall take appropriate steps to correct these deficiencies.

**22. WORKING PAPERS**

- A. The Contractor shall retain its working papers of the Agency's audit conducted pursuant to this Contract for a period of at least five (5) years after the date shown on the opinion letter of the audit report, or longer if requested by the federal cognizant agency for audit, oversight agency for audit, pass through-entity or the State Auditor. The State Auditor shall have access to the working papers at the State Auditor's discretion. When requested by the State Auditor, the Contractor shall deliver the original or clear, legible copies of all working papers to the requesting entity.
- B. The Contractor should follow the guidance of AU-C 210 A.27 to A.31 and AU-C 510 .A3 to .A11 in communications with the predecessor auditor and to obtain information from the predecessor auditor's audit documentation.

**23. DESIGNATED ON-SITE STAFF**

The Contractor's on-site individual auditor responsible for supervision of work and completion of the audit is Chris Garner. The Contractor shall notify the Agency and the State Auditor in writing of any changes in staff assigned to perform the audit.

**24. INVALID TERM OR CONDITION**

If any term or condition of this Contract shall be held invalid or unenforceable, the remainder of this Contract shall not be affected.

**25. OTHER PROVISIONS**

**SIGNATURE PAGE**

This Contract is made effective as of the date of the latest signature.

**AGENCY**

**CONTRACTOR**

**City of Truth or Consequences**

**Pattillo, Brown & Hill, LLP**

PRINTED  
NAME: \_\_\_\_\_  
SIGNATURE: \_\_\_\_\_  
TITLE: \_\_\_\_\_  
DATE: \_\_\_\_\_

PRINTED  
NAME: \_\_\_\_\_  
SIGNATURE: \_\_\_\_\_  
TITLE: \_\_\_\_\_  
DATE: \_\_\_\_\_

State Auditor Contract No. 22 - 6176



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: 1.5*

**SUBJECT:** Approval of the Biennial Memorandum of Understanding (MOU) between MainStreet and the City of T or C.

**DEPARTMENT:** City Manager's Office

**DATE SUBMITTED:** May 16, 2022

**SUBMITTED BY:** Tammy Gardner

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

***Summary/Background:***

This is an agreement (MOU) with MainStreet Truth or Consequences to enhance the economic development of downtown Truth or Consequences.

***Recommendation:***

Approval of MOU

***Attachments:***

- MOU
- .

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

***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 5-25-22





## NEW MEXICO MAINSTREET™

ENGAGE PEOPLE • REBUILD PLACES  
REVITALIZE ECONOMIES

### Biennial Memorandum of Understanding (MOU)

July 1, 2022 – June 30, 2024

Between

**New Mexico MainStreet Program, City of Truth or Consequences,  
and MainStreet Truth or Consequences**

The State of New Mexico's Economic Development Department seeks to increase the number of jobs and businesses, sustain and expand existing businesses, mitigate commercial leakage, support local entrepreneurs in start-ups, and improve property values within traditional and historic commercial districts. To that end, it has dedicated resources, professional assistance, and services to partnering municipalities and a local nonprofit organization representing stakeholders within the designated commercial district through the New Mexico MainStreet (NMMS), New Mexico Arts & Cultural Districts (ACD), Frontier and Native American Communities (FNAC) Initiative, and Urban Neighborhood Commercial Corridors (UNCC) Initiative programs. The partners of this MOU agree to dedicate collaborative resources, adopt local economic growth and revitalization tools, and establish economic development funding for operations and program implementation to restore economic vitality within the MainStreet economic redevelopment district.

New Mexico MainStreet (NMMS) is a designated "Main Street America" State Coordinating Program. Main Street America (MSA) is a program of the nonprofit National Main Street Center, Inc. (NMSC), a subsidiary of the National Trust for Historic Preservation. The New Mexico Economic Development Department (NMEDD) is licensed and accredited annually to administer the NMSC's *Main Street Approach*™ to downtown revitalization. It does this through the development of "Economic Transformation Strategies" that are implemented through comprehensive work in four broad areas known as the **Four Points**: *Economic Vitality, Design, Promotion, and Organization*.

Through the execution of this biennial MOU, the New Mexico MainStreet program establishes an economic development partnership program with local, eligible communities. The NMEDD, by New Mexico State Statute (New Mexico MainStreet Act 3-60B-1 to 3-60B-4 NMSA 1978, as amended 2013, and the Arts and Cultural District Act 2007), is authorized to select local partners to participate in the New Mexico MainStreet's program based on the standards and principles set forth by the MSA/NMSC and when legislative appropriation allows. Local partners (the local revitalization organization and the local governing body), join their resources (human, social and financial) to directly support the economic development of the district.

As a Main Street America State Coordinating Program, NMMS provides local MainStreet organizations and their local government partners with resources, training, and technical services that enhance local culture and heritage, and build the economic vitality of each participating community's downtown, village plaza, town center, courthouse square, historic commercial corridor, or traditional neighborhood central business district.



The local government partner (municipal, county or tribal government) financially supports the work of a community economic development partnership within the dedicated MainStreet district for both operations and program implementation through a service contract with the local, state-designated MainStreet organization. Since the NMMS program and its designation of local partners are established by state statute, and with the understanding that the service contract binds the local MainStreet organization to the implementation of economic development projects which have a fair-market value in exchange for funds received, local government partners remain in compliance with the anti-donation clause of the New Mexico Constitution.

The local MainStreet organization is an economic development organization comprised of downtown stakeholders, whose programs, projects, and activities enhance the local downtown economy and contribute to the quality of life of its citizens. The organization builds local partnerships to leverage resources and buy-in for the revitalization of the district.

This MOU commits partners to the criteria defined in New Mexico MainStreet Program Guidelines (Attachment 1).

This MOU covers a period of two (2) years beginning July 1, 2022. Once fully executed by all parties on the signature page below, it replaces any previous Letters of Agreement (LOA) or MOU related to the NMMS program of the NMEDD.

## **I. PARTICIPATION AND COMMITMENT UNDER THIS MEMORANDUM OF UNDERSTANDING**

The local Governing body of the City of Truth or Consequences and MainStreet Truth or Consequences agree to abide by the eligibility and participation requirements as set forth below. The local governing body's official representative and the steering committee or Board of the local MainStreet organization have read and understand the Accreditation requirements of the NMMS Program and the MSA "Accreditation Standards" as set forth in Attachment 1.

## **II. REQUIREMENTS OF THE LOCAL MAINSTREET ORGANIZATION – MAINSTREET TRUTH OR CONSEQUENCES**

- A. Provide community economic growth revitalization services to the property and business owners and residents of the district through the Main Street Approach™, and in alignment with the guidelines of the MSA/NMSC.
- B. The organization and local government partner has a fully executed Memorandum of Understanding (MOU) with the Economic Development Department.
- C. The organization has a separate annual contract of services with the local government partner(s) (municipality, county, and/or tribal government) to implement community economic development initiatives within the designated MainStreet and/or Arts & Cultural District. The organization must supply NMMS with a copy of the executed agreement annually.
- D. Work with the local government partner(s) (municipal, county, or tribal government) to ensure that appropriate financial revitalization tools, created through state statute for economic development (inclusive of any statutory changes), are adopted by the local government partner for the MainStreet District. These tools may include the Local Economic Development Act (LEDA), a Metropolitan Redevelopment Area (MRA), District Master Plan, and/or Cultural Economic Development Plan, and related finance mechanisms, such as Tax Increment Finance District (TIF), a Tax Increment Development District (TIDD) and/or a Business Improvement District (BID).
- E. Maintain compliance with all annual nonprofit registration and reporting requirements of the New Mexico Secretary of State's Corporations Bureau, the New Mexico Attorney General's Office (Charitable Organizations Division) and Internal Revenue Service (IRS). The organization files all compliance and related documents to the NMMS Digital Dashboard.
- F. In partnership with the local government partner(s), maintains the minimum required operating budget relevant to the size of the community, neighborhood or district served (Attachment 1, Table 1).

- G. If established as an independent nonprofit corporation, the organization must have a Board of Directors with oversight of the organization's performance.
  - 1) The organization is expected to generate additional operating funds beyond the local government partners contribution to meet minimum budget and staffing requirements for New Mexico MainStreet/Main Street America Affiliate and Accredited programs per the specifications (Attachment 1, Table 1).
  - 2) The organization must maintain an adequate budget to support training for staff and Board members in nonprofit management and leadership and ensure Board attendance requirements are met.
- H. Establish three (3) NMMS approved Economic Transformation Strategies (ETS) based on adopted economic development plans for the district, implement the work of the Main Street Four-Point Approach®, and provide evidence of annual progress towards implementation.
  - 1) One (1) of the three (3) ETS's should be dedicated to organizational capacity-building activities that directly relates to programs/districts specific economic development goals.
  - 2) The organization is required to have a written work plan adopted by the Board of Directors that reflects projects and activities that utilize each of the Four Points towards realization of outcomes of the three (3) Economic Transformation Strategies.
- I. Adopt and abide by the following organizational policies as recommended by the IRS and the New Mexico Attorney General's office:
  - 1) Conflict of Interest policy: All members of the Board of Directors or Steering Committee must sign a Conflict of Interest Disclosure statement in accordance with the adopted Conflict of Interest policy,
  - 2) Records and Retention and Destruction policy,
  - 3) Whistleblower Protections policy,
  - 4) Fiscal Controls/Financial Management policy, and
  - 5) Non-discrimination policy.
- J. Upon revision to the local MainStreet organization's operational bylaws and/or amendment of its Articles of Incorporation, the local organization will provide NMMS with updated copies.
- K. Hire an Executive Director to oversee day-to-day operations of the nonprofit (see Attachment 1, Table 1), to provide outreach and support to the MainStreet District's constituents, attend required meetings and trainings and support the Board and its committees in implementing the goals, projects, and activities outlined in Board-adopted ETS's.
  - 1) The Board of Directors provides the Executive Director with a written job description; an appropriate annual staff work plan based on the organization's annual work plan; and at minimum an annual job performance review.
  - 2) The Board of Directors ensures the Executive Director has an office equipped to conduct the work of the program.
  - 3) The Board of Directors maintains adequate funding for the Executive Director's expenses in building skills knowledge and expertise to assist the organization through the trainings and programs offered by NMMS and Main Street America.
- L. Meet all MSA Accreditation Standards needed to maintain status as a Main Street America Affiliate or Accredited program. Provide evidence of annual compliance with all programmatic requirements of the NMMS program including legal compliance documents, annual work plans, operating budgets, assessment surveys, progress reporting and adoption of required policies.
- M. Meet all requirements for reporting NMMS reinvestment statistics.

- 1) The organization agrees to submit Quarterly Reports to NMMS as established by the state legislature, tracking performance measures for the program. Reports are submitted according to the following schedule:
    1. The First Quarter Report, July 1 through September 30 is due October 10.
    2. The Second Quarter Report, Oct 1 through December 31 is due January 10
    3. The Third Quarter Report, January 1 through March 31 is due April 10
    4. The Fourth Quarter Report, April 1 through June 30 is due July 10.
  - 2) The organization ensures the timely filing of all other reports and surveys required by the NMSC, the State Legislature, the NMEDD, and, where applicable, municipal and governmental partners.
- N. Staff and Board members must participate in an annual NMMS assessment to review organization and staff performance.
- O. Notify NMMS of any changes to contact information for the local program office, Executive Director, Board President, Board Members and Committee Chairs.

### III. REQUIREMENTS OF THE LOCAL GOVERNMENT PARTNER – CITY OF TRUTH OR CONSEQUENCES

The Main Street Approach™ offers community-based revitalization initiatives with a practical, adaptable framework for downtown transformation that is easily tailored to local conditions. The Main Street Approach helps communities get started with revitalization and grows with them over time but also requires a cooperative, working partnership of the public and private sectors to succeed.

With the execution of this MOU, the NMMS program requires each local MainStreet program to have in place a resolution of financial support adopted by the local government stating its support and funding commitment to the local MainStreet organization. A copy the annual scope of services agreement or service contract should be delivered to the NMMS office as a condition of receiving services or funding from NMMS. Failure to adopt such resolution of financial support, or to provide the required financial resources, may result in the suspension of the services provided by NMMS and designation of the local organization as "inactive."

- A. NMMS requires the local government partner to enter into an annual service contract (or similar procurement mechanism in accordance with local policies and standards) for such financial support based on the adopted District Cultural Economic Development Plan, District Master Plan or Metropolitan Redevelopment Area Plan and the ETS, with the local MainStreet organization. Contracts should specify the commitment of resources in accordance with the *New Mexico MainStreet Program Guidelines* (minimum funding contributions by the local government partner are described in Attachment 1, Table 1) and shall include deliverables and/or services relevant to the revitalization of the downtown MainStreet District and/or Arts & Cultural District under the specifications of an adopted Cultural Economic Development Plan, District Master Plan or Metropolitan Redevelopment Area Plan for the District(s) and in alignment with the local MainStreet programs selected ETS's.
- B. Coordinate planning and implementation of revitalization projects through designated/appointed liaisons (local government Manager, Administrator, or Planning Director).
- C. Where applicable, adopt appropriate ordinances, tools (LEDA, etc.), plans (District Cultural Economic Development Plan, District Master Plan or Metropolitan Redevelopment Area Plan) and include projects on local Infrastructure Capital Improvement Plans (ICIP) to support the district revitalization. The local government partner will dedicate economic development funding to priority economic development projects identified in adopted ordinances, tools, and plans, and agrees to administer state and federal funds with the MainStreet organization partner.
- D. Partner in public infrastructure reinvestment in the district by administering funds in a timely manner, coordinating projects, and managing capital outlay or other state or federal funds dedicated to revitalization projects.

- E. Assist the MainStreet and/or Arts & Cultural District organization, where applicable, with collection and dissemination of relevant information, plans and statistics that support the district economic revitalization or reporting to the New Mexico State Legislature through the NMMS program.

#### **IV. REQUIREMENTS OF THE NEW MEXICO MAINSTREET PROGRAM**

NMMS, in consideration of financial resources established annually through the New Mexico State Legislature, will provide the following services to designated MainStreet communities (inclusive of the local government partner, local MainStreet organization, and businesses/property owners within the MainStreet district):

- A. Through its staff or contractors, provide technical assistance relevant to the *Main Street Approach*™ and other commercial district economic growth, revitalization, and management topics. Each local organization may request services from NMMS, through submission of a Service Request Form to the NMMS Director.
- B. Provide trainings, institutes, workshops, and conferences to support the community revitalization work of organizations and local government partners, and the professional development of local MainStreet Executive Directors and Board Members, including Executive Director State-Certification.
- C. Conduct an annual Accreditation Review of the local MainStreet organization, a comprehensive assessment of the program's accomplishments under the *Main Street Approach*™ with recommendations required of the organization as a State-Designated Revitalization Partner.
- D. Seek, manage and coordinate public resources (capital outlay, public infrastructure or other state/federal funds) and partnership grants for the implementation of local revitalization projects.
- E. Supplies Main Street America network membership dues and discounted registration fees for trainings, institutes, workshops, and conferences, as funding is available.

#### **V. SUBLICENSES**

Designated Main Street America Affiliate and Accredited Programs must sign an annual sublicensing agreement established by Main Street America and implemented through the NMMS State Coordinating Program. The sublicensing agreements establish guidelines for participation and use of Main Street America Logos and Branding.

#### **VI. MAIN STREET AMERICA ACCREDITATION**

Consideration for Accreditation by Main Street America (MSA) applies only to organizations that implement their Economic Transformation Strategies, track and fulfill performance measures, and meet the Standards of Performance established by MSA (Attachment 1, Section IV, C).

#### **VII. NONCOMPLIANCE**

An organization that is unable to meet its programs requirements, especially organizations with minimum budget and staff salaries, does not maintain its agreements with local government, or does not follow the *Main Street Approach*™ may be re-designated and NMMS services may be suspended. The Economic Development Department may also notify programs of termination of the MOU at the New Mexico MainStreet Director's recommendation. Upon cancellation of the MOU, NMMS will no longer provide services to the organization and local government partner and they will be ineligible to apply for NMMS funding opportunities. The organization may be further prohibited from using the Main Street America name, a trademark of the National Main Street Center, Inc. Inactive programs must reapply to NMMS for designation through the NMMS Accelerator Process.

#### **VIII. AGREEMENT**



The parties hereunder do mutually agree that they have read and fully understand the obligations and responsibilities in operating as a partner with the New Mexico Economic Development Department's New Mexico MainStreet program as a MainStreet and/or Arts & Cultural District as stated herein and in Attachment 1 (*New Mexico MainStreet Program Guidelines*) accompanying this MOU. The parties further agree to abide by the terms of this MOU, implementing it to the best of their ability, with the assistance of services and resources (when available) provided through the New Mexico MainStreet program, and in accordance with the *Main Street Approach™* as defined by the Main Street America.

The local MainStreet and/or Arts & Cultural District organization, local government partner and New Mexico MainStreet program hereby mutually agree to support the revitalization of the designated MainStreet and/or Arts & Cultural District under the specifications listed herein and in Attachment 1 (*New Mexico MainStreet Program Guidelines*) accompanying this MOU.

*We do hereby sign:*

**On behalf of the New Mexico MainStreet Program, a program of the New Mexico Economic Development Department:**

  
\_\_\_\_\_  
Director, New Mexico MainStreet Program  
4/24/2022  
Date

**On behalf of the Local MainStreet Organization:**

  
\_\_\_\_\_  
President of MainStreet Truth or Consequences  
5/10/2022  
Date

**On behalf of the Local Government Partner:**

\_\_\_\_\_  
Mayor/Manager/Representative of the City of Truth or Consequences  
Date

***Please enclose the annual resolution of the City Council, County Commission or Tribal Council identifying financial support for the MainStreet organization. Also attach any other working agreements or contracts between the **local governing body** and the **local MainStreet organization**.***



## **Attachment 1: New Mexico MainStreet Program Guidelines**

**for July 1, 2022 through June 30, 2024**

### **I. Background**

***Mission:*** *The New Mexico MainStreet Program fosters economic development in the state by supporting local MainStreet/Arts & Cultural District revitalization organizations and their local government partner in their economic work in downtowns and adjacent neighborhoods. The Program provides resources, education, training, and services for asset-based economic growth that builds local knowledge and skills based on the Main Street Approach™, which preserves and enhances the built environment, supports district businesses and entrepreneur development, and conserves and interprets local culture and heritage resulting in increased economic vitality of each participating local MainStreet district.*

New Mexico MainStreet is a designated "Main Street America" State Coordinating Program. Main Street America is a program of the nonprofit National Main Street Center, Inc., a subsidiary of the National Trust for Historic Preservation. The New Mexico Economic Development Department is licensed and accredited annually to administer the MSA/NMSC's *Main Street Approach™* to downtown revitalization. It does so through the development of "Economic Transformation Strategies" that are implemented through comprehensive work in four broad areas known as the **Four Points**: *Economic Vitality, Design, Promotion, and Organization*.

NMMS is delegated by state statute (Main Street Act, NMSA 1978, 3-60B-1 to 3-60B-4 and the Arts and Cultural District Act, NMSA 1978 15-5A-1 to 15-5A-7 NMSA 1978), and through NMEDD, to assist communities in building capacity in community economic development that creates jobs, supports commercial property owners, mitigates leakage of economic resources, grows businesses, encourages and supports entrepreneurship, benefits the local economy, and raises the quality of life for its residents. The NMMS program was launched in 1984 and accepted its first designated organizations in 1985. NMMS is responsible for coordinating and orchestrating resources, services, and professional technical assistance to its organizations via several programs and initiatives. For more information, visit the NMMS website: [www.nmmainstreet.org](http://www.nmmainstreet.org).

### **II. New Mexico MainStreet and Main Street America Designations**

Local New Mexico MainStreet programs are established as public-private, community economic development partnership programs dedicated to revitalization and economic growth of traditional and/or historic commercial centers. Local programs are tiered, based on local capacity/development, and receive resources, technical assistance, and support from NMMS concurrent with their program designation or authorization.

- A. New Mexico MainStreet Project-Based Initiatives and Accelerator Process:** When resources are available to add new MainStreet programs, local communities can enter the NMMS Program by participating in one of NMMS's *Project-Based Initiatives* and follow-up participation/acceptance in the NMMS *Accelerator Process*.

- 1) **Frontier & Native American Communities Initiative (FNAC):** The MainStreet Act was amended in 2013 by the State Legislature to establish the Frontier and Native American Communities Initiative administered by NMMS to provide project-based community economic development support for rural communities under 15,000 in population. The 12 to 18-month affiliation with NMMS through the Initiative focuses on one economic development project within a traditional or historic village or town center. The FNAC Initiative is not open to communities which already have a MainStreet or Arts & Cultural District Program. The program focuses not only on the proposed project, but it also seeks to renew and build leadership in community economic development. It requires a group of stakeholders working in partnership with a local governing body, however, it does not require a non-profit board and paid staff as does the MainStreet Program.
- 2) **Urban Neighborhood Commercial Corridors Initiative (UNCC):** The UNCC Initiative is a new pilot program of the New Mexico Economic Development Department's MainStreet program aimed at providing project-based community economic development support to urban neighborhood commercial corridors located in cities with more than 50,000 in population that may currently not have the capacity or resources to start or operate a full-fledged MainStreet Program. Like the FNAC Initiative, the UNCC requires a group of stakeholders working in partnership with a local governing body. Selected communities receive NMMS professional services and technical assistance to implement and complete a community economic development project within 12 to 18 months.
- 3) **New Mexico MainStreet Accelerator Process:** The NMMS Accelerator Process is an intensive coaching and capacity building start-up course in the Main Street Approach™ for new MainStreet communities/organizations that brings the local stakeholder group/board of directors and local government partner up to full capacity within 18 months. Based on available NMMS resources to add new communities, local communities that have successfully completed one of NMMS's Project-Based Initiatives, has local government support, and shows they have the capacity and resources for a full MainStreet Program can apply to participate in the Accelerator Process. Successfully completing established benchmarks and graduating from the Accelerator Process leads to designation as a "Main Street America" program and makes the community part of a larger network with a proven track record for celebrating community character, preserving local history, and generating impressive economic returns.

**B. Designation as Main Street America Affiliate™ or Accredited™ Program:** NMMS, as a licensed and accredited State Coordinating Program, annually awards local Mainstreet programs with a Main Street America Affiliate™ or Main Street America Accredited™ designation based on progress in the prior 12 months toward meeting Main Street America's Performance Requirements and Operating Standards (outlined in Section IV, C of this document).

- 1) **Main Street America Affiliate™** status is for revitalization programs or organizations that have demonstrated a commitment to the comprehensive Main Street Approach™ to District revitalization, have completed the NMMS Accelerator Process benchmarks, and are building organizational capacity using economic transformation strategies that engage the four points to develop their goals and annual implementation plans. Affiliate Programs are building or re-establishing their operational capacity and their programmatic engagement with demonstrable economic performance toward completing their ETS goals and working to attain Main Street America Accredited designation.
- 2) **Main Street America Accredited™** status is for programs or organizations that demonstrate success in planning, implementing, and measuring successful Economic Transformation Strategies utilizing the Main Street Approach™. Accredited programs have fully engaged Boards, committees or task groups working in all Four Points and a paid Executive Director commensurate with the requirements listed in Table 1 (*Budget and Staffing*) based on the size of the community. Accredited programs establish, monitor, and report rigorous outcome performance measurements and document achievement under all Standards of Performance established by Main Street America.



**C. Sublicensing Agreements for Main Street America Affiliate and Accredited programs:**

- 1) New Mexico MainStreet organizations designated as a Main Street America Affiliate or Accredited program must sign an annual sublicensing agreement established by Main Street America and implemented through the NMMS Coordinating Program.
- 2) The sub-licensing agreements establish guidelines for participation and requisite use of Main Street America Logos and Branding.

**D. New Mexico Arts & Cultural Districts Program and Designation:** The NM Arts & Cultural Districts Program (ACD), was established by the legislature in 2007 and statutorily attached to New Mexico MainStreet, to assist communities in developing their cultural and creative economy resources to create dynamic and economically vibrant districts. The ACD Program is a joint effort of three state agencies, New Mexico MainStreet, New Mexico Arts Division, and Historic Preservation Division (HPD). The NMMS Director, by statute, serves as the State Coordinator overseeing the ACD program. The New Mexico Arts Commission authorizes new districts, compounds, and institutions based on recommendations from the ACD State Coordinator, and HPD administers the NM State Income Tax Credit for Preservation of Cultural Properties that provides a doubling of the available tax credit when a listed property is located within the boundaries of a State-Authorized ACD.

- 1) **Arts & Cultural District Start-Up Designation:** When state resources allow, municipalities, citizens, NMMS Organizations, or other nonprofit organizations can apply or petition to participate in NMMS's *Creative Economy Jump Start* as the first step toward the *Arts & Cultural District Start-Up Designation*.
  - The purpose of the *Creative Economy Jump Start* is to work with local Main Street Organizations and non-NMMS communities interested in becoming a NMMS Program to access capacity and identify opportunities with respect to Creative and Cultural Economy work and their potential for designation as a New Mexico State Authorized Arts & Cultural District.
    - NMMS Organizations can request to participate in the *Creative Economy Jump Start* by submitting a NMMS Service Request and justification memo outlining the communities creative and cultural assets and potential for designation as a New Mexico State Authorized Arts & Cultural District.
    - Non-NMMS communities can apply to participate in the *Creative Economy Jump Start* by applying to NMMS' FNAC or UNCC Project-Based Initiatives when NMMS has the available resources to add new projects through a competitive application process.
  - Start-Up Arts & Cultural District Designation:
    - NMMS Organizations that have successfully completed the initial phases of the Creative Economy Jump Start and have effectively documented their potential for State Authorized ACD designation can petition NMMS to enter the ACD Start-Up phase to develop strategies to grow their arts, cultural, and creative economy assets.
    - When resources are available to add new MS programs, non-NMMS communities that have completed the Creative Economy Jump Start and are interested in becoming a NMMS Program with an ACD Designation can apply for participation in a joint/hybrid NMMS Accelerator/ACD Start-Up Process.
    - ACD Start-Up's must complete the ACD Start-Up Performance Benchmarks that includes organizational, financial, planning, and image development modules that build local capacity, develops local arts and cultural assets, and help develop a cohesive and well-recognized Arts & Cultural district with a high concentration of cultural facilities and programs that serve as the main anchors of economic and destination development. A comprehensive outline of the Start-

Up process and list of benchmarks is available for download at  
[www.nmmainstreet.org/resource](http://www.nmmainstreet.org/resource).

- 2) Start-Up and State-Authorized Arts & Cultural District (ACD) designations are attached to a local MainStreet organization designated by New Mexico MainStreet as an Accredited or Affiliate Main Street America program. These Arts & Cultural Districts are administered by an ACD Coordinating Council that is responsible for developing and implementing Creative Economy projects and activities in the Arts & Cultural District. The ACD Coordinating Council operates under the local MainStreet organizations structure as a Standing Committee or Taskforce and are subject to the policies and procedures of the host organization.
- 3) State-Authorized Arts & Cultural District Designation: MainStreet Programs that have completed the ACD Start-Up benchmarks, established arts and cultural assets and programming, have a developed, cohesive, easily recognizable District, and have an adopted Cultural Economic Development Plan can petition the NMMS Director/ACD Coordinator and NM Arts Commission for designation as a State-Authorized Arts & Cultural District. State Authorization:
  - Enables the doubling of the state's historic tax credits (up to \$50,000) for rehabilitation of eligible historic commercial properties listed on the State Register of cultural properties within the district's boundary.
  - Enables local MS/ACD program to apply for NMMS Capital Outlay Public Infrastructure projects identified in the adopted Cultural Economic Development Plan.
  - Enables access to Four Point technical assistance to implement arts, cultural, and creative economy projects in the district.
  - Ensures the local ACD district will be included in Statewide branding and marketing of the Districts as an arts and cultural destination.
  - Through municipal adoption of the Local Economic Development Act (LEDA), qualifying entities under the "cultural facilities" definition can apply for local and state LEDA funds for public/private economic development projects prioritized in the ACD Cultural Economic Development Plan, Master Plan, and/or MRA Plan.

**E. MainStreet programs with Start-Up or State-Authorized Arts & Cultural District (ACD):** In addition to NMMS and National Main Street Operations and Performance Standards (see Section IV. Performance Requirements and Operating Standards), programs with a Start-Up or State-Authorized ACD designation must also meet the following guidelines:

- 1) The organization shall meet all the statutory obligations of the Arts & Cultural District Act (2007).
- 2) The organization shall meet all policy requirements established by the State ACD Council:
  - Quarterly/Semi-Annual Reporting
  - Creative economy benchmarks and performance measures
- 3) The organization shall have or will work with their local government partner to complete an ACD Cultural Economic Development Plan adopted by the local governing body.
- 4) MainStreet programs having chosen and received Start-Up or State Authorized ACD designation shall add, or dedicate at least one of their ETS's to ACD/creative economy work.
  - The ACD Cultural Economic Development Plan will help guide the development of ACD ETS to grow the District's Cultural Economy.
  - Goals of the ETS shall be integrated into the annual work plan and budget of the MainStreet organization.
- 5) Establish and maintain a standing ACD Coordinating Council (Committee or Taskforce) dedicated to implementing ACD/creative economy work:

- The ACD Coordinating Council should include artists, artist organizations, and cultural and creative entrepreneurs.
  - The MainStreet Board is responsible for ensuring adequate staffing, resourcing or support to the ACD Coordinating Council.
  - With the support of staff, the ACD Coordinating Council shall prioritize and implement projects in the Board-adopted ETS's, and in line with the Cultural Economic Development Plan adopted by local government.
  - The Coordinating Council shall contribute to and participate in the annual performance or accreditation reviews conducted by NMMS.
  - Please see *"Policy Establishing Guidelines for the ACD Coordinating Council in State-Authorized Arts & Cultural Districts"* for more detailed information.
- 6) ACD staff (and, when possible, ACD Coordinating Council members) shall participate in NMMS trainings, conferences, and institutes.

### **III. Economic Transformation Strategies and Community Revitalization**

The local MainStreet organization is required to establish and implement three (3) NMMS-approved Economic Transformation Strategies (ETS) for the District based on one of the adopted economic development plans. Of the three ETS, one should be dedicated to organizational capacity building ("Capacity Building Strategy") and is not directly related to specific economic development goals. An annual work plan is developed based on the three (3) ETS. All work in the Main Street Approach™ and Four-Points (Organization, Design, Promotion, and Economic Vitality), should directly support outcomes established under the ETS strategies. Work teams, task forces or committees are established to implement projects that advance each strategy.

The focus of the annual performance review of each local organization will be based on the positive outcomes of the Board and staff in meeting performance metrics in the annual work plan related to each ETS strategy and the engagement of each of the Four Points by the organization in meeting each strategy.

ETS strategies should be concrete, specifically defined, and achievable with the existing resources of the local organization. Local resources include volunteers established as committees/taskforces/work teams, funding, and adopted revitalization and redevelopment tools necessary for successful completion of each of the annual strategies. Requests for NMMS services, resources and support are available to help achieve these annual economic development strategies.

Annual strategies are derived from:

- **For Main Street America Affiliate or Accredited programs, or State Authorized Arts & Cultural Districts:**
  - Adopted District Master Plans, Metropolitan Redevelopment Area Plans, District Cultural Economic Development Plans
- **For communities engaged in the New Mexico MainStreet Accelerator or Arts & Cultural District Start-Up process:**
  - NMMS Readiness Assessment and/or Resource Team Report
  - Other Accelerator or Start-Up benchmarks established by NMMS

Based on designation of the local MainStreet and/or Arts & Cultural District organization as a Main Street America Affiliate™, Main Street America Accredited™ program, NMMS will provide professional assistance and support through the Main Street Four-Point Approach® tied to ETS's and annual work plans via a service request form submitted to NMMS. NMMS will work with the local governing body and the local organization to identify and apply for funding for planning and infrastructure/capital investments within the district identified as priority projects in adopted plans. Priority is given to those MainStreet projects on the Infrastructure Capital Improvement Plans; additional bonus points on competitive applications may also be considered.

#### IV. Performance Requirements and Operating Standards

##### A. Requirements for Local MainStreet Organizations

Maintaining a Main Street America Affiliate or Accredited Program enables access to additional specialized technical support, incentive programs, and resources, and serves as a pre-requisite to apply for MainStreet Public Infrastructure funds and operations/project funding through NMMS Partners (MFA, NMFA, FundIt, and other federal, state and foundation grantors partnering with NMMS). Maintaining a Main Street America Accredited program also ensures access to scholarships and grants from the New Mexico Resiliency Alliance (NMRA) and its funding partners.

New Mexico MainStreet maintains a digital dashboard ([www.nmmainstreet.org/dashboard/login.php](http://www.nmmainstreet.org/dashboard/login.php)) to track annual compliance filings and monitor progress toward State Certification and National Accreditation. Local MainStreet organizations are responsible for uploading compliance and other required filings on an annual basis.

A local MainStreet organization designated by NMMS of the NMEDD must meet or exceed the following requirements to maintain its designation:

- 1) **MOU:** The organization has a fully executed Memorandum of Understanding with the Economic Development Department and Local Government Partner.
- 2) **Contract/MOU/LOA with Local Government Partner:** It is required that the local MainStreet organization have a separate annual contract for services with the municipality and/or county to do community economic development work within the designated district, outlining expectations of the municipality and clearly defined deliverables for its financial support of the local MainStreet organization. The organization must provide NMMS with a copy of the executed agreement annually.
- 3) **Resolution of Support and Funding by the Local Government Partner** (City Council, County or Tribal Commission). Each MainStreet and/or Arts & Cultural District program must have in place a biennial MOU with NMEDD's NMMS program and the local governing body, along with an annual resolution adopted by the local government partner for the term of the MOU stating its support and funding commitment to the local MainStreet organization. If the resolution is for only the first year of this MOU, then a new resolution by the governing body will need to be approved and delivered to NMMS prior to services from NMMS continuing into the second year of the two-year MOU cycle. Failure to adopt such resolution of financial support, or to provide the operational resources to sustain the Public-Private Partnership, may result in the suspension of the services provided by NMMS. The annual funding commitment required of the local government partner is described in Table 1 below.
- 4) The MainStreet organization is required to engage in fundraising and resource development activities needed to meet the minimum operational budget requirements for a Main Street America Program (Table 1).

Table 1: Budget and staffing requirements for New Mexico MainStreet/Main Street America organizations.

	<i>Rural Community</i>	<i>Small Community</i>	<i>Mid-Size Community or Commercial Neighborhood</i>	<i>Large Community or Urban Program</i>
<b>Population</b>	< 5,000	5,001 - 15,000	15,001 - 50,000	> 50,000
<b>Min. Operating Budget for Main Street America Affiliate program</b>	\$25,000	\$45,000	\$60,000	\$100,000+
<b>Min. Operating Budget for Main Street America Accredited Program</b>	\$40,000	\$60,000		\$100,000+
<b>Required Minimum Contribution to local MainStreet program by Local Gov't Partner</b>	\$20,000	\$35,000	\$40,000	\$60,000

<b>Executive Director Staffing Requirement, MainStreet America Affiliate (hrs/wk)</b>	20	30
<b>Executive Director Staffing Requirement, Main Street America Accredited program (hrs/wk)</b>	20	40
<b>NMMS Accelerator and ACD Start-Up process Designate</b>	\$15,000 from local government; no staffing requirement	

\*Note: operating at minimum budget/staffing benchmarks is usually not adequate to advance Four Point projects.

#### **B. Participation Requirements for Local MainStreet/ACD Organizations**

The MainStreet/Arts & Cultural District Executive Director and/or appropriate staff should attend NMMS Institute trainings as established by the State Coordinating Program to build their skills and knowledge.

##### **1) Requirements for Executive Directors:**

- Executive Director must attend the annual NMMS Winter Conference and NMMS Summer Institute.
- The Executive Director must complete the MainStreet Executive Directors Certification Program where they will receive one-time training in MainStreet Fundamentals.
  - Executive Directors wishing to substitute equivalent training courses, or to receive a waiver for previously-attended trainings, must obtain prior written approval from NMMS and proper documentation must be provided when courses are completed.
- An Executive Director must attend a National Main Street Conference within the first two years of employment and at least once every four years to keep up-to-date on the accomplishments and innovations of other MainStreet leaders nationally.
  - The organization, through reimbursement or other schedule of payment, assumes the costs of the Executive Director's participation in all required trainings.

##### **2) Board President/Board Members:**

- The local organization Board President is expected to attend one of the following each year: NMMS Winter Conference, NMMS Summer Institute, or national Main Street Now conference.
- The Board President and other Board members shall attend any required Board member trainings established by NMMS.

#### **C. National Main Street Center Standards of Performance**

- 1) *Main Street America Accreditation:* Consideration for Accreditation by the National Main Street Center applies only to those local MainStreet organizations implementing their Economic Transformation Strategies, tracking and fulfilling performance measures, and meeting the MSA/NMSC Standards of Performance, listed below. A comprehensive listing of the indicators and scoring process is available for download at [www.nmmainstreet.org/resource](http://www.nmmainstreet.org/resource).

1. Broad-based Community Commitment
2. Inclusive Leadership & Organizational Capacity



3. Diverse and Sustainable Funding
4. Strategy-Driven Programming
5. Preservation-Based Economic Development
6. Demonstrated Impact & Result

## V. Resources Provided by New Mexico MainStreet:

NMMS is funded through the New Mexico State Legislature and provides a variety of resources to designated communities including access to professional technical assistance, economic growth and revitalization supports, networking, and education as described in the following pages:

### A. Technical Assistance Services

Through its staff or contractors, NMMS will provide technical assistance in a variety of subject areas relevant to the *Main Street Four-Point Approach®* and other commercial district economic growth, revitalization and management topics. Each local organization may request on-site, email, and/or telephone consultation(s) from NMMS. Access to Technical Assistance is initiated through submission of a Service Request Form to the NMMS Director/ACD Coordinator. Upon receiving the service request, the NMMS Director/ACD Coordinator will assign the appropriate Revitalization Specialist(s) to coordinate design and delivery of services, on-site visits and/or other communications. Service request forms, along with descriptions of available services are available online at: [nmmainstreet.org/resource/programs/](http://nmmainstreet.org/resource/programs/).

Technical Assistance services include, but are not limited to:

- Organization: Organizational development consultants provide facilitation in strategic planning, visioning and mission statements, work plan development, resource development, leadership and volunteer development, succession planning, nonprofit management, committee training, staff training, and continuous quality improvement of the program.
- Marketing and Promotion: Promotion, Marketing and Graphic Design specialists offer assistance with image development and branding, marketing strategies, logo design, promotional and collateral materials development, event planning, visual merchandising, media relationships, online/social media, publicity and advertising.
- Economic Vitality: Economists, business, and property development specialists provide technical assistance and training in market analysis, business strengthening and recruitment, real estate development, economic development incentives, revitalization financing tools, placemaking, and program progress and impacts monitoring.
- Architectural and Design Services: Architects and Planners provide conceptual design services for façade improvements, floor plans, parking, landscape, signage and interior improvements.
  - a. Design Intensives: Specialized, local volunteer-driven, on-site design intensives are offered by the NMMS Design Team through application (when available) to the MainStreet Placemaking, and MainStreet Façade Squad, and other architectural restoration.
- Planning and Historic Preservation: Planners and design professionals provide assistance in placemaking, historic preservation, community-based planning processes, streetscape design, vehicular and pedestrian circulation enhancements, parks, way-finding design, district master planning, metropolitan redevelopment plans, urban planning, and zoning.
- Arts & Cultural/Creative Economy Resources Development: Cultural Resource consultants, in partnership with staff and consultants from New Mexico Arts, offer technical assistance and services related to protection, development and promotion of arts and cultural resources, cultural facilities and historic properties to enhance the local creative economy supporting cultural entrepreneurs, creative enterprises and industries.

## **B. Other Resources**

New Mexico MainStreet provides a variety of resources and partnerships to assist local communities and organizations with the revitalization of their traditional or historic commercial district. These include:

- **Trainings, Workshops, Conferences, and Institutes:** Annually, NMMS identifies opportunities for intermediate and advanced-level trainings in specific areas of the Main Street Four-Point Approach® to strengthen and build skills for organizational and municipal leaders and partnering organizations.
  - *Annual NMMS Winter Conference and NMMS Summer Institute*
  - Managing the MainStreet/ACD Nonprofit Corporation training
  - Multi-part series on Grant Writing and Nonprofit Fundraising for local MainStreet leaders
  - *Online trainings:* NMMS provides webinars, videos or other online training opportunities to build capacity of staff, community leaders and organization volunteers in support of the district economic growth and revitalization.
- **NMMS Executive Director Boot Camp and Certification Program:** Executive Directors who successfully complete the Boot Camp and other required trainings shall automatically qualify as a State-Certified Executive Director.
- **Marketing:** NMMS and NMEDD provide statewide marketing opportunities for local MainStreet organizations/districts, initiatives and activities through its websites ([www.goNM.biz](http://www.goNM.biz), [www.nmmainstreet.org](http://www.nmmainstreet.org), [www.offtheroadnm.org](http://www.offtheroadnm.org)), social media platforms, e-newsletters, and *Choose MainStreet* marketing campaign.
- **Information and Networking:** Through regular email, list serves, mailings, websites and meetings, NMMS provides timely notice on grant and partnership opportunities, guidance on innovative revitalization tools and techniques, and helps with addressing the multiple challenges that arise during the day-to-day course of each local organization's MainStreet efforts.
- **Accreditation Review:** Accreditation by the NMSC recognizes achievement under the Standards of Performance established by the National Main Street Center, Inc. NMMS conducts an annual accreditation review – a comprehensive assessment of the program's accomplishments under the Main Street Four-Point Approach® for the previous calendar year. Participation in the Accreditation review is required and the NMMS Director prepares recommendations for the NMSC based on the performance of the previous 12 months. Main Street America Accreditation is also contingent upon meeting all compliance requirements listed in preceding sections.
- **National Main Street Network Membership:** The state program pays each local organization's annual network membership fee to the NMSC. Membership benefits include the monthly *Main Street News*, discounted conference and workshop registration fees, access to members-only informational resources on the NMSC website, and member rates on publications.
  - **National Main Street Center Conference – Main Street Now:** Annually, NMMS provides discounted basic registration for Main Street America Affiliate and Accredited programs to help each Executive Director attend the Main Street Now conference. Local organizations meeting all annual performance standards for Main Street America Accredited programs are also provided one (1) additional discounted basic registration to the NMSC conference for a member of the Board of Directors when funding is available.
- **MainStreet Public Infrastructure Funding:** MainStreet America Affiliate, MainStreet America Accredited, and Arts & Cultural District programs are eligible to apply for NMMS Capital Outlay Public infrastructure funding for priority pedestrian safety upgrades and infrastructure improvements within designated MainStreet Districts
  - NMEDD works with the State Legislature and Governor to appropriate Public Infrastructure funds, which are then awarded on a competitive basis with particular emphasis on construction-ready

projects and organizational commitment to leverage such funds for direct economic growth and private sector reinvestment.

- ***MainStreet Partnership Grants and Resources:*** NMMS works closely with several other state agencies including the Tourism Department, Historic Preservation Division, New Mexico Arts Division, and the Department of Transportation as well as other statewide partnering organizations that share a common vision including the New Mexico Coalition of MainStreet Communities (NMCMSC) and the New Mexico Resiliency Alliance (NMRA).
  - The State Coordinating Program also works with statewide nonprofit and corporate funding partner organizations that provide funding opportunities to local MainStreet/ACD programs to access and coordinate resources for district economic development and revitalization projects.





# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: I.6*

**SUBJECT:** Approve Amendment No. 1 to Grant Agreement 419-A20E2046-2101

**DEPARTMENT:** Assistant City Manager

**DATE SUBMITTED:** May 20, 2022

**SUBMITTED BY:** Traci Alvarez

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

***Summary/Background:***

In May 2021 Mainstreet received a grant award Capital Appropriation from the State of NM Dept. of Economic Development in the amount of \$1,000,000.00 to plan, design and construct infrastructure improvements to Foch Street in the MainStreet District. Due to cost increases and lack of funding, project has been unable to proceed. MainStreet has since received additional funding in FY 2022 (\$320,000.00) and project can now proceed. FY 2021 Funds are set to expire 6/30/2022. This amendment will extend the FY21 grant expiration date to 6/30/2024 which will coincide with the expiration of the FY22 grant agreement.

***Recommendation:***

Approve and execute Amendment No. 1

***Attachments:***

- Grant Amendment
- Grant Agreement 419-A20E2046-2101

***Fiscal Impact (Finance): Yes***

City is Fiscal Agent on this project and will "front" the funds and then request reimbursement. Total funding awarded in FY 21 and FY 22 is \$1,320,000.00

***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. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 5-25-2022

AMENDMENT No. 1 to  
GRANT AGREEMENT 419-A20E2046-2101

On April 15, 2021 the New Mexico Economic Development Department ("EDD") and the City of Truth or Consequences in partnership with and for the benefit of Truth or Consequences MainStreet ("Grantee") entered into Grant Agreement No. 419-A20E2046-2101. Pursuant to Article IV(A) of that Grant Agreement, term extensions may be granted by the Department (EDD), through an amendment to this Agreement. EDD reviewed the work accomplished to date and determined that there is sufficient justification to amend this Grant Agreement to provide additional time for completion of the scope of work. The Grant agreement is therefore amended as follows.

Delete former ARTICLE IV.A:

As referenced in Article I(A), the applicable law establishes a date by which Project funds must be expended by Grantee, which is referred to throughout the remainder of this Agreement as the "Reversion Date." Upon being duly executed by both parties, this Agreement shall be effective as of the date of execution by the Department. It shall terminate on June 30, 2022 the Reversion Date unless Terminated Before Reversion Date ("Early Termination") pursuant to Article V herein.

Insert new ARTICLE IV.A:

As referenced in Article I(A), the applicable law establishes a date by which Project funds must be expended by Grantee, which is referred to throughout the remainder of this Agreement as the "Reversion Date." Upon being duly executed by both parties, this Agreement shall be effective as of the date of execution by the Department. It shall terminate on June 30, 2024 the Reversion Date unless Terminated Before Reversion Date ("Early Termination") pursuant to Article V herein.

ALL OTHER ARTICLES OF THIS CONTRACT REMAIN THE SAME.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date set forth below.

ACCEPTED AND AGREED:  
NEW MEXICO ECONOMIC DEVELOPMENT DEPARTMENT

By: \_\_\_\_\_  
DEPARTMENT Cabinet Secretary

DATE: \_\_\_\_\_

ACCEPTED AND AGREED:  
ECONOMIC DEVELOPMENT DEPARTMENT  
LEGAL COUNSEL- Certifying legal sufficiency

BY: \_\_\_\_\_

DATE: \_\_\_\_\_

ACCEPTED AND AGREED:  
CITY OF TRUTH OR CONSEQUENCES  
SIGNATURE OF AUTHORITY WITH AUTHORITY TO BIND GRANTEE

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

DATE: \_\_\_\_\_

Insert name of person signing here:  
\_\_\_\_\_

TITLE: \_\_\_\_\_

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

DATE: \_\_\_\_\_

Insert name of person signing here:  
\_\_\_\_\_

TITLE: \_\_\_\_\_

ACCEPTED AND AGREED:  
MAINSTREET PRESIDENT'S SIGNATURE

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

DATE: \_\_\_\_\_

Insert name of person signing here:  
\_\_\_\_\_

Page 1 of 21

amount”) (\$0)<sup>1</sup>, if applicable, which equals one million dollars (\$1,000,000.00) (the “Adjusted Appropriation Amount”).

In the event of a conflict among the Appropriation Amount, the Reversion Date, as defined herein and/or the purpose of the Project, as set forth in this Agreement, and the corresponding appropriation language in the laws cited above in this Article I(A), the language of the laws cited herein shall control.

This project is referred to throughout the remainder of this Agreement as the “Project”; the information contained in Article I(A) is referred to collectively throughout the remainder of this Agreement as the “Project Description.” If Attachment A imposes more stringent requirements than any requirement set forth in this Agreement, the more stringent requirements of Attachment A shall prevail, in the event of irreconcilable conflict. (See ATTACHMENT A) The Grantee shall reference the Project's number in all correspondence with and submissions to the Department concerning the Project, including, but not limited to, Requests for Payment and reports.

## **ARTICLE II. LIMITATION ON DEPARTMENT’S OBLIGATION TO MAKE GRANT DISBURSEMENT TO GRANTEE**

A. Upon the Effective Date of this Agreement, for permissible purposes within the scope of the Project Description, the Grantee shall only be reimbursed monies for which the Department has issued and the Grantee has received a Notice of Department’s Obligation to Reimburse<sup>2</sup> Grantee (hereinafter referred to as “Notice of Obligation”). This Grant Agreement and the disbursement of any and all amounts of the above referenced Adjusted Appropriation Amount are expressly conditioned upon the following:

- (i) Irrespective of any Notice of Obligation, the Grantee’s expenditures shall be made on or before the Reversion Date and, if applicable, an Early Termination Date (i.e., the goods have been delivered and accepted or the title to the goods has been transferred to the Grantee and/or the services have been rendered for the Grantee); and
- (ii) The total amount received by the Grantee shall not exceed the lesser of: (a) the Adjusted Appropriation Amount identified in Article I(A) herein or (b) the total of all amounts stated in the Notice(s) of Obligation evidencing that the Department has received and accepted the Grantee’s Third Party Obligation(s), as defined in subparagraph iii of this Article II(A); and
- (iii) The Grantee’s expenditures were made pursuant to the State Procurement Code and execution of binding written obligations or purchase orders with third party contractors or vendors for the provision of services, including professional

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<sup>1</sup> The AIPP amount is “an amount of money equal to one percent or two hundred thousand dollars (\$200,000), whichever is less, of the amount of money appropriated for new construction or any major renovation exceeding one hundred thousand dollars (\$100,000).” Section 13-4A-4 NMSA 1978.

<sup>2</sup> “Reimburse” as used throughout this Agreement includes Department payments to the Grantee for invoices received, but not yet paid, by the Grantee from a third party contractor or vendor, if the invoices comply with the provisions of this Agreement and are a valid liability of the Grantee.

services, or the purchase of tangible personal property and real property for the Project, hereinafter referred to as "Third Party Obligations"; and

- (iv) The Grantee's submittal of timely Requests for Payment in accordance with the procedures set forth in Article IX of this Agreement; and
- (v) In the event that capital assets acquired with Project funds are to be sold, leased, or licensed to or operated by a private entity, the sale, lease, license, or operating agreement:
  - a. must be approved by the applicable oversight entity (if any) in accordance with law; or
  - b. if no oversight entity is required to approve the transaction, the Department must approve the transaction as complying with law.

Prior to the sale, lease, license, or operating agreement being approved pursuant to Articles II(A)(v)(a) and II(A)(v)(b) herein, the Department may, in its sole and absolute discretion and unless inconsistent with State Board of Finance imposed conditions, reimburse the Grantee for necessary expenditures incurred to develop the Project sufficiently to make the sale, lease, license, or operating agreement commercially feasible, such as plan and design expenditures; and

- (vi) The Grantee's submission of documentation of all Third Party Obligations and amendments thereto (including terminations) to the Department and the Department's issuance and the Grantee's receiving of a Notice of Obligation for a particular amount in accordance with the terms of this Agreement shall be governed by the following:
  - a. The Grantee shall submit to the Department one copy of all Third Party Obligations and amendments thereto (including terminations) as soon as possible after execution by the Third Party **but prior to execution by the Grantee.**
  - b. Grantee acknowledges and agrees that if it chooses to enter into a Third Party Obligation prior to receiving a Notice of Obligation that covers the expenditure, it is solely responsible for such obligations.
  - c. The Department may, in its sole and absolute discretion, issue to Grantee a Notice of Obligation for the particular amount of that Third Party Obligation that only obligates the Department to reimburse Grantee's expenditures made on or before the Reversion Date or an Early Termination Date. The current Notice of Obligation form is attached to this Agreement as Exhibit 2.
  - d. The date the Department signs the Notice of Obligation is the date that the Department's Notice of Obligation is effective. After that date, the Grantee is authorized to budget the particular amount set forth in the Notice of Obligation, execute the Third Party Obligation and request the Third Party to begin work. Payment for any work performed or goods received prior to the effective date of the Notice of Obligation is wholly and solely the obligation of the Grantee.

B. The Grantee shall implement, in all respects, the Project. The Grantee shall provide all necessary qualified personnel, material, and facilities to implement the

Project. The Grantee shall finance its share (if any) of the costs of the Project, including all Project overruns.

C. Project funds shall not be used for purposes other than those specified in the Project Description.

D. Unless specifically allowed by law, Project funds cannot be used to reimburse Grantee for indirect Project costs.

**ARTICLE III. NOTICE PROVISIONS AND GRANTEE AND DEPARTMENT DESIGNATED REPRESENTATIVES**

Whenever written notices, including written decisions, are to be given or received, related to this Agreement, the following provisions shall apply.

The Grantee designates the person(s) listed below, or their successor, as their official representative(s) concerning all matters related to this Agreement:

Grantee: MainStreet Truth or Consequences  
Name: John Masterson  
Title: President  
Address: 410 Main  
Email: director@mainstreetorc.org; magnafix@gmail.com  
Telephone: 575-297-9797

The Grantee designates the person(s) listed below, or their successor, as their Fiscal Officer or Fiscal Agent concerning all matters related to this Agreement:

Grantee: City of Truth or Consequences  
Name: Traci Alvarez  
Title: Community Development Director - Acting City Manager  
Address: 505 Sims Street  
Email: tburnette@torcnm.org  
Telephone: 575-894-6673

The Department designates the persons listed below, or their successors, as the Points of Contact for matters related to this Agreement.

Department: Economic Development Department  
Name: Julie Blanke  
Title: Program Planning Specialist  
Address: EDD/MainStreet, PO Box 20003, Santa Fe, NM, 87504-5003  
Email: julie.blanke@state.nm.us  
Telephone: 505-753-8860/505-827-0363

The Grantee and the Department agree that either party shall send all notices, including written decisions, related to this Agreement to the above named persons by email or regular mail. In the case of mailings, notices shall be deemed to have been given and received upon the date of the receiving party's actual receipt or five calendar days after mailing, whichever shall first occur. In the case of email transmissions, the notice shall be deemed to have been given and received on the date reflected on the delivery receipt of email.

#### **ARTICLE IV. REVERSION DATE, TERM, DEADLINE TO EXPEND FUNDS**

A. As referenced in Article I(A), the applicable law establishes a date by which Project funds must be expended by Grantee, which is referred to throughout the remainder of this Agreement as the "Reversion Date." Upon being duly executed by both parties, this Agreement shall be effective as of the date of execution by the Department. It shall terminate on June 30, 2022 the Reversion Date unless Terminated Before Reversion Date ("Early Termination") pursuant to Article V herein.

B. The Project's funds must be expended on or before the Reversion Date and, if applicable, Early Termination Date of this Agreement. For purposes of this Agreement, it is not sufficient for the Grantee to encumber the Project funds on its books on or before the Project's Reversion Date or Early Termination Date. Funds are expended and an expenditure has occurred as of the date that a particular quantity of goods are delivered to and received by the Grantee or title to the goods is transferred to the Grantee and/or as of the date particular services are rendered for the Grantee. Funds are *not* expended and an expenditure has *not* occurred as of the date they are encumbered by the Grantee pursuant to a contract or purchase order with a third party.

#### **ARTICLE V. EARLY TERMINATION**

##### **A. Early Termination Before Reversion Date Due to Completion of the Project or Complete Expenditure of the Adjusted Appropriation or Violation of this Agreement**

Early Termination includes:

- (i) Termination due to completion of the Project before the Reversion Date; or
- (ii) Termination due to complete expenditure of the Adjusted Appropriation Amount before the Reversion Date; or
- (iii) Termination for violation of the terms of this Agreement; or
- (iv) Termination for suspected mishandling of public funds, including but not limited to, fraud, waste, abuse, and conflicts of interest.

Either the Department or the Grantee may early terminate this Agreement prior to the Reversion Date by providing the other party with a minimum of fifteen (15) days' advance, written notice of early termination. Grantee hereby waives any rights to assert an impairment of contract claim against the Department or the State of New Mexico in the event of Early Termination of this Agreement by the Department pursuant to Article V(A).



**B. Early Termination Before Reversion Date Due to Non-appropriation**

The terms of this Agreement are expressly made contingent upon sufficient appropriations and authorization being made by the Legislature of New Mexico for the performance of this Agreement. Throughout this Agreement the term “non-appropriate” or “non-appropriation” includes the following actions by the New Mexico Legislature: de-authorization, reauthorization or revocation of a prior authorization. The Legislature may choose to non-appropriate the Appropriation referred to in Article I and, if that occurs, the Department shall early terminate this Agreement for non-appropriation by giving the Grantee written notice of such termination, and such termination shall be effective as of the effective date of the law making the non-appropriation. The Department’s decision as to whether sufficient appropriations or authorizations are available shall be accepted by the Grantee and shall be final. Grantee hereby waives any rights to assert an impairment of contract claim against the Department or the State of New Mexico in the event of Early Termination of this Agreement by the Department pursuant to Article V(B).

**C. Limitation on Department’s Obligation to Make Grant Disbursements to Grantee in the Event of Early Termination**

In the event of Early Termination of this Agreement by either party, the Department’s sole and absolute obligation to reimburse the Grantee is expressly conditioned upon the limitations set forth Article II.

**ARTICLE VI. SUSPENSION OF NEW OR FURTHER OBLIGATIONS**

A. The Department may choose, in its sole and absolute discretion, to provide written notice to the Grantee to suspend entering into new and further obligations. Upon the receipt of such written notice by the Grantee:

- (i) The Grantee shall immediately suspend entering into new or further written obligations with third parties; and
- (ii) The Department will suspend the issuance of any new or further Notice of Obligation under this Agreement; and
- (iii) The Department may direct the Grantee to implement a corrective action plan in accordance with Article VI(D) herein.

B. In the event of Suspension of this Agreement, the Department’s sole and absolute obligation to reimburse the Grantee is expressly conditioned upon the limitations set forth in Article II herein.

C. A suspension of new or further obligations under this Agreement shall remain in effect unless or until the date the Grantee receives written notice given by the Department informing the Grantee that the Suspension has been lifted or that the Agreement has been Early Terminated in accordance with Article V herein. If the Suspension is lifted, the Department will consider further requests for Notice of Obligation.

**D. Corrective Action Plan in the Event of Suspension**

In the event that the Department chooses, in its sole and absolute discretion to direct the Grantee to suspend entering into new or further written obligations with third parties pursuant to Article VI(A), the Department may, but is not obligated to, require the Grantee to develop and implement a written corrective action plan to remedy the grounds for the Suspension. Such corrective action plan must be approved by the Department and be signed by the Grantee. Failure to sign a corrective action plan or meet the terms and deadlines set forth in the signed corrective action plan, is hereby deemed a violation of the terms of this Agreement for purposes of Early Termination, Article V(A)(iii). The corrective action plan is in addition to, and not in lieu of, any other equitable or legal remedy, including but not limited to Early Termination.

#### **ARTICLE VII. AMENDMENT**

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

#### **ARTICLE VIII. REPORTS**

##### **A. Database Reporting**

The Grantee shall report monthly Project activity by entering such Project information as the Department and the Department of Finance and Administration may require, such information entered directly into a database maintained by the Department of Finance and Administration (<http://cpms.dfa.state.nm.us>). Additionally, the Grantee shall certify on the Request for Payment form (Exhibit 1) that updates have been maintained and are current in the database. The Grantee hereby acknowledges that failure to perform and/or certify updates into the database will delay or potentially jeopardize the reimbursement of funds. The Department shall give Grantee a minimum of thirty (30) days' advance written notice of any changes to the information the Grantee is required to report.

Monthly reports shall be due on the last day of each month, beginning with the first full month following execution of this Agreement by the Department and ending upon the submission of the final request for reimbursement for the Project.

##### **B. Requests for Additional Information/Project Inspection**

During the term of this Agreement and during the period of time during which the Grantee must maintain records pursuant to Article VIII, the Department may:

- (i) request such additional information regarding the Project as it deems necessary; and
- (ii) conduct, at reasonable times and upon reasonable notice, onsite inspections of the Project.

Grantee shall respond to such requests for additional information within a reasonable period of time, as established by the Department.

#### **ARTICLE IX. REQUEST FOR PAYMENT PROCEDURES AND DEADLINES**

A. The Grantee shall request payment by submitting a Request for Payment, in the form attached hereto as Exhibit I. Payment requests are subject to the following procedures:

- (i) The Grantee must submit a Request for Payment; and
- (ii) Each Request for Payment must contain proof of payment by the Grantee or liabilities incurred by the Grantee showing that the expenditures are valid or are liabilities incurred by the Grantee in the form of actual unpaid invoices received by the Grantee for services rendered by a third party or items of tangible personal property received by the Grantee for the implementation of the Project; provided, however, that the Grantee may be reimbursed for unpaid liabilities only if the Department, in its sole and absolute discretion, agrees to do so and in accordance with any special conditions imposed by the Department.
- (iii) In cases where the Grantee is submitting a Request for Payment to the Department based upon invoices received, but not yet paid, by the Grantee from a third party contractor or vendor, if the invoices comply with the provisions of this Agreement and are a valid liability of the Grantee, the Grantee shall make payment to those contractors or vendors within five (5) business days from the date of receiving reimbursement from the Department or such shorter period of time as the Department may prescribe in writing. The Grantee is required to certify to the Department proof of payment to the third party contractor or vendor within ten (10) business days from the date of receiving reimbursement from the Department.

B. The Grantee must obligate 5% of the Adjusted Appropriation Amount within six months of acceptance of the grant agreement and must have expended no less than 85% of the Adjusted Appropriation Amount six months prior to the reversion date.

C. **Deadlines**

Requests for Payments shall be submitted by Grantee to the Department on the earlier of:

- (i) Immediately as they are received by the Grantee but at a minimum thirty (30) days from when the expenditure was incurred or liability of the Grantee was approved as evidenced by an unpaid invoice received by the Grantee from a third party contractor or vendor; or
- (ii) July 15 of each year for all unreimbursed expenditures incurred during the previous fiscal year; or
- (iii) Twenty (20) days from date of Early Termination; or
- (iv) Twenty (20) days from the Reversion Date.

D. The Grantee's failure to abide by the requirements set forth in Article II and Article IX herein will result in the denial of its Request for Payment or will delay the processing of Requests for Payment. The Department has the right to reject a payment request for the Project unless and until it is satisfied that the expenditures in the Request for Payment are for permissible purposes within the meaning of the Project Description

and that the expenditures and the Grantee are otherwise in compliance with this Agreement, including but not limited to, compliance with the reporting requirements and the requirements set forth in Article II herein to provide Third Party Obligations and the Deadlines set forth in Article IX herein. The Department's ability to reject any Request for Payment is in addition to, and not in lieu of, any other legal or equitable remedy available to the Department due to Grantee's violation of this Agreement.

**ARTICLE X. PROJECT CONDITIONS AND RESTRICTIONS;  
REPRESENTATIONS AND WARRANTIES**

- A. The following general conditions and restrictions are applicable to the Project:
- (i) The Project's funds must be spent in accordance with all applicable state laws, regulations, policies, and guidelines, including, but not limited to, the State Procurement Code (or local procurement ordinance, where applicable).
  - (ii) The Project must be implemented in accordance with the New Mexico Public Works Minimum Works Act, Section 13-4-10 through 13-4-17 NMSA 1978, as applicable. Every contract or project in excess of sixty thousand dollars (\$60,000) that the Grantee is a party to for construction, alteration, demolition or repair or any combination of these, including painting and decorating, of public buildings, public works or public roads and that requires or involves the employment of mechanics, laborers or both shall contain a provision stating the minimum wages and fringe benefits to be paid to various classes of laborers and mechanics, shall be based upon the wages and benefits that will be determined by the New Mexico Department of Workforce Solutions to be prevailing for the corresponding classes of laborers and mechanics employed on contract work of a similar nature in the locality. Further, every contract or project shall contain a stipulation that the contractor, subcontractor, employer or a person acting as a contractor shall pay all mechanics and laborers employed on the site of the project, unconditionally and not less often than once a week and without subsequent unlawful deduction or rebate on any account, the full amounts accrued at time of payment computed at wage rates and fringe benefit rates not less than those determined pursuant to Section 13-4-11 (B) NMSA 1978 to be the prevailing wage rates and prevailing fringe benefit rates issued for the project.
  - (iii) The Project may only benefit private entities in accordance with applicable law, including, but not limited to, Article IX, Section 14 of the Constitution of the State of New Mexico, the "Anti-Donation Clause."
  - (iv) The Grantee shall not for a period of 10 years from the date of this agreement convert any property acquired, built, renovated, repaired, designed or developed with the Project's funds to uses other than those specified in the Project Description without the Department's express, advance, written approval, which may include a requirement to reimburse the State for the cost of the project, transfer proceeds from the disposition of property to the State, or otherwise provide consideration to the State.

- (v) The Grantee shall comply with all federal and state laws, rules and regulations pertaining to equal employment opportunity. In accordance with all such laws, rules and regulations the Grantee agrees to assure that no person shall, on the grounds of race, color, national origin, sex, sexual preference, age or handicap, be excluded from employment with Grantee, be excluded from participation in the Project, be denied benefits or otherwise be subject to discrimination under, any activity performed under this Agreement. If Grantee is found to be not in compliance with these requirements during the life of this Agreement, Grantee agrees to take appropriate steps to correct any deficiencies. The Grantee's failure to implement such appropriate steps within a reasonable time constitutes grounds for terminating this Agreement.
- B. The Grantee hereby represents and warrants the following:
  - (i) The Grantee has the legal authority to receive and expend the Project's funds.
  - (ii) This Agreement has been duly authorized by the Grantee, the person executing this Agreement has authority to do so, and, once executed by the Grantee, this Agreement shall constitute a binding obligation of the Grantee, enforceable according to its terms.
  - (iii) This Agreement and the Grantee's obligations hereunder do not conflict with any law or ordinance or resolution applicable to the Grantee, the Grantee's charter (if applicable), or any judgment or decree to which the Grantee is subject.
  - (iv) The Grantee has independently confirmed that the Project Description, including, but not limited to, the amount and Reversion Date, is consistent with the underlying appropriation in law.
  - (v) The Grantee's governing body has duly adopted or passed as an official act a resolution, motion, or similar action authorizing the person identified as the official representative of the Grantee to sign the Agreement and to sign Requests for Payment.
  - (vi) The Grantee shall abide by New Mexico laws regarding conflicts of interest, governmental conduct and whistleblower protection. The Grantee specifically agrees that no officer or employee of the local jurisdiction or its designees or agents, no member of the governing body, and no other public official of the locality who exercises any function or responsibility with respect to this Grant, during their tenure or for one year thereafter, shall have any interest, direct or indirect, in any contract or subcontract, or the proceeds thereof, for work to be performed or goods to be received, pursuant to this Grant. Further, Grantee shall require all of its contractors to incorporate in all subcontracts the language set forth in this paragraph prohibiting conflicts of interest.
  - (vii) No funds have been paid or will be paid, by or on behalf of the Grantee, to any person for influencing or attempting to influence an officer or employee of this or any agency or body in connection with the awarding of any Third Party Obligation and that the Grantee shall require certifying

language prohibiting lobbying to be included in the award documents for all sub-awards, including subcontracts, loans and cooperative agreements. All sub-recipients shall be required to certify accordingly.

#### **ARTICLE XI. STRICT ACCOUNTABILITY OF RECEIPTS AND DISBURSEMENTS; PROJECT RECORDS**

A. The Grantee shall be strictly accountable for receipts and disbursements relating to the Project's funds. The Grantee shall follow generally accepted accounting principles, and, if feasible, maintain a separate bank account or fund with a separate organizational code, for the funds to assure separate budgeting and accounting of the funds.

B. For a period of six (6) years following the Project's completion, the Grantee shall maintain all Project related records, including, but not limited to, all financial records, requests for proposals, invitations to bid, selection and award criteria, contracts and subcontracts, advertisements, minutes of pertinent meetings, as well as records sufficient to fully account for the amount and disposition of the total funds from all sources budgeted for the Project, the purpose for which such funds were used, and such other records as the Department shall prescribe.

C. The Grantee shall make all Project records available to the Department, the Department of Finance and Administration, and the New Mexico State Auditor upon request. With respect to the funds that are the subject of this Agreement, if the State Auditor or the Department of Finance and Administration finds that any or all of these funds were improperly expended, the Grantee may be required to reimburse to the State of New Mexico, to the originating fund, any and all amounts found to be improperly expended.

#### **ARTICLE XII. IMPROPERLY REIMBURSED FUNDS**

If the Department determines that part or all of the Appropriation Amount was improperly reimbursed to Grantee, including but not limited to, Project funds reimbursed to Grantee based upon fraud, mismanagement, misrepresentation, misuse, violation of law by the Grantee, or violation of this Agreement, the Grantee shall return such funds to the Department for disposition in accordance with law.

#### **ARTICLE XIII. LIABILITY**

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 immunities and limitations of the New Mexico Tort Claims Act.

#### **ARTICLE XIV. SCOPE OF AGREEMENT**

This Agreement constitutes the entire and exclusive agreement between the Grantee and Department concerning the subject matter hereof. The Agreement supersedes any and all prior or contemporaneous agreements, understandings, discussions, communications, and representations, written or verbal.

**ARTICLE XV. REQUIRED NON-APPROPRIATIONS CLAUSE IN CONTRACTS FUNDED IN WHOLE OR PART BY FUNDS MADE AVAILABLE UNDER THIS AGREEMENT**

The Grantee acknowledges, warrants, and agrees that Grantee shall include a “non-appropriations” clause in all contracts between it and other parties that are (i) funded in whole or part by funds made available under this Agreement and (ii) entered into after the effective date of this Agreement that states:

“The terms of this Agreement are contingent upon sufficient appropriations and authorization being made by the Legislature of New Mexico for the performance of this Agreement. If sufficient appropriations and authorization are not made by the Legislature, the City of Truth or Consequences in partnership with Truth or Consequences MainStreet may immediately terminate this Agreement by giving Contractor written notice of such termination. The City of Truth or Consequences in partnership with Truth or Consequences MainStreet’s decision as to whether sufficient appropriations are available shall be accepted by the Contractor and shall be final. Contractor hereby waives any rights to assert an impairment of contract claim against the City of Truth or Consequences in partnership with Truth or Consequences MainStreet or the Economic Development Department or the State of New Mexico in the event of immediate or Early Termination of this Agreement by the City of Truth or Consequences in partnership with Truth or Consequences MainStreet or the Department.”

**ARTICLE XVI. REQUIRED TERMINATION CLAUSE IN CONTRACTS FUNDED IN WHOLE OR PART BY FUNDS MADE AVAILABLE UNDER THIS AGREEMENT**

Grantee acknowledges, warrants, and agrees that Grantee shall include the following termination clause in all contracts that are (i) funded in whole or part by funds made available under this Agreement and (ii) entered into after the effective date of this Agreement:

“This contract is funded in whole or in part by funds made available under an Economic Development Department Grant Agreement. Should the Economic Development Department early terminate the grant agreement, the City of Truth or Consequences in partnership with Truth or Consequences MainStreet may early terminate this contract by providing Contractor written notice of such termination. In the event of termination pursuant to this paragraph, the City of Truth or Consequences in partnership with Truth or Consequences MainStreet’s only liability shall be to pay Contractor for acceptable goods delivered and services rendered before the termination date.”

Grantee hereby waives any rights to assert an impairment of contract claim against the Department or the State of New Mexico in the event of Early Termination of this Agreement by the Department.

**XVII. COMPLIANCE WITH UNIFORM FUNDING CRITERIA.**

- A. Throughout the term of this Agreement, Grantee shall:
1. submit all reports of annual audits and agreed upon procedures required by Section 12-6-3(A)-(B) NMSA 1978 by the due dates established in 2.2.2 NMAC, reports of which must be a public record pursuant to Section 12-6-5(A) NMSA 1978 within forty-five days of delivery to the State Auditor;
  2. have a duly adopted budget for the current fiscal year approved by its budgetary oversight agency (if any);
  3. timely submit all required financial reports to its budgetary oversight agency (if any); and
  4. have adequate accounting methods and procedures to expend grant funds in accordance with applicable law and account for and safeguard grant funds and assets acquired by grant funds.
- B. In the event Grantee fails to comply with the requirements of Paragraph A of this Article XVII, the Department may take one or more of the following actions:
1. suspend new or further obligations pursuant to Article VI(A) of this Agreement;
  2. require the Grantee to develop and implement a written corrective action plan pursuant to Article VI(D) of this Agreement to remedy the non-compliance;
  3. impose special grant conditions to address the non-compliance by giving the Grantee notice of such special conditions in accordance with Article III of this Agreement; the special conditions shall be binding and effective on the date that notice is deemed to have been given pursuant to Article III; or
  4. terminate this Agreement pursuant to Article V(A) of this Agreement.

[THIS SPACE LEFT INTENTIONALLY BLANK]



IN WITNESS WHEREOF, the parties have duly executed this Agreement as of the date of execution by the Department.

**GRANTEE**

  
Signature of Official with Authority to Bind Grantee

City of Truth or Consequences  
Entity Name

By: Sandra Whitehead  
(Type or Print Name)

April 19, 2021  
Date

  
Signature of MainStreet President

By: John Murterson  
(Type or Print Name)

4/20/21  
Date

**Economic/Development Department**

  
By:

Cabinet Secretary or Designee

4/27/2021  
Date

Jessica Whitani  
Legal Counsel – Certifying legal sufficiency

4/26/2021  
Date

STATE OF NEW MEXICO  
CAPITAL GRANT PROJECT  
Request for Payment Form  
Exhibit 1

Grant Number: 419-A20E2046-2101

**I. Grantee Information**

(Make sure information is complete & accurate)

- A. Grantee: \_\_\_\_\_
- B. Address: \_\_\_\_\_  
(Complete Mailing, including Suite, if applicable)
- \_\_\_\_\_  
City State Zip
- C. Phone No: \_\_\_\_\_
- D. Grant No: \_\_\_\_\_
- E. Project Title: \_\_\_\_\_
- F. Grant Expiration Date: \_\_\_\_\_

**II. Payment Computation**

- A. Payment Request No. \_\_\_\_\_
- B. Grant Amount: \_\_\_\_\_
- C. AIPP Amount (If Applicable): \_\_\_\_\_
- D. Funds Requested to Date: \_\_\_\_\_
- E. Amount Requested this Payment: \_\_\_\_\_
- F. Reversion Amount (If Applicable): \_\_\_\_\_
- G. Grant Balance: \_\_\_\_\_
- H. ☐ GF ☐ GOB ☐ STB (attach wire if first draw)
- I. ☐ Final Request for Payment (if Applicable)

**III. Fiscal Year :** \_\_\_\_\_

(The State of NM Fiscal Year is July 1, 20XX through June 30, 20XX of the following year)

- IV. ☐ **Reporting Certification:** I hereby certify to the best of my knowledge and belief, that database reporting is up to date; to include the accuracy of expenditures and grant balance, project status, project phase, achievements and milestones; and in compliance with Article VIII of the Capital Outlay Grant Agreement.

- V. ☐ **Compliance Certification:** Under penalty of law, I hereby certify to the best of my knowledge and belief, the above information is correct; expenditures are properly documented, and are valid expenditures or actual receipts; and that the grant activity is in full compliance with Article IX, Sec. 14 of the New Mexico Constitution known as the "anti donation" clause.

\_\_\_\_\_  
Grantee Fiscal Officer  
or Fiscal Agent (if applicable)

\_\_\_\_\_  
Grantee Representative

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

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

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

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

**(State Agency Use Only)**

Vendor Code: \_\_\_\_\_

Fund No.: \_\_\_\_\_

Loc No.: \_\_\_\_\_

I certify that the State Agency financial and vendor file information agree with the above submitted information.

\_\_\_\_\_  
Division Fiscal Officer

\_\_\_\_\_  
Date

\_\_\_\_\_  
Division Project Manager

\_\_\_\_\_  
Date

**NOTICE OF OBLIGATION TO REIMBURSE GRANTEE**

**EXHIBIT 2**

**Notice of Obligation to Reimburse Grantee [# 1]**

DATE: [\_\_\_\_\_]

TO: Department Representative:

[\_\_\_\_\_]

FROM: Grantee:

[\_\_\_\_\_]

Grantee Official Representative:

[\_\_\_\_\_]

SUBJECT: Notice of Obligation to Reimburse Grantee

Grant Number:

[\_\_\_\_\_]

Grant Termination Date:

[\_\_\_\_\_]

As the designated representative of the Department for Grant Agreement number [\_\_\_\_\_] entered into between Grantee and the Department, I certify that the Grantee has submitted to the Department the following third party obligation executed, in writing, by the third party's authorized representative:

Vendor or Contractor:

[\_\_\_\_\_]

Third Party Obligation Amount:

[\_\_\_\_\_]

Vendor or Contractor:

[\_\_\_\_\_]

Third Party Obligation Amount:

[\_\_\_\_\_]

Vendor or Contractor:

[\_\_\_\_\_]

Third Party Obligation Amount:

[\_\_\_\_\_]

I certify that the State is issuing this Notice of Obligation to Reimburse Grantee for permissible purposes within the scope of the project description, subject to all the terms and conditions of the above referenced Grant Agreement.

Grant Amount (Minus AIPP if applicable):  
[\_\_\_\_\_]

The Amount of this Notice of Obligation:  
[\_\_\_\_\_]

The Total Amount of all Previously Issued Notices of Obligation:  
[\_\_\_\_\_]

The Total Amount of all Notices of Obligation to Date:  
[\_\_\_\_\_]

*Note: Contract amounts may exceed the total grant amount, but the invoices paid by the grant will not exceed the grant amount.*

Department Rep. Approver:  
[\_\_\_\_\_]

Title:  
[\_\_\_\_\_]

Signature:  
[\_\_\_\_\_]

Date:  
[\_\_\_\_\_]



**Exhibit 3**  
**GRANTEE MATCH DETAIL FORM**

*To Be Completed by the Grantee and Submitted with Each Payment Request Form*

The Grantee is expected to provide \$2.00 (two dollars) to match every \$10.00 (ten dollars) awarded. Communities receiving funds for Great Blocks on MainStreet to develop construction-ready documents must provide a full 20% cash match. Grantees are expected to keep accurate and timely records documenting matching contributions. The Grantee Match Detail form must be included with each Request for Reimbursement.

**I. Grantee Information**

Grant Number: \_\_\_\_\_ Grantee: \_\_\_\_\_  
 Title of Project: \_\_\_\_\_ Total Grant Amount: \_\_\_\_\_  
 Total Payment Request: \_\_\_\_\_ Date of Request: \_\_\_\_\_

**II. Grantee Match Breakdown**

☐ Cash Match (specify dollar amount): \_\_\_\_\_

☐ In-Kind Match (specify value): \_\_\_\_\_

Total Match for This Payment: \_\_\_\_\_ Total Match To Date: \_\_\_\_\_

**III. Explanation of Grantee Match**

Provide a detailed explanation of grantee match for this payment.

Example:

Item #	Description	Dollar Amount
1	Cash, Non Capital Outlay GRT paid to contractor	\$3,500
2	In-Kind, MainStreet Manager's time, 30 hours at \$20.00/hour	\$600
<b>Total Match by Grantee for this Payment</b>		<b>\$4,100</b>

To be filled out by Grantee:

Item #	Description	Dollar Amount
1		
2		
3		
4		
<b>Total Match by Grantee for this Payment</b>		<b>\$</b>

Grant Number: 419-A20E2046-2101

Exhibit 4  
STATE OF NEW MEXICO

New Mexico MainStreet Capital Outlay Grant FY21 (A20E2046)  
Progress/Final Report Form

☐ MONTHLY REPORT ☐ FINAL REPORT

Grantee:

Title of Project:

Grant Number:

Report Date:

1. Please provide a detailed progress report for the project referenced above by answering the following questions:

- Description of accomplishments to date. (include all contracts with a 3<sup>rd</sup> party to expend the grant funds - name of company and amount of contract)

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- Projected timeline for completing the project

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- Statement of the impact of the project

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Grant Number: 419-A20E2046-2101

- Detailed budget breakdown of expenditures to date. (if no expenditures to date, indicate your estimated timeline for spending the grant money)

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- Description of any problems or delays encountered

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- Any other information that may be of assistance to the Economic Development Department in its evaluation of your progress.

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2. Grant Amount: \_\_\_\_\_

Total Amount of all Notices of Obligation to Reimburse: \_\_\_\_\_

Expended to date: \_\_\_\_\_

Grant Balance: \_\_\_\_\_

☐ **PROGRESS REPORT**

I hereby certify that the aforementioned MainStreet Capital Outlay Grant Project funds are being expended in accordance with all requirements of the Grant Agreement, and in compliance with all other applicable requirements.

☐ **FINAL REPORT**

I hereby certify that the aforementioned MainStreet Capital Outlay Grant Project funds have been completed and funds were expended in accordance with all requirements of the Grant Agreement, and in compliance with all other applicable state/regulatory requirements.

\_\_\_\_\_  
Name/Title (please print)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Grant Number: 419-A20E2046-2101

**ATTACHMENT A  
PROJECT DESCRIPTION & SCOPE OF WORK**

Name of Grantee(s): City of Truth or Consequences in partnership with and for the benefit of Truth or Consequences MainStreet

Grant Amount: \$1,000,000.00. Grantee to provide 20% match: (at least 60% cash, 40% in-kind services)

Project Name: Great Blocks on MainStreet: Foch Street Renovation

Project Description: Great Blocks on MainStreet: Phase I Design, Planning, Engineering and Construction





# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

**MEETING DATE:** May 25, 2022

*Agenda Item #: I.7*

**SUBJECT:** Discussion/Action – Accept and Approve NMDOT Aviation Division Grant Agreement

**DEPARTMENT:** Assistant City Manager

**DATE SUBMITTED:** May 19, 2022

**SUBMITTED BY:** Traci Alvarez

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

**Summary/Background:** City of T or C received a grant offer from NMDOT Aviation in the amount of \$1,000,000.00 – no cash match required. Funds are received on a reimbursement process. Funding will be used for the following Fuel Farm Safety and Airfield Safety issues.

1. Fuel Farm Pump (Kiosk) Relocation – Relocate the current pump (kiosk) closer to the fuel farm and install piping to the self-serve kiosk from the fuel farm. This also includes creating a new pump (kiosk) for Jet-A. Currently, Jet-A is pumped into aircraft and a City employee has to go out to the airport to dispense fuel in off-hours.
2. Rehabilitate the Apron – Pavement Preservation treatments to the apron which is kicking up a lot of FOD. The treatment would extend the life of the apron.
3. Install a new Electric Gate – This gate would re-route public access to the hangars and remove vehicles from the fueling area, which is an issue at this time.
4. Add two additional paved areas – One area will be where the pump (kiosk) will be relocated and the other is to the far north where a new electric gate will be installed for public access to meet the taxi lanes of the hangars.

Creating the new paved area at the fuel farm pumps, after the relocation, would provide a pad for aircraft to park on while refueling and also would eliminate the millings area that is between the fuel pump and the fuel farm. These millings are regularly kicked up onto the pavement of the apron and the taxiway.

**Recommendation:**

Accept and Approve NMDOT Aviation Grant Agreement offer

**Attachments:**

- NMDOT Aviation Grant Agreement
- Visual Diagram of proposed work

**Fiscal Impact (Finance):** Yes

[Click here to enter text.](#)

**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. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 5-25-2022

**NEW MEXICO DEPARTMENT OF TRANSPORTATION**

**Aviation Grant Agreement Form**



Date

May 10, 2022

Project Location

TCS - TRUTH OR CONSEQUENCES MUNICIPAL AIRPORT

Sponsor

TRUTH OR CONSEQUENCES, CITY OF

Address

505 SIMS ST.

City

TRUTH OR CONSEQUENCES

NM

Zip Code

87901

**The Sponsor must print and mail (3) three copies all with original signatures to:**

**NMDOT - AVIATION DIVISION  
3501 ACCESS RD. C  
ALBUQUERQUE, NM 87106**

Participation

STATE ONLY

Funding Breakdown

100

Contract No.

Project No.

TCS-22-01

Vendor No.

0000054340

Expiration Date

Purchase Order No:

## AVIATION GRANT AGREEMENT

This Agreement is between the New Mexico Department of Transportation, acting through its Aviation Division (Department), and the Sponsor. This Agreement is effective as of the date of the last party to sign on the signature page below.

**Now Therefore**, pursuant to the New Mexico Aviation Act, NMSA 1978, Section 64-1-11 et seq., and the New Mexico Municipal Airport Law, NMSA 1978 Sections 3-39-1 et seq., the parties agree as follows:

### 1. Purpose.

The purpose of this Agreement is to provide funding, authorized in Section 64-1-13, NMSA 1978, to the Sponsor to assist in financing an aviation project.

#### a. Project Description:

FUEL FARM UPGRADES AND MITIGATE AIRFIELD SAFETY ISSUES

b. Site of Development. The site of development is identified on the property map, attached as Exhibit A.

c. Funding. Below is the funding for the Project. The State's contribution is the maximum amount that the Department will contribute. Attached as Exhibit B is the engineer's cost estimate.

State	Sponsor	Other	Total
\$ 1,000,000	\$	\$	\$ 1,000,000

### 2. The Sponsor Shall:

- Pay all costs, perform all labor, and supply all material, except as described in the Engineers Estimate attached as EXHIBIT B.
- Provide a representative from its organization who shall serve as the single point of contact for the Department.
- Establish and maintain a resolution by which the Sponsor agrees to establish an airport maintenance program and appoint an individual to be responsible for management of the program.
- Initiate engineering, survey, and all other design activities, inspect Project construction and, coordinate all meetings.
- Be responsible for all design and pre-construction activities.
- Initiate and cause to be prepared all necessary documents including plans, specifications, estimates (PS&E), and reports for this Project.
- Assure that all design and PS&E are performed under the direct supervision of a Registered New Mexico Professional Engineer.
- Design the Project in accordance with State and Federal guidelines and/or advisory circulars, hereby incorporated into this Agreement. Construction projects will be accomplished in accordance with the Federal Aviation Administration's Standards for Specifying Construction of Airports (Advisory Circular 150/5370-10, current edition).

- i. Notify the Department when the plans and specifications are sufficiently complete for review.
- j. Make no changes in design or scope of work without documented approval of the Department.
- k. Advertise for and contract for the construction of the Project in accordance with federal and state laws or local ordinances.
- l. Require the Engineer to prepare a final detailed estimate of the work, indicating the bid items, the quantity in each item, the unit bid price and cost of the items based on low acceptable bid prices. Progress estimates shall be submitted to the Department in acceptable form so that details of quantities allowed on various items of work shall be shown on each progress payment.
- m. The Sponsor shall submit to the Department one complete set of plans and specifications which incorporate all comments and recommendations received during pre-bid activities and which have been fully executed by all involved parties.
- n. The Sponsor shall take all steps, including litigation if necessary, to recover State funds spent in violation of state laws and rules. The Sponsor shall return any recovered state funds to the Department. It shall furnish to the Department, upon request, all documents and records pertaining to the determination of the amount of the state's share of any settlement, litigation, negotiation, or the efforts taken to recover such funds. All settlements or other final dispositions by the Sponsor, in court or otherwise, involving the recovery of such state funds shall be approved in advance by the Department.
- o. The Sponsor shall, upon reasonable notice, allow the Department the right to inspect the Project for the purposes of determining if it is being constructed in a good and workmanlike manner, and if the approved plans and specifications are being complied with satisfactorily. If an inspection discloses a failure to substantially meet such requirements and standards the Department may terminate payment or payments until a mutually satisfactory remedy is reached.

### **3. The Department Shall:**

- a. Assign a contact person for this project.
- b. Provide timely reviews of all submittals of scopes, plans, specifications, investigations or other documents.
- c. The Department shall not provide an extensive check of any plans submitted by the Sponsor. The Department's concurrence of the Project plans does not relieve the Sponsor or its Consultant of their responsibility for errors and omissions.

### **4. Both Parties Agree:**

- a. The allowable costs of this Project shall not include costs determined by the Department to be ineligible for consideration under the Aviation Act.
- b. The expenditure of any State money is subject to approval by the Department.
- c. Funds granted under the Local Governments Road Fund, NMSA 1978 Section 67-3-28.2, shall not be used to administer this Project or used to meet the local match.

### **5. Method of Payment - Reimbursement.**

The Department shall reimburse the Sponsor in accordance with the terms of this agreement. Claims for reimbursement shall be completed on form A-1159, Request for Reimbursement. Each request for reimbursement shall contain proof of payment for valid expenditures for services rendered by a third party or items of tangible property received by the Sponsor for the implementation of the Project. The Department reserves the right to withhold reimbursement on requests that are incorrect and/or incomplete. The Final reimbursement request must be received no later than thirty (30) days after completion of the project or the expiration of this Agreement.

The Sponsor shall not be reimbursed for any costs incurred prior to the full execution of the Agreement, after the expiration of the Agreement or in excess of the maximum dollar amount of the agreement unless the maximum dollar amount is duly amended prior to incurring the service or deliverable. Any unexpended portion of funds subject to this Agreement shall revert to the State Aviation Fund.

### **6. Accountability of Receipts and Disbursements.**

There shall be strict accountability for all receipts and disbursements. The Sponsor shall maintain all records and documents relative to the Project for a minimum of three (3) years after completion of said Project. The Sponsor shall furnish the Department or State Auditor, upon demand, all records which support the terms of this Agreement.

## **7. Term.**

The Agreement becomes effective upon signatures of all parties. The effective date is the date when the last party signed the Agreement on the signature page below. This agreement shall expire two (2) years from the effective date, unless terminated pursuant to Sections 8 and 17, below.

## **8. Termination for Cause.**

The Department has the option to terminate this Agreement if the Sponsor fails to comply with any provision of this Agreement. A written notice of termination shall be given at least thirty (30) days prior to the intended date of termination and shall identify all of the Sponsor's breaches on which the termination is based.

The Department may provide the Sponsor a reasonable opportunity to correct the breach. If within ten (10) days after receipt of a written notice of termination, the Sponsor has not corrected the breach or, in the case of a breach which cannot be corrected in ten (10) days, the Sponsor has not begun and proceeded in good faith to correct the breach, the Department may declare the Sponsor in default and terminate the Agreement. The Department shall retain any and all other remedies available to it under the law.

By such termination neither party may nullify obligations already incurred for performance or failure to perform for the work rendered prior to the date of termination. However, neither party shall have any obligation to perform services or make payment for services rendered after such date of termination.

## **9. Disposition of Property.**

- a. Upon termination of this Agreement, the Sponsor shall account for any remaining property, materials or equipment belonging to the Department and dispose of them as directed by the Department.
- b. Any equipment, materials or supplies procured under this Agreement shall be used solely for aviation purposes maintained according to the manufacturers guidelines and stored at the airport.

## **10. Representations and Certification.**

The Sponsor, by signing this Agreement, represents and certifies the following:

- a. Legal Authority - The Sponsor has the legal power and authority to: (1) do all things necessary in order to undertake and carry out the Project in conformity with the provisions stated in the New Mexico Aviation Act and Rules and Regulations pursuant thereto; (2) accept, receive and disburse grant funds from the State of New Mexico in aid of the Project; and (3) carry out all provisions stated in this Aviation Grant Agreement.
- b. Defaults - The Sponsor is not in default on any obligation to the State of New Mexico relative to the development, operation or maintenance of any airport or aviation project.
- c. Possible Disabilities - The Sponsor states, by execution of this Agreement, there are no facts or circumstance (including the existence of effective or proposed leases, use agreements, or other legal instruments affecting use of the airport or the existence of pending litigation or other legal proceedings) which in reasonable probability might make it impossible for the Sponsor to carry out and complete the Project.
- d. Land - The Sponsor holds the property interest in the areas of land which are to be developed or used as part of or in connection with the Project and is identified in a current Airport Property Map. The Sponsor further certifies that the aforementioned is based on a title examination by a qualified attorney or title company who has determined that the Sponsor holds the stated property interests.

## **11. Assurances.**

The Sponsor, by signing this Agreement, covenants and agrees to the following Assurances:

- a. That it will operate the airport for the use and benefit of the public on fair and reasonable terms and without unjust discrimination.
- b. That it will keep the airport open to all types, kinds and classes of aeronautical use without discrimination between such types, kinds, and classes. The Sponsor shall establish fair, equal and not unjustly discriminatory conditions to be met by all users of the airport as may be necessary for the safe and efficient operation.

- c. Neither it nor any person or organization occupying space at the airport will discriminate against any person or class of persons by reason of race, color, creed, or national origin in the use of the facility and, further that any person, firm or corporation rendering service to the public on the airport will do so on a fair, equal and not unjustly discriminatory basis.
- d. Operate and maintain in a safe and serviceable condition the airport and all facilities which are necessary to serve the aeronautical users and will not permit any activity which would interfere with its use for airport purposes.
- e. By acquisition of land interest, acquisition of easements, airspace zoning, or other accepted means, protect the runway approaches and the airspace in the immediate vicinity of the airport from the construction, alteration, erection or growth of any structure which would interfere with the use or operation of the airport.
- f. Comply with the New Mexico Aviation Act and associated provisions, NMSA 1978 Sections 64-1-1 to 64-5-4 and the New Mexico Municipal Airport Law, NMSA 1978 Sections 3-39-1 et seq.
- g. That it shall not award the contract nor give bidding documents to any contractor who is subject to suspension or debarment by the U.S. Department of Transportation or the Department at the time of the bidding or award of the contract. Violation of this provision shall void this Agreement.

## **12. Third Party Beneficiaries.**

It is not intended by any of the provisions of any part of this Agreement to create in the public or any member thereof a third party beneficiary or to authorize anyone not a party to the Agreement to maintain a suit(s) for wrongful death(s), bodily and/or personal injury(ies) to person(s), damage(s) to property(ies), and/or any other claim(s) whatsoever pursuant to the provisions of this Agreement.

## **13. New Mexico Tort Claims Act.**

As between the Department and the Sponsor, 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, NMSA 1978, Section 41-4-1, *et seq.* This paragraph is intended only to define the liabilities between the parties and it is not intended to modify, in any way, the parties' liabilities as governed by common law or the New Mexico Tort Claims Act.

## **14. Scope of Agreement.**

This Agreement incorporates all the agreements, covenants, and understandings between the parties concerning the subject matter. All such covenants, agreements, and understandings have been merged into this written Agreement. No prior Agreement or understandings, verbal or otherwise, of the parties or their agents shall be valid or enforceable unless embodied in this Agreement.

## **15. Terms of this Agreement.**

The terms of this Agreement are lawful; performance of all duties and obligations shall conform with and do not contravene any state, local, or federal statutes, regulations, rules, or ordinances.

## **16. Equal Opportunity Compliance.**

The parties agree to abide by all federal and state laws and rules and regulations, and executive orders of the Governor of the State of New Mexico, pertaining to equal employment opportunity. In accordance with all such laws and rules and regulations, and executive orders of the Governor of the State of New Mexico, the parties agree to assure that no person in the United States shall, on the grounds of race, color, national origin, ancestry, sex, sexual preference, age or handicap, be excluded from employment with, or participation in, any program or activity performed under this Agreement. If the parties are found to not be in compliance with these requirements during the term of this Agreement, the parties agree to take appropriate steps to correct these deficiencies.

**17. Appropriations and Authorizations of State and Federal Funds.**

The terms of this Agreement are contingent upon sufficient appropriations and authorizations being made by the governing board of the Sponsor, the Legislature of New Mexico, or the Congress of the United States if federal funds are involved, for performance of the Agreement. If sufficient appropriations and authorizations are not made by the Sponsor, Legislature or the Congress of the United States if federal funds are involved, this Agreement shall terminate upon written notice being given by one party to the other. The Department and the Sponsor are expressly not committed to expenditure of any funds until such time as they are programmed, budgeted, encumbered, and approved for expenditure.

**18. Severability.**

In the event that any portion of this Agreement is determined to be void, unconstitutional or otherwise unenforceable, the remainder of this Agreement shall remain in full force and effect.

**19. Applicable Law.**

The Laws of the State of New Mexico shall govern this Agreement, without giving effect to its choice of law provisions. Venue shall be proper only in a New Mexico court of competent jurisdiction in accordance with NMSA 1978, Section 38-3-1(G).

**20. Principal Contacts and Notices.**

The principal contacts for this Agreement are listed below. Except as otherwise specified, all notices shall be in writing (including notice by facsimile or E-mail) and shall be given to the principal contacts listed below.

Name: Daniel R. Moran  
Title: Finance & Administrative Manager  
  
Address: New Mexico Department of Transportation - Aviation Division  
3501 Access Rd C.  
Albuquerque, NM 87106  
Office: (505) 244-1788 ext. 9112  
Fax: (505) 244-1790  
E-mail: dan.moran@state.nm.us

Name	TRACI ALVAREZ		
Title	ASSISTANT CITY MANAGER		
Sponsor	TRUTH OR CONSEQUENCES, CITY OF		
Address	505 SIMS ST		
City	TRUTH OR CONSEQUENCES	NM	Zip Code 87901
Office Phone	+1 (575) 952-0565	Fax	
E-Mail	tburnette@torcnm.org		

**21. Amendment.**

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

**In witness whereof**, each party is signing this Agreement on the date stated opposite of that party's signature.

**NEW MEXICO DEPARTMENT OF TRANSPORTATION**

By: \_\_\_\_\_  
Cabinet Secretary or Designee

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

Recommended by:

By: \_\_\_\_\_  
Aviation Division Director  
or Designee

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

Approved as to form and legal sufficiency by the New Mexico Department of Transportation's Office of General Counsel

By: \_\_\_\_\_  
Assistant General Counsel

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

**SPONSOR**

Print Name: \_\_\_\_\_

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

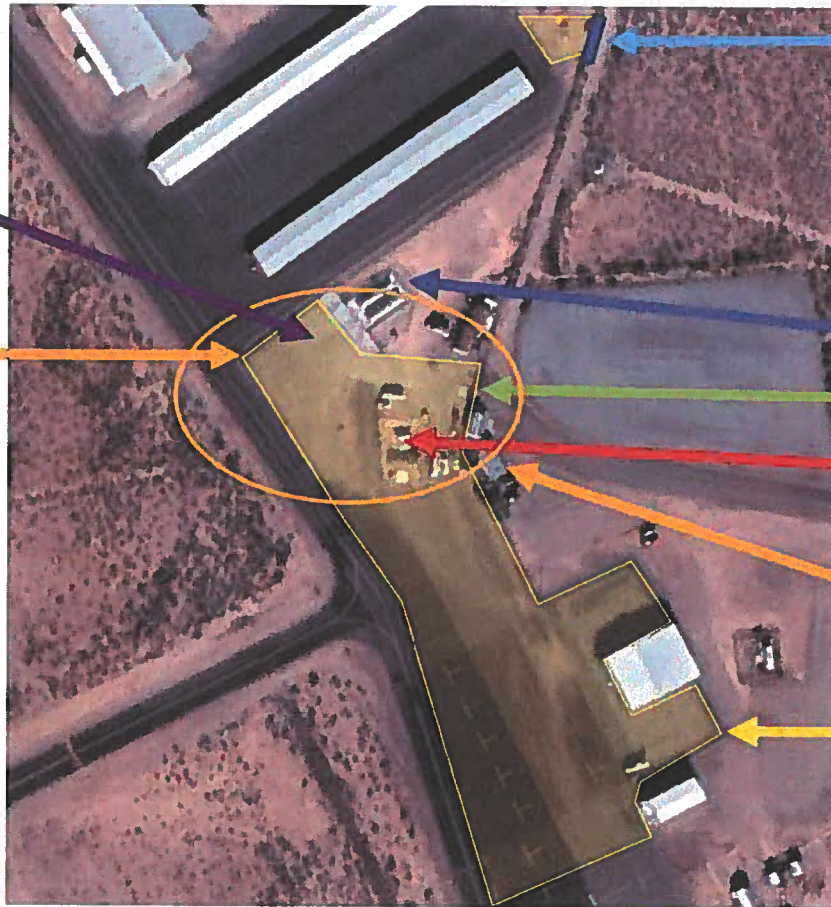
Date: \_\_\_\_\_

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



RELOCATE FUEL FARM  
PUMPS HERE AND  
INSTALL SELF-SERVE  
JET-A

NEW PAVEMENT AREA



NEW ELECTRIC  
GATE AND  
PAVEMENT FOR  
PUBLIC ACCESS TO  
HANGARS

FUEL FARM TANKS

MAIN GATE

FUEL FARM PUMPS

TERMINAL BUILDING

APRON PROJECT  
AREA



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: I.8*

**SUBJECT:** Accept or Deny recommendation from the Planning and Zoning Commission pertaining to Request for Variance – 355/365/375 S Foch Street

**DEPARTMENT:** Assistant City Manager

**DATE SUBMITTED:** May 20, 2022

**SUBMITTED BY:** Traci Alvarez

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

**Summary/Background:**

See attached P & Z packet

**Recommendation:**

Motion Carried unanimously to deny request

**Attachments:**

- P & Z Packet
- 

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

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

**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. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 5-25-2022



**CITY OF TRUTH OR CONSEQUENCES**  
**PLANNING AND ZONING COMMISSION ACTION FORM**  
**DATE: 05-19-2022**

**ITEM: Public Hearing/Discussion/Action – Request for Variance – 355/365/375 S Foch Street**

**BACKGROUND:**

**Applicant owns/operates businesses located at 355/365/375 S Foch Street as shown on attached map. There is no designated parking lot for these businesses. Applicant is requesting to be allowed to designate street side parking on South Foch Street directly adjacent to his businesses for customers occupying his business only. Applicant is requesting a variance from the existing requirements for designated parking and would like approval or possible conditional or special use permit to allow designated parking.**

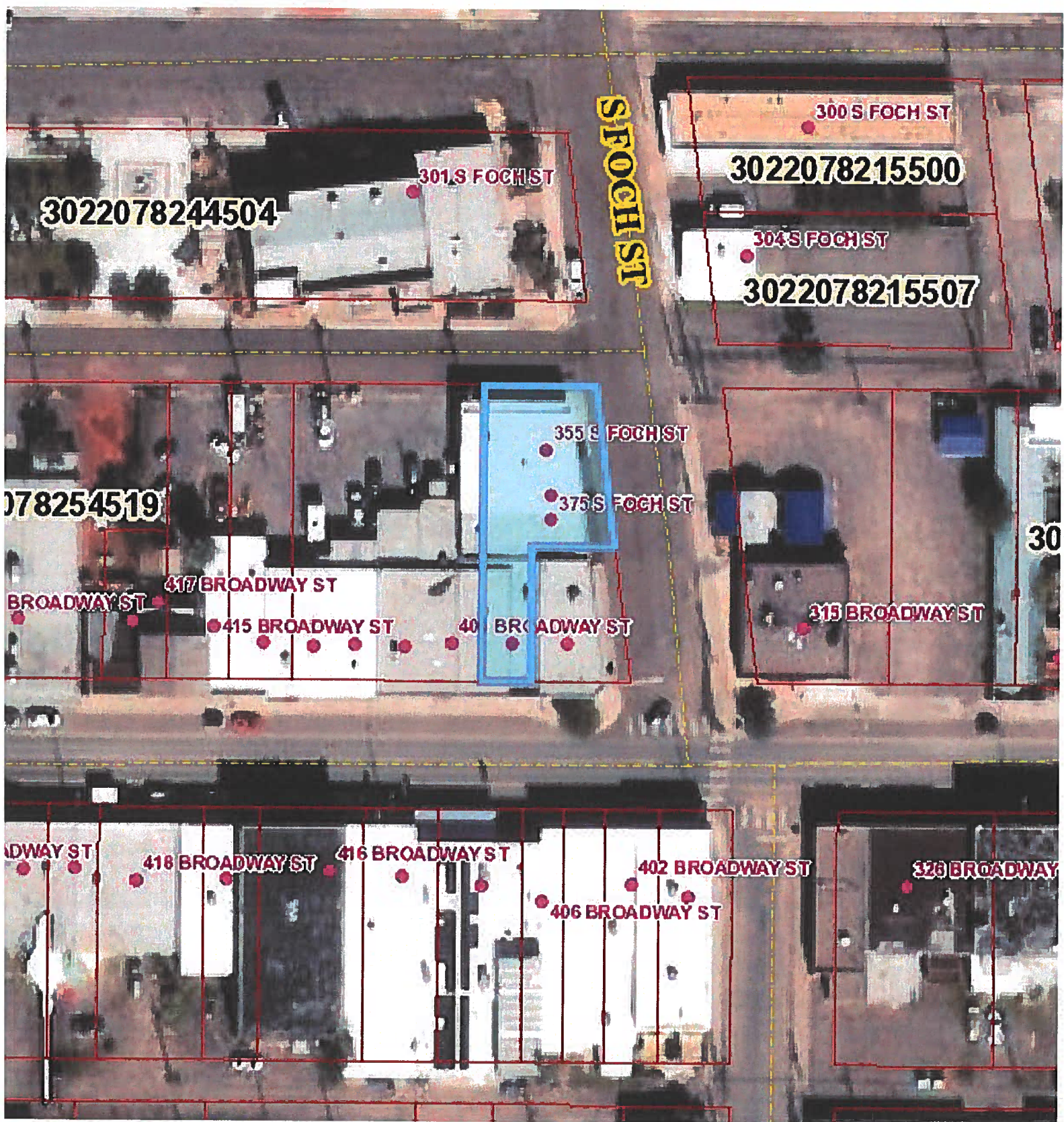
**All property owners within a 300-foot radius of said property have been notified of public hearing by certified mail. All applicable fees have been paid for variance request and requested documents have been submitted. (Conditional or Special Use fees to be applied if Commission designates use).**

**SUPPORT INFORMATION:**

**Assessor Map showing property location**  
**Various applicable sections of the Municipal Code**

Name of Drafter: Traci Alvarez	:	Meeting date: 05-19-2022
E-mail: <a href="mailto:talvarez@torcnm.org">talvarez@torcnm.org</a>	Phone: 575-894-6673	





3022078244504

301 S FOCH ST

3022078215500

300 S FOCH ST

304 S FOCH ST

3022078215507

078254519

355 S FOCH ST

375 S FOCH ST

BROADWAY ST

417 BROADWAY ST

415 BROADWAY ST

40 BROADWAY ST

315 BROADWAY ST

BROADWAY ST

418 BROADWAY ST

416 BROADWAY ST

402 BROADWAY ST

328 BROADWAY

406 BROADWAY ST



#### ARTICLE IV. - NON-CONFORMING USES, BUILDINGS, AND LOTS

##### Sec. 11-4-1. - Definition of Non-conforming Uses and Continuity of Use.

A non-conforming use is any existing use of land, building, or structure that does not conform to the land use provisions of this Code at the time of its passage.

- A. *Non-conforming use of land.* The legal non-conforming use of land, existing at the time this Code became effective, may be continued, provided that no such non-conforming land use shall in any way be expanded, extended or increased in intensity of use, either on the same or adjoining property, and provided that if such non-conforming use of land or any portion thereof, is abandoned for a period of one (1) year or more, any future use of such land shall be in conformity with the provisions of this Code.
- B. *Legal non-conforming uses, lots, buildings, structures.* Uses, lots, buildings, and structures existing lawfully prior to the effective date of this Code which, by reason of this Code, are no longer conforming, shall be considered as legally non-conforming and shall be subject to all regulations imposed hereafter.
- C. *Illegal non-conforming uses, lots, buildings, and structures.* Uses, lots, buildings, and structures existing unlawfully prior to the effective date of this Code, and which remain unlawful, shall be considered illegal and unless remedial action is taken (e.g. special use authorized or brought into conformance by another acceptable zoning device permitted by this Code) shall be amortized in conjunction with Section 11-4-10 hereinafter.
- D. Previous non-conforming, uses, lots, buildings, and structures which become conforming as a result of the Comprehensive Code amendment. Uses, lots, buildings, and structures existing lawfully or unlawfully prior to the effective date of this Code, which are made lawful as a result of the provisions of this Code, shall be considered as conforming.

Unless otherwise specifically provided for in this Code, non-conforming uses and lots that were otherwise lawful on the effective date of this Code may be continued regardless of ownership until the current use changes.

##### Sec. 11-4-2. - Maintenance Permitted.

A legal non-conforming building or structure may be maintained and the occupancy of such building or structure may be continued, however, the non-conforming use shall not be changed or expanded, unless such changes or expansions brings the use further into compliance with this Code.

##### Sec. 11-4-3. - Repairs and Alterations.

Repairs and structural alterations may be made to a non-conforming manufactured or mobile home, building or to a building housing a non-conforming use, however, the non-conforming use shall not be expanded or changed, unless such changes or expansions brings the use further into compliance with this Code.

##### Sec. 11-4-4. - Restoration of Damaged Buildings.

A legal non-conforming building, manufactured or mobile home or a building housing a non-conforming use which is damaged or destroyed by fire, flood or other calamity or act of nature may be restored and the building, structure or use of such building, structure or part thereof may be continued or resumed, provided that such restoration is started within a period of one (1) year from the date of destruction. Such restoration shall not increase the floor space devoted to the non-conforming use over that which existed at the time the building came into non-conforming status. A building permit or manufactured home installation permit shall be obtained and countersigned by the designated Zoning Administrator or other zoning official designated by the City noting any restrictions and/or requirements to enable the non-conforming use to continue without violation of this Code.

##### Sec. 11-4-5. - Discontinuance or Abandonment.

A legal non-conforming use, building, manufactured or mobile home or structure or portion thereof, or a lot occupied by a non-conforming use which is or which hereafter becomes abandoned or which is discontinued for a continuous period of one (1) year, shall not thereafter be occupied except by a use which conforms to the regulations of the District in which it is located.

**Sec. 11-4-6. - Transfer of Ownership.**

If a legal non-conforming use is sold, leased or otherwise transferred, the use may continue with no change or expansion of use, unless the change is to a conforming use.

**Sec. 11-4-7. - Change of Use.**

The legal non-conforming use of a building or structure may not be changed except to a conforming use, but where such change is made, the use shall not thereafter be changed back to a non-conforming use.

**Sec. 11-4-8. - Non-conforming Lots.**

When a legal non-conforming lot can be used in conformity with all of the regulations applicable to the intended use, except that the lot is smaller than the required minimum set forth in Article 14 of this Code, the lot may be used as if it were conforming.

**Sec. 11-4-9. - Subdivisions in Process Prior to a Adoption of this Code.**

A subdivision on which an application was submitted to the City Planning and Zoning Commission prior to the adoption of this Code shall be allowed in any District, regardless of any new District requirements of lot size, if the requirements for final approval have been met and the plat approved within fifteen (15) months of the adoption of this Code.

**Sec. 11-4-10. - Amortization of Non-conforming or Unlawful Buildings, Structures, Lots, or Uses.**

Non-conforming building, structure, lot or use, as detailed below, which existed at the adoption of this Code and which remains non-conforming, and any such building, structure, or use which shall become non-conforming upon the adoption of this Code or of any subsequent amendment thereto, shall be discontinued and cease in accordance with the following.

- A. It shall be the responsibility of the owner of any illegal non-conforming buildings, structures, lots, or uses, to remove to bring such into conformance with the ordinances of this City within one (1) year of the effective date of this Code.
- B. It shall be the responsibility of the owner of any legal non-conforming commercial or industrial buildings, structures, or uses that exceed the home occupancy use standards of this ordinance, that exist in any of the residential zones at the time of adoption of this Code, to remove or bring them into compliance with this Code according to the schedules defined below:
  1. Where all or substantially all of the improvements employed in a non-conforming building, structure, or use, which have an assessed valuation on the effective date of this Code of less than twenty thousand dollars (\$20,000), the use shall be discontinued or brought into compliance within five (5) years.
  2. Where all or substantially all of the improvements employed in a non-conforming building, structure, or use, which have an assessed valuation on the effective date of this Code of more than twenty thousand dollars (\$20,000), the use shall be discontinued or brought into compliance within ten (10) years.

## ARTICLE XII. - PARKING REQUIREMENTS

### Sec. 11-12-1. - Purpose.

Parking requirements shall be based on the use or type of business. Uses not specified herein shall follow the parking requirements within the category most appropriate to that use. Off-street parking is permissible in all front yards except as otherwise specified. Number of spaces shall be rounded to the nearest whole number. All parking spaces shall be provided on the same lot as the structure served, except as otherwise allowed in this Code.

### Sec. 11-12-2. - Parking Spaces For The Handicapped.

The minimum number of designated parking spaces are as follows:

Total Spaces in Parking Lot	Minimum Designated Parking Spaces	Number Required to be Van Accessible
0—25	1	1
26—35	2	1
36—50	3	1
51—100	4	1
101—300	8	1
301—500	12	2
501—800	20	2
801—1,000	20	3
Over 1,000	20 spaces plus 1 space for every 100 spaces or fraction thereof or 1,000	1 of every 8 accessible parking spaces or fraction thereof

The designated parking spaces shall be located so as to provide the most convenient access to entryways or to the nearest curb cut.

### Sec. 11-12-3. - Space Criteria.

#### A. RESIDENTIAL AND LODGING USES.

1. *One-Family and Two-Family Dwellings*: One and one-half (1½) off-street parking spaces per dwelling unit shall be provided. One-third ( 1/3 ) of any part of a front yard of a dwelling may be used for parking, except in cases of cul-de-sac where two-thirds ( 2/3 ) of a front yard is permissible, and on existing fifty (50) foot lots where twenty (20) foot width parking is permissible.
2. *Multi-Family Dwellings (three (3) or More Units)*: One and one-half (1½) spaces per dwelling unit shall be provided.
3. *Boarding Houses and Similar Uses*: Two (2) spaces in addition to one (1) space for each person, resident or member.
4. *Hotels and Motels*: One (1) space for each guest room in addition to requirements for auxiliary uses such as restaurants or shops.

**B. OFFICES AND PERSONAL SERVICE ESTABLISHMENTS.**

1. *Professional Services—(Medical and dental offices, barbers, hairdressers, and similar uses)*: One (1) space for each two hundred fifty (250) feet of gross floor area.
2. *Small Office Establishment—(Law, accounting, engineering, and real estate offices)*: Two (2) spaces plus one (1) space for each three hundred (300) square feet of gross floor area.
3. *Large Business Offices—(Banks, telephone, electric companies, and other similar offices)*: One (1) space for each company-owned vehicle, in addition to one (1) space for each three hundred (300) square feet of gross floor area.
4. *Low Volume Service Establishment—(Dry cleaning, equipment rentals, small and large item repair shops and similar uses)*: One (1) space for each three hundred (300) square feet of floor space.
5. *High Volume Service Establishment—(Coin-operated laundry)*: One (1) space for each two hundred fifty (250) square feet of floor space.
6. *Drive-In Bank*: One (1) space for each full-time employee plus stacking lane requirements stated in Item B (9) below for each drive-in window.
7. *Child Care Center—(Institutional home, nursery and similar use)*: One (1) space per employee per shift in addition to one (1) space for each ten (10) children of maximum occupancy.
8. *Funeral Homes*: One (1) space for each fifty (50) square feet of floor area in funeral service and slumber rooms. Parking lane(s) shall be provided, fifteen (15) feet in width, and a total length of one hundred (100) feet.
9. *Drive-up Window Service Establishment*: Establishments having drive-up window services shall provide lane(s) ten (10) feet in width, and a total length of one hundred eighty (180) feet, and all service traffic and parking shall be maintained off-street.

**C. RETAIL ESTABLISHMENTS.**

1. *Large Volume Retail Sales—Large volume retail sales of small domestic products and groceries, and shopping centers*: One (1) space for each two hundred (200) square feet of gross floor area.
2. *Small Volume Retail Sales—(Small volume retail sales of domestic and specialized products such as plumbing, electrical and hardware stores, furniture stores, parts stores, cabinet stores, carpet stores, clothing and shoe stores, and similar business)*: Three (3) spaces, plus one (1) space for each three hundred (300) square feet of gross floor area.
3. *Retail Sales of Vehicles, Heavy Equipment and Other Large Products—(Automobile, boats, manufactured/modular home and recreation vehicle sales, farm equipment and similar business)*: One (1) space for each company vehicle, in additional to one (1) space for each three hundred fifty (350) square feet of gross interior floor area, or five (5) spaces, plus one (1) space for each employee, whichever is greater.



4. *Storage Area in Retail Business*: When a building used for retail sales has an area larger than twenty percent (20%) of its gross floor area, being used specifically for storage or products sold within the store, eighty percent (80%) of the total area used for storage may be subtracted from the gross floor area used for off-street parking computations.

D. *RESTAURANTS AND ENTERTAINMENT ESTABLISHMENTS.*

1. *Food and Beverage Establishments—(Restaurants, cafes, bars and lounges, coffee shops, donut shops and similar uses)*: One (1) space for each one hundred (100) square feet of gross floor area, in addition to one (1) space for each two (2) employees on the maximum shift. One (1) space is required for each two hundred (200) square feet of outdoor patio area. Drive-up window establishments are required to provide lane(s) ten (10) feet in width and one hundred eighty (180) feet in length.
2. *Entertainment and Amusement Enterprise—(Auditoriums, theaters, sports areas, dance halls, private clubs and lodges, meeting halls, skating rinks, and similar uses)*: One (1) space for each one hundred (100) square feet of gross floor area, in addition to one (1) space for each employee on the maximum shift.
3. *Court or Alley Entertainment—(Uses which involve courts and alleys such as tennis courts, handball courts, basketball courts, bowling alleys, and similar uses)*: Four (4) spaces for each court or alley, in addition to one (1) space for each employee on the maximum shift.

E. *SCHOOLS, CHURCHES, COMMUNITY CENTERS AND HOSPITALS.*

1. *Schools*: High Schools and Junior High Schools must provide one (1) space for each two hundred fifty (250) square feet of floor area, including seventy (70) percent of the area used for gymnasiums and auditoriums. Elementary Schools must provide one (1) space for each classroom, plus one (1) space for each employee on the maximum shift.
2. *Community Buildings, Libraries, Museums, Administration Buildings, Art Galleries and Centers*: One (1) space for two hundred fifty (250) square feet of floor area.
3. *Churches*: One (1) space for four (4) seats of maximum occupancy in the principal assembly room.
4. *Hospitals and Nursing Homes*: One (1) space for each two (2) beds, in addition to one (1) space for each employee on the maximum shift.

F. *INDUSTRY, MANUFACTURING, WAREHOUSE AND WAREHOUSE ESTABLISHMENTS.*

1. *Production Line Industries—Industries and businesses employing large numbers of office and production workers*: One (1) space per maximum number of employees per shift, plus one (1) space for each company-owned truck/vehicle, in addition to one (1) visitor space for each one thousand (1,000) square feet of floor area, up to twenty thousand (20,000) square feet.
2. *Warehouse—(Facilities for which the primary use is storage and requires few employees)*: One (1) space for each employee, plus one (1) space for each two thousand (2,000) square feet of floor area up to thirty thousand (30,000) square feet, plus one (1) space for all company-owned trucks and vehicles. Spaces for company trucks and vehicles shall be sized as necessary.
3. *Wholesale Establishments—(The primary use of which is wholesale sales)*: One (1) space for each five hundred (500) square feet of floor area.
4. *Storage Areas*: One (1) space for each one thousand (1,000) square feet of floor area.

Sec. 11-12-4. - Loading Space Requirements.

Loading space shall be provided for appropriate uses to accommodate the specific needs for a business, as determined by the designated Zoning Administrator or his/her designee.

Sec. 11-12-5. - Enlargement of Existing Business or Use.

Whenever an existing building or use is enlarged to the extent of thirty percent (30%) or more of the original floor area, the entire building shall then and thereafter comply with the parking requirements set forth herein. Whenever a building or use is enlarged in floor area less than thirty (30) percent of the original floor area, additional spaces shall be provided upon the basis of only the enlargement.

**Sec. 11-12-6. - Joint Use of Parking Areas.**

When it can be established that two (2) business located on adjacent property operate at different hours, parking requirements may be shared jointly according to the maximum parking requirements of the two (2) properties, provided there is a written agreement thereby assuring retention for such purposes and stating hours of operation. The agreement shall be properly executed by the owners of both properties, and approved as to content and form by the City Attorney and Planning and Zoning Commission and filed with the application for a building permit.

**Sec. 11-12-7. - Size of Parking Spaces.**

Parking spaces shall be provided according to the following criteria:

Parking Angle	Stall Width	Stall Base	Stall Depth	Width of Aisles	
				1-Way Traffic	2-Way Traffic
45°	9'	14'	21'	13'	24'
60°	9'	12'	22'	18'	24'
90°	9'	9'	19'	27'	27'
Parallel Parking	9'	9'	22'	12'	24'

A parking space is further defined as having ingress and egress to a public street without moving any other automobile. Ingress and egress to an alley is permissible only for a single family or duplex dwelling. All other parking must ingress and egress to a public street.

**Sec. 11-2-8. - Parking Plan Approval.**

Detailed plans for on street or off-street parking and driveway openings shall be submitted to the designated Zoning Administrator for approval prior to construction. All curb cuts require approval from the designated Zoning Administrator.

**Sec. 11-12-9. - Construction Standards.**

All parking spaces and areas provided under the provisions of this Code shall:

- A. Be paved with asphalt, double-penetration chip-seal or other appropriate surface as approved by the designated Zoning Administrator.

- B. Afford adequate drainage. A drainage plan will be required for major developments, including parking, as determined by the designated Zoning Administrator, and said plan must be approved by the City Commission prior to issuance of a building permit.
- C. Have bumper guards where needed.
- D. Be provided with necessary space and aisle safety markings.

**Sec. 11-5-3. - Conditional Use Permit.**

A permit may be authorized by the Planning and Zoning Commission for uses stipulated as conditional within specific Districts and as presented in Article IX of this Code.

**A. *Provisions for conditional use.***

1. The use must be desirable or essential to the public welfare, safety, health, morals or convenience of the residents in that District.
2. The use must be compatible to the existing uses in that District.
3. The use may be important to the development of an undeveloped area.
4. The applicant shall notify all property owners of his/her intent in a manner specified in Section 11-7-2 and shall be subject to a public hearing as specified therein.

**B. *Fee.*** A non-refundable application as set by City Commission Resolution must accompany each application.

**C. *Submission requirements.*** The application for a conditional use permit shall be in the format stipulated by the City and shall contain plans and other information as required by the City. The completed application for a conditional use permit,, shall be submitted to the City Clerk for placement upon the agenda of the Planning and Zoning Commission.

**D. *Review.*** A conditional use permit shall be subject to review on each annual anniversary following its approval. If it is determined from the review that the current use is significantly different or larger in scale than that originally approved, the conditional use permit may be revoked by the Planning and Zoning Commission.

**E. *Transferal.*** Conditional use permits shall not be transferable from location to location, building owner to building owner, or applicant to other party.

**Sec. 11-5-5. - Variance.**

A Variance may be authorized by the City Commission after hearing the recommendation of the Planning and Zoning Commission. The variance shall provide relief from the strict application of dimension, distance, parking or setback requirements of this Code.

**A. *Provisions for variance.***

1. The subject property must be irregular, narrow, shallow, or steep or otherwise, have physical conditions where application of the requirements of this Code would result in practical difficulty or unnecessary hardship to the owner in the use of his land or building.
2. The applicant shall notify all property owners of his/her intent in a manner specified in Section 11-7-2 and shall be subject to a public hearing as specified therein.
3. Variance shall not be granted in such cases where it would adversely affect adjoining properties, impair established property values, or endanger public safety.
4. Variances shall not be granted where spot zoning would occur.

**B. *Fee.*** A non-refundable application fee as set by City Commission Resolution must accompany each application.

**C. *Submission requirements.*** The application for variance shall be in the format stipulated by the City and shall contain plans and other information as required by the designated Zoning Administrator. The completed application for a variance, shall be submitted to the City Clerk for placement upon the agenda of the Planning and Zoning Commission.

**D. *Revocation.*** A variance shall be automatically revoked in the event of building permit for the approved Variance has not been obtained within ninety (90) days, or construction has not begun

within one hundred eighty (180) days after the building permit has been issued. The Planning and Zoning Commission may grant ninety (90) days extension if deemed appropriate.

- E. *Re-application for variance.* In the event of a denial decision by the City Commission, there shall be no re-application for the same variance for a period of one (1) year after the date of the decision of the Commission.

#### Sec. 11-5-6. - Special Use Permit.

A special use permit may be authorized by the City Commission after hearing the recommendation of the Planning and Zoning Commission. A special use permit is required for a special land use, which is not permitted by right within the District wherein it is requested.

A. *Provisions for special use permit.*

1. In making a decision on a Special Use Permit, the Planning and Zoning Commission and the City Commission shall review the following factors and accord each factor the necessary weight on a case-by-case basis.
  - a. The increase in congestion of streets and other rights-of-way;
  - b. Diminishment of safety from fire, panic and other dangers;
  - c. Diminishment to the health and general welfare of the public;
  - d. Degradation of light and air for all properties in the immediate area of the proposed Permit; increases of overcrowding of land and undue concentrations of populations;
  - e. Adverse affects on provisions for transportation, water, sewer, schools, parks and other public facilities or increases in the effects of natural hazards;
  - f. Increases or facilitation of the unlawful use of structures, buildings or land; and
  - g. Promote the use or waste of energy in the use of structures, buildings, and land.
2. Special Use Permits shall not be granted in such cases where the use will result in negative impacts, which substantially outweigh the positive impacts of the purposed use.

- B. *Fee.* A non-refundable application fee to be set by City Commission Resolution must accompany each application.

- C. *Submission requirements.* The application for a special use permit shall be in the format stipulated by the City. There shall be a comprehensive statement included with each application indicating in detail the reason for the request, the purpose and proposed use of the property, all improvements to be made, and a site plan including the following:

1. Location of existing and proposed structures including the dimensions of setbacks;
2. Existing and proposed vehicular circulation systems, including parking areas, storage areas, service areas, loading areas, and major points of access, including street pavement width and right-of-way;
3. Location and treatment of open spaces including landscaping plan and schedule;
4. Lighting;
5. Signage;

A drainage plan, site plan and grading plan shall be required for all developments exceeding one (1) acre and to all new and all re-development within the C-1 and M-1 Planning and Zoning Districts, to all manufactured home parks, manufactured home subdivisions, recreational vehicle parks, and to all special and conditional uses in other Districts. For lesser developments when the designated Zoning Administrator determines said plans to be necessary, the designated Zoning Administrator shall so inform the applicant prior to accepting an application.

- D. *Public hearing and notice procedure.* A public hearing shall be held by the Planning and Zoning Commission for all special use permits. All property owners shall be notified in accordance with the provisions of Article 7 of this Code.
- E. *Review and approval.* The City Commission may deny special use permits, or may grant final approval in accord with certain conditions, with right of appeal in accordance with Article VII of this Code. Approval may also be granted with additional conditions imposed, which are deemed necessary to insure that the purpose and intent of this Code is met and to protect and provide safeguards for persons and property in the vicinity.
- F. *Time limitation and revocation.* If a special use is not initiated within one (1) year following approval or if a special use is discontinued for a period of one (1) year, said permit shall be automatically revoked. The City Commission may impose a different time limitation on a special use permit. All improvements shall be in accord with the development standards of the District except as otherwise authorized by the special use permit. Significant variation from the approved special use and related improvements shall result in the automatic revocation of the special use permit.
- G. *Re-submittal of application for special use permit.* Application for a special use permit shall not be resubmitted or reconsidered for a period of one (1) year after it has been acted upon by the City Commission except that an application may be made for a different special use permit on the same parcel of land six (6) months after such previous action has been taken.
- H. *Special use.* Special uses shall not be considered a District boundary change.

**DRAFT**

**CITY OF TRUTH OR CONSEQUENCES  
PLANNING & ZONING COMMISSION  
THURSDAY, MAY 17, 2022**

**MINUTES**

**REGULAR MEETING**

Regular meeting of the Planning & Zoning Commission of the City of Truth or Consequences, New Mexico to be held at the City Commission Chambers at 405 W. Third Street, Truth or Consequences, New Mexico, on Thursday, May 17, 2022 at 5:30pm.

**CALL TO ORDER:** The meeting was called to order by Chairman Hogg.

**ROLL CALL:**

Michael Hogg, Chairman  
Chris Sisney, Vice-Chairman  
James Bush, Member

**ALSO PRESENT:**

Traci Alvarez, Assistant City Manager  
Angela Torres, City Clerk-Treasurer  
Bruce Swingle, City Manager  
Victor Rodriguez, Chief of Police

**1. APPROVAL OF AGENDA:**

Member Bush made a motion to approve the agenda. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.

**2. APPROVAL OF MINUTES:**

a. Regular meeting of April 7, 2022.

Member Bush made a motion to approve the minutes. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.

**3. COMMENTS FROM THE PUBLIC:**

Kyle Smith approached the Planning & Zoning Commission with comments related to:

- He encourages growth in the City. He feels that Nate Stephens can provide growth, but there are tons of Airbnb's in our community, and that does not help our community

because they for non-residents. He encourages the Planning & Zoning Board to think carefully about the type we need to embrace.

Rick Dumiak approached the Planning & Zoning Commission with comments related to:

- He thanked the Board for nominating him at the last meeting to serve on the P & Z Commission. However, his nomination was tabled by the City Commission based on the advice by City Attorney Rubin because he had signed a petition. He read the petition so the board would know all of the facts because he has heard some feedback on both sides. Most people have been supportive of him and to what happened, but others have said wow you don't have the city's best interest at heart, and that kind of hurt him because he feels that he does have the city's best interest at heart. He lives here. **The petition says: *We the undersigned are not opposed to the found object collections of George Henson on his private property, both inside and outside his fence at the dead end of Wyona Street, 731 Wyona. We may even find it artistic, and interesting.*** That is what he signed, and that is why his nomination was tabled. To him it feels like a violation of his civil rights. None the less he will stand by the decision.

Diane Gunning approached the Planning & Zoning Commission with comments related to:

- She is hoping to be able to clear up this misunderstanding about this survey because she is the one who wrote it, and she didn't get a chance to say anything about it at the City Commission meeting. The reason she wrote it is because she wanted to give George Henson the survey so he can take it around to neighbors and friends because she felt the gloominess of development around them, and she knew that they would be focusing on George and his house, and she wanted George to have something prepared with lots and lots of names so later when we have to present the case, they can show that he an art installation, and it is not just a pile of junk. She gave it to George on a clip board and a few days later she saw the clip board empty on her stairs, and when she saw him a few days later she asked him what happened to the survey, and she asked him if he is still taking it around to people, and he said that he turned it in. She didn't know what he meant, and it turns out that he turned it in with his court case about having things on the easement that belongs to the city, and at that point the City Attorney confronted Rick Dumiak and said that he is supporting something against the city, and he is supporting somebody having their property on the city easement, and this could cause a financial loss for the city, and Rick said no that is not it at all. It doesn't say anything about the easement. Rick is just a good neighbor and admires George and the thing he has going over there. Rick also stood up and found the code violations of this upcoming plat amendment.

Martin Mijal approached the Planning & Zoning Commission with comments related:

- The job as P & Z is so complex. You are volunteers who rely on the opinions of the city. Assistant City Manager Alvarez has immense knowledge and love for the city. She is vital because she has continuity since the City Managers come and go. She is has an immense complex understanding and we all have to rely on her. She has a long term knowledge of our city. Last month when there was an amendment for the land across the street of the drainage ditch, he thinks that the city ordinance clearly says that you can't divide a lot



unless there is a paved street, curb and sidewalk, but you do have the power to overrule that so you can do what you want. That is your power and that is why you are planners. Ideally, we try to look at this development, and also the big picture. Legally, Nate Stevens doesn't have to tell us what he will do with his property, until he files his plans for the next step. He has said that he is putting in 24 tiny condos with 48 public parking spaces, but we don't have any legal building requests at this time. So in other words you were supposed to make a decision on realigning these plots without full information, and now he wants permission to build a bridge across the street. He should have to tell you all of the details because right now his lot is now surrounded by 200 other lots on the flood plain. He could imagine seeing other developers seeing this \$3 million dollar growth, and they will develop all of the other lots inaccessible flood plain. This will open up flood gates to the probability of a total of 450 cars using the Wyona Bridge as a sole access to their Airbnb vacation condos.

George Henson approached the Planning & Zoning Commission with comments related to:

- He and his neighbors had a meeting with the City Manager and others to find out about their drainage and apparently no one knows who takes care of the ditch that runs through town from the shooting range through town. He and Martin Mijal tried to get an appointment with the County and in passing the City Manager said that the City takes care of that, and the City appeared to have no idea. He measured the silt that is in there. He experienced the silt and mud that was stopped on the other side of I-25 when the last big rain hit. We are suffering a fire storm and the weather is weird now. The photos he has on his phone of the ditch that needs maintenance has bushes growing in the ditch are that are 3 ft. above what the cement bottom of the ditch was engineered at. He has seen it completely full with high pressure into that area. The proposed bridge at Wyona will not alleviate anything.

#### **4. PUBLIC HEARING:**

*City Clerk Torres swore in all persons that spoke during the public hearings.*

**a. Public Hearing/Discussion/Action – Summary Plat Amendment request at 1500 E Riverside.**

**b. Public Hearing/Discussion/Action –Variance request at 1500 E. Riverside.**

**Traci Alvarez, Assistant City Manager** - The applicant requests to split parcels 3021078088510 and 3021079121003. Current parcels include lots 1-7 and adjacent riverfront property. Applicant requests to split into 4 parcels (Parcels 1, 2, 3 and 4) (no new lots are being created) and assign each parcel riverfront property to be identified as Parcels 1A, 2A, 3A, and 4A. Riverfront parcels will not be allowed to be sold separately and will be for recreational purposes only, and no residential, commercial or storage will be permitted on said parcels. Riverfront parcels will not have access to water and wastewater, nor will they meet standards for lots contained within the City's Comprehensive Planning and Zoning Code therefore a variance is required. All applicable documents and fees have been submitted. All property owners within a 300ft radius have received certified mailings. Utility Verification to be updated at meeting.

City Clerk Torres opened the public hearing.

**Proponents:**

There were no proponents on the Summary Plat Amendment and Variance request 1500 E Riverside.

**Opponents:**

There were no opponents on the Summary Plat Amendment and Variance request 1500 E Riverside.

City Clerk Torres closed the public hearing.

**Member Bush made a motion to approve the Summary Plat Amendment and Variance request 1500 E. Riverside. Vice-Chairman Sisney seconded the motion. Roll call was taken. Motion carried unanimously.**

**c. Discussion/Action - Request for Summary Plat Amendment at 825 W 9<sup>th</sup>:**

**Traci Alvarez, Assistant City Manager** -Applicant is requesting an amendment to their plat at 825 W 9<sup>th</sup> Street to remove the property boundary that divides their lots and combining it as 1 parcel. Removal of the property boundary does not impact any of the following findings of facts:

1. Impair an adequate supply of light and air to adjacent property;
2. Unreasonably increase the traffic in public streets;
3. Increase the danger of fire or endanger the public safety;
4. Deter the orderly and phased growth and development of the community;
5. Unreasonably impair established property values within the surrounding area;
6. In any other respect impair the public health, safety and general welfare of the City; or
7. Constitute a spot zone and therefore adversely affect adjacent property values.

All required documents have been submitted and fees paid. All property owners within 150-foot radius have been notified by certified mail. Amendment does not affect access to electric, water, sewer or streets.

City Clerk Torres opened the public hearing.

**Proponents:**

There were no proponents.

**Opponents:**

There were no opponents.

City Clerk Torres closed the public hearing.

**Member Bush made a motion to approve the Request for Summary Plat Amendment at 825 W 9th. Vice-Chairman Sisney seconded the motion. Roll call was taken. Motion carried unanimously.**

**d. Public Hearing/Discussion/Action – Request for Variance – 355/365/375 S Foch Street:**

**Traci Alvarez, Assistant City Manager** – The applicant owns/operates businesses located at 355/365/375 S Foch Street as shown on attached map. There is no designated parking lot for these businesses. Applicant is requesting to be allowed to designate street side parking on South Foch Street directly adjacent to his businesses for customers occupying his business only. Applicant is requesting a variance from the existing requirements for designated parking and would like approval or possible conditional or special use permit to allow designated parking. All property owners within a 300-foot radius of said property have been notified of public hearing by certified mail. All applicable fees have been paid for variance request and requested documents have been submitted. Conditional or Special Use fees to be applied if Commission designates use.

**Member Bush** – How is the business operating now? There's just parking on the street correct?

**Traci Alvarez, Assistant City Manager** – Correct.

City Clerk Torres opened the public hearing.

**Proponents:**

**Mario Maez, Applicant** – He owns the properties. Out of his business he runs about 4 different companies. He has a loan company and 3 other property rental companies that are his. He is not asking for a lot of parking. He is just asking for the end of 355 Foch to the end of his property on 375 Foch parking. He doesn't dislike El Faro Restaurant. He loves the place, but every day the parking is taken up next to his building from overflow from El Faro Restaurant. He has some pictures that show the El Faro Restaurant across the street, and Jackie Hall owns Adobe Insurance which has an overflow parking lot as well. He is not asking for much. He just is asking for it in front of his buildings. A lot of his customers are a little bit older, so having to park in back of him on Sims Street or further down Foch Street makes it kind of hard on them coming into the office to make payments or pay their rent.

**Chairman Hogg** – What are your hours of business.

**Mario Maez, Applicant** – 8-5, Monday – Friday.

**Vice Chairman Sisney** – How many people work in your office.

**Mario Maez, Applicant** – 5 people.

**Vice Chairman Sisney** – Where are they going to park.

**Mario Maez, Applicant** – In the back of the building is 402 Sims. They used to own 409, 407 ½, and 407, 405, and 403 Broadway in front. 402 Sims in the back in Angel lady and she has 3 parking spots back there with her building. Right now, 2 of their employee's park back there because he has an entrance through the back at 355 Sims where he keeps his tools for his maintenance guys. They don't park there full time. They only park there to grab their tools. His mother who is the main owner parks in the back on Sims. He, and his secretary parks in the front of the building. We take up 2 parking spots in the front, and that approximately leaves space for 2-3 cars in the front.

**Vice Chairman Sisney** – So from Sims to Broadway you are saying that there is only room for 5 cars, and you are going to put 2 cars there.

**Mario Maez, Applicant** – From Sims to Broadway. From the corner up to the last post in front of his building, there is room for 5 cars.

**Member Bush** – He is unclear if this is allowed, and then it goes to the City Commission anyway. Does that mean that Mr. Maez can prohibit anybody else from parking there?

**Traci Alvarez, Assistant City Manager** – She believes that is the intention if it is approved.

**Member Bush** – In other words, will it be marked off as private property?

**Traci Alvarez, Assistant City Manager** – He's been in a temporary allowance right now.

**Mario Maez, Applicant** – I have money man parking only right now. I also have an arrow sign at the very front and in the back.

**Mario Maez, Applicant** – How enforceable is that Chief?

**Victor Rodriguez, Chief of Police** – It does not exist anywhere else except, and it was brought up because we reached out to the business owner that he could not do that, and that is how this

came about. Originally you cannot just designate public parking in front of your business as your own parking. The business owner reached out to Ms. Alvarez and that is how they granted the temporary permit. If it is enforceable, to tell you the Truth I have a lot more fish to fry than I do having to worry about temporary parking. I also do not believe that the space is large enough anyway if they are already parking two vehicles there. I do not know if you are going to be able to park more than that. Especially long ways. Typically you can park three cars there and it is already taking up the entire spot of the area he has designated. I don't think it's going to solve the problem that is being addressed right now.

**Opponents:**

There were no opponents.

City Clerk Torres closed the public hearing.

**Member Bush** – As Chief Rodriguez said, I don't really think that it is going to solve anything, and I am very wary of setting presentences like we may do tonight, and even if we do approve it tonight, the City Commission may knock it down. They have the ultimate say anyway.

**Chairman Hogg** - I live in that neighborhood and that is the way it has always been.

**Member Bush made a motion to deny the Request for Variance at 355, 365, and 375 S. Foch Street. Vice-Chairman Sisney seconded the motion. Roll call was taken. Motion carried unanimously.**

**e. Public Hearing/Discussion/Action – Variance Request Parcel: 3022079415169:**

**Traci Alvarez, Assistant City Manager** – The applicant/property owner is requesting a variance request pertaining to his previously approved summary plat amendment. Amendment has been approved by both Planning & Zoning Commission, and City Commission subject to approval of variance request. Variance request was not originally submitted with previous request due to lack of clarification of unobstructed access. Property has access to Van Patten Street currently, but it cannot be considered unobstructed as access is by way of an undeveloped/unnamed dirt access along a drainage ditch that crosses private property lines. Property owner also plans to develop a street providing unobstructed access. Variance could be considered temporary until development occurs. Per code, a Replat of a previously filed subdivision requires all lots to be created have direct, legal, unobstructed access to an existing City maintained street; Property does not currently have access, however development of property will require owner to develop

paved street per the City Code requirements as approved by the City Streets Department. Once developed, street will be a City Street and maintained by the City.

**Vice Chairman Sisney –** Where is the access?

**Traci Alvarez, Assistant City Manager –** He doesn't have access and that is why he is requesting the variance.

**Vice Chairman Sisney –** Where is the street going to be in the future. How is it going to be done?

**Nate Stephens, applicant –** Wyona Street whenever the Hot Springs Townsite was originally planned out, Wyona Street was supposed to run all the way down and tie into McElroy Street so whenever they put in the drainage ditch to alleviate flooding, they cut off the access that was originally planned. He would go ahead and finish the development the same as it is on Van Patten in the future, and that would be the access to that property. The reason why he is asking for the variance is because; say a developer like himself wants to develop some land, they want to get all their ducks in a row before they dump a ton of money into something. The city code says that he has to have access to a city maintained street so if he were to develop some land, and put some houses on it, the code would require him to go in there and put streets, curbs, gutters, and sidewalks in and then come to you, and if you were to deny me at that point then I would have done all of that work for no reason. The way the city code reads, is that it expects the developer to develop all of the streets and that is why he is here tonight to ask that we go ahead and finalize the approval of the plat amendment. With this variance, it would finalize the plat amendment that was approved last month, and that is all it would do right now.

**Vice Chairman Sisney –** So you are going to remove the berm?

**Nate Stephens, applicant –** No. The same berm exists on Van Patten, and the Army Corp of Engineers whenever they came in and put the ditch in, Van Patten was already a city maintained street, so whenever they did the flood canal, they put a concrete bridge over that flood canal. The berm would not be removed. The berm protects the whole downtown area so there is no way that he would remove that berm.

**Vice Chairman Sisney –** Why are we talking about Van Patten.

**Nate Stephens, applicant –** I'm using it as an example of how it was done in another area. I own 825 Van Patten which is right next to the concrete ditch. We have been through every flood that we've had in the last 12 years on that property on Van Patten. He is literally right next to the ditch on Van Patten so he has a firsthand knowledge of the impact of putting a bridge over that drainage canal.

City Clerk Torres opened the public hearing, and read the names of the *"interested parties"* within the 300 ft. radius which included Nate Stephens, Pete Padilla, Mary Doeffinger, Ray & Lori Chavez, George Henson, Integrated Environments, Kay & Hugh Shaw, and Dane Hansen.

**Proponents:**

None.

**Opponents:**

None.

**Public Comment:**

**Diane Gunning** – Complete copy of comments attached hereto and made a part hereof.

**Martin Mijal** – We don't know what type of development might be built on the property, so you approving this would be a floodgate to open up other huge developments. This would cause an increase of traffic on Wyona.

**5. NEW BUSINESS:**

**a. through 5.d:**

**Discussion/Action: Recommendation to the City Commission to consider the appointment of Eduardo Alicea, Robert Carey, Esther Luchini, and Susan Buhler to serve as members on the Planning & Zoning Commission.**

**Angela A. Torres** – Rick Dumiak's application was submitted to the Commission and they tabled the decision until the 1<sup>st</sup> meeting in June. Since the last P & Z meeting we received additional applications from Eduardo Alicea, Robert Carey, Esther Luchini, and Susan Buhler. The Board can either choose certain members to send to the Commission for consideration or you can send all applicants to the Commission and

**Member Bush made a motion to send all applications to the City Commission so the Commission can choose members to fill the 3 vacancies. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.**

**6. REPORTS FROM THE BOARD:**

None.

**7. REPORTS FROM STAFF:**

City Clerk Torres asked if the Board would like to meet on June 2<sup>nd</sup>. We will not have time to advertise for any public hearings at this point so the only item on the agenda may be to approve the minutes.

The Board stated that they would like to have a meeting on June 2<sup>nd</sup>.

## COMMENTS

### For Public Hearing Truth or Consequences Planning and Zoning Hearing 19 May 2022

Request for a Variance 11-5-5 pertaining to the 4/7/2022 approved request for a Summary Plat Amendment on Parcel 3022079415169 Palomas Hot Springs Townsite, Block 30, Lots 1 – 12

by **Diane Gunning**, 709 Wyona Street, Truth or Consequences NM 87901, Palomas Hot Springs Townsite, Block 26, Lots 17-22

### Good Evening Distinguished City Representatives,

It may seem strange that someone would care whether another person would combine 11 lots of land into 6 lots.

However, this requested variance which begins about lot size, is really **all about access**.

Currently the land, which was purchased with full knowledge of the fact that it is an island in the middle of the City drainage plain, has no paved road access. The Summary Plat Amendment that the land owner is requesting would negate the requirement for his lots to have "direct, legal, unobstructed access to an existing City maintained street". YET he will obviously need to obtain such **access** if his plans for a development of 24 mini condos on the land is to be realized.

The owner of the property has stated that he wishes to gain **access** to his property by building a bridge at the end of Wyona Street, which is currently a dead end street. This variance, if granted, would be opening the door to this plan to build a bridge.

His planned development of 24 mini condos would increase traffic on the street to a huge extent. Every trip both in and out of the development by owners, guests and delivery vehicles would have to go by the homes of the current residents of the dead end block.

The planned **access** bridge would span 40 feet over the drainage ditch which starts under Broadway Street and goes under Austin, Marr and Van Patten Streets. One can see the type of bridge being contemplated for Wyona Street by looking at the bridges on these streets. The regrading for this bridge span would begin far in advance of the bridge, directly in front of at least three of the four occupied homes on the block.

**Access** to the Block 30 property by this planned bridge could therefore actually block **access** to some of the existing homes on Wyona Street!

It could also add to flooding issues on the street as well.



**Access** to Wyona Street alone is not the full extent of the problem, because **access** to the closest intersection with the city street infrastructure is necessary.

If allowed this variance, the land owner will have to seek yet another variance because the bridge will need to lead to a cul de sac necessary for emergency vehicle and all traffic turnaround. Due to the distance of the land to the intersection of Post Street and Wyona Street, the cul de sac would have to be at *minimum* 545 feet to the center of the cul de sac, while the maximum distance allowed by code is 500 feet

This request for variance for **access** to a paved City street is just the first step in a chain of variance requests and finaglings with nature in order to enable one person, even though good intentioned, to profit by jeopardizing the well-being and safety of the City residents and the homeowners on Wyona Street.

All owners and residents of the four occupied homes on the block are dead set against destroying the character of our dead end street and to plans that will endanger the City by compromising the drainage plain. We have all signed a document presented to the City Management stating our concerns, most of which were addressed during a meeting yesterday with the City Manager and Traci Alvarez in their office.

On our behalf, I humbly request you to deny this variance on the grounds that it will only lead to further problems for residents of our block of Wyona Street, to added problems and expense to the proposed developer Nathan Stephens, and problems, possibly financial ones, for the City as a whole.

Thank you,

Diane Gunning

**8. ADJOURNMENT:**

**There being no further business to come before the Planning & Zoning Commission. Chairman Hogg made a motion to adjourn the meeting. Member Bush seconded the motion. Motion carried unanimously.**

**PASSED AND APPROVED ON THIS 2<sup>nd</sup> DAY OF JUNE 2022.**

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**Michael Hogg, Chairman  
Planning & Zoning Commission**



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: I.9*

**SUBJECT:** Accept or Deny recommendation from the Planning and Zoning Commission pertaining to Request for Summary Plat Amendment at 825 W 9th

**DEPARTMENT:** Assistant City Manager

**DATE SUBMITTED:** May 20, 2022

**SUBMITTED BY:** Traci Alvarez

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

**Summary/Background:**

See attached P & Z packet

**Recommendation:**

Motion Carried unanimously to approve.

**Attachments:**

- P & Z Packet
- 

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

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

**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. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 5-25-2022



**CITY OF TRUTH OR CONSEQUENCES**  
**PLANNING AND ZONING COMMISSION ACTION FORM**  
**DATE: 05-19-2022**

**ITEM: Discussion/Action - Request for Summary Plat Amendment at 825 W 9th**

**BACKGROUND:**

Applicant is requesting an amendment to their plat at 825 W 9<sup>th</sup> Street to remove the property boundary that divides their lots and combining it as 1 parcel. (see attached assessor map). Removal of property boundary does not impact any of the following findings of facts:

1. Impair an adequate supply of light and air to adjacent property;
2. Unreasonably increase the traffic in public streets;
3. Increase the danger of fire or endanger the public safety;
4. Deter the orderly and phased growth and development of the community;
5. Unreasonably impair established property values within the surrounding area;
6. In any other respect impair the public health, safety and general welfare of the City; or
7. Constitute a spot zone and therefore adversely affect adjacent property values.

All required documents have been submitted and fees paid. All property owners within 150-foot radius have been notified by certified mail. Amendment does not effect access to electric, water, sewer or streets.

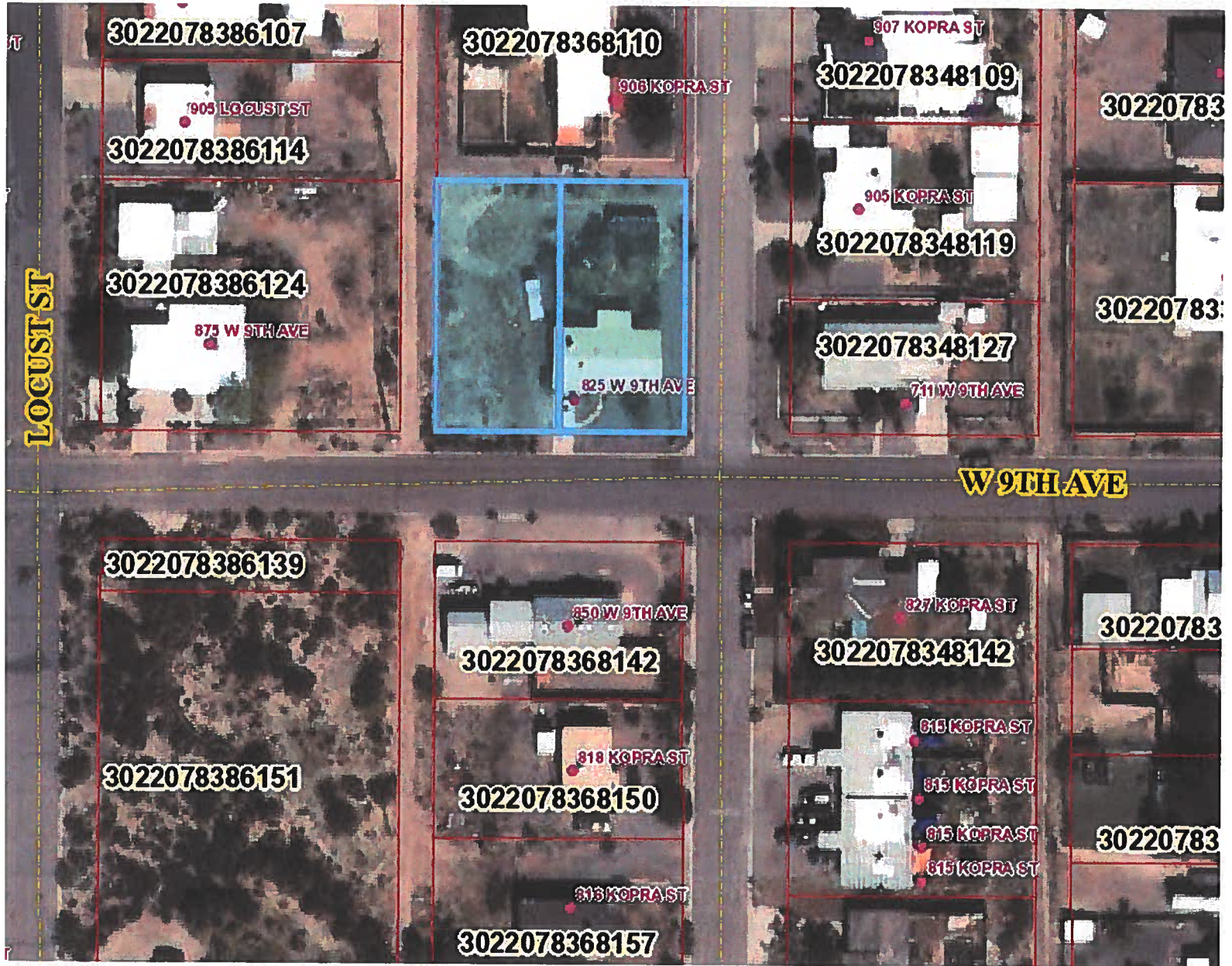
**SUPPORT INFORMATION:**

**Plat Survey**  
**Assessor Map**  
**Municipal Code References**

Name of Drafter: Traci Alvarez	:	Meeting date: 05-19-2022
E-mail: <a href="mailto:talvarez@torcnm.org">talvarez@torcnm.org</a>	Phone: 575-894-6673	

INDEXING INFORMATION FOR COUNTY CLERK  
 Marlyssa G. Neal (196 & 14049)  
 Country Club Heights  
 Section 33, Tshp. 13 South, Rge. 4 West





3022078386107

3022078368110

907 KOPRA ST

3022078348109

30220783

905 LOCUST ST

3022078386114

906 KOPRA ST

905 KOPRA ST

3022078348119

30220783

3022078386124

875 W 9TH AVE

825 W 9TH AVE

3022078348127

711 W 9TH AVE

W 9TH AVE

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850 W 9TH AVE

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3022078368157

Sec. 15-15. - Alternate summary procedure.

A. *Approvals by Planning and Zoning Commission:* The Planning and Zoning Commission may approve or deny the following types of subdivisions:

1. A re-plat of a previously filed subdivision when:
  - a. No more lots are created than exist in the area at the time of the submittal of the replat application; and,
  - b. All lots to be created have direct, legal, unobstructed access to an existing City maintained street;
  - c. All lots to be created have direct, unobstructed legal access to existing City water and wastewater lines;
  - d. The subdivider files with the City a Letter of Credit for funds adequate to pay for connecting the lots to the City's water and wastewater lines, or, pays to the City the City's fees for connecting the lots to the City's water and wastewater lines;
  - e. The new lots comply in all ways with the standards for lots contained within the City's Comprehensive Planning and Zoning Code;
  - f. All new lots are laid out in a manner which allows utility service to be provided to the purchasers of said lots;
  - g. All lots to be eliminated or created exist within the area of a single block of lots in a previously platted and filed subdivision; and,
  - h. No vacation of street dedications or utility easements is proposed; or,
  - i. Lots are to be eliminated.
2. The subdivision of previously unsubdivided land when:
  - a. No more than two lots are created;
  - b. Both lots to be created have direct, legal, unobstructed access to an existing City maintained and paved street with curb gutter and sidewalk;
  - c. Both lots to be created have direct, unobstructed legal access to existing City water and wastewater lines;
  - d. The subdivider files with the City a Letter of Credit for funds adequate to pay to connect both lots to the City's water and wastewater lines, or, pays to the City funds for connecting both lots to the City's water and wastewater lines;
  - e. The new lots comply in all ways with the standards for lots contained within the City's Comprehensive Planning and Zoning Code;
  - f. The new lots are laid out in a manner which allows utility service to be provided to the purchasers of said lots; and,
  - g. No vacation of street dedications or utility easements is proposed.

B. *Limit on number of summary procedures:* The summary procedure shall be used only once on any one property, or within any group of contiguous or adjacent properties owned by a subdivider, unless the property has been master-planned, legally subdivided, and is zoned for industrial uses, and wherein the streets within those subdivisions have been dedicated to and accepted by the City. No subdivider who has received approval of a subdivision shall utilize the summary procedure to subsequently increase the number of lots within said subdivision.

C. *Elective pre-application procedure:*

1. Prior to filing a summary plat, the subdivider may submit a conceptual plan of the proposed subdivision to the City's Zoning Administrator. The conceptual plan shall provide enough

information for the Zoning Administrator to locate the proposed subdivision and to comprehend its scope and potential impacts. Neither a written application nor an application fee are required for submittal of a conceptual plan.

2. The City's Zoning Administrator shall place the proposed summary subdivision on the next possible agenda of the Planning and Zoning Commission for discussion, when the Planning and Zoning Commission shall consider the proposal with the subdivider or the subdivider's representative and shall indicate changes, if any, that will be required for the submittal process.

D. *Summary plat submittal requirements summary plat submittal requirements are:*

1. Application, signed by all property owners, including all parties having an equitable interest, trustees of an estate and all persons having a specific "power of attorney" in such land;
2. A record of any pending litigation or any final order entered by any court of law regarding the ownership of the subject property;
3. Application fee as established by the City;
4. Documentation from the Sierra County Assessor's Office that the current year's property taxes are paid and that no taxes are owed on the property;
5. A plat conforming to section 15-13.A of this Code; and,
6. Releases by the Public Utilities Advisory Board, and all utility companies which are proposed as providers for the subdivision.

E. *Submittal and review procedures:*

1. Incomplete submittals will not be accepted for review.
2. The subdivider shall submit all required materials to the City's Zoning Administrator.
3. The City's Zoning Administrator shall review all materials, and shall within three working days from the date the application is determined to be complete, request opinions of applicable City departments, other governmental agencies, and utility companies for review, comments and recommendations. City departments shall have ten calendar days in which to review and respond in writing to any such request. Within three working days of receiving any written reports, comments or recommendations from any City department, governmental agency, or utility company, the Zoning Administrator shall make available to the subdivider a copy of such materials.
4. The Zoning Administrator shall have the right to require that the subdivider provide additional information or to make amendments to the plat and supporting information if the Zoning Administrator determines that the information originally submitted by the subdivider was incomplete, incorrect or invalid.
5. The subdivider shall have ten working days in which to make any corrections or additions required by the Zoning Administrator, or to request a postponement of action by the Zoning Administrator for up to 135 days.
6. If a subdivision application does not meet the requirements of this Code within 180 days of its original submittal, the Zoning Administrator shall summarily reject the application and notify the applicant in writing of the reasons for the rejection.
7. At such time as the subdivider meets the requirements of this Code, the subdivider shall provide the Zoning Administrator with a copy of the final plat.
8. At such time as receiving a submittal that meets all requirements of this Code, the Zoning Administrator shall recommend that the Planning and Zoning Commission approve the final plat by consent agenda action during its next regularly scheduled meeting, and the Planning and Zoning Commission shall approve the subdivision by consent agenda action during its next regularly scheduled meeting.



9. The subdivider shall file a signed copy of the final plat in the records of the County Clerk of Sierra County, and shall provide the City with one of the signed copies.
- F. *Divisions for the purpose of mortgage:* Divisions for purposes of mortgage are not allowed. If a property is to be mortgaged it must be done so in its entirety or properly subdivided as required in this chapter.

(Ord. No. 555, 5-23-06)

**DRAFT**

**CITY OF TRUTH OR CONSEQUENCES  
PLANNING & ZONING COMMISSION  
THURSDAY, MAY 17, 2022**

**MINUTES**

**REGULAR MEETING**

Regular meeting of the Planning & Zoning Commission of the City of Truth or Consequences, New Mexico to be held at the City Commission Chambers at 405 W. Third Street, Truth or Consequences, New Mexico, on Thursday, May 17, 2022 at 5:30pm.

**CALL TO ORDER:** The meeting was called to order by Chairman Hogg.

**ROLL CALL:**

Michael Hogg, Chairman  
Chris Sisney, Vice-Chairman  
James Bush, Member

**ALSO PRESENT:**

Traci Alvarez, Assistant City Manager  
Angela Torres, City Clerk-Treasurer  
Bruce Swingle, City Manager  
Victor Rodriguez, Chief of Police

**1. APPROVAL OF AGENDA:**

Member Bush made a motion to approve the agenda. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.

**2. APPROVAL OF MINUTES:**

**a. Regular meeting of April 7, 2022.**

Member Bush made a motion to approve the minutes. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.

**3. COMMENTS FROM THE PUBLIC:**

Kyle Smith approached the Planning & Zoning Commission with comments related to:

- He encourages growth in the City. He feels that Nate Stephens can provide growth, but there are tons of Airbnb's in our community, and that does not help our community

because they for non-residents. He encourages the Planning & Zoning Board to think carefully about the type we need to embrace.

Rick Dumiak approached the Planning & Zoning Commission with comments related to:

- He thanked the Board for nominating him at the last meeting to serve on the P & Z Commission. However, his nomination was tabled by the City Commission based on the advice by City Attorney Rubin because he had signed a petition. He read the petition so the board would know all of the facts because he has heard some feedback on both sides. Most people have been supportive of him and to what happened, but others have said wow you don't have the city's best interest at heart, and that kind of hurt him because he feels that he does have the city's best interest at heart. He lives here. **The petition says: *We the undersigned are not opposed to the found object collections of George Henson on his private property, both inside and outside his fence at the dead end of Wyona Street, 731 Wyona. We may even find it artistic, and interesting.*** That is what he signed, and that is why his nomination was tabled. To him it feels like a violation of his civil rights. None the less he will stand by the decision.

Diane Gunning approached the Planning & Zoning Commission with comments related to:

- She is hoping to be able to clear up this misunderstanding about this survey because she is the one who wrote it, and she didn't get a chance to say anything about it at the City Commission meeting. The reason she wrote it is because she wanted to give George Henson the survey so he can take it around to neighbors and friends because she felt the gloominess of development around them, and she knew that they would be focusing on George and his house, and she wanted George to have something prepared with lots and lots of names so later when we have to present the case, they can show that he an art installation, and it is not just a pile of junk. She gave it to George on a clip board and a few days later she saw the clip board empty on her stairs, and when she saw him a few days later she asked him what happened to the survey, and she asked him if he is still taking it around to people, and he said that he turned it in. She didn't know what he meant, and it turns out that he turned it in with his court case about having things on the easement that belongs to the city, and at that point the City Attorney confronted Rick Dumiak and said that he is supporting something against the city, and he is supporting somebody having their property on the city easement, and this could cause a financial loss for the city, and Rick said no that is not it at all. It doesn't say anything about the easement. Rick is just a good neighbor and admires George and the thing he has going over there. Rick also stood up and found the code violations of this upcoming plat amendment.

Martin Mijal approached the Planning & Zoning Commission with comments related:

- The job as P & Z is so complex. You are volunteers who rely on the opinions of the city. Assistant City Manager Alvarez has immense knowledge and love for the city. She is vital because she has continuity since the City Managers come and go. She is has an immense complex understanding and we all have to rely on her. She has a long term knowledge of our city. Last month when there was an amendment for the land across the street of the drainage ditch, he thinks that the city ordinance clearly says that you can't divide a lot

unless there is a paved street, curb and sidewalk, but you do have the power to overrule that so you can do what you want. That is your power and that is why you are planners. Ideally, we try to look at this development, and also the big picture. Legally, Nate Stevens doesn't have to tell us what he will do with his property, until he files his plans for the next step. He has said that he is putting in 24 tiny condos with 48 public parking spaces, but we don't have any legal building requests at this time. So in other words you were supposed to make a decision on realigning these plots without full information, and now he wants permission to build a bridge across the street. He should have to tell you all of the details because right now his lot is now surrounded by 200 other lots on the flood plain. He could imagine seeing other developers seeing this \$3 million dollar growth, and they will develop all of the other lots inaccessible flood plain. This will open up flood gates to the probability of a total of 450 cars using the Wyona Bridge as a sole access to their Airbnb vacation condos.

George Henson approached the Planning & Zoning Commission with comments related to:

- He and his neighbors had a meeting with the City Manager and others to find out about their drainage and apparently no one knows who takes care of the ditch that runs through town from the shooting range through town. He and Martin Mijal tried to get an appointment with the County and in passing the City Manager said that the City takes care of that, and the City appeared to have no idea. He measured the silt that is in there. He experienced the silt and mud that was stopped on the other side of I-25 when the last big rain hit. We are suffering a fire storm and the weather is weird now. The photos he has on his phone of the ditch that needs maintenance has bushes growing in the ditch are that are 3 ft. above what the cement bottom of the ditch was engineered at. He has seen it completely full with high pressure into that area. The proposed bridge at Wyona will not alleviate anything.

#### **4. PUBLIC HEARING:**

*City Clerk Torres swore in all persons that spoke during the public hearings.*

**a. Public Hearing/Discussion/Action – Summary Plat Amendment request at 1500 E Riverside.**

**b. Public Hearing/Discussion/Action –Variance request at 1500 E. Riverside.**

**Traci Alvarez, Assistant City Manager** - The applicant requests to split parcels 3021078088510 and 3021079121003. Current parcels include lots 1-7 and adjacent riverfront property. Applicant requests to split into 4 parcels (Parcels 1, 2, 3 and 4) (no new lots are being created) and assign each parcel riverfront property to be identified as Parcels 1A, 2A, 3A, and 4A. Riverfront parcels will not be allowed to be sold separately and will be for recreational purposes only, and no residential, commercial or storage will be permitted on said parcels. Riverfront parcels will not have access to water and wastewater, nor will they meet standards for lots contained within the City's Comprehensive Planning and Zoning Code therefore a variance is required. All applicable documents and fees have been submitted. All property owners within a 300ft radius have received certified mailings. Utility Verification to be updated at meeting.

City Clerk Torres opened the public hearing.

**Proponents:**

There were no proponents on the Summary Plat Amendment and Variance request 1500 E Riverside.

**Opponents:**

There were no opponents on the Summary Plat Amendment and Variance request 1500 E Riverside.

City Clerk Torres closed the public hearing.

**Member Bush made a motion to approve the Summary Plat Amendment and Variance request 1500 E. Riverside. Vice-Chairman Sisney seconded the motion. Roll call was taken. Motion carried unanimously.**

**c. Discussion/Action - Request for Summary Plat Amendment at 825 W 9<sup>th</sup>:**

**Traci Alvarez, Assistant City Manager** -Applicant is requesting an amendment to their plat at 825 W 9<sup>th</sup> Street to remove the property boundary that divides their lots and combining it as 1 parcel. Removal of the property boundary does not impact any of the following findings of facts:

1. Impair an adequate supply of light and air to adjacent property;
2. Unreasonably increase the traffic in public streets;
3. Increase the danger of fire or endanger the public safety;
4. Deter the orderly and phased growth and development of the community;
5. Unreasonably impair established property values within the surrounding area;
6. In any other respect impair the public health, safety and general welfare of the City; or
7. Constitute a spot zone and therefore adversely affect adjacent property values.

All required documents have been submitted and fees paid. All property owners within 150-foot radius have been notified by certified mail. Amendment does not affect access to electric, water, sewer or streets.

City Clerk Torres opened the public hearing.

**Proponents:**

There were no proponents.

**Opponents:**

There were no opponents.

City Clerk Torres closed the public hearing.

**Member Bush made a motion to approve the Request for Summary Plat Amendment at 825 W 9th. Vice-Chairman Sisney seconded the motion. Roll call was taken. Motion carried unanimously.**

**d. Public Hearing/Discussion/Action – Request for Variance – 355/365/375 S Foch Street:**

**Traci Alvarez, Assistant City Manager** – The applicant owns/operates businesses located at 355/365/375 S Foch Street as shown on attached map. There is no designated parking lot for these businesses. Applicant is requesting to be allowed to designate street side parking on South Foch Street directly adjacent to his businesses for customers occupying his business only. Applicant is requesting a variance from the existing requirements for designated parking and would like approval or possible conditional or special use permit to allow designated parking. All property owners within a 300-foot radius of said property have been notified of public hearing by certified mail. All applicable fees have been paid for variance request and requested documents have been submitted. Conditional or Special Use fees to be applied if Commission designates use.

**Member Bush** – How is the business operating now? There's just parking on the street correct?

**Traci Alvarez, Assistant City Manager** – Correct.

City Clerk Torres opened the public hearing.

**Proponents:**

**Mario Maez, Applicant** – He owns the properties. Out of his business he runs about 4 different companies. He has a loan company and 3 other property rental companies that are his. He is not asking for a lot of parking. He is just asking for the end of 355 Foch to the end of his property on 375 Foch parking. He doesn't dislike El Faro Restaurant. He loves the place, but every day the parking is taken up next to his building from overflow from El Faro Restaurant. He has some pictures that show the El Faro Restaurant across the street, and Jackie Hall owns Adobe Insurance which has an overflow parking lot as well. He is not asking for much. He just is asking for it in front of his buildings. A lot of his customers are a little bit older, so having to park in back of him on Sims Street or further down Foch Street makes it kind of hard on them coming into the office to make payments or pay their rent.

**Chairman Hogg –** What are your hours of business.

**Mario Maez, Applicant –** 8-5, Monday – Friday.

**Vice Chairman Sisney –** How many people work in your office.

**Mario Maez, Applicant –** 5 people.

**Vice Chairman Sisney –** Where are they going to park.

**Mario Maez, Applicant –** In the back of the building is 402 Sims. They used to own 409, 407 ½, and 407, 405, and 403 Broadway in front. 402 Sims in the back in Angel lady and she has 3 parking spots back there with her building. Right now, 2 of their employee's park back there because he has an entrance through the back at 355 Sims where he keeps his tools for his maintenance guys. They don't park there full time. They only park there to grab their tools. His mother who is the main owner parks in the back on Sims. He, and his secretary parks in the front of the building. We take up 2 parking spots in the front, and that approximately leaves space for 2-3 cars in the front.

**Vice Chairman Sisney –** So from Sims to Broadway you are saying that there is only room for 5 cars, and you are going to put 2 cars there.

**Mario Maez, Applicant –** From Sims to Broadway. From the corner up to the last post in front of his building, there is room for 5 cars.

**Member Bush –** He is unclear if this is allowed, and then it goes to the City Commission anyway. Does that mean that Mr. Maez can prohibit anybody else from parking there?

**Traci Alvarez, Assistant City Manager –** She believes that is the intention if it is approved.

**Member Bush –** In other words, will it be marked off as private property?

**Traci Alvarez, Assistant City Manager –** He's been in a temporary allowance right now.

**Mario Maez, Applicant –** I have money man parking only right now. I also have an arrow sign at the very front and in the back.

**Mario Maez, Applicant –** How enforceable is that Chief?

**Victor Rodriguez, Chief of Police –** It does not exist anywhere else except, and it was brought up because we reached out to the business owner that he could not do that, and that is how this

came about. Originally you cannot just designate public parking in front of your business as your own parking. The business owner reached out to Ms. Alvarez and that is how they granted the temporary permit. If it is enforceable, to tell you the Truth I have a lot more fish to fry than I do having to worry about temporary parking. I also do not believe that the space is large enough anyway if they are already parking two vehicles there. I do not know if you are going to be able to park more than that. Especially long ways. Typically you can park three cars there and it is already taking up the entire spot of the area he has designated. I don't think it's going to solve the problem that is being addressed right now.

**Opponents:**

There were no opponents.

City Clerk Torres closed the public hearing.

**Member Bush** – As Chief Rodriguez said, I don't really think that it is going to solve anything, and I am very wary of setting presentences like we may do tonight, and even if we do approve it tonight, the City Commission may knock it down. They have the ultimate say anyway.

**Chairman Hogg** - I live in that neighborhood and that is the way it has always been.

**Member Bush** made a motion to deny the Request for Variance at 355, 365, and 375 S. Foch Street. **Vice-Chairman Sisney** seconded the motion. Roll call was taken. Motion carried unanimously.

**e. Public Hearing/Discussion/Action – Variance Request Parcel: 3022079415169:**

**Traci Alvarez, Assistant City Manager** – The applicant/property owner is requesting a variance request pertaining to his previously approved summary plat amendment. Amendment has been approved by both Planning & Zoning Commission, and City Commission subject to approval of variance request. Variance request was not originally submitted with previous request due to lack of clarification of unobstructed access. Property has access to Van Patten Street currently, but it cannot be considered unobstructed as access is by way of an undeveloped/unnamed dirt access along a drainage ditch that crosses private property lines. Property owner also plans to develop a street providing unobstructed access. Variance could be considered temporary until development occurs. Per code, a Replat of a previously filed subdivision requires all lots to be created have direct, legal, unobstructed access to an existing City maintained street; Property does not currently have access, however development of property will require owner to develop



paved street per the City Code requirements as approved by the City Streets Department. Once developed, street will be a City Street and maintained by the City.

**Vice Chairman Sisney –** Where is the access?

**Traci Alvarez, Assistant City Manager –** He doesn't have access and that is why he is requesting the variance.

**Vice Chairman Sisney –** Where is the street going to be in the future. How is it going to be done?

**Nate Stephens, applicant –** Wyona Street whenever the Hot Springs Townsite was originally planned out, Wyona Street was supposed to run all the way down and tie into McElroy Street so whenever they put in the drainage ditch to alleviate flooding, they cut off the access that was originally planned. He would go ahead and finish the development the same as it is on Van Patten in the future, and that would be the access to that property. The reason why he is asking for the variance is because; say a developer like himself wants to develop some land, they want to get all their ducks in a row before they dump a ton of money into something. The city code says that he has to have access to a city maintained street so if he were to develop some land, and put some houses on it, the code would require him to go in there and put streets, curbs, gutters, and sidewalks in and then come to you, and if you were to deny me at that point then I would have done all of that work for no reason. The way the city code reads, is that it expects the developer to develop all of the streets and that is why he is here tonight to ask that we go ahead and finalize the approval of the plat amendment. With this variance, it would finalize the plat amendment that was approved last month, and that is all it would do right now.

**Vice Chairman Sisney –** So you are going to remove the berm?

**Nate Stephens, applicant –** No. The same berm exists on Van Patten, and the Army Corp of Engineers whenever they came in and put the ditch in, Van Patten was already a city maintained street, so whenever they did the flood canal, they put a concrete bridge over that flood canal. The berm would not be removed. The berm protects the whole downtown area so there is no way that he would remove that berm.

**Vice Chairman Sisney –** Why are we talking about Van Patten.

**Nate Stephens, applicant –** I'm using it as an example of how it was done in another area. I own 825 Van Patten which is right next to the concrete ditch. We have been through every flood that we've had in the last 12 years on that property on Van Patten. He is literally right next to the ditch on Van Patten so he has a firsthand knowledge of the impact of putting a bridge over that drainage canal.

City Clerk Torres opened the public hearing, and read the names of the "*interested parties*" within the 300 ft. radius which included Nate Stephens, Pete Padilla, Mary Doeffinger, Ray & Lori Chavez, George Henson, Integrated Environments, Kay & Hugh Shaw, and Dane Hansen.

**Proponents:**

None.

**Opponents:**

None.

**Public Comment:**

**Diane Gunning** – Complete copy of comments attached hereto and made a part hereof.

**Martin Mijal** – We don't know what type of development might be built on the property, so you approving this would be a floodgate to open up other huge developments. This would cause an increase of traffic on Wyona.

**5. NEW BUSINESS:**

**a. through 5.d:**

**Discussion/Action: Recommendation to the City Commission to consider the appointment of Eduardo Alicea, Robert Carey, Esther Luchini, and Susan Buhler to serve as members on the Planning & Zoning Commission.**

**Angela A. Torres** – Rick Dumiak's application was submitted to the Commission and they tabled the decision until the 1<sup>st</sup> meeting in June. Since the last P & Z meeting we received additional applications from Eduardo Alicea, Robert Carey, Esther Luchini, and Susan Buhler. The Board can either choose certain members to send to the Commission for consideration or you can send all applicants to the Commission and

**Member Bush made a motion to send all applications to the City Commission so the Commission can choose members to fill the 3 vacancies. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.**

**6. REPORTS FROM THE BOARD:**

None.

**7. REPORTS FROM STAFF:**

City Clerk Torres asked if the Board would like to meet on June 2<sup>nd</sup>. We will not have time to advertise for any public hearings at this point so the only item on the agenda may be to approve the minutes.

The Board stated that they would like to have a meeting on June 2<sup>nd</sup>.

## COMMENTS

### For Public Hearing Truth or Consequences Planning and Zoning Hearing 19 May 2022

Request for a Variance 11-5-5 pertaining to the 4/7/2022 approved request for a Summary Plat Amendment on Parcel 3022079415169 Palomas Hot Springs Townsite, Block 30, Lots 1 – 12

by **Diane Gunning**, 709 Wyona Street, Truth or Consequences NM 87901, Palomas Hot Springs Townsite, Block 26, Lots 17-22

### Good Evening Distinguished City Representatives,

It may seem strange that someone would care whether another person would combine 11 lots of land into 6 lots.

However, this requested variance which begins about lot size, is really **all about access**.

Currently the land, which was purchased with full knowledge of the fact that it is an island in the middle of the City drainage plain, has no paved road access. The Summary Plat Amendment that the land owner is requesting would negate the requirement for his lots to have “direct, legal, unobstructed access to an existing City maintained street”. YET he will obviously need to obtain such **access** if his plans for a development of 24 mini condos on the land is to be realized.

The owner of the property has stated that he wishes to gain **access** to his property by building a bridge at the end of Wyona Street, which is currently a dead end street. This variance, if granted, would be opening the door to this plan to build a bridge.

His planned development of 24 mini condos would increase traffic on the street to a huge extent. Every trip both in and out of the development by owners, guests and delivery vehicles would have to go by the homes of the current residents of the dead end block.

The planned **access** bridge would span 40 feet over the drainage ditch which starts under Broadway Street and goes under Austin, Marr and Van Patten Streets. One can see the type of bridge being contemplated for Wyona Street by looking at the bridges on these streets. The regrading for this bridge span would begin far in advance of the bridge, directly in front of at least three of the four occupied homes on the block.

**Access** to the Block 30 property by this planned bridge could therefore actually block **access** to some of the existing homes on Wyona Street!

It could also add to flooding issues on the street as well.

**Access to Wyona Street alone is not the full extent of the problem, because access to the closest intersection with the city street infrastructure is necessary.**

**If allowed this variance, the land owner will have to seek yet another variance because the bridge will need to lead to a cul de sac necessary for emergency vehicle and all traffic turnaround. Due to the distance of the land to the intersection of Post Street and Wyona Street, the cul de sac would have to be at *minimum* 545 feet to the center of the cul de sac, while the maximum distance allowed by code is 500 feet**

**This request for variance for access to a paved City street is just the first step in a chain of variance requests and finaglings with nature in order to enable one person, even though good intentioned, to profit by jeopardizing the well-being and safety of the City residents and the homeowners on Wyona Street.**

**All owners and residents of the four occupied homes on the block are dead set against destroying the character of our dead end street and to plans that will endanger the City by compromising the drainage plain. We have all signed a document presented to the City Management stating our concerns, most of which were addressed during a meeting yesterday with the City Manager and Traci Alvarez in their office.**

**On our behalf, I humbly request you to deny this variance on the grounds that it will only lead to further problems for residents of our block of Wyona Street, to added problems and expense to the proposed developer Nathan Stephens, and problems, possibly financial ones, for the City as a whole.**

**Thank you,**

**Diane Gunning**

**8. ADJOURNMENT:**

**There being no further business to come before the Planning & Zoning Commission. Chairman Hogg made a motion to adjourn the meeting. Member Bush seconded the motion. Motion carried unanimously.**

**PASSED AND APPROVED ON THIS 2<sup>nd</sup> DAY OF JUNE 2022.**

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**Michael Hogg, Chairman  
Planning & Zoning Commission**



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: I.10*

**SUBJECT:** Accept or Deny recommendation from the Planning and Zoning Commission pertaining to Summary Plat Amendment and Variance request 1500 E Riverside

**DEPARTMENT:** Assistant City Manager

**DATE SUBMITTED:** May 20, 2022

**SUBMITTED BY:** Traci Alvarez

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

***Summary/Background:***

See attached P & Z packet

***Recommendation:***

Motion Carried unanimously to approve.

***Attachments:***

- P & Z Packet
- 

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

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

***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. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 5-25-2022



**CITY OF TRUTH OR CONSEQUENCES**  
**PLANNING AND ZONING COMMISSION ACTION FORM**  
**DATE: 05/19/2022**

**ITEM: Public Hearing/Discussion/Action – Summary Plat Amendment and Variance request 1500 E Riverside**

**BACKGROUND:**

**Applicant requests to split parcels 3021078088510 and 3021079121003. Current parcels include lots 1-7 and adjacent riverfront property. Applicant requests to split into 4 parcels (Parcels 1,2,3 and 4) (no new lots are being created) and assign each parcel riverfront property to be identified as Parcels 1A, 2A, 3A, and 4A. Riverfront parcels will not be allowed to be sold separately and will be for recreational purposes only, and no residential, commercial or storage will be permitted on said parcels. Riverfront parcels will not have access to water and wastewater, nor will they meet standards for lots contained within the City's Comprehensive Planning and Zoning Code therefore a variance is required. All applicable documents and fees have been submitted. All property owners within a 300ft radius have received certified mailings. Utility Verification to be updated at meeting.**

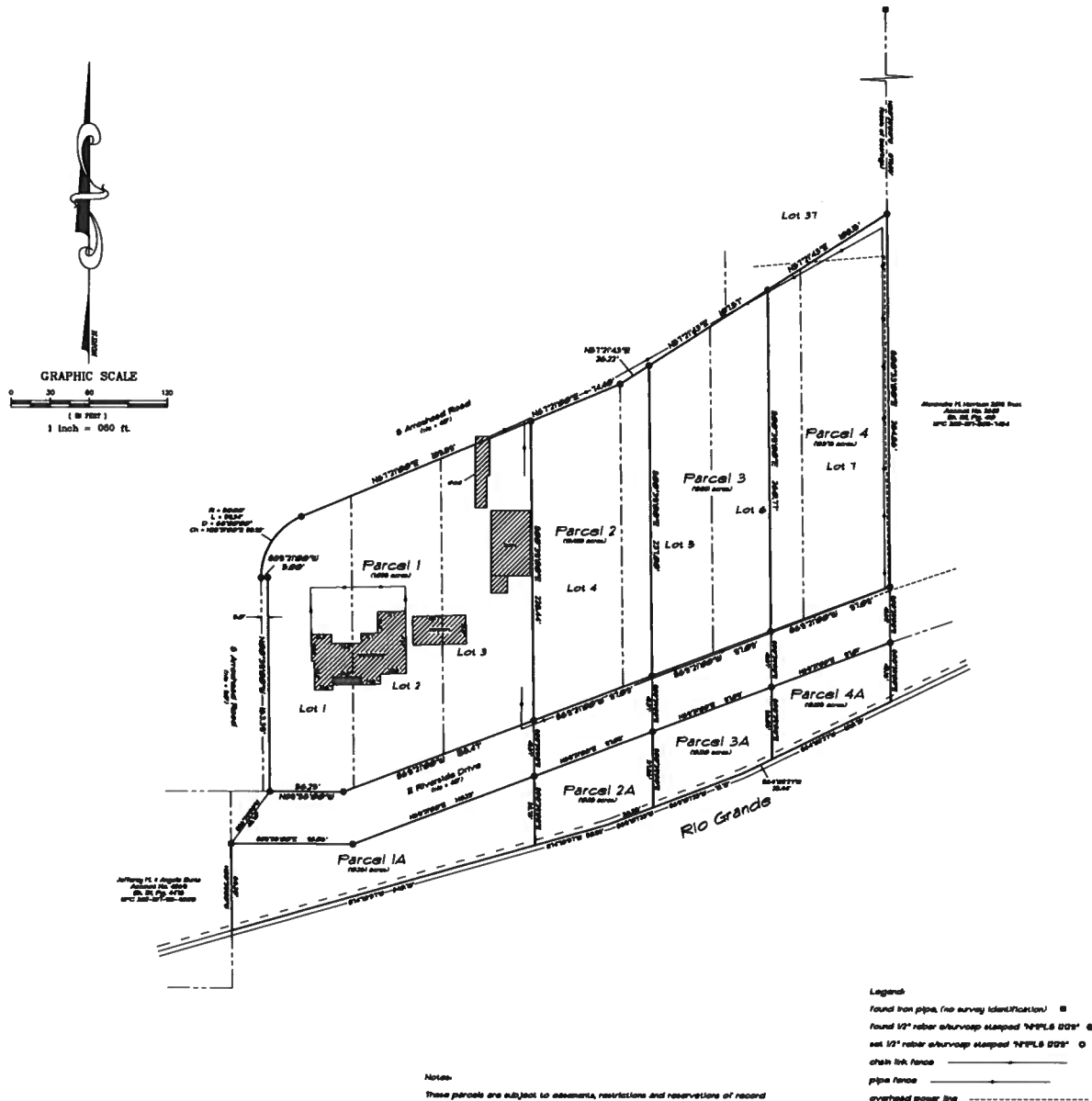
**SUPPORT INFORMATION:**

**Plat Survey  
Assessor Map  
Code References**

Name of Drafter: Traci Alvarez	:	Meeting date: 05/19/2022
E-mail: <a href="mailto:talvarez@torcnm.org">talvarez@torcnm.org</a>	Phone: 575-894-6673	

# ALTERNATE SUMMARY PROCEDURE-SUMMARY PLAT

of the division of Lots 1 through 7, Hollywood Homesites and  
a 0.604 acre tract of land between E. Riverside Drive and the north bank of the Rio Grande,  
into Parcels 1, 2, 3 and 4 and Parcels 1A, 2A, 3A and 4A,  
in Section 34, Township 13 South, Range 4 West and Section 3, Township 14 South, Range 4 West, N.M.P.M.,  
in the City of Truth or Consequences, Sierra County, New Mexico



## ACKNOWLEDGMENT

We, the undersigned owners of the herein described property do hereby acknowledge, with our free consent, and in accordance with our wishes and desires, the division of land as shown on this plat.

Witness: I, Notary Public, Betty Ann Buhler

STATE OF NEW MEXICO )  
COUNTY OF SIERRA )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by William I. Buhler & Betty Ann Buhler

Notary Public

My Commission Expires: \_\_\_\_\_

## Notes

These parcels are subject to easements, restrictions and reservations of record

The parcels shown herein are located within the boundaries of Flood Zone AE, "Special Flood Hazard Area inundated by 100-year flood, with base flood elevations determined"

The herein described parcels were created under the City of Truth or Consequences Subdivision Codes, Ordinance No. 888, Chapter 9, Section 9, "Alternate Summary Procedure"

Parcels 1A, 2A, 3A and 4A are considered part of Parcels 1, 2, 3 and 4, and all use of said parcels be conveyed with corresponding parcels, never to be sold separately

Parcels 1A, 2A, 3A and 4A shall be used for recreational purposes only, and no residential, commercial or storage shall be permitted on said parcels

The chaining scale to determine measurements when not labeled

## Reference

Account No. 389

Book 6, Page 183

UPC 389-187-889-899, (Hollywood Homesites Lots)

UPC 389-187-891-893, (Tract south of E. Riverside Drive)

Hollywood Homesites Subdivision Plat filed on August 1, 1941, (Plat No. 3, Slide No. 38)

City of Truth or Consequences Subdivision Codes, Ordinance Number 888, (Adopted: May 23, 2006)

National Flood Insurance Program, Flood Insurance Rate Map Community-Panel Number 389873 8899 C, (Map revised: July 15, 1988)

April 4, 2022

Chaparral Surveying, LLC  
Professional Land Surveying

P.O. Box 629 El Paso, Texas 79901

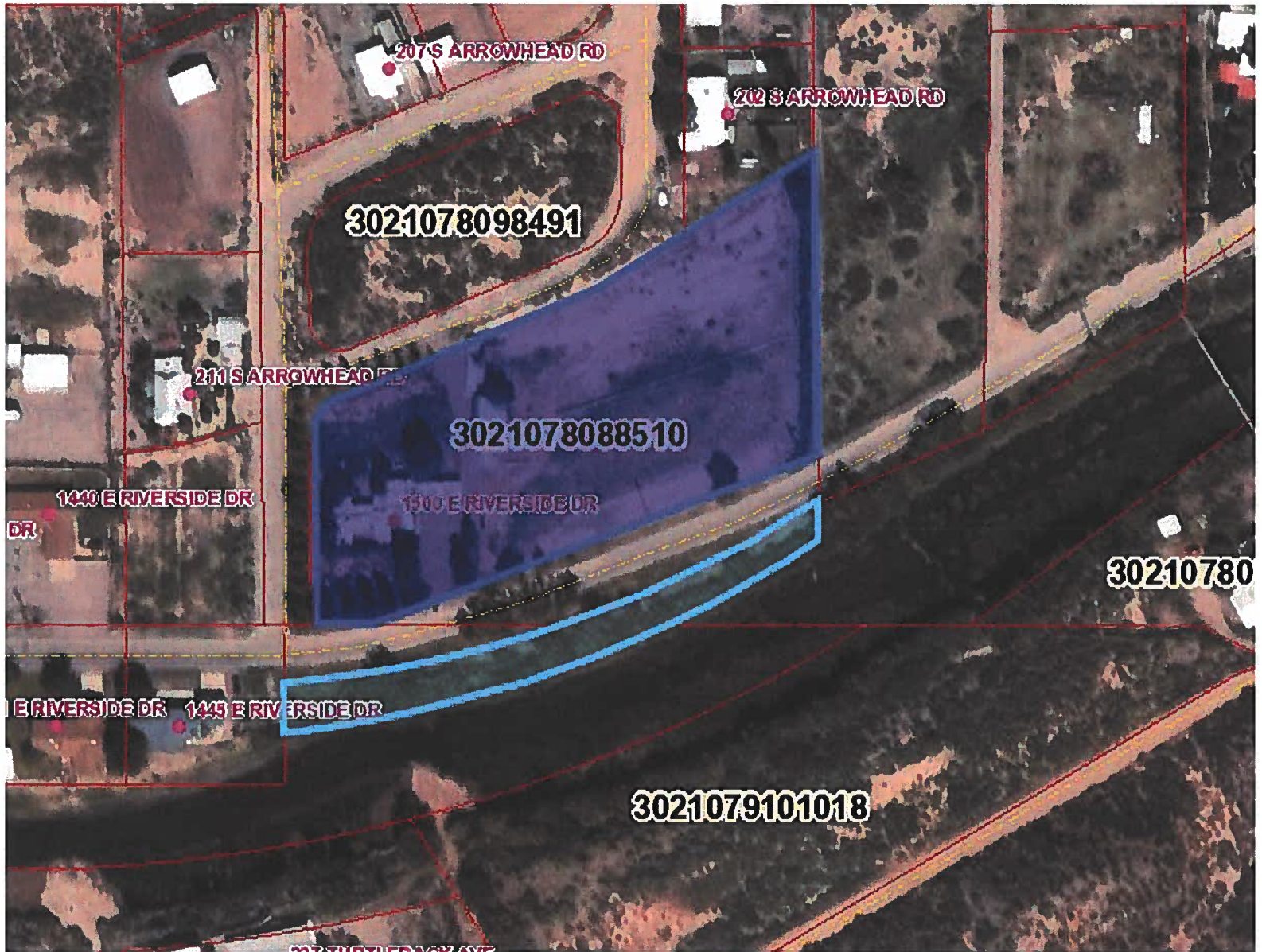
## CERTIFICATE

This is to certify that I am a registered Professional Land Surveyor, and this plat is prepared from notes of field survey made by me or under my supervision, that said survey and this plat are true and correct to the best of my knowledge and belief, and I further certify that this survey is in accordance with the provisions of the Statutes of the State of New Mexico.

David M. Bueh  
New Mexico Professional Surveyor  
License Number 5076

INDEXING INFORMATION FOR COUNTY CLERK  
William I. Buhler (390)  
Hollywood Homesites  
Section 34, Twp. 13 South, Rge. 4 West  
Section 3, Twp. 14 South, Rge. 4 West





Sec. 15-15. - Alternate summary procedure.

A. *Approvals by Planning and Zoning Commission:* The Planning and Zoning Commission may approve or deny the following types of subdivisions:

1. A re-plat of a previously filed subdivision when:

- a. No more lots are created than exist in the area at the time of the submittal of the replat application; and,
- b. All lots to be created have direct, legal, unobstructed access to an existing City maintained street;
- c. All lots to be created have direct, unobstructed legal access to existing City water and wastewater lines;
- d. The subdivider files with the City a Letter of Credit for funds adequate to pay for connecting the lots to the City's water and wastewater lines, or, pays to the City the City's fees for connecting the lots to the City's water and wastewater lines;
- e. The new lots comply in all ways with the standards for lots contained within the City's Comprehensive Planning and Zoning Code;
- f. All new lots are laid out in a manner which allows utility service to be provided to the purchasers of said lots;
- g. All lots to be eliminated or created exist within the area of a single block of lots in a previously platted and filed subdivision; and,
- h. No vacation of street dedications or utility easements is proposed; or,
- i. Lots are to be eliminated.

2. The subdivision of previously unsubdivided land when:

- a. No more than two lots are created;
- b. Both lots to be created have direct, legal, unobstructed access to an existing City maintained and paved street with curb gutter and sidewalk;
- c. Both lots to be created have direct, unobstructed legal access to existing City water and wastewater lines;
- d. The subdivider files with the City a Letter of Credit for funds adequate to pay to connect both lots to the City's water and wastewater lines, or, pays to the City funds for connecting both lots to the City's water and wastewater lines;
- e. The new lots comply in all ways with the standards for lots contained within the City's Comprehensive Planning and Zoning Code;
- f. The new lots are laid out in a manner which allows utility service to be provided to the purchasers of said lots; and,
- g. No vacation of street dedications or utility easements is proposed.

B. *Limit on number of summary procedures:* The summary procedure shall be used only once on any one property, or within any group of contiguous or adjacent properties owned by a subdivider, unless the property has been master-planned, legally subdivided, and is zoned for industrial uses, and wherein the streets within those subdivisions have been dedicated to and accepted by the City. No subdivider who has received approval of a subdivision shall utilize the summary procedure to subsequently increase the number of lots within said subdivision.

C. *Elective pre-application procedure:*

1. Prior to filing a summary plat, the subdivider may submit a conceptual plan of the proposed subdivision to the City's Zoning Administrator. The conceptual plan shall provide enough

information for the Zoning Administrator to locate the proposed subdivision and to comprehend its scope and potential impacts. Neither a written application nor an application fee are required for submittal of a conceptual plan.

2. The City's Zoning Administrator shall place the proposed summary subdivision on the next possible agenda of the Planning and Zoning Commission for discussion, when the Planning and Zoning Commission shall consider the proposal with the subdivider or the subdivider's representative and shall indicate changes, if any, that will be required for the submittal process.

D. *Summary plat submittal requirements summary plat submittal requirements are:*

1. Application, signed by all property owners, including all parties having an equitable interest, trustees of an estate and all persons having a specific "power of attorney" in such land;
2. A record of any pending litigation or any final order entered by any court of law regarding the ownership of the subject property;
3. Application fee as established by the City;
4. Documentation from the Sierra County Assessor's Office that the current year's property taxes are paid and that no taxes are owed on the property;
5. A plat conforming to section 15-13.A of this Code; and,
6. Releases by the Public Utilities Advisory Board, and all utility companies which are proposed as providers for the subdivision.

E. *Submittal and review procedures:*

1. Incomplete submittals will not be accepted for review.
2. The subdivider shall submit all required materials to the City's Zoning Administrator.
3. The City's Zoning Administrator shall review all materials, and shall within three working days from the date the application is determined to be complete, request opinions of applicable City departments, other governmental agencies, and utility companies for review, comments and recommendations. City departments shall have ten calendar days in which to review and respond in writing to any such request. Within three working days of receiving any written reports, comments or recommendations from any City department, governmental agency, or utility company, the Zoning Administrator shall make available to the subdivider a copy of such materials.
4. The Zoning Administrator shall have the right to require that the subdivider provide additional information or to make amendments to the plat and supporting information if the Zoning Administrator determines that the information originally submitted by the subdivider was incomplete, incorrect or invalid.
5. The subdivider shall have ten working days in which to make any corrections or additions required by the Zoning Administrator, or to request a postponement of action by the Zoning Administrator for up to 135 days.
6. If a subdivision application does not meet the requirements of this Code within 180 days of its original submittal, the Zoning Administrator shall summarily reject the application and notify the applicant in writing of the reasons for the rejection.
7. At such time as the subdivider meets the requirements of this Code, the subdivider shall provide the Zoning Administrator with a copy of the final plat.
8. At such time as receiving a submittal that meets all requirements of this Code, the Zoning Administrator shall recommend that the Planning and Zoning Commission approve the final plat by consent agenda action during its next regularly scheduled meeting, and the Planning and Zoning Commission shall approve the subdivision by consent agenda action during its next regularly scheduled meeting.

9. The subdivider shall file a signed copy of the final plat in the records of the County Clerk of Sierra County, and shall provide the City with one of the signed copies.
- F. *Divisions for the purpose of mortgage:* Divisions for purposes of mortgage are not allowed. If a property is to be mortgaged it must be done so in its entirety or properly subdivided as required in this chapter.

(Ord. No. 555, 5-23-06)

**DRAFT**

**CITY OF TRUTH OR CONSEQUENCES  
PLANNING & ZONING COMMISSION  
THURSDAY, MAY 17, 2022**

**MINUTES**

**REGULAR MEETING**

Regular meeting of the Planning & Zoning Commission of the City of Truth or Consequences, New Mexico to be held at the City Commission Chambers at 405 W. Third Street, Truth or Consequences, New Mexico, on Thursday, May 17, 2022 at 5:30pm.

**CALL TO ORDER:** The meeting was called to order by Chairman Hogg.

**ROLL CALL:**

Michael Hogg, Chairman  
Chris Sisney, Vice-Chairman  
James Bush, Member

**ALSO PRESENT:**

Traci Alvarez, Assistant City Manager  
Angela Torres, City Clerk-Treasurer  
Bruce Swingle, City Manager  
Victor Rodriguez, Chief of Police

**1. APPROVAL OF AGENDA:**

Member Bush made a motion to approve the agenda. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.

**2. APPROVAL OF MINUTES:**

**a. Regular meeting of April 7, 2022.**

Member Bush made a motion to approve the minutes. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.

**3. COMMENTS FROM THE PUBLIC:**

Kyle Smith approached the Planning & Zoning Commission with comments related to:

- He encourages growth in the City. He feels that Nate Stephens can provide growth, but there are tons of Airbnb's in our community, and that does not help our community



because they for non-residents. He encourages the Planning & Zoning Board to think carefully about the type we need to embrace.

Rick Dumiak approached the Planning & Zoning Commission with comments related to:

- He thanked the Board for nominating him at the last meeting to serve on the P & Z Commission. However, his nomination was tabled by the City Commission based on the advice by City Attorney Rubin because he had signed a petition. He read the petition so the board would know all of the facts because he has heard some feedback on both sides. Most people have been supportive of him and to what happened, but others have said wow you don't have the city's best interest at heart, and that kind of hurt him because he feels that he does have the city's best interest at heart. He lives here. **The petition says: *We the undersigned are not opposed to the found object collections of George Henson on his private property, both inside and outside his fence at the dead end of Wyona Street, 731 Wyona. We may even find it artistic, and interesting.*** That is what he signed, and that is why his nomination was tabled. To him it feels like a violation of his civil rights. None the less he will stand by the decision.

Diane Gunning approached the Planning & Zoning Commission with comments related to:

- She is hoping to be able to clear up this misunderstanding about this survey because she is the one who wrote it, and she didn't get a chance to say anything about it at the City Commission meeting. The reason she wrote it is because she wanted to give George Henson the survey so he can take it around to neighbors and friends because she felt the gloominess of development around them, and she knew that they would be focusing on George and his house, and she wanted George to have something prepared with lots and lots of names so later when we have to present the case, they can show that he an art installation, and it is not just a pile of junk. She gave it to George on a clip board and a few days later she saw the clip board empty on her stairs, and when she saw him a few days later she asked him what happened to the survey, and she asked him if he is still taking it around to people, and he said that he turned it in. She didn't know what he meant, and it turns out that he turned it in with his court case about having things on the easement that belongs to the city, and at that point the City Attorney confronted Rick Dumiak and said that he is supporting something against the city, and he is supporting somebody having their property on the city easement, and this could cause a financial loss for the city, and Rick said no that is not it at all. It doesn't say anything about the easement. Rick is just a good neighbor and admires George and the thing he has going over there. Rick also stood up and found the code violations of this upcoming plat amendment.

Martin Mijal approached the Planning & Zoning Commission with comments related:

- The job as P & Z is so complex. You are volunteers who rely on the opinions of the city. Assistant City Manager Alvarez has immense knowledge and love for the city. She is vital because she has continuity since the City Managers come and go. She is has an immense complex understanding and we all have to rely on her. She has a long term knowledge of our city. Last month when there was an amendment for the land across the street of the drainage ditch, he thinks that the city ordinance clearly says that you can't divide a lot

unless there is a paved street, curb and sidewalk, but you do have the power to overrule that so you can do what you want. That is your power and that is why you are planners. Ideally, we try to look at this development, and also the big picture. Legally, Nate Stevens doesn't have to tell us what he will do with his property, until he files his plans for the next step. He has said that he is putting in 24 tiny condos with 48 public parking spaces, but we don't have any legal building requests at this time. So in other words you were supposed to make a decision on realigning these plots without full information, and now he wants permission to build a bridge across the street. He should have to tell you all of the details because right now his lot is now surrounded by 200 other lots on the flood plain. He could imagine seeing other developers seeing this \$3 million dollar growth, and they will develop all of the other lots inaccessible flood plain. This will open up flood gates to the probability of a total of 450 cars using the Wyona Bridge as a sole access to their Airbnb vacation condos.

George Henson approached the Planning & Zoning Commission with comments related to:

- He and his neighbors had a meeting with the City Manager and others to find out about their drainage and apparently no one knows who takes care of the ditch that runs through town from the shooting range through town. He and Martin Mijal tried to get an appointment with the County and in passing the City Manager said that the City takes care of that, and the City appeared to have no idea. He measured the silt that is in there. He experienced the silt and mud that was stopped on the other side of I-25 when the last big rain hit. We are suffering a fire storm and the weather is weird now. The photos he has on his phone of the ditch that needs maintenance has bushes growing in the ditch are that are 3 ft. above what the cement bottom of the ditch was engineered at. He has seen it completely full with high pressure into that area. The proposed bridge at Wyona will not alleviate anything.

#### **4. PUBLIC HEARING:**

*City Clerk Torres swore in all persons that spoke during the public hearings.*

**a. Public Hearing/Discussion/Action – Summary Plat Amendment request at 1500 E Riverside.**

**b. Public Hearing/Discussion/Action –Variance request at 1500 E. Riverside.**

**Traci Alvarez, Assistant City Manager** - The applicant requests to split parcels 3021078088510 and 3021079121003. Current parcels include lots 1-7 and adjacent riverfront property. Applicant requests to split into 4 parcels (Parcels 1, 2, 3 and 4) (no new lots are being created) and assign each parcel riverfront property to be identified as Parcels 1A, 2A, 3A, and 4A. Riverfront parcels will not be allowed to be sold separately and will be for recreational purposes only, and no residential, commercial or storage will be permitted on said parcels. Riverfront parcels will not have access to water and wastewater, nor will they meet standards for lots contained within the City's Comprehensive Planning and Zoning Code therefore a variance is required. All applicable documents and fees have been submitted. All property owners within a 300ft radius have received certified mailings. Utility Verification to be updated at meeting.

City Clerk Torres opened the public hearing.

**Proponents:**

There were no proponents on the Summary Plat Amendment and Variance request 1500 E Riverside.

**Opponents:**

There were no opponents on the Summary Plat Amendment and Variance request 1500 E Riverside.

City Clerk Torres closed the public hearing.

**Member Bush made a motion to approve the Summary Plat Amendment and Variance request 1500 E. Riverside. Vice-Chairman Sisney seconded the motion. Roll call was taken. Motion carried unanimously.**

**c. Discussion/Action - Request for Summary Plat Amendment at 825 W 9<sup>th</sup>:**

**Traci Alvarez, Assistant City Manager** -Applicant is requesting an amendment to their plat at 825 W 9<sup>th</sup> Street to remove the property boundary that divides their lots and combining it as 1 parcel. Removal of the property boundary does not impact any of the following findings of facts:

1. Impair an adequate supply of light and air to adjacent property;
2. Unreasonably increase the traffic in public streets;
3. Increase the danger of fire or endanger the public safety;
4. Deter the orderly and phased growth and development of the community;
5. Unreasonably impair established property values within the surrounding area;
6. In any other respect impair the public health, safety and general welfare of the City; or
7. Constitute a spot zone and therefore adversely affect adjacent property values.

All required documents have been submitted and fees paid. All property owners within 150-foot radius have been notified by certified mail. Amendment does not affect access to electric, water, sewer or streets.

City Clerk Torres opened the public hearing.

**Proponents:**

There were no proponents.



**Opponents:**

There were no opponents.

City Clerk Torres closed the public hearing.

**Member Bush made a motion to approve the Request for Summary Plat Amendment at 825 W 9th. Vice-Chairman Sisney seconded the motion. Roll call was taken. Motion carried unanimously.**

**d. Public Hearing/Discussion/Action – Request for Variance – 355/365/375 S Foch Street:**

**Traci Alvarez, Assistant City Manager** – The applicant owns/operates businesses located at 355/365/375 S Foch Street as shown on attached map. There is no designated parking lot for these businesses. Applicant is requesting to be allowed to designate street side parking on South Foch Street directly adjacent to his businesses for customers occupying his business only. Applicant is requesting a variance from the existing requirements for designated parking and would like approval or possible conditional or special use permit to allow designated parking. All property owners within a 300-foot radius of said property have been notified of public hearing by certified mail. All applicable fees have been paid for variance request and requested documents have been submitted. Conditional or Special Use fees to be applied if Commission designates use.

**Member Bush** – How is the business operating now? There's just parking on the street correct?

**Traci Alvarez, Assistant City Manager** – Correct.

City Clerk Torres opened the public hearing.

**Proponents:**

**Mario Maez, Applicant** – He owns the properties. Out of his business he runs about 4 different companies. He has a loan company and 3 other property rental companies that are his. He is not asking for a lot of parking. He is just asking for the end of 355 Foch to the end of his property on 375 Foch parking. He doesn't dislike El Faro Restaurant. He loves the place, but every day the parking is taken up next to his building from overflow from El Faro Restaurant. He has some pictures that show the El Faro Restaurant across the street, and Jackie Hall owns Adobe Insurance which has an overflow parking lot as well. He is not asking for much. He just is asking for it in front of his buildings. A lot of his customers are a little bit older, so having to park in back of him on Sims Street or further down Foch Street makes it kind of hard on them coming into the office to make payments or pay their rent.

**Chairman Hogg** – What are your hours of business.

**Mario Maez, Applicant** – 8-5, Monday – Friday.

**Vice Chairman Sisney** – How many people work in your office.

**Mario Maez, Applicant** – 5 people.

**Vice Chairman Sisney** – Where are they going to park.

**Mario Maez, Applicant** – In the back of the building is 402 Sims. They used to own 409, 407 ½, and 407, 405, and 403 Broadway in front. 402 Sims in the back in Angel lady and she has 3 parking spots back there with her building. Right now, 2 of their employee's park back there because he has an entrance through the back at 355 Sims where he keeps his tools for his maintenance guys. They don't park there full time. They only park there to grab their tools. His mother who is the main owner parks in the back on Sims. He, and his secretary parks in the front of the building. We take up 2 parking spots in the front, and that approximately leaves space for 2-3 cars in the front.

**Vice Chairman Sisney** – So from Sims to Broadway you are saying that there is only room for 5 cars, and you are going to put 2 cars there.

**Mario Maez, Applicant** – From Sims to Broadway. From the corner up to the last post in front of his building, there is room for 5 cars.

**Member Bush** – He is unclear if this is allowed, and then it goes to the City Commission anyway. Does that mean that Mr. Maez can prohibit anybody else from parking there?

**Traci Alvarez, Assistant City Manager** – She believes that is the intention if it is approved.

**Member Bush** – In other words, will it be marked off as private property?

**Traci Alvarez, Assistant City Manager** – He's been in a temporary allowance right now.

**Mario Maez, Applicant** – I have money man parking only right now. I also have an arrow sign at the very front and in the back.

**Mario Maez, Applicant** – How enforceable is that Chief?

**Victor Rodriguez, Chief of Police** – It does not exist anywhere else except, and it was brought up because we reached out to the business owner that he could not do that, and that is how this

came about. Originally you cannot just designate public parking in front of your business as your own parking. The business owner reached out to Ms. Alvarez and that is how they granted the temporary permit. If it is enforceable, to tell you the Truth I have a lot more fish to fry than I do having to worry about temporary parking. I also do not believe that the space is large enough anyway if they are already parking two vehicles there. I do not know if you are going to be able to park more than that. Especially long ways. Typically you can park three cars there and it is already taking up the entire spot of the area he has designated. I don't think it's going to solve the problem that is being addressed right now.

**Opponents:**

There were no opponents.

City Clerk Torres closed the public hearing.

**Member Bush** – As Chief Rodriguez said, I don't really think that it is going to solve anything, and I am very wary of setting precedents like we may do tonight, and even if we do approve it tonight, the City Commission may knock it down. They have the ultimate say anyway.

**Chairman Hogg** - I live in that neighborhood and that is the way it has always been.

**Member Bush made a motion to deny the Request for Variance at 355, 365, and 375 S. Foch Street. Vice-Chairman Sisney seconded the motion. Roll call was taken. Motion carried unanimously.**

**e. Public Hearing/Discussion/Action – Variance Request Parcel: 3022079415169:**

**Traci Alvarez, Assistant City Manager** – The applicant/property owner is requesting a variance request pertaining to his previously approved summary plat amendment. Amendment has been approved by both Planning & Zoning Commission, and City Commission subject to approval of variance request. Variance request was not originally submitted with previous request due to lack of clarification of unobstructed access. Property has access to Van Patten Street currently, but it cannot be considered unobstructed as access is by way of an undeveloped/unnamed dirt access along a drainage ditch that crosses private property lines. Property owner also plans to develop a street providing unobstructed access. Variance could be considered temporary until development occurs. Per code, a Replat of a previously filed subdivision requires all lots to be created have direct, legal, unobstructed access to an existing City maintained street; Property does not currently have access, however development of property will require owner to develop

paved street per the City Code requirements as approved by the City Streets Department. Once developed, street will be a City Street and maintained by the City.

**Vice Chairman Sisney** – Where is the access?

**Traci Alvarez, Assistant City Manager** – He doesn't have access and that is why he is requesting the variance.

**Vice Chairman Sisney** – Where is the street going to be in the future. How is it going to be done?

**Nate Stephens, applicant** – Wyona Street whenever the Hot Springs Townsite was originally planned out, Wyona Street was supposed to run all the way down and tie into McElroy Street so whenever they put in the drainage ditch to alleviate flooding, they cut off the access that was originally planned. He would go ahead and finish the development the same as it is on Van Patten in the future, and that would be the access to that property. The reason why he is asking for the variance is because; say a developer like himself wants to develop some land, they want to get all their ducks in a row before they dump a ton of money into something. The city code says that he has to have access to a city maintained street so if he were to develop some land, and put some houses on it, the code would require him to go in there and put streets, curbs, gutters, and sidewalks in and then come to you, and if you were to deny me at that point then I would have done all of that work for no reason. The way the city code reads, is that it expects the developer to develop all of the streets and that is why he is here tonight to ask that we go ahead and finalize the approval of the plat amendment. With this variance, it would finalize the plat amendment that was approved last month, and that is all it would do right now.

**Vice Chairman Sisney** – So you are going to remove the berm?

**Nate Stephens, applicant** – No. The same berm exists on Van Patten, and the Army Corp of Engineers whenever they came in and put the ditch in, Van Patten was already a city maintained street, so whenever they did the flood canal, they put a concrete bridge over that flood canal. The berm would not be removed. The berm protects the whole downtown area so there is no way that he would remove that berm.

**Vice Chairman Sisney** – Why are we talking about Van Patten.

**Nate Stephens, applicant** – I'm using it as an example of how it was done in another area. I own 825 Van Patten which is right next to the concrete ditch. We have been through every flood that we've had in the last 12 years on that property on Van Patten. He is literally right next to the ditch on Van Patten so he has a firsthand knowledge of the impact of putting a bridge over that drainage canal.

City Clerk Torres opened the public hearing, and read the names of the "*interested parties*" within the 300 ft. radius which included Nate Stephens, Pete Padilla, Mary Doeffinger, Ray & Lori Chavez, George Henson, Integrated Environments, Kay & Hugh Shaw, and Dane Hansen.

**Proponents:**

None.

**Opponents:**

None.

**Public Comment:**

**Diane Gunning** – Complete copy of comments attached hereto and made a part hereof.

**Martin Mijal** – We don't know what type of development might be built on the property, so you approving this would be a floodgate to open up other huge developments. This would cause an increase of traffic on Wyona.

**5. NEW BUSINESS:**

**a. through 5.d:**

**Discussion/Action: Recommendation to the City Commission to consider the appointment of Eduardo Alicea, Robert Carey, Esther Luchini, and Susan Buhler to serve as members on the Planning & Zoning Commission.**

**Angela A. Torres** – Rick Dumiak's application was submitted to the Commission and they tabled the decision until the 1<sup>st</sup> meeting in June. Since the last P & Z meeting we received additional applications from Eduardo Alicea, Robert Carey, Esther Luchini, and Susan Buhler. The Board can either choose certain members to send to the Commission for consideration or you can send all applicants to the Commission and

**Member Bush made a motion to send all applications to the City Commission so the Commission can choose members to fill the 3 vacancies. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.**

**6. REPORTS FROM THE BOARD:**

None.

**7. REPORTS FROM STAFF:**

City Clerk Torres asked if the Board would like to meet on June 2<sup>nd</sup>. We will not have time to advertise for any public hearings at this point so the only item on the agenda may be to approve the minutes.

The Board stated that they would like to have a meeting on June 2<sup>nd</sup>.

## COMMENTS

### For Public Hearing Truth or Consequences Planning and Zoning Hearing 19 May 2022

Request for a Variance 11-5-5 pertaining to the 4/7/2022 approved request for a Summary Plat Amendment on Parcel 3022079415169 Palomas Hot Springs Townsite, Block 30, Lots 1 – 12

by **Diane Gunning**, 709 Wyona Street, Truth or Consequences NM 87901, Palomas Hot Springs Townsite, Block 26, Lots 17-22

### Good Evening Distinguished City Representatives,

It may seem strange that someone would care whether another person would combine 11 lots of land into 6 lots.

However, this requested variance which begins about lot size, is really **all about access**.

Currently the land, which was purchased with full knowledge of the fact that it is an island in the middle of the City drainage plain, has no paved road access. The Summary Plat Amendment that the land owner is requesting would negate the requirement for his lots to have “direct, legal, unobstructed access to an existing City maintained street”. YET he will obviously need to obtain such **access** if his plans for a development of 24 mini condos on the land is to be realized.

The owner of the property has stated that he wishes to gain **access** to his property by building a bridge at the end of Wyona Street, which is currently a dead end street. This variance, if granted, would be opening the door to this plan to build a bridge.

His planned development of 24 mini condos would increase traffic on the street to a huge extent. Every trip both in and out of the development by owners, guests and delivery vehicles would have to go by the homes of the current residents of the dead end block.

The planned **access** bridge would span 40 feet over the drainage ditch which starts under Broadway Street and goes under Austin, Marr and Van Patten Streets. One can see the type of bridge being contemplated for Wyona Street by looking at the bridges on these streets. The regrading for this bridge span would begin far in advance of the bridge, directly in front of at least three of the four occupied homes on the block.

**Access** to the Block 30 property by this planned bridge could therefore actually block **access** to some of the existing homes on Wyona Street!

It could also add to flooding issues on the street as well.

**Access to Wyona Street alone is not the full extent of the problem, because access to the closest intersection with the city street infrastructure is necessary.**

If allowed this variance, the land owner will have to seek yet another variance because the bridge will need to lead to a cul de sac necessary for emergency vehicle and all traffic turnaround. Due to the distance of the land to the intersection of Post Street and Wyona Street, the cul de sac would have to be at *minimum* 545 feet to the center of the cul de sac, while the maximum distance allowed by code is 500 feet

This request for variance for **access** to a paved City street is just the first step in a chain of variance requests and finaglings with nature in order to enable one person, even though good intentioned, to profit by jeopardizing the well-being and safety of the City residents and the homeowners on Wyona Street.

All owners and residents of the four occupied homes on the block are dead set against destroying the character of our dead end street and to plans that will endanger the City by compromising the drainage plain. We have all signed a document presented to the City Management stating our concerns, most of which were addressed during a meeting yesterday with the City Manager and Traci Alvarez in their office.

On our behalf, I humbly request you to deny this variance on the grounds that it will only lead to further problems for residents of our block of Wyona Street, to added problems and expense to the proposed developer Nathan Stephens, and problems, possibly financial ones, for the City as a whole.

Thank you,

Diane Gunning

**8. ADJOURNMENT:**

**There being no further business to come before the Planning & Zoning Commission. Chairman Hogg made a motion to adjourn the meeting. Member Bush seconded the motion. Motion carried unanimously.**

**PASSED AND APPROVED ON THIS 2<sup>nd</sup> DAY OF JUNE 2022.**

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**Michael Hogg, Chairman  
Planning & Zoning Commission**





## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

*Agenda Item #: I.11*

**SUBJECT:** Discussion/Action – Accept or Deny recommendation from the Planning and Zoning Commission pertaining to Variance Request Parcel: 3022079415169

**DEPARTMENT:** Assistant City Manager

**DATE SUBMITTED:** May 20, 2022

**SUBMITTED BY:** Traci Alvarez

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

**Summary/Background:**

See attached P & Z packet

**Recommendation:**

Motion Carried to approve – Chairman Michael Hogg and Vice Chair Chris Sisney voted aye to approve. Board Member Jim Bush voted Nay to approve, Motion carried with a 2-1 vote.

**Attachments:**

- P & Z Packet
- 

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

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

**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. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 5-25-2022



**CITY OF TRUTH OR CONSEQUENCES**  
**PLANNING AND ZONING COMMISSION ACTION FORM**  
**DATE: 05/19/2022**

**ITEM: Public Hearing/Discussion/Action – Variance Request Parcel: 3022079415169**

**BACKGROUND:**

Applicant/Property owner is requesting a variance request pertaining to his previously approved summary plat amendment. Amendment has been approved by both P & Z Commission and City Commission subject to approval of variance request. Variance request was not originally submitted with previous request due to lack of clarification of unobstructed access. Property has access to Van Patten Street currently, but it can not be considered unobstructed as access is by way of a undeveloped/unnamed dirt access along a drainage ditch that crosses private property lines. Property owner also plans to develop a street providing unobstructed access. Variance could be considered temporary until development occurs.

**Public Hearing and request pertains to applicants request for a Variance only**

Per code a replat of a previously filed subdivision requires all lots to be created have direct, legal, unobstructed access to an existing City maintained street; Property does not currently have access, however development of property will require owner to develop paved street per the City Code requirements as approved by the City Streets Department. Once developed, street will be a City Street and maintained by the City.

All applicable documents have been submitted, fees paid and certified mailings sent to property owners within 300 ft.

**SUPPORT INFORMATION:**

Plat Survey  
Assessor Map

Name of Drafter: Traci Alvarez	:	Meeting date: 05/19/2022
E-mail: <a href="mailto:talvarez@torcnm.org">talvarez@torcnm.org</a>	Phone: 575-894-6673	

SUMMARY PLAT OF LOTS 1A, 2A, 3A, 4A, 5A, 6A, & LOT 12 (formerly Lots 1 thru 12 inclusive), BLOCK 30,  
PALOMAS HOT SPRINGS TOWNSITE, TRUTH OR CONSEQUENCES, SIERRA COUNTY, NEW MEXICO

**Reference**

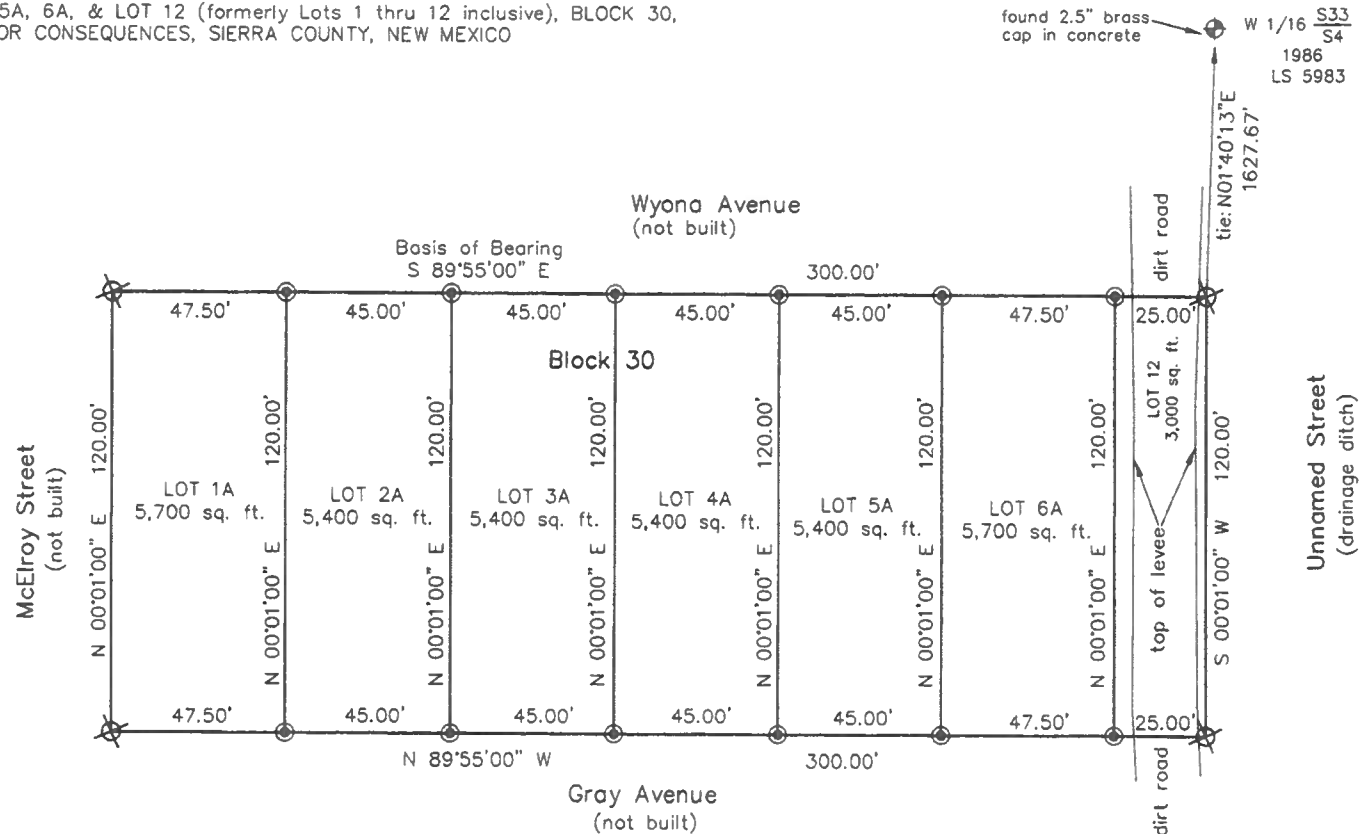
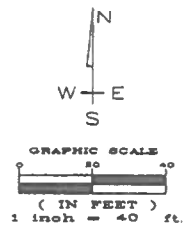
Quitclaim Deed Book 136 Page 3313  
filed 8/13/2021  
Assessor Account #3478

Basis of Bearing:  
Boundary Survey Plat filed 1/13/2022  
in Book 137 Page 3901

Revised and Amended Plat of Palomas  
Hot Springs Townsite filed 5/8/1929 Plat #28, reference  
document for Wyona Avenue, Gray Avenue, unnamed Street,  
McElroy Street, Block 30.

All lots within Block 30 are contiguous.

Record dimensions equal field measurements.



⊙ = set 1/2" rebar & 1" plastic survey  
cap stamped 13984

⊙ = found 1/2" rebar with 1" plastic survey cap  
stamped 13984

found and accepted monuments tagged with  
a 0.75" brass disc stamped 13984

all monument dimensions are "outside  
diameter"

**RICHTER LAND SURVEYING**

614 BROADWAY, P.O. BOX 1648  
TRUTH OR CONSEQUENCES, NM 87901  
575 894-2348

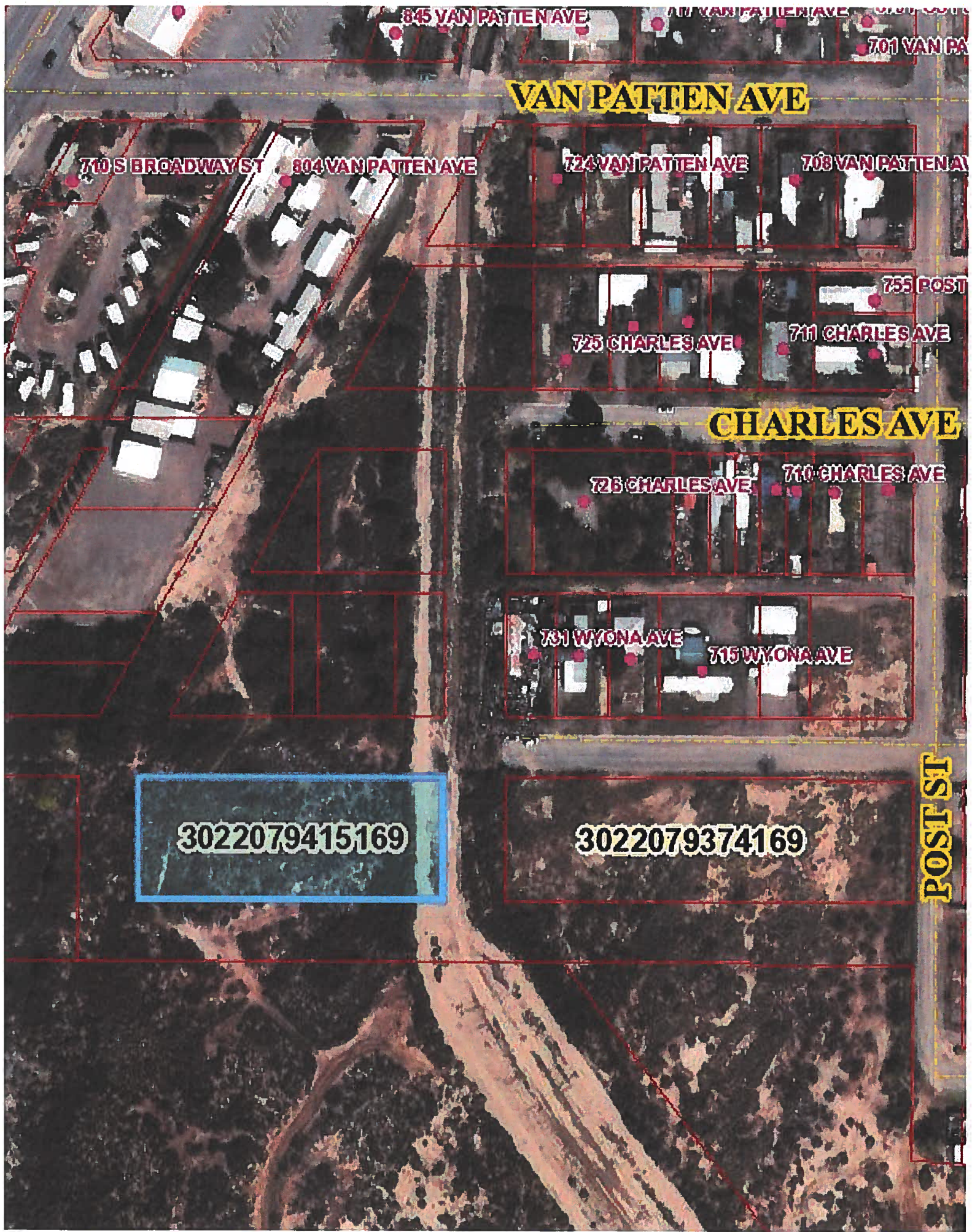
22007

INDEXING INFORMATION FOR COUNTY CLERK

Nathaniel & Kacie Stephens  
Sec 4, T14S, R4W  
Palomas Hot Springs Townsite

SHEET 2 OF 2  
SEE SHEET 1 OF 2 FOR SURVEYOR'S CERTIFICATE,  
ACKNOWLEDGEMENTS, AND APPROVAL BLOCK.





**VAN PATTEN AVE**

**CHARLES AVE**

**POST ST**

**3022079415169**

**3022079374169**



**Sec. 11-5-5. - Variance.**

A Variance may be authorized by the City Commission after hearing the recommendation of the Planning and Zoning Commission. The variance shall provide relief from the strict application of dimension, distance, parking or setback requirements of this Code.

**A. *Provisions for variance.***

1. The subject property must be irregular, narrow, shallow, or steep or otherwise, have physical conditions where application of the requirements of this Code would result in practical difficulty or unnecessary hardship to the owner in the use of his land or building.
2. The applicant shall notify all property owners of his/her intent in a manner specified in Section 11-7-2 and shall be subject to a public hearing as specified therein.
3. Variance shall not be granted in such cases where it would adversely affect adjoining properties, impair established property values, or endanger public safety.
4. Variances shall not be granted where spot zoning would occur.

**B. *Fee.*** A non-refundable application fee as set by City Commission Resolution must accompany each application.

**C. *Submission requirements.*** The application for variance shall be in the format stipulated by the City and shall contain plans and other information as required by the designated Zoning Administrator. The completed application for a variance, shall be submitted to the City Clerk for placement upon the agenda of the Planning and Zoning Commission.

**D. *Revocation.*** A variance shall be automatically revoked in the event of building permit for the approved Variance has not been obtained within ninety (90) days, or construction has not begun within one hundred eighty (180) days after the building permit has been issued. The Planning and Zoning Commission may grant ninety (90) days extension if deemed appropriate.

**E. *Re-application for variance.*** In the event of a denial decision by the City Commission, there shall be no re-application for the same variance for a period of one (1) year after the date of the decision of the Commission.

**DRAFT**

**CITY OF TRUTH OR CONSEQUENCES  
PLANNING & ZONING COMMISSION  
THURSDAY, MAY 17, 2022**

**MINUTES**

**REGULAR MEETING**

Regular meeting of the Planning & Zoning Commission of the City of Truth or Consequences, New Mexico to be held at the City Commission Chambers at 405 W. Third Street, Truth or Consequences, New Mexico, on Thursday, May 17, 2022 at 5:30pm.

**CALL TO ORDER:** The meeting was called to order by Chairman Hogg.

**ROLL CALL:**

Michael Hogg, Chairman  
Chris Sisney, Vice-Chairman  
James Bush, Member

**ALSO PRESENT:**

Traci Alvarez, Assistant City Manager  
Angela Torres, City Clerk-Treasurer  
Bruce Swingle, City Manager  
Victor Rodriguez, Chief of Police

**1. APPROVAL OF AGENDA:**

Member Bush made a motion to approve the agenda. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.

**2. APPROVAL OF MINUTES:**

**a. Regular meeting of April 7, 2022.**

Member Bush made a motion to approve the minutes. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.

**3. COMMENTS FROM THE PUBLIC:**

Kyle Smith approached the Planning & Zoning Commission with comments related to:

- He encourages growth in the City. He feels that Nate Stephens can provide growth, but there are tons of Airbnb's in our community, and that does not help our community

because they for non-residents. He encourages the Planning & Zoning Board to think carefully about the type we need to embrace.

Rick Dumiak approached the Planning & Zoning Commission with comments related to:

- He thanked the Board for nominating him at the last meeting to serve on the P & Z Commission. However, his nomination was tabled by the City Commission based on the advice by City Attorney Rubin because he had signed a petition. He read the petition so the board would know all of the facts because he has heard some feedback on both sides. Most people have been supportive of him and to what happened, but others have said wow you don't have the city's best interest at heart, and that kind of hurt him because he feels that he does have the city's best interest at heart. He lives here. **The petition says: *We the undersigned are not opposed to the found object collections of George Henson on his private property, both inside and outside his fence at the dead end of Wyona Street, 731 Wyona. We may even find it artistic, and interesting.*** That is what he signed, and that is why his nomination was tabled. To him it feels like a violation of his civil rights. None the less he will stand by the decision.

Diane Gunning approached the Planning & Zoning Commission with comments related to:

- She is hoping to be able to clear up this misunderstanding about this survey because she is the one who wrote it, and she didn't get a chance to say anything about it at the City Commission meeting. The reason she wrote it is because she wanted to give George Henson the survey so he can take it around to neighbors and friends because she felt the gloominess of development around them, and she knew that they would be focusing on George and his house, and she wanted George to have something prepared with lots and lots of names so later when we have to present the case, they can show that he an art installation, and it is not just a pile of junk. She gave it to George on a clip board and a few days later she saw the clip board empty on her stairs, and when she saw him a few days later she asked him what happened to the survey, and she asked him if he is still taking it around to people, and he said that he turned it in. She didn't know what he meant, and it turns out that he turned it in with his court case about having things on the easement that belongs to the city, and at that point the City Attorney confronted Rick Dumiak and said that he is supporting something against the city, and he is supporting somebody having their property on the city easement, and this could cause a financial loss for the city, and Rick said no that is not it at all. It doesn't say anything about the easement. Rick is just a good neighbor and admires George and the thing he has going over there. Rick also stood up and found the code violations of this upcoming plat amendment.

Martin Mijal approached the Planning & Zoning Commission with comments related:

- The job as P & Z is so complex. You are volunteers who rely on the opinions of the city. Assistant City Manager Alvarez has immense knowledge and love for the city. She is vital because she has continuity since the City Managers come and go. She is has an immense complex understanding and we all have to rely on her. She has a long term knowledge of our city. Last month when there was an amendment for the land across the street of the drainage ditch, he thinks that the city ordinance clearly says that you can't divide a lot

unless there is a paved street, curb and sidewalk, but you do have the power to overrule that so you can do what you want. That is your power and that is why you are planners. Ideally, we try to look at this development, and also the big picture. Legally, Nate Stevens doesn't have to tell us what he will do with his property, until he files his plans for the next step. He has said that he is putting in 24 tiny condos with 48 public parking spaces, but we don't have any legal building requests at this time. So in other words you were supposed to make a decision on realigning these plots without full information, and now he wants permission to build a bridge across the street. He should have to tell you all of the details because right now his lot is now surrounded by 200 other lots on the flood plain. He could imagine seeing other developers seeing this \$3 million dollar growth, and they will develop all of the other lots inaccessible flood plain. This will open up flood gates to the probability of a total of 450 cars using the Wyona Bridge as a sole access to their Airbnb vacation condos.

George Henson approached the Planning & Zoning Commission with comments related to:

- He and his neighbors had a meeting with the City Manager and others to find out about their drainage and apparently no one knows who takes care of the ditch that runs through town from the shooting range through town. He and Martin Mijal tried to get an appointment with the County and in passing the City Manager said that the City takes care of that, and the City appeared to have no idea. He measured the silt that is in there. He experienced the silt and mud that was stopped on the other side of I-25 when the last big rain hit. We are suffering a fire storm and the weather is weird now. The photos he has on his phone of the ditch that needs maintenance has bushes growing in the ditch are that are 3 ft. above what the cement bottom of the ditch was engineered at. He has seen it completely full with high pressure into that area. The proposed bridge at Wyona will not alleviate anything.

#### **4. PUBLIC HEARING:**

*City Clerk Torres swore in all persons that spoke during the public hearings.*

**a. Public Hearing/Discussion/Action – Summary Plat Amendment request at 1500 E Riverside.**

**b. Public Hearing/Discussion/Action –Variance request at 1500 E. Riverside.**

**Traci Alvarez, Assistant City Manager** - The applicant requests to split parcels 3021078088510 and 3021079121003. Current parcels include lots 1-7 and adjacent riverfront property. Applicant requests to split into 4 parcels (Parcels 1, 2, 3 and 4) (no new lots are being created) and assign each parcel riverfront property to be identified as Parcels 1A, 2A, 3A, and 4A. Riverfront parcels will not be allowed to be sold separately and will be for recreational purposes only, and no residential, commercial or storage will be permitted on said parcels. Riverfront parcels will not have access to water and wastewater, nor will they meet standards for lots contained within the City's Comprehensive Planning and Zoning Code therefore a variance is required. All applicable documents and fees have been submitted. All property owners within a 300ft radius have received certified mailings. Utility Verification to be updated at meeting.



City Clerk Torres opened the public hearing.

**Proponents:**

There were no proponents on the Summary Plat Amendment and Variance request 1500 E Riverside.

**Opponents:**

There were no opponents on the Summary Plat Amendment and Variance request 1500 E Riverside.

City Clerk Torres closed the public hearing.

**Member Bush made a motion to approve the Summary Plat Amendment and Variance request 1500 E. Riverside. Vice-Chairman Sisney seconded the motion. Roll call was taken. Motion carried unanimously.**

**c. Discussion/Action - Request for Summary Plat Amendment at 825 W 9<sup>th</sup>:**

**Traci Alvarez, Assistant City Manager -Applicant is requesting an amendment to their plat at 825 W 9<sup>th</sup> Street to remove the property boundary that divides their lots and combining it as 1 parcel. Removal of the property boundary does not impact any of the following findings of facts:**

1. Impair an adequate supply of light and air to adjacent property;
2. Unreasonably increase the traffic in public streets;
3. Increase the danger of fire or endanger the public safety;
4. Deter the orderly and phased growth and development of the community;
5. Unreasonably impair established property values within the surrounding area;
6. In any other respect impair the public health, safety and general welfare of the City; or
7. Constitute a spot zone and therefore adversely affect adjacent property values.

All required documents have been submitted and fees paid. All property owners within 150-foot radius have been notified by certified mail. Amendment does not affect access to electric, water, sewer or streets.

City Clerk Torres opened the public hearing.

**Proponents:**

There were no proponents.

**Opponents:**

There were no opponents.

City Clerk Torres closed the public hearing.

**Member Bush made a motion to approve the Request for Summary Plat Amendment at 825 W 9th. Vice-Chairman Sisney seconded the motion. Roll call was taken. Motion carried unanimously.**

**d. Public Hearing/Discussion/Action – Request for Variance – 355/365/375 S Foch Street:**

**Traci Alvarez, Assistant City Manager** – The applicant owns/operates businesses located at 355/365/375 S Foch Street as shown on attached map. There is no designated parking lot for these businesses. Applicant is requesting to be allowed to designate street side parking on South Foch Street directly adjacent to his businesses for customers occupying his business only. Applicant is requesting a variance from the existing requirements for designated parking and would like approval or possible conditional or special use permit to allow designated parking. All property owners within a 300-foot radius of said property have been notified of public hearing by certified mail. All applicable fees have been paid for variance request and requested documents have been submitted. Conditional or Special Use fees to be applied if Commission designates use.

**Member Bush** – How is the business operating now? There's just parking on the street correct?

**Traci Alvarez, Assistant City Manager** – Correct.

City Clerk Torres opened the public hearing.

**Proponents:**

**Mario Maez, Applicant** – He owns the properties. Out of his business he runs about 4 different companies. He has a loan company and 3 other property rental companies that are his. He is not asking for a lot of parking. He is just asking for the end of 355 Foch to the end of his property on 375 Foch parking. He doesn't dislike El Faro Restaurant. He loves the place, but every day the parking is taken up next to his building from overflow from El Faro Restaurant. He has some pictures that show the El Faro Restaurant across the street, and Jackie Hall owns Adobe Insurance which has an overflow parking lot as well. He is not asking for much. He just is asking for it in front of his buildings. A lot of his customers are a little bit older, so having to park in back of him on Sims Street or further down Foch Street makes it kind of hard on them coming into the office to make payments or pay their rent.

**Chairman Hogg – What are your hours of business.**

**Mario Maez, Applicant – 8-5, Monday – Friday.**

**Vice Chairman Sisney – How many people work in your office.**

**Mario Maez, Applicant – 5 people.**

**Vice Chairman Sisney – Where are they going to park.**

**Mario Maez, Applicant –** In the back of the building is 402 Sims. They used to own 409, 407 ½, and 407, 405, and 403 Broadway in front. 402 Sims in the back in Angel lady and she has 3 parking spots back there with her building. Right now, 2 of their employee's park back there because he has an entrance through the back at 355 Sims where he keeps his tools for his maintenance guys. They don't park there full time. They only park there to grab their tools. His mother who is the main owner parks in the back on Sims. He, and his secretary parks in the front of the building. We take up 2 parking spots in the front, and that approximately leaves space for 2-3 cars in the front.

**Vice Chairman Sisney –** So from Sims to Broadway you are saying that there is only room for 5 cars, and you are going to put 2 cars there.

**Mario Maez, Applicant –** From Sims to Broadway. From the corner up to the last post in front of his building, there is room for 5 cars.

**Member Bush –** He is unclear if this is allowed, and then it goes to the City Commission anyway. Does that mean that Mr. Maez can prohibit anybody else from parking there?

**Traci Alvarez, Assistant City Manager –** She believes that is the intention if it is approved.

**Member Bush –** In other words, will it be marked off as private property?

**Traci Alvarez, Assistant City Manager –** He's been in a temporary allowance right now.

**Mario Maez, Applicant –** I have money man parking only right now. I also have an arrow sign at the very front and in the back.

**Mario Maez, Applicant –** How enforceable is that Chief?

**Victor Rodriguez, Chief of Police –** It does not exist anywhere else except, and it was brought up because we reached out to the business owner that he could not do that, and that is how this

came about. Originally you cannot just designate public parking in front of your business as your own parking. The business owner reached out to Ms. Alvarez and that is how they granted the temporary permit. If it is enforceable, to tell you the Truth I have a lot more fish to fry than I do having to worry about temporary parking. I also do not believe that the space is large enough anyway if they are already parking two vehicles there. I do not know if you are going to be able to park more than that. Especially long ways. Typically you can park three cars there and it is already taking up the entire spot of the area he has designated. I don't think it's going to solve the problem that is being addressed right now.

**Opponents:**

There were no opponents.

City Clerk Torres closed the public hearing.

**Member Bush** – As Chief Rodriguez said, I don't really think that it is going to solve anything, and I am very wary of setting presentences like we may do tonight, and even if we do approve it tonight, the City Commission may knock it down. They have the ultimate say anyway.

**Chairman Hogg** - I live in that neighborhood and that is the way it has always been.

**Member Bush** made a motion to deny the Request for Variance at 355, 365, and 375 S. Foch Street. **Vice-Chairman Sisney** seconded the motion. Roll call was taken. Motion carried unanimously.

**e. Public Hearing/Discussion/Action – Variance Request Parcel: 3022079415169:**

**Traci Alvarez, Assistant City Manager** – The applicant/property owner is requesting a variance request pertaining to his previously approved summary plat amendment. Amendment has been approved by both Planning & Zoning Commission, and City Commission subject to approval of variance request. Variance request was not originally submitted with previous request due to lack of clarification of unobstructed access. Property has access to Van Patten Street currently, but it cannot be considered unobstructed as access is by way of an undeveloped/unnamed dirt access along a drainage ditch that crosses private property lines. Property owner also plans to develop a street providing unobstructed access. Variance could be considered temporary until development occurs. Per code, a Replat of a previously filed subdivision requires all lots to be created have direct, legal, unobstructed access to an existing City maintained street; Property does not currently have access, however development of property will require owner to develop

paved street per the City Code requirements as approved by the City Streets Department. Once developed, street will be a City Street and maintained by the City.

**Vice Chairman Sisney** – Where is the access?

**Traci Alvarez, Assistant City Manager** – He doesn't have access and that is why he is requesting the variance.

**Vice Chairman Sisney** – Where is the street going to be in the future. How is it going to be done?

**Nate Stephens, applicant** – Wyona Street whenever the Hot Springs Townsite was originally planned out, Wyona Street was supposed to run all the way down and tie into McElroy Street so whenever they put in the drainage ditch to alleviate flooding, they cut off the access that was originally planned. He would go ahead and finish the development the same as it is on Van Patten in the future, and that would be the access to that property. The reason why he is asking for the variance is because; say a developer like himself wants to develop some land, they want to get all their ducks in a row before they dump a ton of money into something. The city code says that he has to have access to a city maintained street so if he were to develop some land, and put some houses on it, the code would require him to go in there and put streets, curbs, gutters, and sidewalks in and then come to you, and if you were to deny me at that point then I would have done all of that work for no reason. The way the city code reads, is that it expects the developer to develop all of the streets and that is why he is here tonight to ask that we go ahead and finalize the approval of the plat amendment. With this variance, it would finalize the plat amendment that was approved last month, and that is all it would do right now.

**Vice Chairman Sisney** – So you are going to remove the berm?

**Nate Stephens, applicant** – No. The same berm exists on Van Patten, and the Army Corp of Engineers whenever they came in and put the ditch in, Van Patten was already a city maintained street, so whenever they did the flood canal, they put a concrete bridge over that flood canal. The berm would not be removed. The berm protects the whole downtown area so there is no way that he would remove that berm.

**Vice Chairman Sisney** – Why are we talking about Van Patten.

**Nate Stephens, applicant** – I'm using it as an example of how it was done in another area. I own 825 Van Patten which is right next to the concrete ditch. We have been through every flood that we've had in the last 12 years on that property on Van Patten. He is literally right next to the ditch on Van Patten so he has a firsthand knowledge of the impact of putting a bridge over that drainage canal.

City Clerk Torres opened the public hearing, and read the names of the "*interested parties*" within the 300 ft. radius which included Nate Stephens, Pete Padilla, Mary Doeffinger, Ray & Lori Chavez, George Henson, Integrated Environments, Kay & Hugh Shaw, and Dane Hansen.

**Proponents:**

None.

**Opponents:**

None.

**Public Comment:**

**Diane Gunning** – Complete copy of comments attached hereto and made a part hereof.

**Martin Mijal** – We don't know what type of development might be built on the property, so you approving this would be a floodgate to open up other huge developments. This would cause an increase of traffic on Wyona.

**5. NEW BUSINESS:**

**a. through 5.d:**

**Discussion/Action: Recommendation to the City Commission to consider the appointment of Eduardo Alicea, Robert Carey, Esther Luchini, and Susan Buhler to serve as members on the Planning & Zoning Commission.**

**Angela A. Torres** – Rick Dumiak's application was submitted to the Commission and they tabled the decision until the 1<sup>st</sup> meeting in June. Since the last P & Z meeting we received additional applications from Eduardo Alicea, Robert Carey, Esther Luchini, and Susan Buhler. The Board can either choose certain members to send to the Commission for consideration or you can send all applicants to the Commission and

**Member Bush made a motion to send all applications to the City Commission so the Commission can choose members to fill the 3 vacancies. Vice-Chairman Sisney seconded the motion. Motion carried unanimously.**

**6. REPORTS FROM THE BOARD:**

None.

**7. REPORTS FROM STAFF:**

City Clerk Torres asked if the Board would like to meet on June 2<sup>nd</sup>. We will not have time to advertise for any public hearings at this point so the only item on the agenda may be to approve the minutes.

The Board stated that they would like to have a meeting on June 2<sup>nd</sup>.

## COMMENTS

### For Public Hearing Truth or Consequences Planning and Zoning Hearing 19 May 2022

Request for a Variance 11-5-5 pertaining to the 4/7/2022 approved request for a Summary Plat Amendment on Parcel 3022079415169 Palomas Hot Springs Townsite, Block 30, Lots 1 – 12

by **Diane Gunning**, 709 Wyona Street, Truth or Consequences NM 87901, Palomas Hot Springs Townsite, Block 26, Lots 17-22

### Good Evening Distinguished City Representatives,

It may seem strange that someone would care whether another person would combine 11 lots of land into 6 lots.

However, this requested variance which begins about lot size, is really **all about access**.

Currently the land, which was purchased with full knowledge of the fact that it is an island in the middle of the City drainage plain, has no paved road access. The Summary Plat Amendment that the land owner is requesting would negate the requirement for his lots to have "direct, legal, unobstructed access to an existing City maintained street". YET he will obviously need to obtain such **access** if his plans for a development of 24 mini condos on the land is to be realized.

The owner of the property has stated that he wishes to gain **access** to his property by building a bridge at the end of Wyona Street, which is currently a dead end street. This variance, if granted, would be opening the door to this plan to build a bridge.

His planned development of 24 mini condos would increase traffic on the street to a huge extent. Every trip both in and out of the development by owners, guests and delivery vehicles would have to go by the homes of the current residents of the dead end block.

The planned **access** bridge would span 40 feet over the drainage ditch which starts under Broadway Street and goes under Austin, Marr and Van Patten Streets. One can see the type of bridge being contemplated for Wyona Street by looking at the bridges on these streets. The regrading for this bridge span would begin far in advance of the bridge, directly in front of at least three of the four occupied homes on the block.

**Access** to the Block 30 property by this planned bridge could therefore actually block **access** to some of the existing homes on Wyona Street!

It could also add to flooding issues on the street as well.

**Access to Wyona Street alone is not the full extent of the problem, because access to the closest intersection with the city street infrastructure is necessary.**

If allowed this variance, the land owner will have to seek yet another variance because the bridge will need to lead to a cul de sac necessary for emergency vehicle and all traffic turnaround. Due to the distance of the land to the intersection of Post Street and Wyona Street, the cul de sac would have to be at *minimum* 545 feet to the center of the cul de sac, while the maximum distance allowed by code is 500 feet

This request for variance for **access** to a paved City street is just the first step in a chain of variance requests and finaglings with nature in order to enable one person, even though good intentioned, to profit by jeopardizing the well-being and safety of the City residents and the homeowners on Wyona Street.

All owners and residents of the four occupied homes on the block are dead set against destroying the character of our dead end street and to plans that will endanger the City by compromising the drainage plain. We have all signed a document presented to the City Management stating our concerns, most of which were addressed during a meeting yesterday with the City Manager and Traci Alvarez in their office.

On our behalf, I humbly request you to deny this variance on the grounds that it will only lead to further problems for residents of our block of Wyona Street, to added problems and expense to the proposed developer Nathan Stephens, and problems, possibly financial ones, for the City as a whole.

Thank you,

Diane Gunning



**8. ADJOURNMENT:**

**There being no further business to come before the Planning & Zoning Commission. Chairman Hogg made a motion to adjourn the meeting. Member Bush seconded the motion. Motion carried unanimously.**

**PASSED AND APPROVED ON THIS 2<sup>nd</sup> DAY OF JUNE 2022.**

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**Michael Hogg, Chairman  
Planning & Zoning Commission**



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

Agenda Item #: I.12

**SUBJECT:** Sierra County Swim Team, Agreement  
**DEPARTMENT:** Swimming Pool  
**DATE SUBMITTED:** May 19, 2022  
**SUBMITTED BY:** O.J. Hechler  
**WHO WILL PRESENT THE ITEM:** O.J. Hechler, Community Service Director

### **Summary/Background:**

Amended Agreement between the City of Truth or Consequences and the Sierra County Swim Team to allow the swim team to utilize the J.A. Hodges Municipal Swimming Pool at a reduced cost in exchange for services described in the attached agreement.

### **Recommendation:**

### **Review of Agreement**

### **Attachments:**

- Sierra County Swim Team Agreement
- Resolution NO. 27 21/22

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

\$0.00

### **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 5-25-22

# **AGREEMENT**

**May 10, 2022**

This AGREEMENT is entered into by and between the City of Truth or Consequences, a municipality corporation (hereinafter referred to as "City") and the Sierra County Swim Team, (hereinafter referred to as "Swim Team"), to utilize the J.A. Hodges Municipal Swimming Pool, (hereinafter referred to as Swimming Pool).

## **RECITALS**

- A. The City owns and operates the Swimming Pool.
- B. The Swim Team provides a public service to the City and the community.
- C. The parties desire to enter into this Agreement whereby the Swim Team will be allowed to utilize the Swimming Pool at a reduced cost in exchange for services described below.

**NOW THEREFORE**, in consideration for the mutual promises contained herein, the parties hereby agree as follows:

- 1. The City does hereby allow and permit the Swim Team to utilize the Swimming Pool before regularly scheduled pool hours, Monday through Friday, and after regularly scheduled pool hours, Monday through Thursday, at a reduced cost. The total cost will be \$910.00 per the terms of this agreement.
- 2. In consideration for the above, the Swim Team shall provide services to the City and community to be agreed upon by the parties. The services shall include, but not necessarily limited to the following:
  - a. The Swim Team will provide youth activities to include organized swim lessons for team members, exercise and swimming competitions.
  - b. The Swim Team will develop and certify Junior Lifeguards.

c. The Swim Team will participate and represent the City and community at competitive meets throughout the State.

d. The Swim Team will offer swim lessons to the public. These lessons will include classes for beginner swimmers, and intermediate swimmers that include four sessions each. The swim lessons will be advertised to the public in advance and will include a sign-up sheet. These lessons must be offered within the allotted timeframe of this agreement.

3. The term of this Agreement shall be for the period commencing on May 10 for three consecutive days (May 10,11 and 12) and for nine additional weeks starting June 1, 2022 through August 5, 2022. ~~This Agreement can be renewed up to three (3) additional years for similar timeframes upon the mutual consent of the parties.~~

4. Either party may terminate this Agreement by giving thirty (30) day notice to the other party.

5. The Swim Team will provide their own certified lifeguards.

6. In the event there is a request by another party to rent the pool during the terms of this agreement, the City will make that decision in the best interest of the City.

7. The Swim Team will provide general liability insurance naming the City as an additional insured (1 million per occurrence and 2 million in aggregate) and agrees to hold the City free and harmless from any claims for damages arising out of the Swim Team using the Swimming Pool.

SIERRA COUNTY SWIM TEAM:

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

MAILING ADDRESS: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Email: \_\_\_\_\_

CITY OF TRUTH OR CONSEQUENCES:

By: \_\_\_\_\_  
O.J. Hechler, Director of Community Services

\_\_\_\_\_  
Bruce Swingle, City Manager

City of Truth or Consequences Municipal Swimming Pool  
775 Daniels Street  
Truth or Consequences, NM 87901  
Phone: 575-894-6199  
Email: [orrin.hechler@torcnm.org](mailto:orrin.hechler@torcnm.org)



**RESOLUTION NO. 27 21/22**

**A RESOLUTION ESTABLISHING SWIMMING POOL USER FEES  
FOR THE J.A. HODGES MUNICIPAL POOL**

**WHEREAS**, the City of Truth or Consequences offers City and Sierra County residents various recreational facilities at minimal cost; and

**WHEREAS**, the City desires to operate the City pool during the whole year; and

**WHEREAS**, the City Commission anticipates that the user fees will be insufficient to cover the operation and maintenance costs of the City pool; and

**WHEREAS**, the City staff has determined the proposed Pool User Fees set forth on Exhibit A are reasonable to other pool user fees.

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

1. The swimming pool user fees as set forth in Exhibit "A", attached hereto and incorporated herein by this reference will be effective immediately upon adoption.
2. The City Commission may review the swimming pool fees set forth in Exhibit "A" annually.
3. This resolution repeals and replaces all previous Resolutions and swimming pool user fees for The J.A. Hodges Municipal Pool

**PASSED, APPROVED AND ADOPTED this 13<sup>th</sup> day of October, 2021.**

Sandra Whitehead, Mayor



Angela Torres, City Clerk



## EXHIBIT "A"

### Truth or Consequences 2021 Pool Fees

Pool Address: 775 Daniels

Pool Phone: 575-894-6151

Per Session Passes	Price
Infant (0-2)	Free
Youth (3-17)	\$4.00
Adult (18-54)	\$5.00
Senior (55+)	\$4.00
Non-Swimmer	\$2.00

Passes	
10-Punch Pass (all ages)	\$35.00 (good for thirty (30) days from date of issue)
30-Punch Pass Senior (55+)	\$65.00 (good for one (1) year from date of issue)
30-Punch Pass Youth/Adult	\$75.00 (good for one (1) year from date of issue)
30-Punch Pass Family (maximum 4 persons)	\$100.00 (good for one (1) year from date of issue)
Annual Pass (all ages)	\$250.00
Annual Pass Family (maximum 4 persons)	\$400.00

Pool Rental - \$50.00 Deposit Required	
Pool Rental	\$100.00 per hour plus lifeguard fees
Pool Rental Lifeguard Fees	\$20.00 per hour per lifeguard
Non-Profit/Private Program Pool Rental (Lifeguard fees will be applied if scheduled outside normal operating hours)	\$50.00 per hour (up to 10 hours per week)

- Contact Pool Manager at 575-894-6151
- All fees and deposit must be paid for no less than one week prior to rental.
- Deposit check will be mailed to the address provided upon completion of pool party assuming all rules were obeyed and the facility was cleaned and not damaged.
- Minimum of two (2) lifeguards for up to 40 people. Additional people require additional lifeguards. Lifeguard fee to be paid prior to party.
- No glass bottles or other glass containers allowed in pool area.
- Refunds – The City of Truth or Consequences will refund money paid for pool rentals if the party was cancelled due to weather or facility maintenance. If an opening is available, the pool may be reserved for another day.
- Days available for parties are TBD. Complete list of rules to be provided at the time reservation is made.



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

Agenda Item #: I.13

**SUBJECT:** Consideration of the re-appointment of George Szigeti to the Public Utility Advisory Board.  
**DEPARTMENT:** City Clerk's Office  
**DATE SUBMITTED:** May 19, 2022  
**SUBMITTED BY:** Angela A. Torres, City Clerk-Treasurer  
**WHO WILL PRESENT THE ITEM:** Angela A. Torres, City Clerk-Treasurer

**Summary/Background:**

George Szigeti is a current member on our Public Utility Advisory Board. His term will expire in June 2022. The city advertised for the board member position and no new applicants applied. Mr. Szigeti submitted an application to continue to serve as a member, and the board accepted his application at their May 16<sup>th</sup> meeting. If appointed, Mr. Szigeti will serve on the board until June 2024.

**Recommendation:**

Appointment of board member.

**Attachments:**

George Szigeti application.

**Fiscal Impact (Finance):** No

\$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 5-25-2022





## City of Truth or Consequences

### City Boards Application

Name: George Szigeti Address: 913 Spruce St.  
Phone: 575-223-8336 Email: szigdog@gmail.com

I am interested in serving as a member of one the following Boards:

- |   |   |   |
|---|---|---|
| <input type="checkbox"/> Airport Advisory Board                   | <input type="checkbox"/> Public Arts Advisory Board   | <input type="checkbox"/> Golf Course Advisory Board |
| <input checked="" type="checkbox"/> Public Utility Advisory Board | <input type="checkbox"/> Library Advisory Board       | <input type="checkbox"/> Recreation Advisory Board  |
| <input type="checkbox"/> Lodger's Tax Advisory Board              | <input type="checkbox"/> Planning & Zoning Commission | <input type="checkbox"/> Impact Fee Board           |
| <input type="checkbox"/> Other: _____                             |   |   |

My qualifications are:

I have served on the PUAB for almost 8 years, half that  
time as chairman. I have a masters degree in Geological Engineering  
and have experience with solar power and other renewables.  
I am concerned about energy & water conservation and recycling.  
I hope to continue working to modernize and protect our  
utility departments to better serve the city and its residents

I hereby certify that my appointment to this board neither creates, nor should create, any conflict of interest for myself or the Board. I further confirm that any possible conflict of interest that may arise will be reported to the Board and the City Clerk.

Signature: George Szigeti Date: 12 May 2022



## CITY OF TRUTH OR CONSEQUENCES

### AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

Agenda Item #: I.14

**SUBJECT:** Consideration of the re-appointment of Jeff Dornbusch to the Public Utility Advisory Board.  
**DEPARTMENT:** City Clerk's Office  
**DATE SUBMITTED:** May 19, 2022  
**SUBMITTED BY:** Angela A. Torres, City Clerk-Treasurer  
**WHO WILL PRESENT THE ITEM:** Angela A. Torres, City Clerk-Treasurer

**Summary/Background:**

Jeff Dornbusch is a current member on our Public Utility Advisory Board. His term will expire in June 2022. The city advertised for the board member position and no new applicants applied. Mr. Dornbusch submitted an application to continue to serve as a member, and the board accepted his application at their May 16<sup>th</sup> meeting. If appointed, Mr. Dornbusch will serve on the board until June 2024.

**Recommendation:**

Appointment of board member.

**Attachments:**

Jeff Dornbusch application.

**Fiscal Impact (Finance):** No

\$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 5-25-2022



## City of Truth or Consequences City Boards Application



Name: Joseph (Jeff) Dornbusch Address: 1122 W 8<sup>th</sup> Ave Torc  
Phone: 575 740 2144 Email: jd5cats@gmail.com

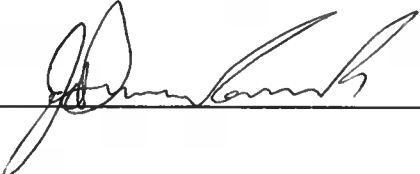
I am interested in serving as a member of one the following Boards:

- |   |   |   |
|---|---|---|
| <input type="checkbox"/> Airport Advisory Board                   | <input type="checkbox"/> Public Arts Advisory Board   | <input type="checkbox"/> Golf Course Advisory Board |
| <input checked="" type="checkbox"/> Public Utility Advisory Board | <input type="checkbox"/> Library Advisory Board       | <input type="checkbox"/> Recreation Advisory Board  |
| <input type="checkbox"/> Lodger's Tax Advisory Board              | <input type="checkbox"/> Planning & Zoning Commission | <input type="checkbox"/> Impact Fee Board           |
| <input type="checkbox"/> Other: _____                             |   |   |

My qualifications are:

my knowledge of water system & wastewater systems  
and a member of the PUAB for quite a while

I hereby certify that my appointment to this board neither creates, nor should create, any conflict of interest for myself or the Board. I further confirm that any possible conflict of interest that may arise will be reported to the Board and the City Clerk.

Signature:  Date: 4/20/2022



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: May 25, 2022

Agenda Item #: I.15

**SUBJECT:** Consideration of the re-appointment of Ron Pacourek to the Public Utility Advisory Board.  
**DEPARTMENT:** City Clerk's Office  
**DATE SUBMITTED:** May 19, 2022  
**SUBMITTED BY:** Angela A. Torres, City Clerk-Treasurer  
**WHO WILL PRESENT THE ITEM:** Angela A. Torres, City Clerk-Treasurer

**Summary/Background:**

Ron Pacourek is a current member on our Public Utility Advisory Board. His term will expire in June 2022. The city advertised for the board member position and no new applicants applied. Mr. Pacourek submitted an application to continue to serve as a member, and the board accepted his application at their May 16<sup>th</sup> meeting. If appointed, Mr. Pacourek will serve on the board until June 2024.

**Recommendation:**

Appointment of board member.

**Attachments:**

Ron Pacourek application.

**Fiscal Impact (Finance):** No

\$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 5-25-2022



## City of Truth or Consequences

### City Boards Application

Name: RON PACOUREK Address: PO BOX 3246  
Phone: 575-740-4747 Email: RONP603@BAJA.BB.COM

I am interested in serving as a member of one the following Boards:

- |   |   |   |
|---|---|---|
| <input type="checkbox"/> Airport Advisory Board                   | <input type="checkbox"/> Public Arts Advisory Board   | <input type="checkbox"/> Golf Course Advisory Board |
| <input checked="" type="checkbox"/> Public Utility Advisory Board | <input type="checkbox"/> Library Advisory Board       | <input type="checkbox"/> Recreation Advisory Board  |
| <input type="checkbox"/> Lodger's Tax Advisory Board              | <input type="checkbox"/> Planning & Zoning Commission | <input type="checkbox"/> Impact Fee Board           |
| <input type="checkbox"/> Other: _____                             |   |   |

My qualifications are:

I HAVE BEEN A MEMBER OF THE PUAB BOARD  
SINCE 2015.

MY REPOSABILTY IS TO REPRESANT THE UTILITY  
DEPT'S AND THERE CUSTOMER TO HELP MAKE  
GOOD RECOMMENDATIONS TO THE CITY COMMISSIONERS  
SO IT'S A WIN/WIN FOR BOTH PARTYS

I hereby certify that my appointment to this board neither creates, nor should create, any conflict of interest for myself or the Board. I further confirm that any possible conflict of interest that may arise will be reported to the Board and the City Clerk.

Signature: Ron Pacourek Date: 5-12-22