

Sandra Whitehead
Mayor

Amanda Forrister
Mayor Pro-Tem

Frances Luna
Commissioner



Paul Baca
Commissioner

Randall Aragon
Commissioner

Bruce Swingle
City Manager

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

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

A. CALL TO ORDER

B. INTRODUCTION

1. ROLL CALL

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

2. SILENT MEDITATION

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF AGENDA

C. PUBLIC COMMENT (3 Minute Rule Applies)

D. CONSENT CALENDAR

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

E. ORDINANCES/RESOLUTIONS/ZONING

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

ORDINANCES/RESOLUTIONS/ZONING Continued...

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

F. NEW BUSINESS

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

G. REPORTS

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

H. EXECUTIVE SESSION

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

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

J. ADJOURNMENT

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

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

NEXT REGULAR CITY COMMISSION MEETING SEPTEMBER 8, 2021



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: D.1

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

Summary/Background:

Minutes approval.

Recommendation:

Approve the minutes.

Attachments:

- CC Minutes

Fiscal Impact (Finance): N/A

\$0.00

Legal Review (City Attorney): N/A

None.

Approved For Submittal By: ☐ Department Director

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

Final Approval: ☒ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 8-25-2021

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

A. CALL TO ORDER:

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

B. INTRODUCTION:

1. ROLL CALL:

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

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

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

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

2. PLEDGE OF ALLEGIANCE:

Mayor Whitehead led the Pledge of Allegiance.

3. APPROVAL OF AGENDA:

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

C. WORKSHOP:

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

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

CITY COMMISSION AUGUST 9, 2021 REGULAR MEETING MINUTES

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

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

D. ADJOURNMENT:

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

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

Sandra Whitehead, Mayor

ATTEST:

Angela A. Torres, CMC, City Clerk



COMMISSION REVENUE, BUDGET & FINANCE WORKSHOP

August 9, 2021

1. Department Revenues, Expenses and Transfers

2. Debt

3. Department Services/Usage

4. Property Taxes

5. GRT's

6. Revenue Growth Options

- City real estate
- User fees
- City Services for non-city entities

7. Next Step(s)

CITY OF TRUTH OR CONSEQUENCES
2021-2022 FINAL BUDGET
COMMISSION APPROVED JULY 28, 2021

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

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
CAPITAL PROJECTS FUNDS											
301	Water/WW/EFFL Water Refuse	130,939.43	101,816.10	232,755.53	1,920.00	-	-	-	234,676		234,676
302	Electrical Const.	3.93	-	3.93	-				4		4
303	Veterans Wall	17,364.29		17,364.29	-	-	-	(11,900)	5,464		5,464
304	Senior State Grant	60,079.95		60,079.95	259,413.00	-	(60,080)	(259,413)	(0)		(0)
305	Capital Imp. (General)	85,258.71		85,258.71	13.00	-	-	(85,231)	41		41
306	Capital Imp. (Jt. Utility)	270,614.06		270,614.06	296,956.00	-	-	(242,711)	324,859		324,859
307	Golf Course Imp. Fund	16,454.20		16,454.20	-	-	-	(16,454)	0		0
308	Capital Imp. (USDA FE Loader)	100.00		100.00	-	-	(100)	-	-		-
309	Capital Imp. (USDA WWTP)	40,042.42	-	40,042.42	-	-	-	-	40,042		40,042
311	R & R Sewer	-	146,230.63	146,230.63	500.00	-	-	-	146,731		146,731
312	R & R Airport	20,462.02		20,462.02	51,385.00	-	-	(62,877)	8,970		8,970
313	R & R Water (CD)	0.03	129,217.80	129,217.83	400.00	-	-	-	129,618		129,618
315	Capital Imp. Reserves (Jt. Utility)	283,044.27	1,046,971.82	1,330,016.09	1,024,763.00	252,727	(80,000)	(450,834)	2,076,672		2,076,672
316	Emergency Repair Reserves	117,064.31	41,814.23	158,878.54	330.00	12,500		(60,000)	111,709		111,709
317	Waste Water Repair Reserves	109,918.80	104,700.17	214,618.97	640.00	18,954		-	234,213		234,213
318	Electrical Const. Reserves	8,126.19	86,541.71	94,667.90	1,585.00	10,000		-	106,253		106,253
320	USDA Water System Improvements	-		-	8,647,150.00	-	-	(8,647,150)	-		-
360	NMFA Projects	-	-	-	1,129,555.00	109,000		(1,140,626)	97,929		97,929
370	Water Trust Board Projects	-		-	641,146.00	71,000		(685,540)	26,606		26,606
380	Other State Funded Projects	-		-	1,623,988.00	2,189		(1,626,177)	-		-
	Subtotal	1,159,472.61	1,657,292.46	2,816,765.07	13,679,744.00	476,370	(140,180)	(13,288,913)	3,543,786		3,543,786
DEBT SERVICE FUND											
403	Pledge State Tax	112,934.26	2,286,213.03	2,399,147.29	342,011.00	461,783	-	(921,394)	2,281,547		2,281,547
	Subtotal	112,934.26	2,286,213.03	2,399,147.29	342,011.00	461,783	-	(921,394)	2,281,547		2,281,547

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
ENTERPRISE FUNDS											
501	Cemetery	39,663.55	-	39,663.55	8,520.00	-	-	(12,000)	36,184		36,184
502	Utility Office	45,439.58	-	45,439.58	43,800.00	431,700	-	(509,070)	11,870		11,870
503	Electric Division	1,252,477.04		1,252,477.04	7,372,173.00	-	(1,917,705)	(6,295,261)	411,684		411,684
504	Water Division	521,181.54		521,181.54	1,452,968.00	-	(686,147)	(817,265)	470,738		470,738
505	Solid Waste Division	1,132,867.20	424,206.95	1,557,074.15	2,312,956.00	-	(900,249)	(2,364,421)	605,360		605,360
506	Waste Water Division	518,185.40		518,185.40	1,164,625.00	-	(337,550)	(957,348)	387,912		387,912
507	Transfer Station	20.09		20.09	-	-	-	-	20		20
508	Golf Course	24,439.88	-	24,439.88	41,515.00	206,437	-	(269,575)	2,817		2,817
509	Municipal Airport	41,041.28	-	41,041.28	201,225.00	144,238	(2,189)	(371,287)	13,028		13,028
	Subtotal	3,575,315.56	424,206.95	3,999,522.51	12,597,782.00	782,375	(3,843,840)	(11,596,227)	1,939,613	-	1,939,613
FIDUCIARY & INTERNAL SVC. FUNDS											
600	Internal Service Fund	28,141.75	-	28,141.75	10,000.00	43,000		(70,500)	10,642		10,642
700	Court Bond Fund	1,000.41	-	1,000.41	-	-	-	-	1,000		1,000
	Subtotal	29,142.16	-	29,142.16	10,000.00	43,000	-	(70,500)	11,642		11,642
GRAND TOTAL (ALL FUNDS)		8,269,468.52	4,473,764.18	12,743,232.70	32,930,714.00	4,848,423	(4,848,423)	(35,058,754)	10,615,193	(518,775)	10,096,418

Examples:

Essential

cannot be cut
Police
Fire
City Attorney

can reduce some expenses:

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

Nonessential

Golf Course
Swimming Pool
Library

support for non-profits
rank by importance of function
SJOA high
others???

Utility Departments
not included enterprise funds self sufficient

Gross Receipts Tax (5.00% Statewide)

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

Locally Imposed Municipal Gross Receipt Tax (1.6875%)

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

Recap of Gross Receipts Tax Received (See Attachment B)

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

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

LOCALLY IMPOSED GROSS RECEIPTS TAX 1.6875%

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

STATE SHARED GROSS RECEIPTS TAX

Code 690					\$ 271,840.00	Loan PPRF-4968 General Fund Intercept
Municipal Revenues - Distributions From the State (Muni-Share)	General Fund 100%	Major source of municipal revenues. Together with locally imposed Municipal Gross Receipts Tax makes up over 70% of total general fund revenues. Statewide, a 5% gross receipts tax is collected and 1.225% is returned to municipalities in which the tax was collected.				We use these GRT revenues to pay for Loan PPRF-4968 (refinance of prior debt - CWPA T or C 13). The annual loan payment is currently \$273,879 per year. New money was/will be used for parks, technology, vehicles, HVAC, roofing and pool repairs.
					\$ 14,992.00	CWPA TorC8 Oper Intercept (Police Bld) Paid by General Funds GRT Proceeds
					\$ 286,832.00	Total for General Fund Intercepts (Payments)

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

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

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

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

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

MAJOR FUNDS CASH TRANSFERS IN AND OUT

101 GENERAL FUND CASH TRANSFERRED IN FROM ENTERPRISE FUNDS

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

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

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

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

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

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

503 ELECTRIC CASH TRANSFERS OUT

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



504 WATER CASH TRANSFERS OUT

Cash Transfer To	From
101 General Fund	504 Water Dept
502 Utilities	504 Water Dept
All Other	504 Water Dept

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

505/507 SOLID WASTE CASH TRANSFERS OUT

Cash Transfer To	From
101 General Fund	505 Sanitation
502 Utilities	505 Sanitation
All Other	505 Sanitation

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

506 WASTE WATER TRANSFERS OUT

Cash Transfer To	From
101 General Fund	506 Waste Water
502 Utilities	506 Waste Water
All Other	506 Waste Water

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

MAJOR FUNDS RECAP

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

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

Note #1

A negative net balance means that revenues do not cover expenses

Note #2

General Funds are already negative and then cash is transferred out to support other funds. We are basically using money from Enterprise funds to cover cash transfers out.

Note #3

The General fund has to receive money from other funds and use beginning cash balance to cover shortages of revenues. Use of cash balance to cover annual fixed costs should be cause for concern.

Note #4

A positive ending cash balance is possibly as a result of cash transfers from other funds. During budget time, expenses are estimated at 100%, so cash transfers from other funds are needed to cover the anticipated expenses. At year end, when actual expenses are less than budgeted and revenue may come in higher than budgeted, a positive ending cash balance occurs.

Debt:

The General Fund has approximately \$2,098,481 in outstanding debt. Annual loan payments are \$286,832 and are taken directly out of Gross Receipts Tax Proceeds

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

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

Note #5

Revenue does not cover expenses

Note #6

Have to transfer cash from the General Fund or other funds to cover expenses. Past history has utilized General Funds and PD GRT Funds.

Note #7

Same scenario as Note #4 above

MAJOR FUNDS RECAP

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

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

ENTERPRISE FUNDS

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

Note #11 Revenue has historically covered expenses

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

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

MAJOR FUNDS RECAP			Revenue					Minus Expenses		= Net	Minus Cash Out to Other Funds		= Net	Plus Cash In From Other Funds		= Net Amount Remaining	Ending Operating Cash Balance			+ Investments	= Total Cash		
503 ELECTRIC DIVISION						(See Note #14)				(See Transfers)				(See Note #15)				(See Note #16)					
2016-2017 (Actual)			\$	6,768,220	\$	(4,363,082)	\$	2,405,138	\$	(1,985,861)	\$	419,277	\$	-	\$	419,277	\$	1,096,685	\$	1,525,845	\$	2,622,530	
2017-2018 (Actual)			\$	6,744,717	\$	(4,938,978)	\$	1,805,739	\$	(1,972,637)	\$	(166,898)	\$	-	\$	(166,898)	\$	959,569	\$	1,581,540	\$	2,541,109	
2018-2019 (Actual)			\$	6,803,098	\$	(5,116,435)	\$	1,686,663	\$	(1,597,077)	\$	89,586	\$	-	\$	89,586	\$	1,069,529	\$	1,561,666	\$	2,631,195	
2019-2020 (Actual)			\$	6,736,023	\$	(5,388,114)	\$	1,347,909	\$	(1,740,796)	\$	(392,887)	\$	76,582	\$	(316,305)	\$	817,725	\$	1,562,444	\$	2,380,169	
2020-2021 (Actual)			\$	7,059,233	\$	(6,478,374)	\$	580,859	\$	(1,532,255)	\$	(951,396)	\$	393,402	\$	(557,994)	\$	1,252,477	\$	94,672	\$	1,347,149	
2021-2022 (Projected)			\$	7,372,133	\$	(6,295,261)	\$	1,076,872	\$	(1,917,705)	\$	(840,833)	\$	-	\$	(840,833)	\$	307,016	\$	104,668	\$	411,684	
Note #14			Revenues do cover expenses in this fund. This fund is self-sustaining; however, a large amount of cash is transferred to the General Fund to support expenses. This fund does not have an annual increase in fees.																				
Note #15			This fund does have some loan payments (See debt) and City Code requirements from cash; however, most of the transfers are to the General Fund and the Utility Department. Negative balances indicate that the cash being transferred out is greater than the balance of revenues minus expenses.																				
Note #16			The only reason this fund has a positive ending cash balance is because revenues generated in prior years were enough to cover expenses and any cash transfers out to other funds. The projected ending cash balance for 2021-22 is very alarming!																				
CASH NEEDS OR RESTRICTIONS:																							
Debt:																							
PPRF-4967 NMFA Refunding TC 6 & RIP 95-16																							
City Code																							
Per City Code 14-35 b																							
Per City Code 14-35 c																							
Per City Code 14-35 e																							
Total Cash Needed for Loan Payments and City Code																							

	Outstanding Principal	Annual Loan Payment	City Codes	Total
	\$ 197,034	\$ 93,428		
			\$ 154,839	
			\$ 3,125	
			\$ 10,000	
		\$ 93,428	\$ 167,964	\$ 261,392

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

Note #17 Revenues do cover expenses. This fund has an automatic 5% increase in fees each July.

Note #18 In earlier years, the cash out and cash in was to capital projects.

Note #19 This fund has \$1,839,078 in outstanding debt with \$174,427 in current loan payments. City Code also requires that appx \$33,795 be set aside for emergencies and capital improvements.

Note #19A This fund has a project/loan pending in the amount of \$5,487,000. USDA requires an annual Debt Service Reserve in the estimated amount of \$20,362 and a Short Lived Asset Reserve in the estimated amount of \$170,861. These future debt payments and reserve requirements will decrease the amount of cash available for operating expenditures.

CASH NEEDS OR RESTRICTIONS:

				Annual Cash Reserve Requirements (Future)			
Debt:		Outstanding Principal	Current/Future Annual Loan Payment	City Code	Debt Service Reserve	Short Lived Asset Reserve	Total
T OR C 17 NMFA	Ground Storage Tanks	\$ 129,597.00	\$ 13,139				
T OR C 18 NMFA	Ground Storage Tanks	\$ 89,776.84	\$ 8,287				
T OR C 19 NMFA	Refinanced Util Bonds 95, 96, 98	\$ 877,372.34	\$ 91,185				
PPRF-4967 NMFA Refunding TC 6 & RIP 95-16	Refinanced T OR C 6 (ELEC) & 95-16 Water	\$ 72,875.61	\$ 26,061				
T OR C 22 NMFA Water Trust Board 292	Per & Asset Management Plan	\$ 39,913.00	\$ 3,381				
DW-4794 NMFA 2019 Drinking Water Loan	Construction & Operation of Drinking Water Systems	\$ 620,543.00	\$ 31,866				
CIF-4927 NMFA Municipal Water System PER	Municipal Water System PER	\$ 9,000.00	\$ 450				
Total Current Debt		\$ 1,839,078					
City Code							
Per City Code 14-35 b				\$ 30,670			
Per City Code 14-35 c				\$ 3,125			
Total Current Cash Needed for Loan Payments and City Code 2021-22				\$ 174,369	\$ 33,795		\$ 208,164

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

505 SOLID WASTE DIVISION		(See Note #20)		See Transfers		(See Note #21)		(See Note #22)		
2016-2017 (Actual)	\$ 2,765,170	\$ (1,887,433)	\$ 877,737	\$ (250,231)	\$ 627,506	\$ 190,762	\$ 818,268	\$ 826,737	\$ 402,922	\$ 1,229,659
2017-2018 (Actual)	\$ 2,537,005	\$ (1,580,812)	\$ 956,193	\$ (297,831)	\$ 658,362	\$ -	\$ 658,362	\$ 923,890	\$ 407,750	\$ 1,331,640
2018-2019 (Actual)	\$ 2,679,294	\$ (1,523,677)	\$ 1,155,617	\$ (337,357)	\$ 818,260	\$ -	\$ 818,260	\$ 1,170,437	\$ 416,677	\$ 1,587,114
2019-2020 (Actual)	\$ 2,185,498	\$ (1,823,187)	\$ 362,311	\$ (787,865)	\$ (425,554)	\$ 386,964	\$ (38,590)	\$ 1,156,905	\$ 423,856	\$ 1,580,761
2020-2021 (Actual)	\$ 2,346,758	\$ (1,975,773)	\$ 370,985	\$ (394,779)	\$ (23,794)	\$ -	\$ (23,794)	\$ 1,132,867	\$ 424,207	\$ 1,557,074
2021-2022 (Projected)	\$ 2,312,956	\$ (2,364,421)	\$ (51,465)	\$ (900,249)	\$ (951,714)	\$ -	\$ (951,714)	\$ 181,153	\$ 424,207	\$ 605,360
Note #20 Revenues do cover expenses for most years, except as projected in 2021-22. This fund has an automatic 5% fee increase each July.										
Note #21 For 2021-22, this fund is having to support the General Fund for \$500,000 more than it did in the prior year. Historically, this fund was not utilized very much for General Fund support.										
Note #22 This fund has \$115,540 in current loan payments. City Code also requires that appx \$51,784 be set aside for emergencies and capital improvements.										
CASH NEEDS OR RESTRICTIONS:										
Debt:		Outstanding Principal		Current Annual Loan Payment		City Code		Total		
CAPITAL ONE Solid Waste Revenue Bond		Solid Waste Improvements		\$ 520,000		\$ 115,540				
City Code										
Per City Code 14-35 b						\$ 48,659				
Per City Code 14-35 c						\$ 3,125				
Total Cash Needed for Loan Payments and City Code 2021-22				\$ 115,540		\$ 51,784		\$ 167,324		

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

Note #23 Revenues do cover expenses. This fund has an annual 5% increase in fees beginning in July.

Note #24 In 2016-17 and in prior years, capital project revenues and expenses were ran through this fund for Waste Water. That would account for the large cash transfers out. This fund also had City Code requirements that requires approximately \$46,448 be set aside for emergencies and capital improvements.

Note #25 (Debt) This fund has \$78,177 in current annual loan payments with an outstanding loan in the amount of \$1,933,128

Note #26 (Annual Cash Reserves) In addition to the annual debt payment, this fund has to set aside \$7,798 for USDA Debt Service Reserves (DSR) and \$197,832 for USDA Short Lived Asset Reserves (SLAR)

Note #27 (Prior Year's Reserves) This fund has not set aside the DSR or SLAR requirements for the loans that began in 2016. Therefore, we need \$26,964 for prior year's DSR and \$659,067 for prior year's SLAR

CASH NEEDS OR RESTRICTIONS:

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

(See Note #27)

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

Debt Service Reserve Requirement Prior Years

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

Short Lived Asset Reserve Prior Years

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

MAJOR FUNDS RECAP

City Codes:

Per City Code 14-35 b

Per City Code 14-35 c

Per City Code 14-35-d

Revenue	Minus Expenses	= Net	Minus Cash Out to Other Funds	= Net	Plus Cash In From Other Funds	= Net Amount Remaining	Ending Operating Cash Balance	+ Investments	= Total Cash
							\$	24,369	
							\$	3,125	
							\$	18,954	
TOTAL CASH NEEDED TO MEET CURRENT LOANS AND RESERVE REQUIREMENTS AND PRIOR YEAR RESERVE REQUIREMENTS AND CITY CODES							\$	78,177	\$
								34,762	\$
								856,899	\$
							\$	46,448	\$
								1,016,286	

508 GOLF COURSE											
(See Note #27)						(See Transfers) (See Note #28)					
2016-2017 (Actual)	\$	30,672	\$	(154,439)	\$	(123,767)	\$	-	\$	(123,767)	\$
2017-2018 (Actual)	\$	24,094	\$	(153,949)	\$	(129,855)	\$	-	\$	(129,855)	\$
2018-2019 (Actual)	\$	34,625	\$	(118,511)	\$	(83,886)	\$	-	\$	(83,886)	\$
2019-2020 (Actual)	\$	36,614	\$	(182,389)	\$	(145,775)	\$	-	\$	(145,775)	\$
2020-2021 (Actual)	\$	55,910	\$	(224,855)	\$	(168,945)	\$	-	\$	(168,945)	\$
2021-2022 (Projected)	\$	41,515	\$	(269,575)	\$	(228,060)	\$	-	\$	(228,060)	\$
<div> <div>Note #27</div> <div>This fund does not have enough revenues to cover expenses.</div> </div> <div> <div>Note #28</div> <div>This fund has to have cash transfers in from the General Fund and receives appx. \$55,000 from Lodgers Tax each year.</div> </div>											

509 MUNICIPAL AIRPORT											
(See Note #29)						(See Transfers) (See Note #30)					
2016-2017 (Actual)	\$	160,608	\$	(199,907)	\$	(39,299)	\$	-	\$	(39,299)	\$
2017-2018 (Actual)	\$	180,218	\$	(281,599)	\$	(101,381)	\$	-	\$	(101,381)	\$
2018-2019 (Actual)	\$	207,735	\$	(313,562)	\$	(105,827)	\$	-	\$	(105,827)	\$
2019-2020 (Actual)	\$	197,203	\$	(366,931)	\$	(169,728)	\$	-	\$	(169,728)	\$
2020-2021 (Actual)	\$	190,394	\$	(320,519)	\$	(130,125)	\$	(30,000)	\$	(160,125)	\$
2021-2022 (Projected)	\$	201,225	\$	(371,287)	\$	(170,062)	\$	(2,189)	\$	(172,251)	\$
<div> <div>Note #29</div> <div>This fund does not have enough revenues to cover expenses.</div> </div> <div> <div>Note #30</div> <div>This fund has to have cash transfers in from the General Fund.</div> </div>											

MAJOR FUNDS RECAP
INTERNAL SERVICE FUNDS

Revenue	Minus Expenses	= Net	Minus Cash Out to Other Funds	= Net	Plus Cash In From Other Funds	= Net Amount Remaining	Ending Operating Cash Balance	+ Investments	= Total Cash
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600 INTERNAL SERVICE FLEET	(See Note #31)					(See Note #32)				
2016-2017 (Actual)	\$ 18,544	\$ (25,346)	\$ (6,802)	\$ -	\$ (6,802)	\$ -	\$ (6,802)	\$ 71,283	\$ -	\$ 71,283
2017-2018 (Actual)	\$ 13,258	\$ (13,930)	\$ (672)	\$ -	\$ (672)	\$ -	\$ (672)	\$ 70,611	\$ -	\$ 70,611
2018-2019 (Actual)	\$ 15,896	\$ (10,943)	\$ 4,953	\$ -	\$ 4,953	\$ -	\$ 4,953	\$ 75,564	\$ -	\$ 75,564
2019-2020 (Actual)	\$ 7,915	\$ (10,451)	\$ (2,536)	\$ -	\$ (2,536)	\$ -	\$ (2,536)	\$ 73,028	\$ -	\$ 73,028
2020-2021 (Actual)	\$ 10,535	\$ (55,421)	\$ (44,886)	\$ -	\$ (44,886)	\$ -	\$ (44,886)	\$ 28,142	\$ -	\$ 28,142
2021-2022 (Projected)	\$ 10,000	\$ (70,500)	\$ (60,500)	\$ -	\$ (60,500)	\$ 43,000	\$ (17,500)	\$ 10,642	\$ -	\$ 10,642

Note #31This fund does not generate enough revenues to cover expenses. However, this fund has a cash balance that is utilized to cover annual expenses.

Note #32For 2021-22 it is projected that the General Fund will need to support this fund. The department was fully staffed toward the end of 2020-21 and have begun to provide more services.



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: D.2

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

Summary/Background:

Minutes approval.

Recommendation:

Approve the minutes.

Attachments:

- CC Minutes

Fiscal Impact (Finance): N/A

\$0.00

Legal Review (City Attorney): N/A

None.

Approved For Submittal By: ☐ Department Director

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

Final Approval: ☒ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 8-25-2021

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

A. CALL TO ORDER:

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

B. INTRODUCTION:

1. ROLL CALL:

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

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

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

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

2. SILENT MEDITATION:

Mayor Whitehead called for fifteen seconds of silent meditation.

3. PLEDGE OF ALLEGIANCE:

Mayor Whitehead called for Commissioner led the Pledge of Allegiance.

4. APPROVAL OF AGENDA:

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

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

C. PUBLIC COMMENT (3 Minute Rule Applies):

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

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

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

D. PRESENTATIONS:

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

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

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

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

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

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

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

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

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

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

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

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

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



TRUTH OR NEW MEXICO
CONSEQUENCES

August 11, 2021

Main Street District (MSD) Waterline Improvements

Project Overview

WILSON
& COMPANY

discipline | intensity | collaboration | shared ownership | solutions

TABLE OF CONTENT

Project Team



Project Overview



Project Status

PROJECT TEAM

**WILSON
& COMPANY**

Engineer: Wilson & Company

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

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

USDA

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

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



City of Truth Or Consequences

City Project Coordinator: Traci Alvarez

City Utility Director: Jesse Cole

Project Coordination:

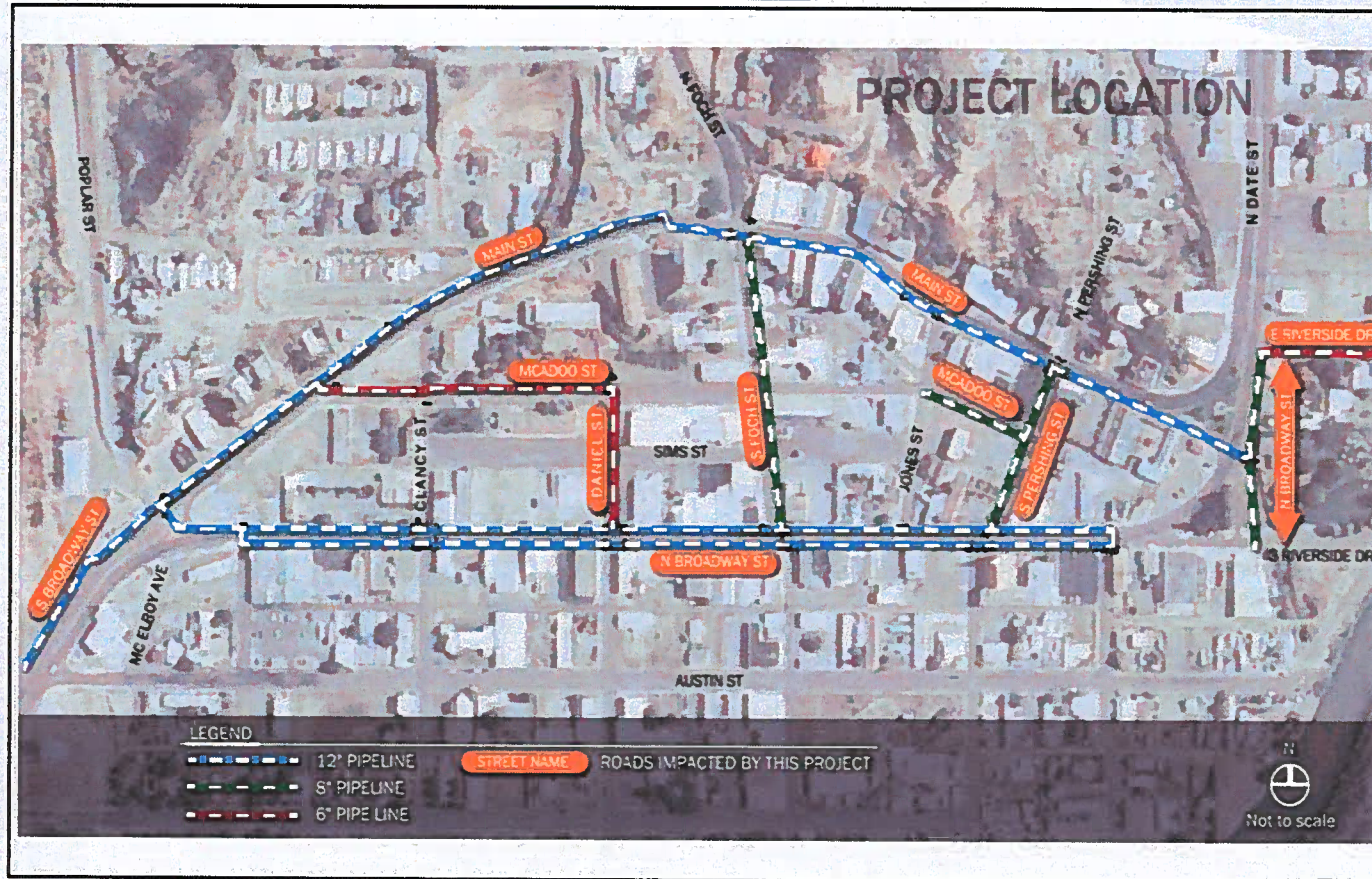
Public Meetings

Steering Committee

Business Interviews

PROJECT OVERVIEW

MSD WATERLINES MAP

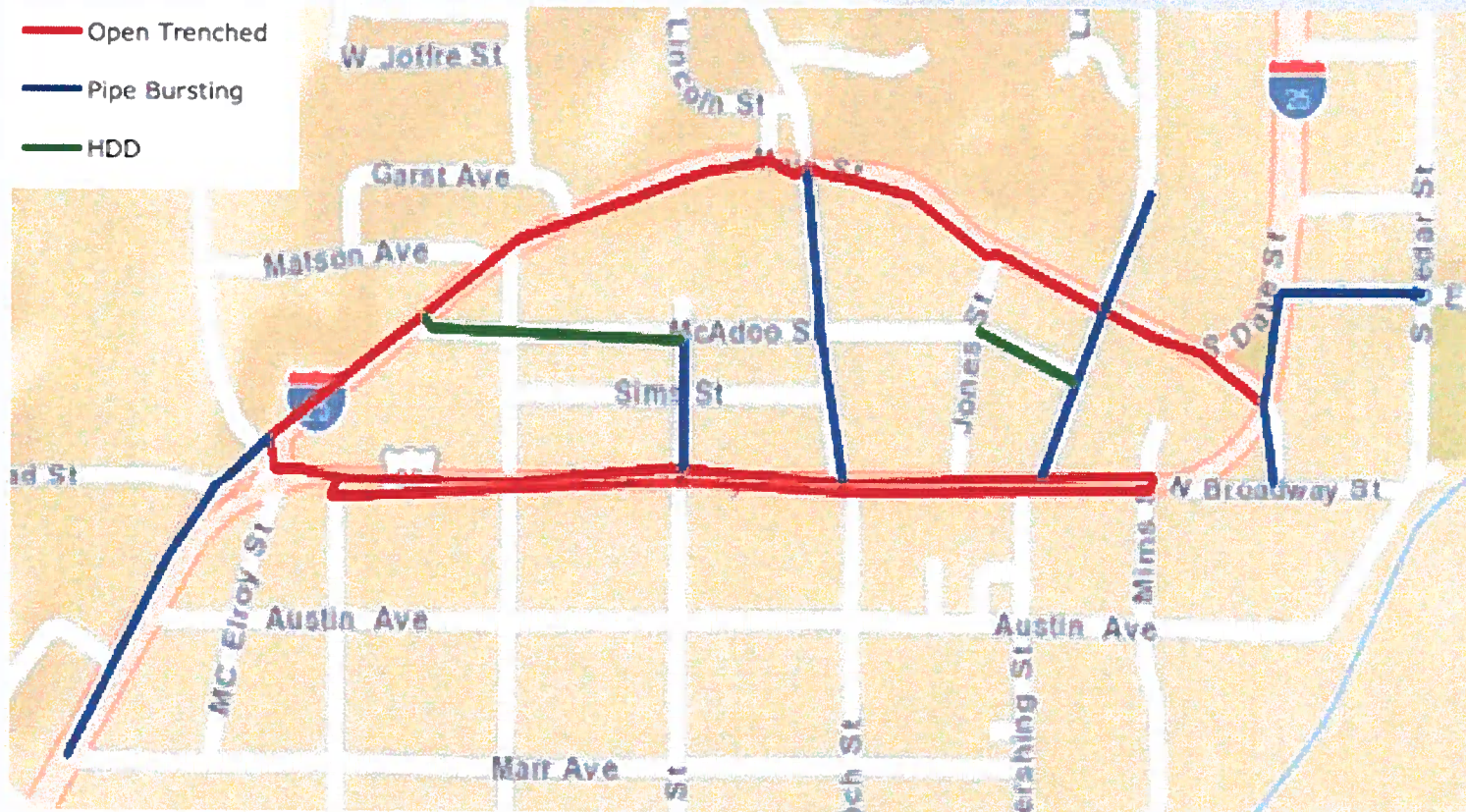


Purpose:

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

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

CONSTRUCTION METHOD MAP



COOK STREET BOOSTER STATION IMPROVEMENTS OVERVIEW

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

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

COOK STREET BOOSTER STATION IMPROVEMENTS OVERVIEW

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

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

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

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

CURRENT STATUS OF THE PROJECT

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

CURRENT STATUS OF THE PROJECT

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

Thank you

Questions? Or Comments?

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

MSD.Information@wilsonco.com

WILSON
&COMPANY



discipline | intensity | collaboration | shared ownership | solutions

2021 RTSP

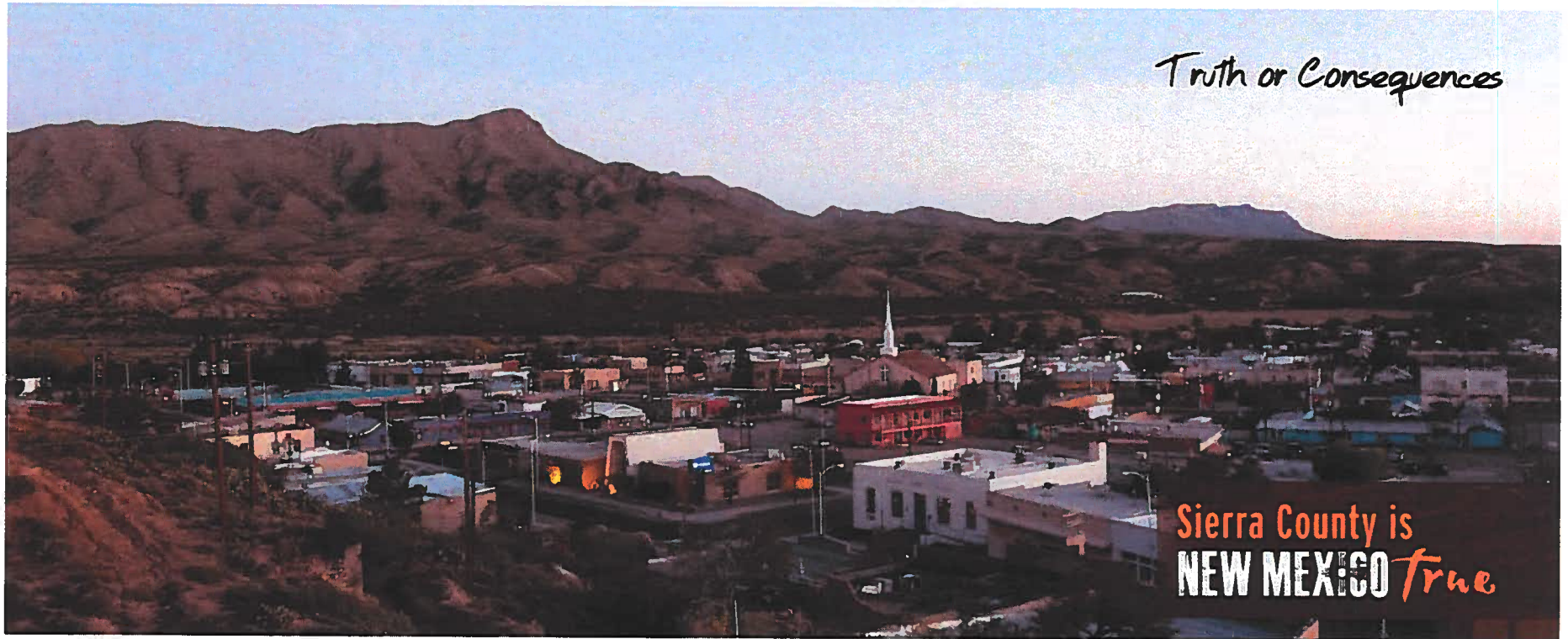


Truth or Consequences TRANSPORTATION SAFETY PLAN



505.338.098 
8220 San Pedro Drive NE, Suite 8
150 Albuquerque, NM 87113 

INTRODUCTION



SCHEDULE

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

Study Area

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



STUDY AREA

PROJECT WEBPAGE

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

The screenshot shows the Lee Engineering website for the Truth or Consequences Transportation Safety Plan. The header includes the Lee Engineering logo and navigation links: Home, About, Services, Careers, News & Events, and Contact. Below the header, there are logos for the New Mexico Department of Transportation, Lee Engineering, and Truth or Consequences. The main content area states that the New Mexico Department of Transportation, in partnership with the City of Truth or Consequences, is currently initiating a multimodal transportation safety plan for T or C. The plan will focus on three areas:

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

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

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

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

Public Meetings

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

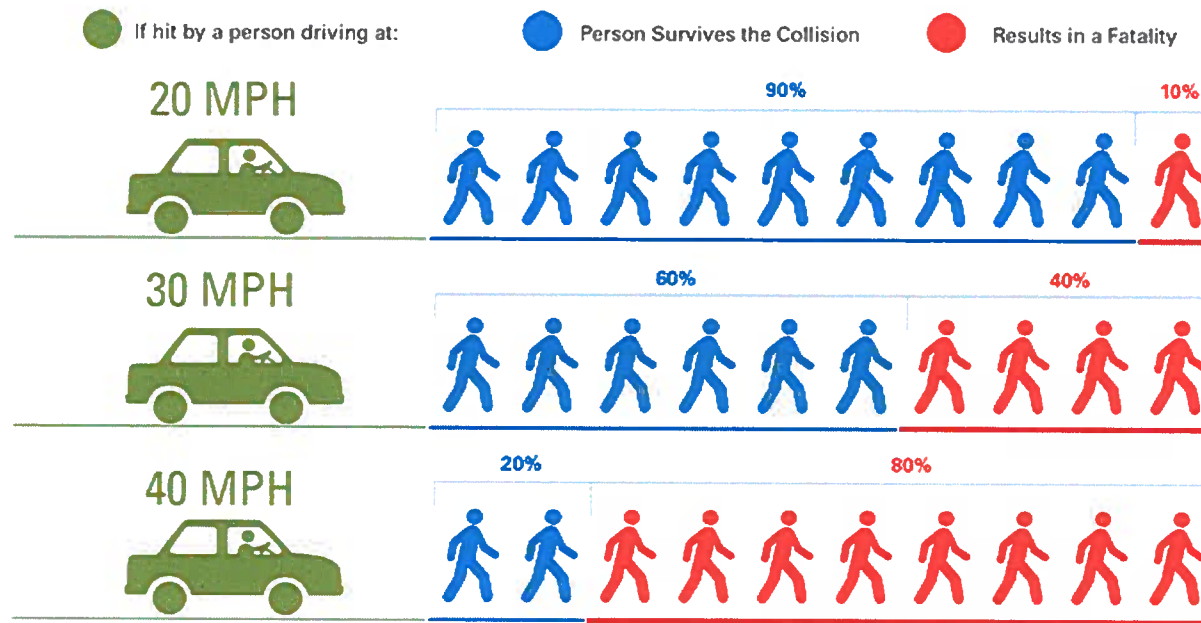
Public Downloads

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

Project Schedule

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

VEHICLE SPEED AND PEDESTRIAN SAFETY



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

TIERED APPROACH

Tier 1

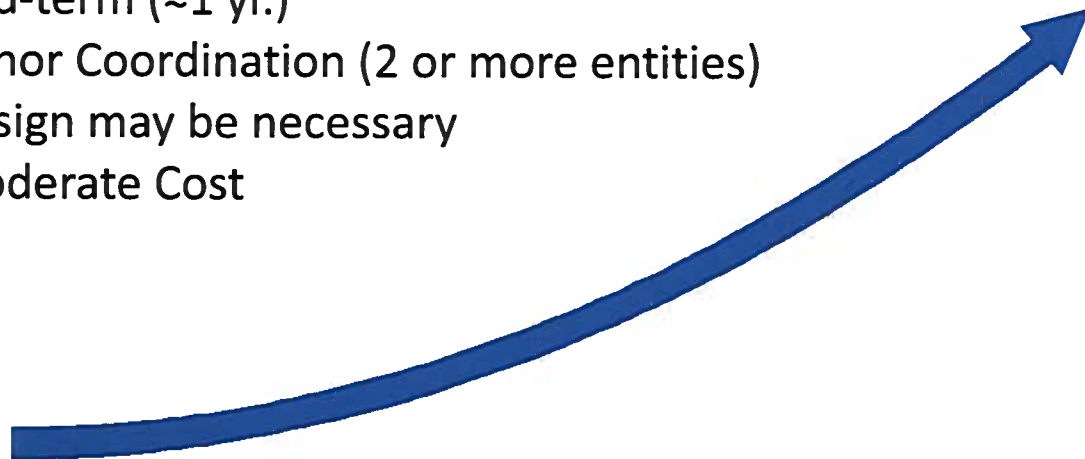
- Near-term (≈ 6 mos.)
- No coordination
- Maintenance
- Low Expense

Tier 2

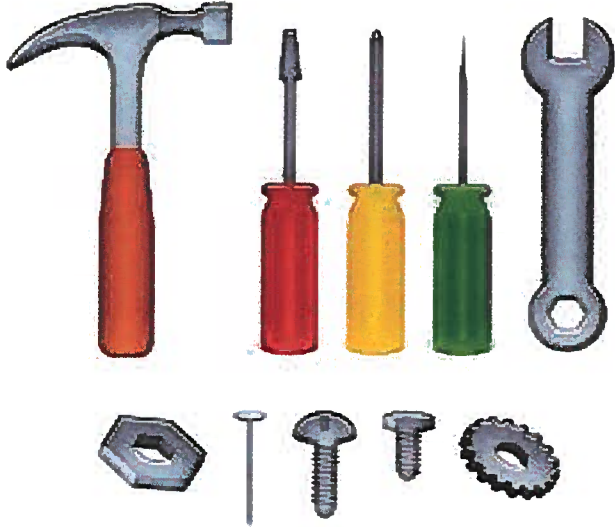
- Mid-term (≈ 1 yr.)
- Minor Coordination (2 or more entities)
- Design may be necessary
- Moderate Cost

Tier 3

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



COUNTERMEASURE TOOLBOX



NEW SCHOOL RD./N. PERSHING ST.



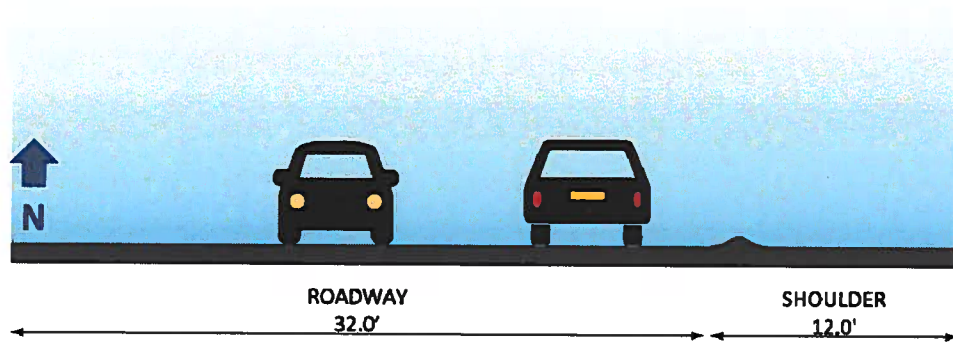
NEW SCHOOL RD. & N. PERSHING ST.

Speed Compliance
Pedestrian Safety
Pavement Markings

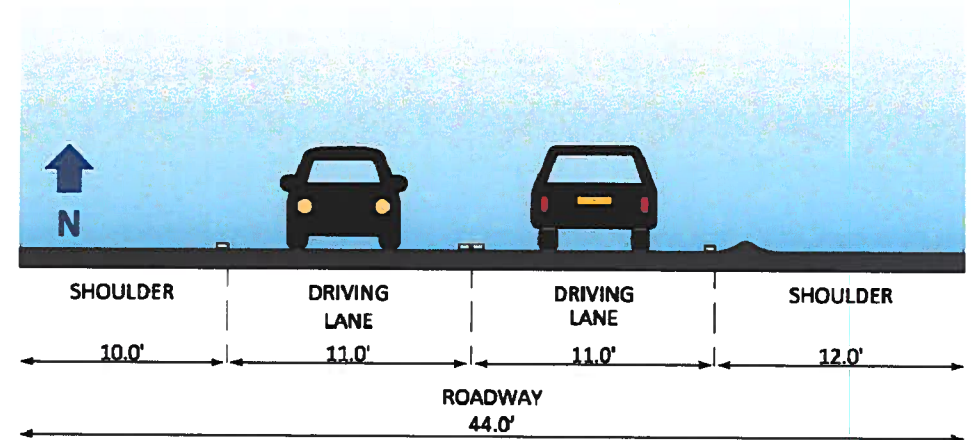


VISUALLY NARROW DRIVING LANES – Tier 1

Existing



Recommended



NARROW DRIVING LANES

Wider travel lanes are correlated with higher vehicle speeds.

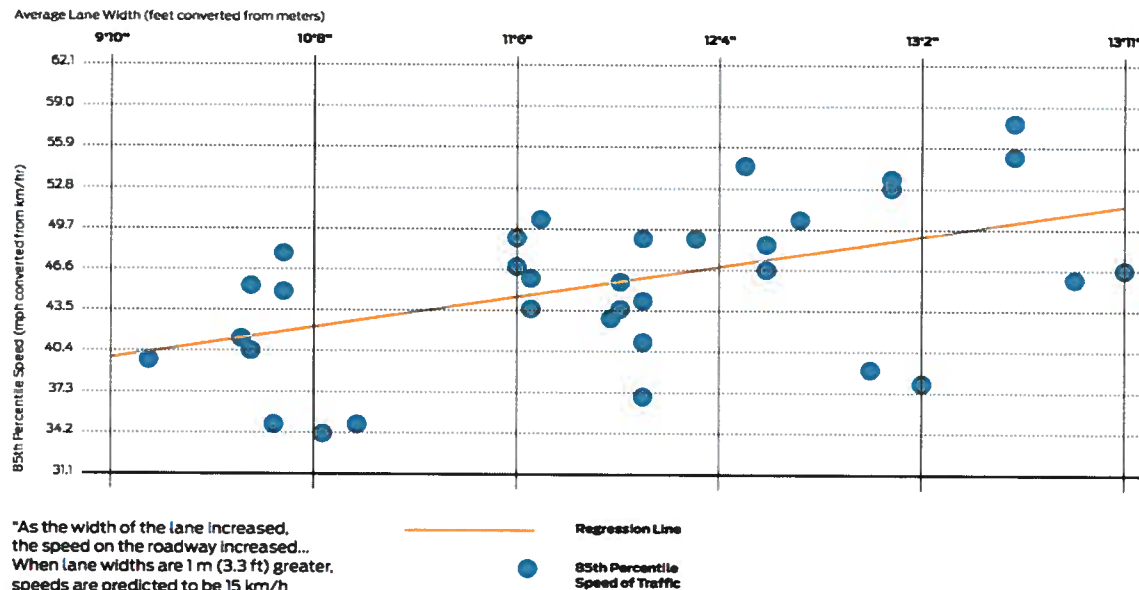
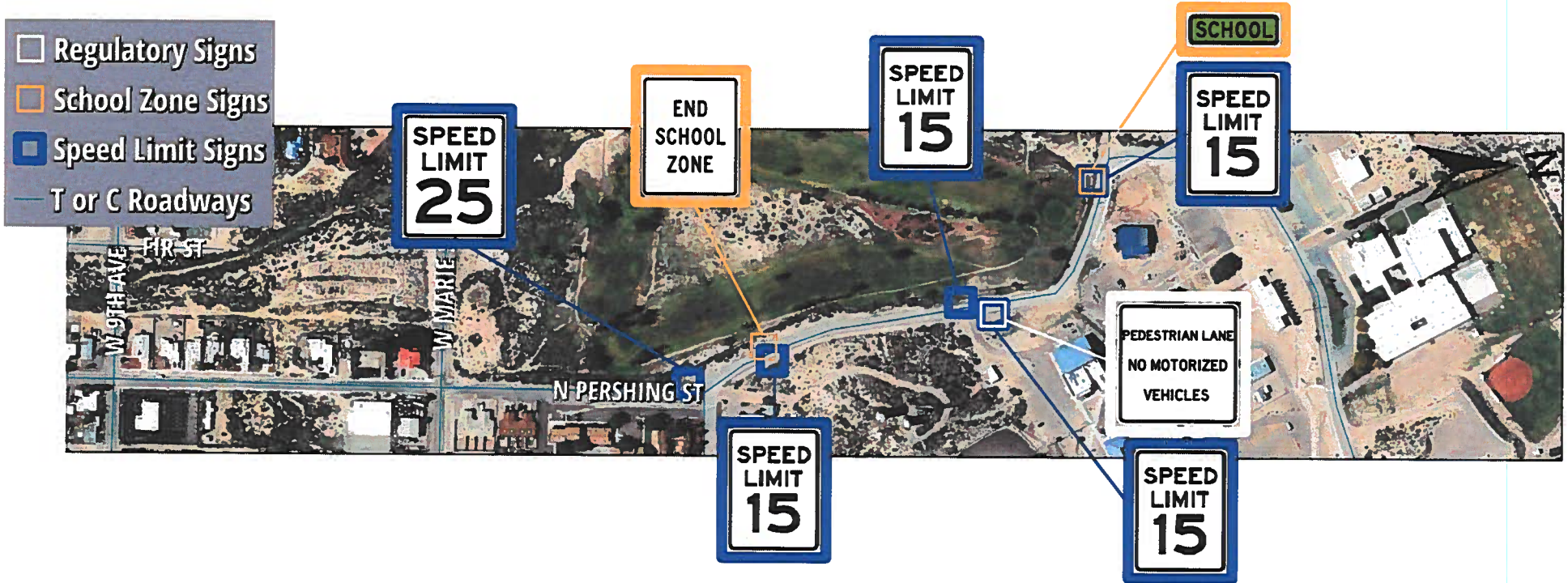


Chart source: Fitzpatrick, Kay, Paul Carlson, Marcus Brewer, and Mark Woodridge. 2000. "Design Factors That Affect Driver Speed on Suburban Streets." *Transportation Research Record* 1751: 18-25.

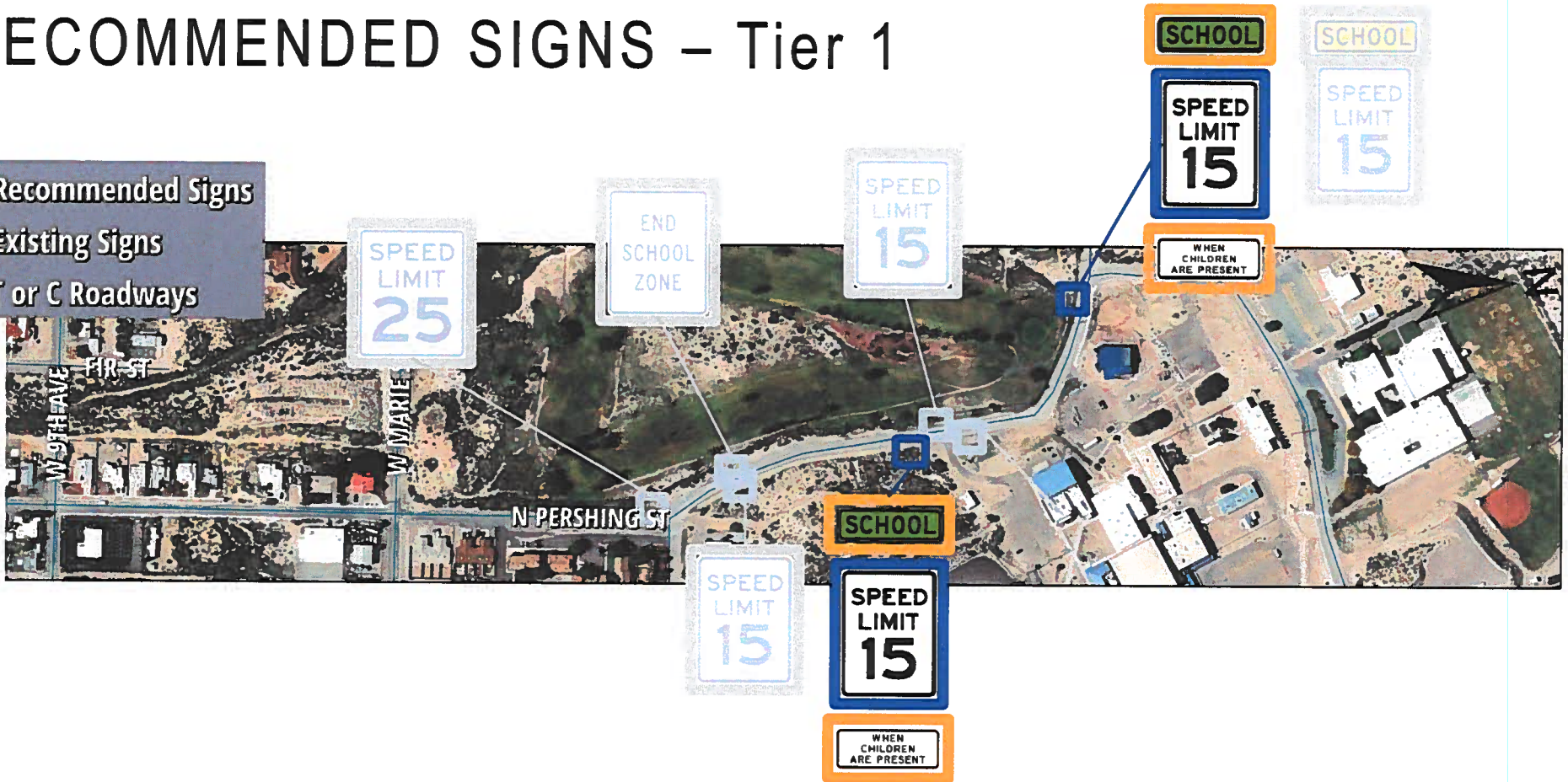
Source: https://nacto.org/wp-content/themes/sink_nacto/views/design-guides/retrofit/urban-street-design-guide/images/lane-width/wider-travel-lanes-graph.png

EXISTING SIGNS



RECOMMENDED SIGNS – Tier 1

- Recommended Signs
- Existing Signs
- T or C Roadways



RECOMMENDED SIDEWALKS – Tier 2



RECOMMENDED SIDEWALKS – Tier 2

— Tier 2 - ADA Walkways
— T or C Roadways



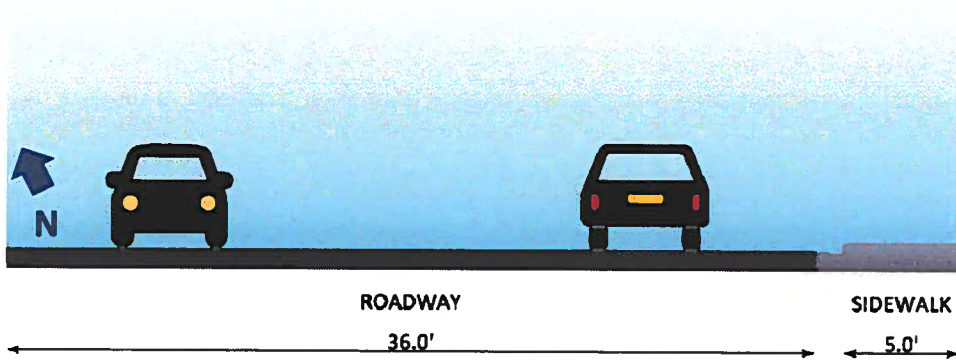
NEW SCHOOL RD. & N. PERSHING ST.

Speed Compliance
Pavement Markings
Pedestrian Safety

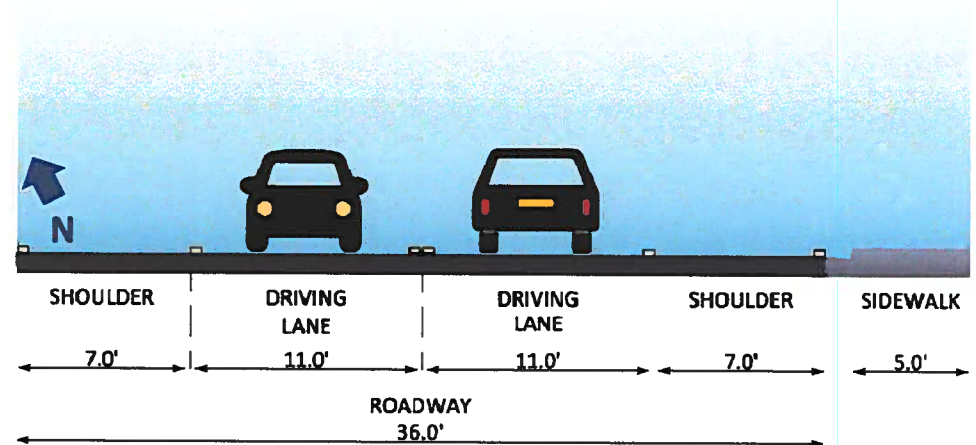


VISUALLY NARROW DRIVING LANES – Tier 1

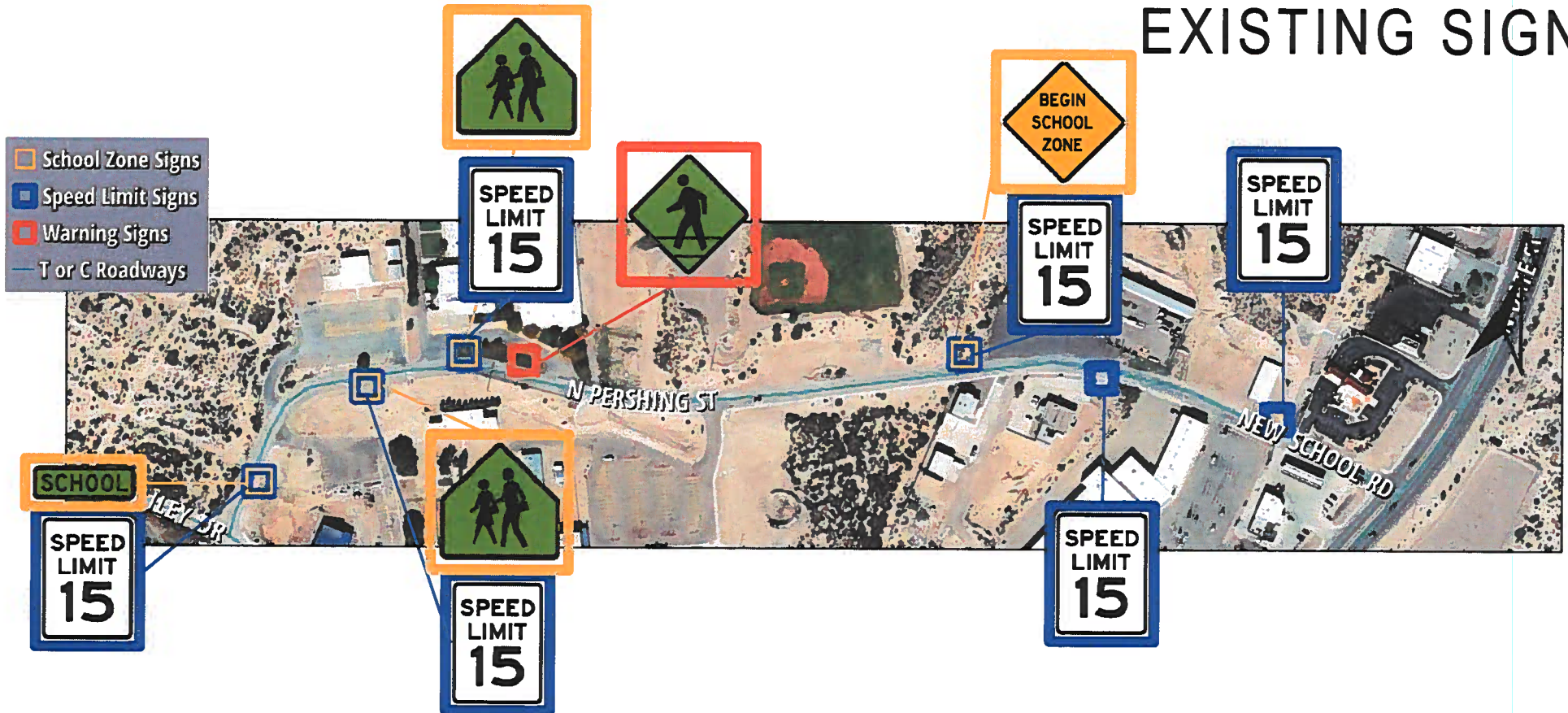
Existing

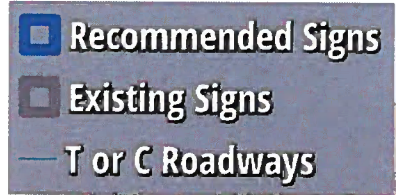


Recommended



EXISTING SIGNS





EXISTING PAVEMENT MARKINGS

■ Pavement Markings
— T or C Roadways



RECOMMENDED PAVEMENT PARKINGS – Tier 1

■ Pavement Markings
— T or C Roadways



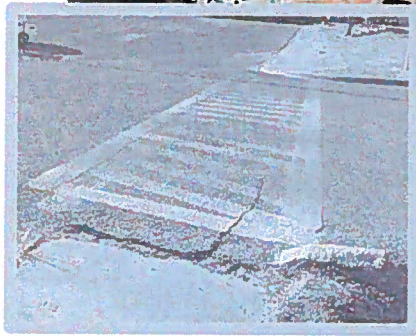
EXISTING CROSSWALKS

■ Crosswalks
— T or C Roadways



RECOMMENDED CROSSWALKS – Tier 1

- Crosswalks
- T or C Roadways



RECOMMENDED CROSSWALKS – Tier 1

■ Crosswalks
— T or C Roadways



RECOMMENDED SIDEWALKS – Tier 2



RECOMMENDED SIDEWALKS – Tier 2

— Tier 2 - ADA Walkways
— T or C Roadways



RECOMMENDED SIDEWALKS – Tier 3

— Tier 3 - ADA Walkways
— T or C Roadways



SMITH AVE./N. SILVER ST.



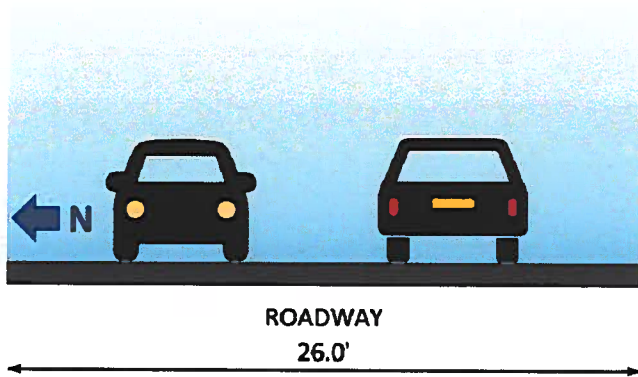
SMITH AVE./N. SILVER ST.

Speed Compliance
Pedestrian Safety
Signage

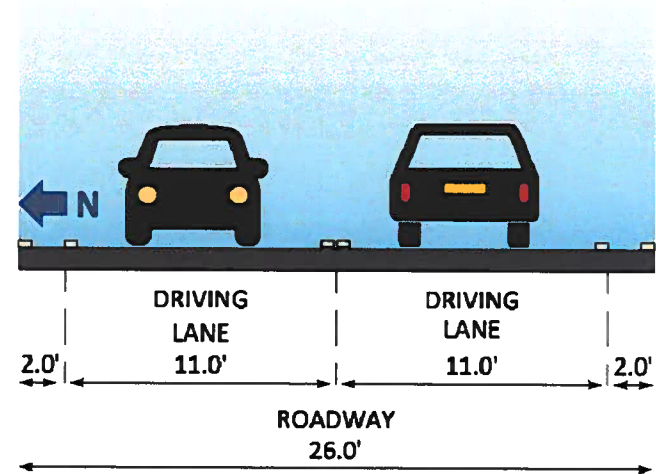


VISUALLY NARROW DRIVING LANES – Tier 1

Existing

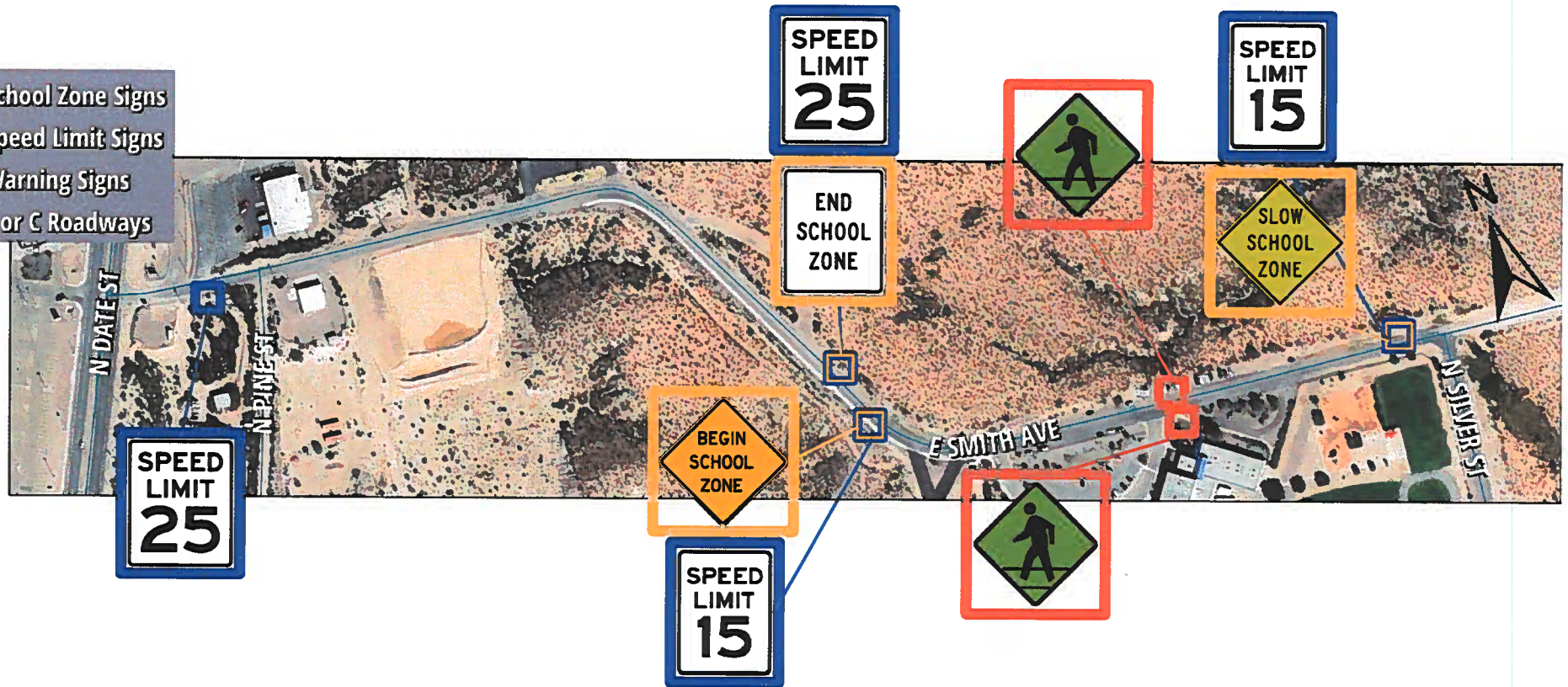


Recommended

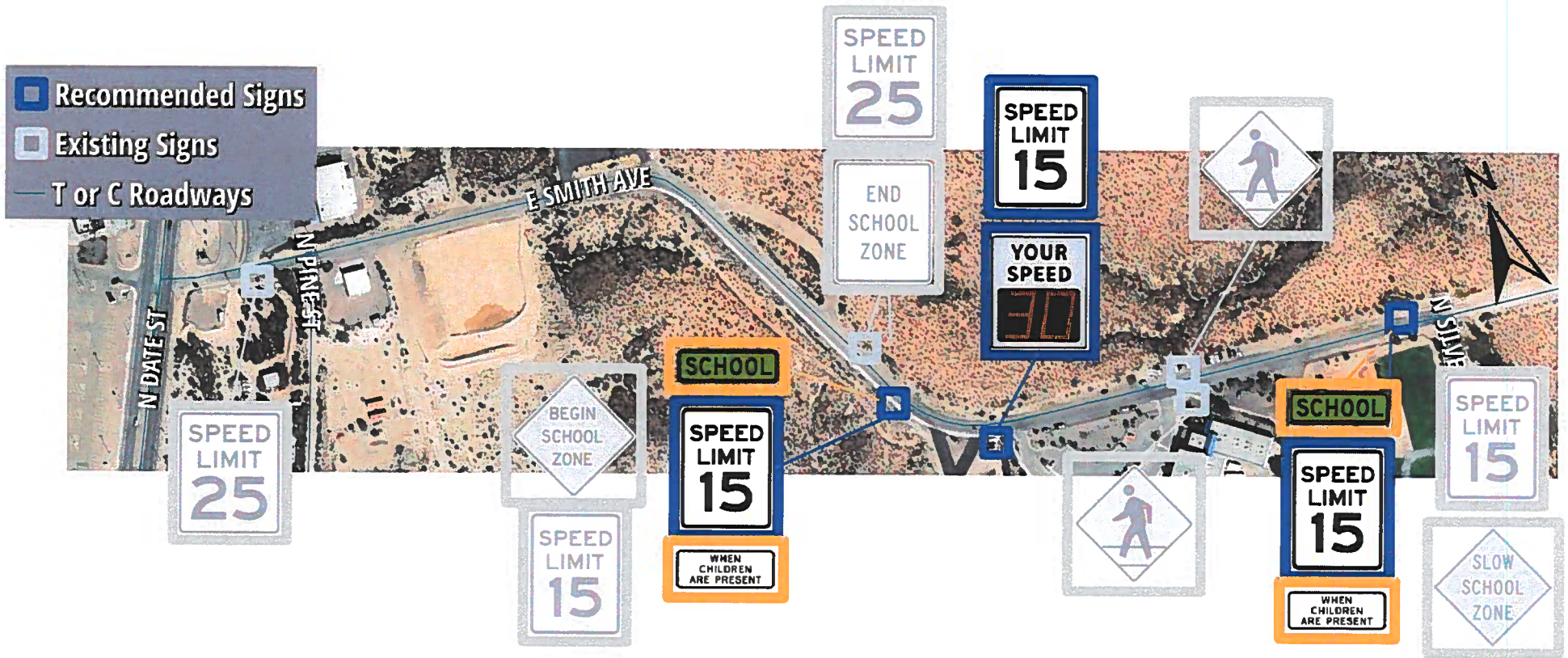


EXISTING SIGNS

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



RECOMMENDED SIGNS – Tier 1



EXISTING CROSSWALKS

■ Crosswalk
— T or C Roadways



RECOMMENDED CROSSWALKS – Tier 1

■ Crosswalk
— T or C Roadways



RECOMMENDED CROSSWALKS – Tier 1

■ Crosswalk
— T or C Roadways



RECOMMENDED SIDEWALKS – Tier 2



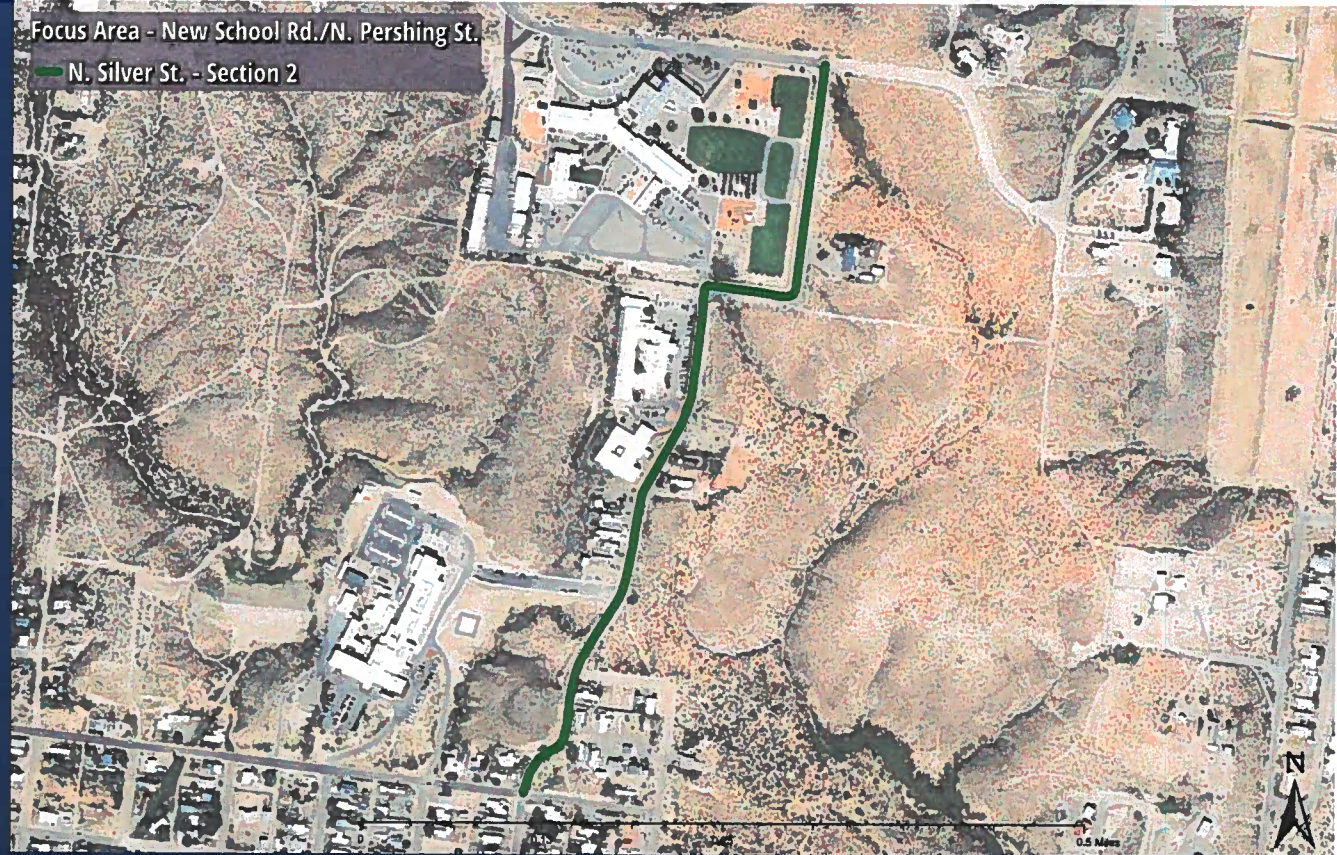
RECOMMENDED SIDEWALKS – Tier 3

Tier 3 - ADA Walkways
T or C Roadways



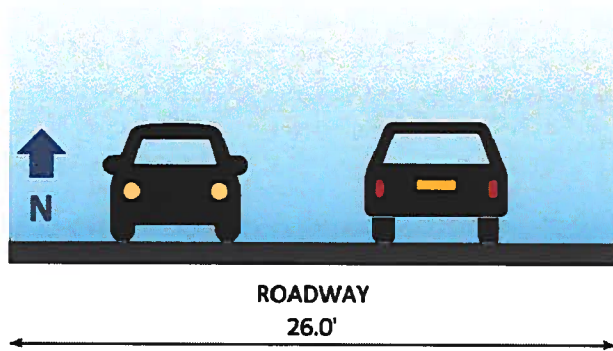
SMITH AVE./N. SILVER ST.

Speed Compliance
Pedestrian Safety
Signs

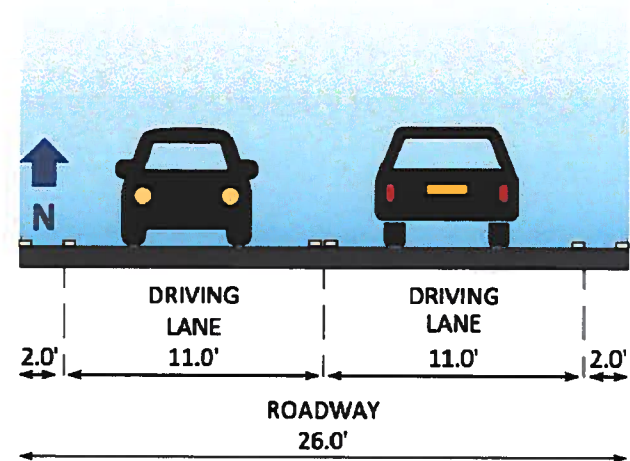


VISUALLY NARROW DRIVING LANES – Tier 1

Existing

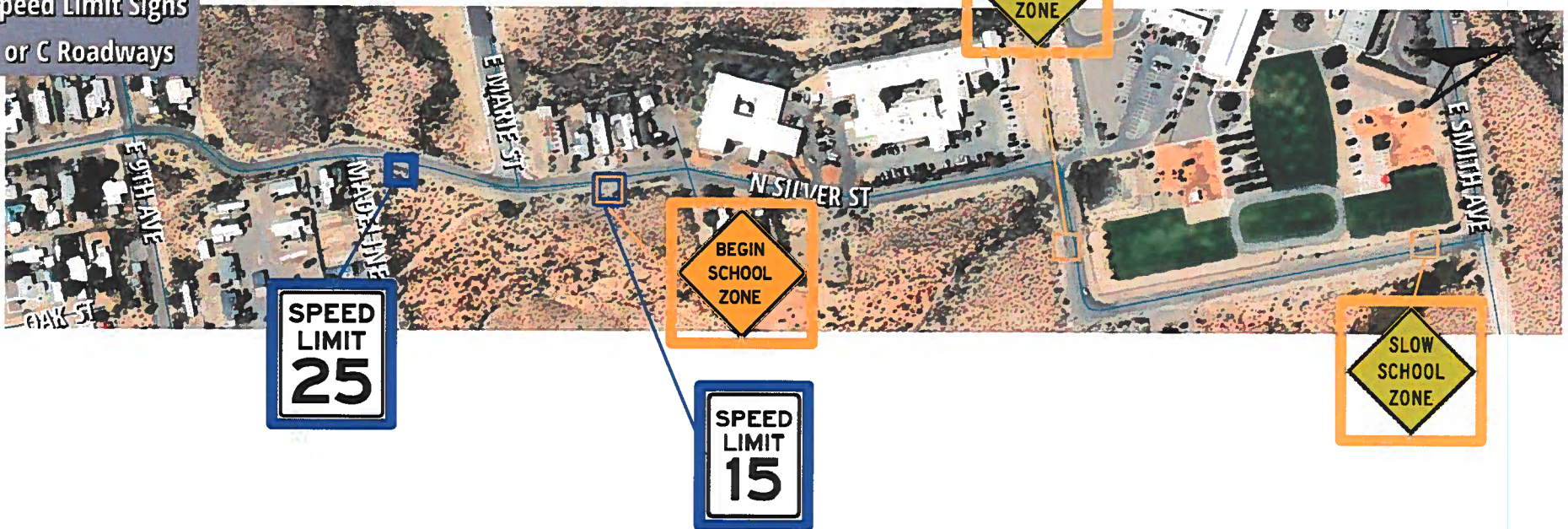


Recommended

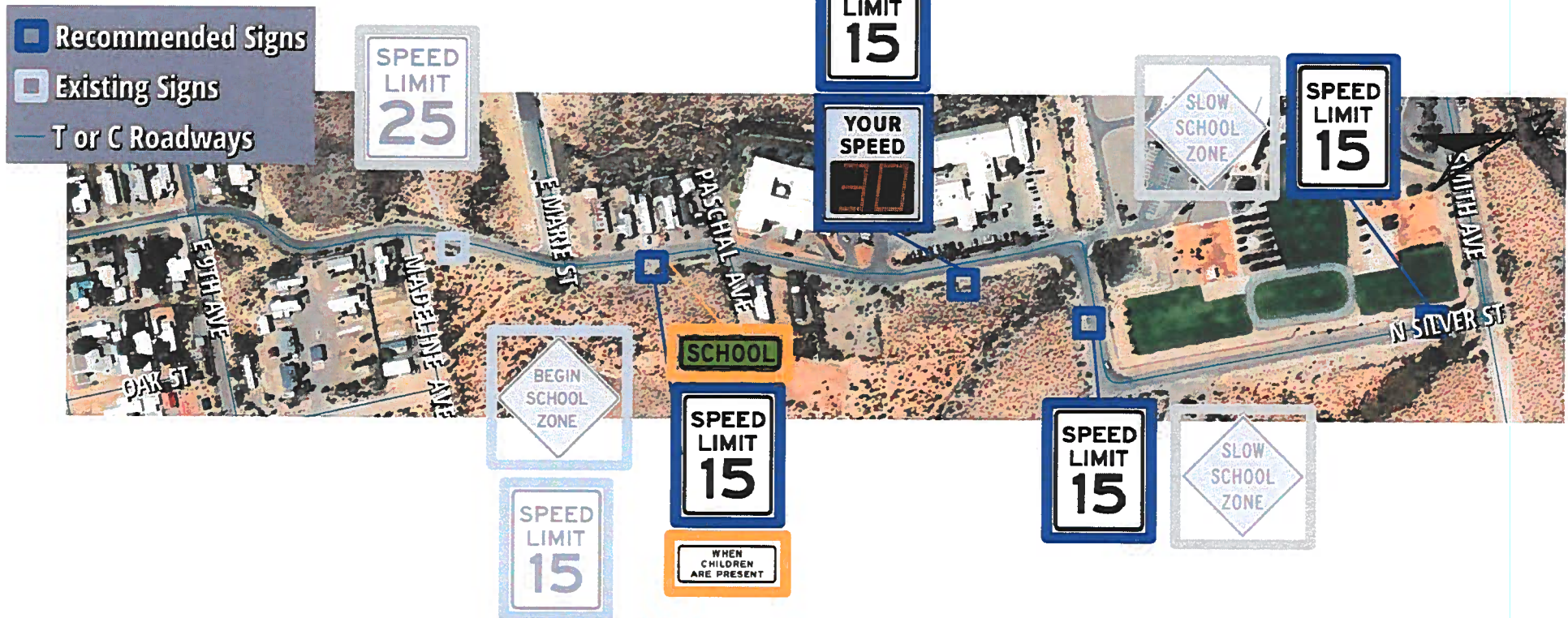


EXISTING SIGNS

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



RECOMMENDED SIGNS - Tier 1



RECOMMENDED SIDEWALKS – Tier 2

— Tier 2 - ADA Walkways
— T or C Roadways



RECOMMENDED SIDEWALKS – Tier 2

— Tier 2 - ADA Walkways
— T or C Roadways

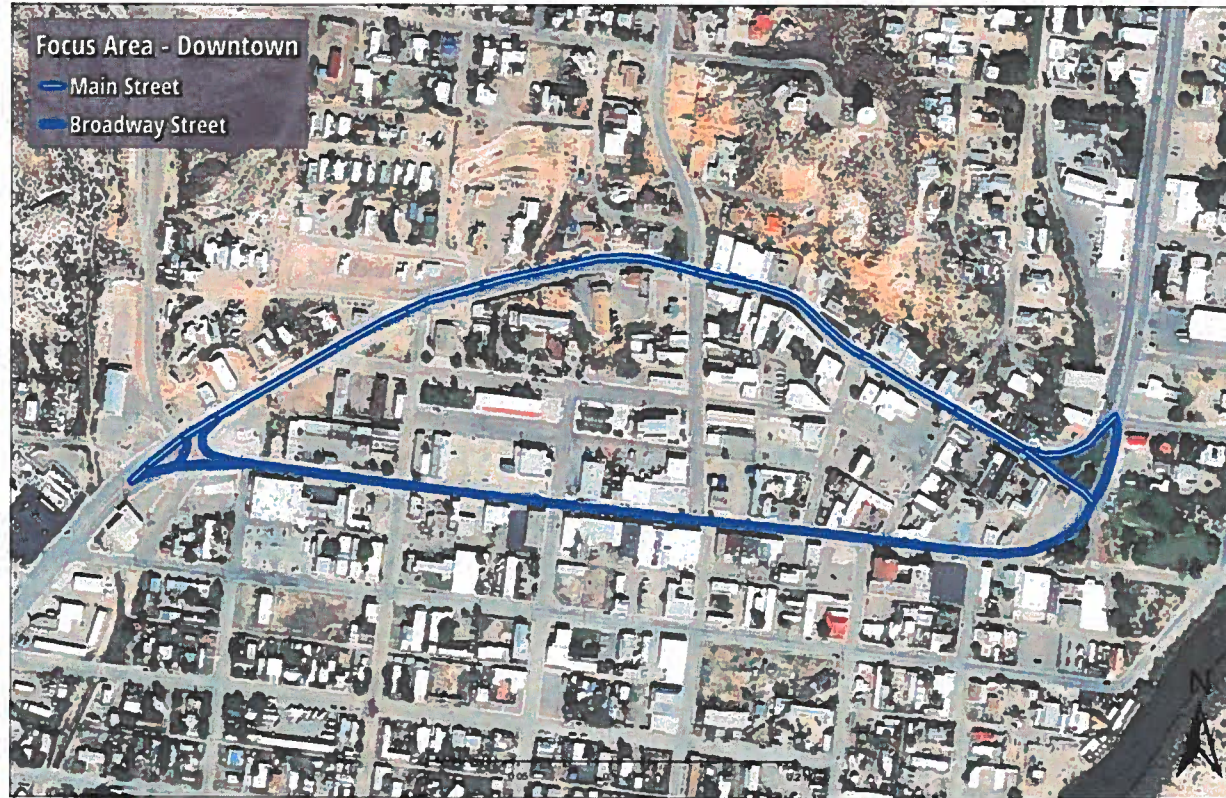


RECOMMENDED SIDEWALKS – Tier 3

— Tier 3 - ADA Walkways
— T or C Roadways



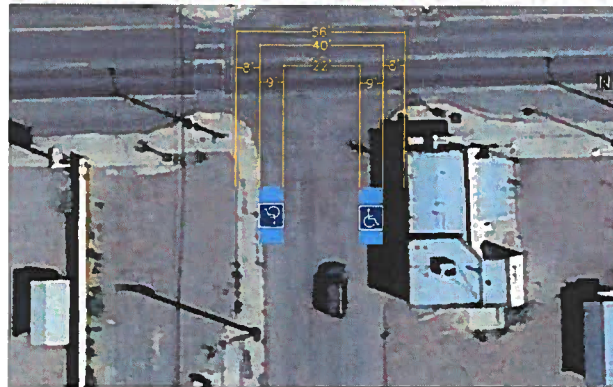
DOWNTOWN



ACCESSIBILITY



ON-STREET ACCESSIBLE PARKING – Tier 2



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

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

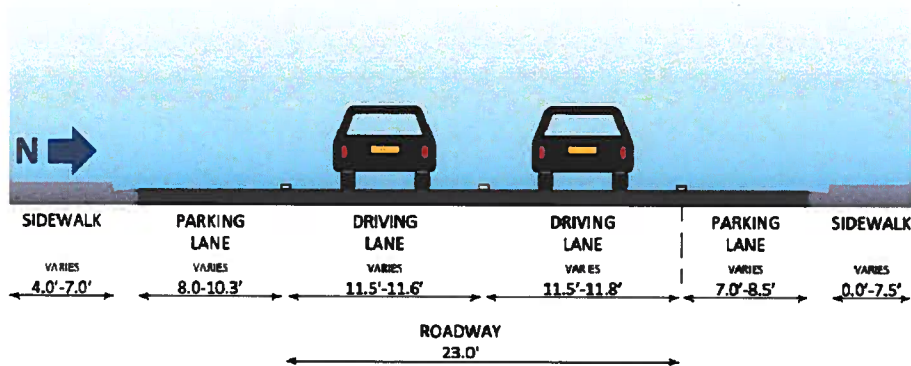
Main Avenue

Speed Compliance
Accessibility
Signs
Pavement Markings
Pedestrian Safety

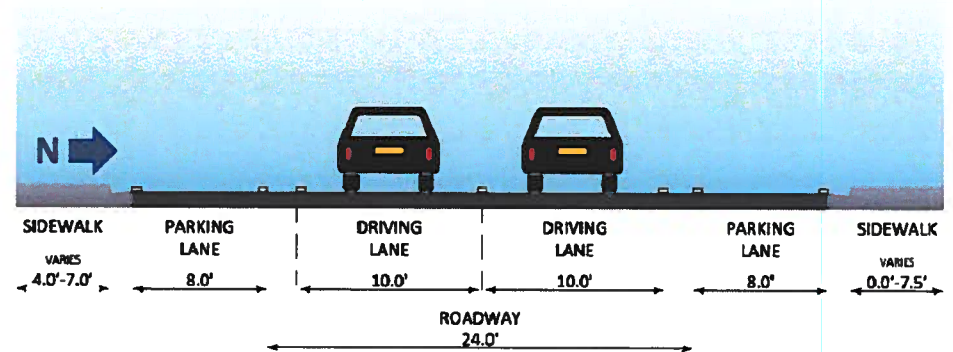


VISUALLY NARROW DRIVING LANES – Tier 1

Existing



Recommended

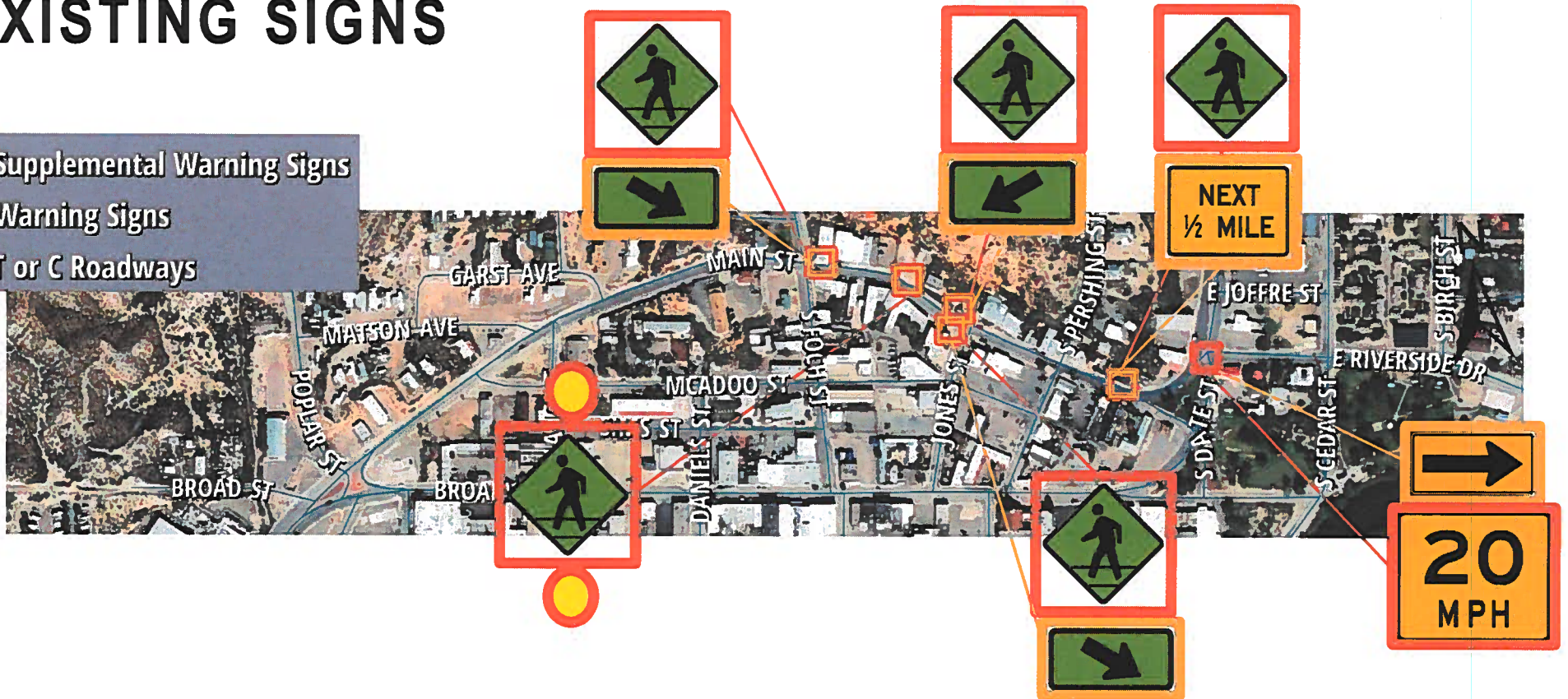


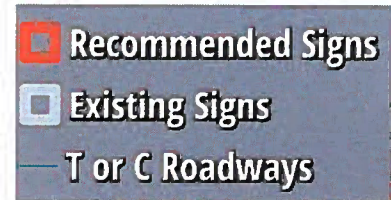
EXISTING SIGNS

Supplemental Warning Signs

Warning Signs

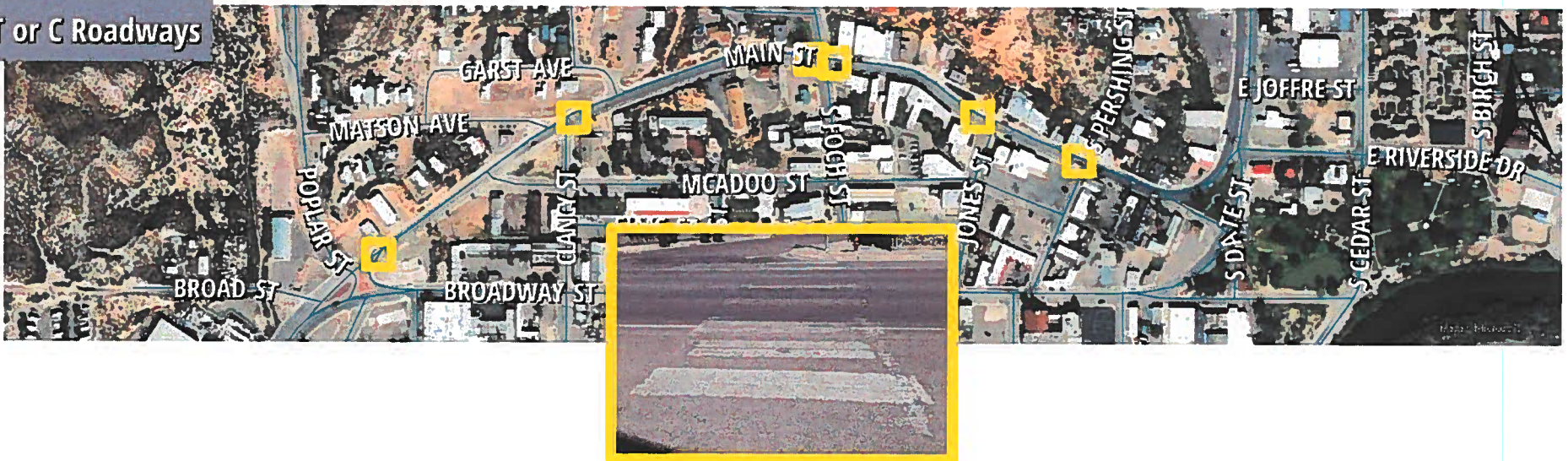
T or C Roadways





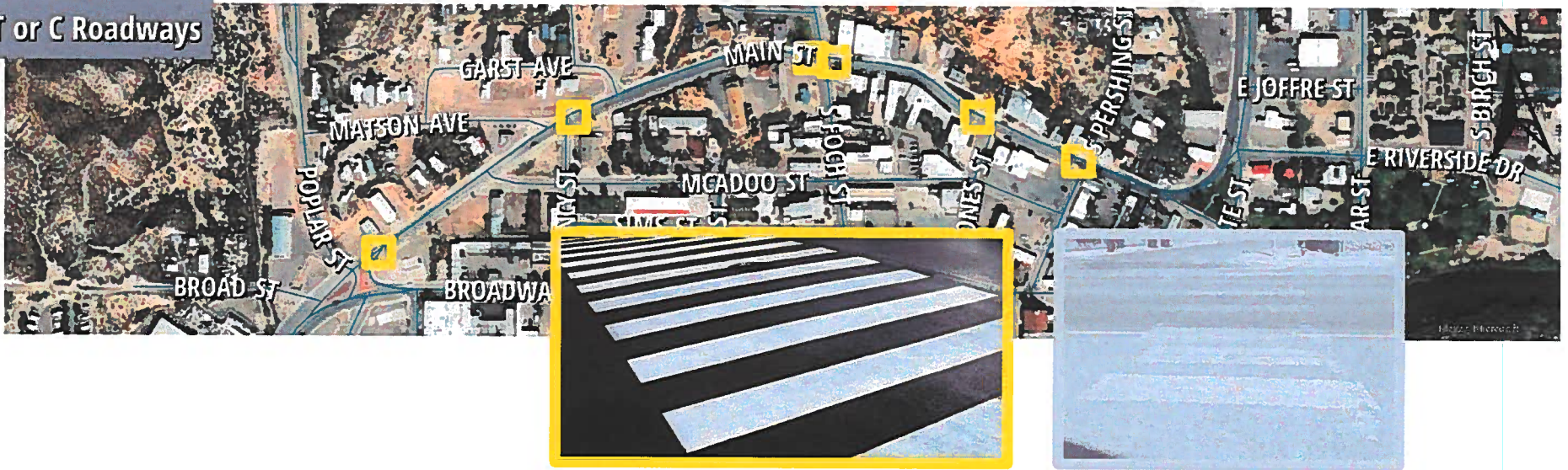
EXISTING CROSSWALKS

- Main Crosswalks
- T or C Roadways



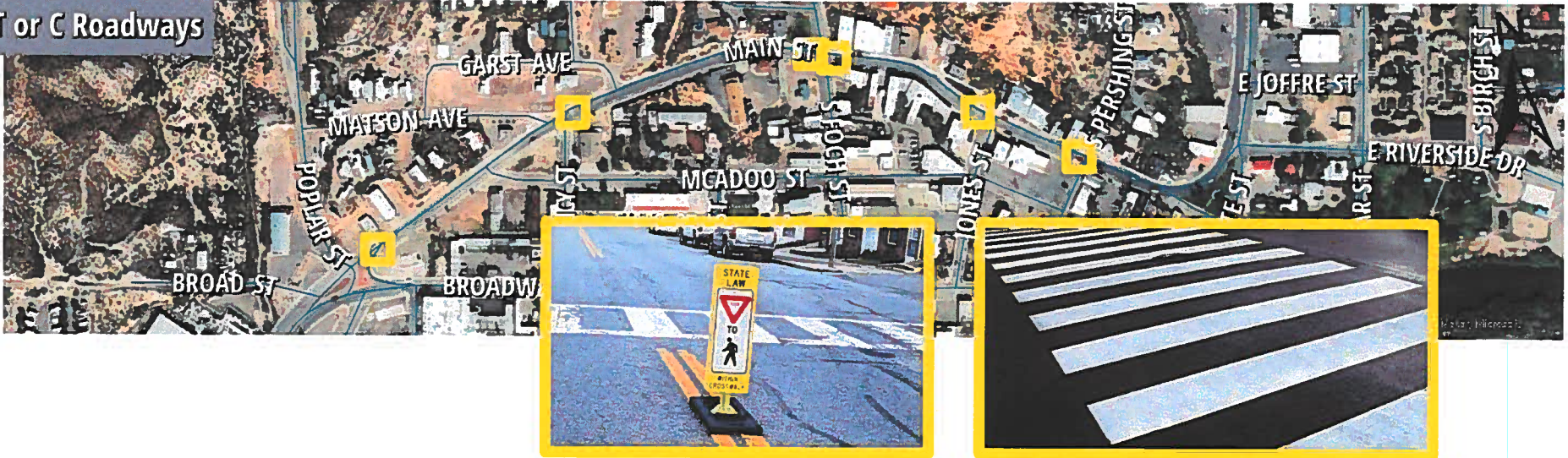
RECOMMENDED CROSSWALKS – Tier 1

- Main Crosswalks
- T or C Roadways



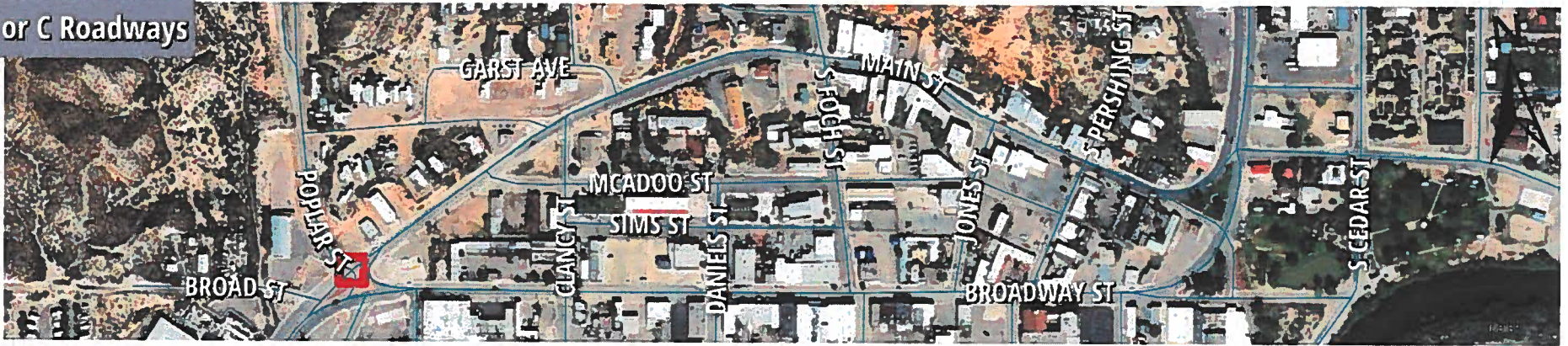
RECOMMENDED CROSSWALKS – Tier 1

- Main Crosswalks
- T or C Roadways



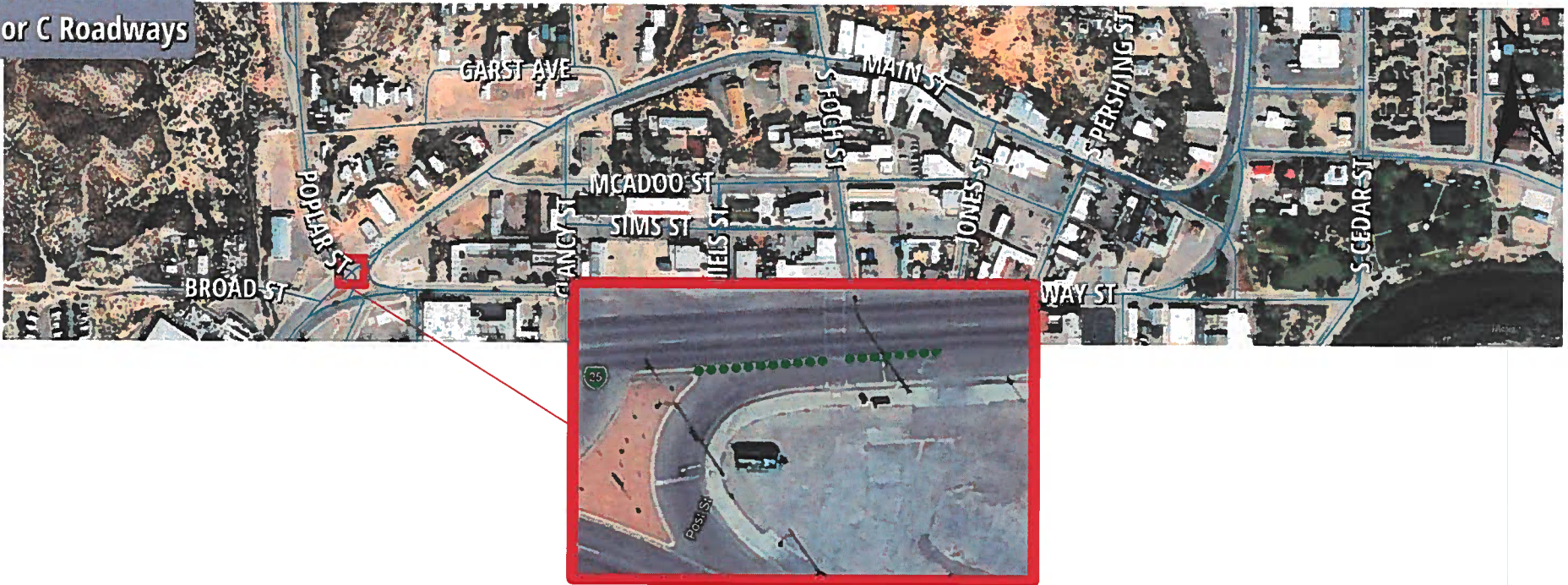
CONFLICT INTERSECTION

■ Poplar Street
— T or C Roadways



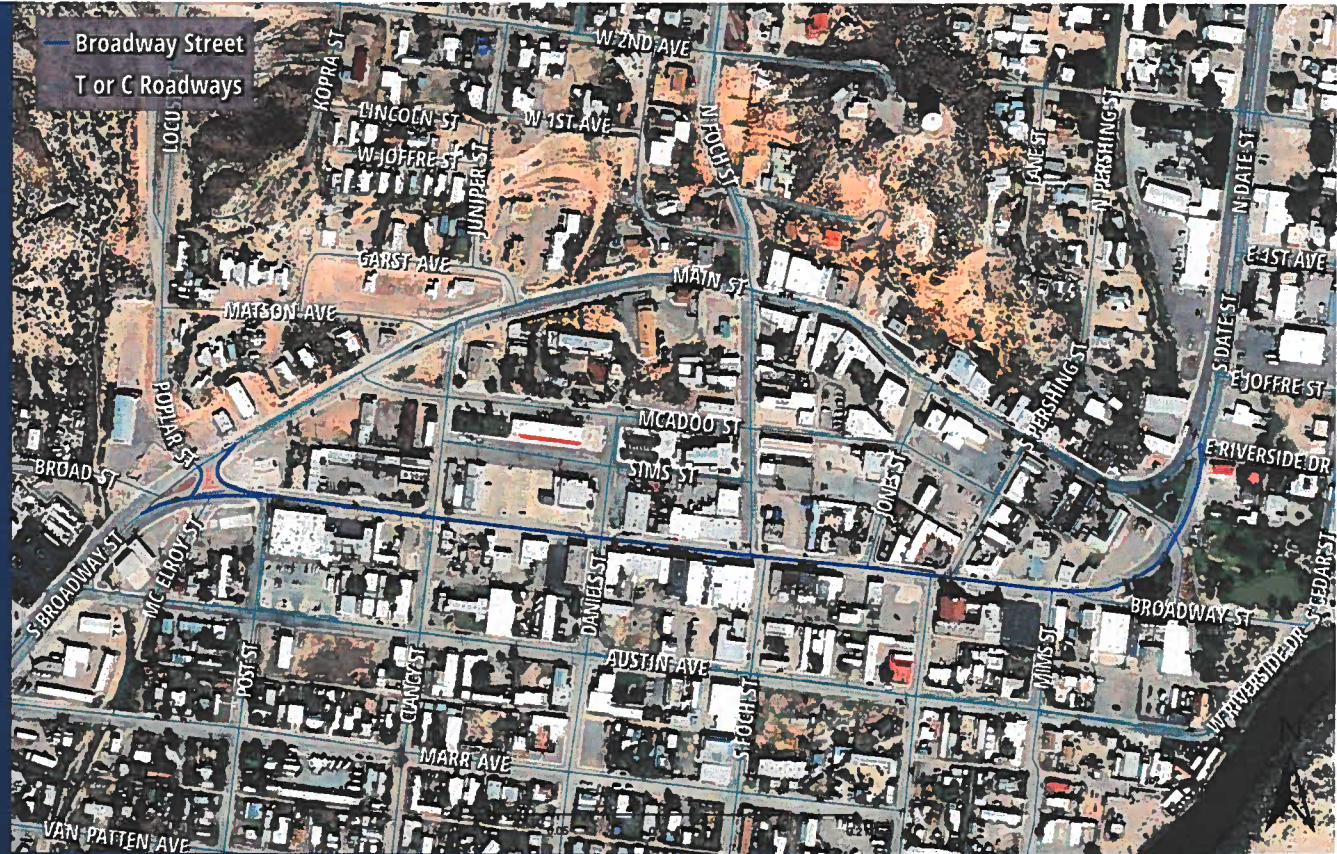
INTERSECTION CONFLICT – Tier 1

■ Poplar Street
— T or C Roadways



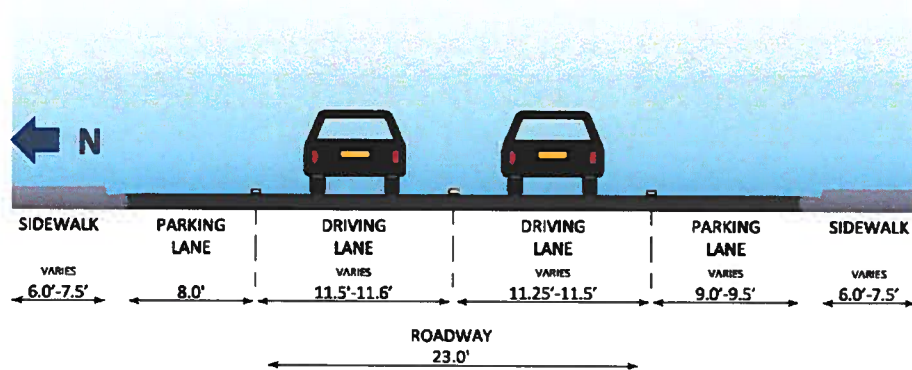
N Broadway Street

Speed Compliance
Accessibility
Signs
Pavement Markings
Pedestrian Safety

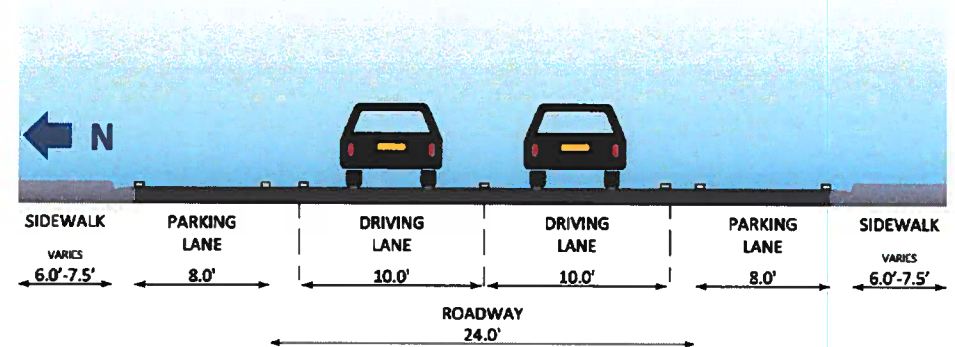


VISUALLY NARROW DRIVING LANES – Tier 1

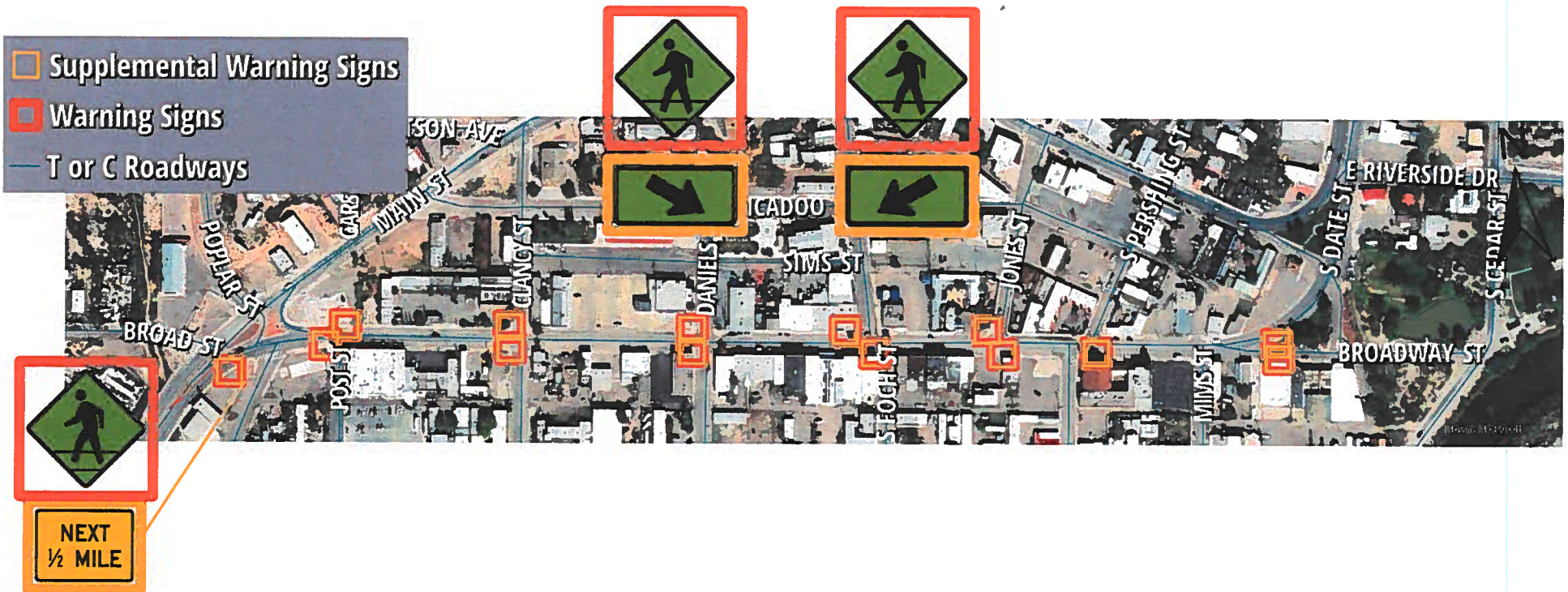
Existing



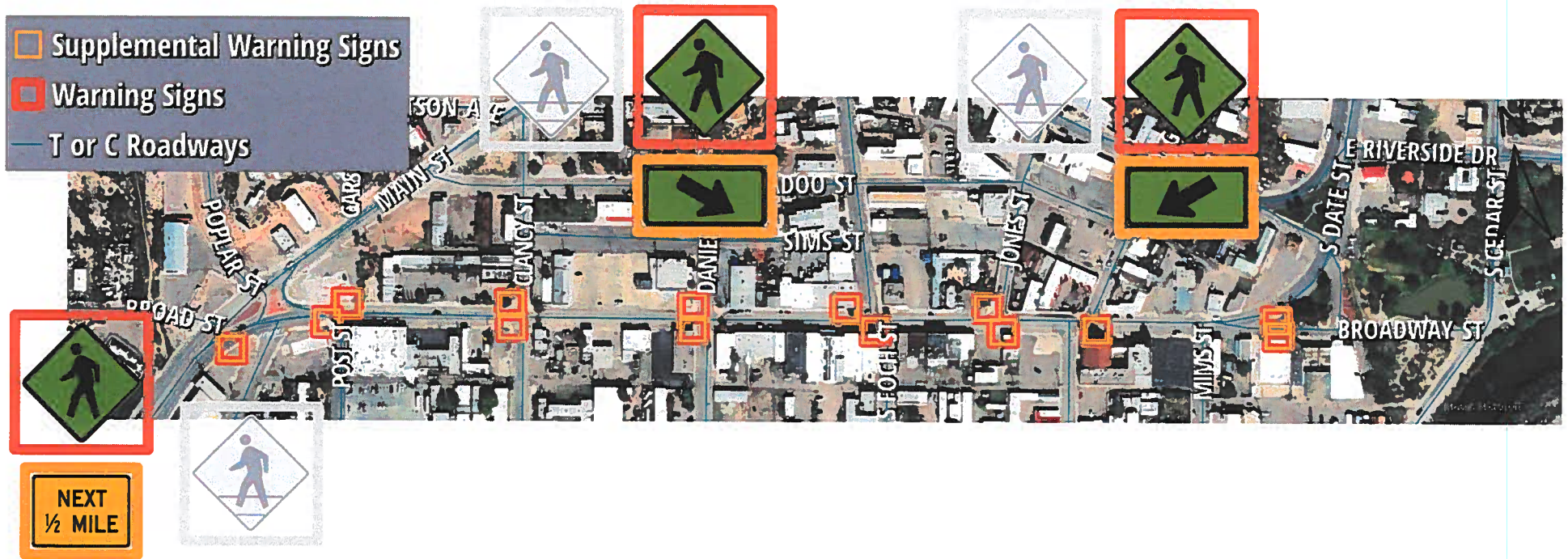
Recommended



EXISTING SIGNS



RECOMMENDED SIGNS – Tier 1



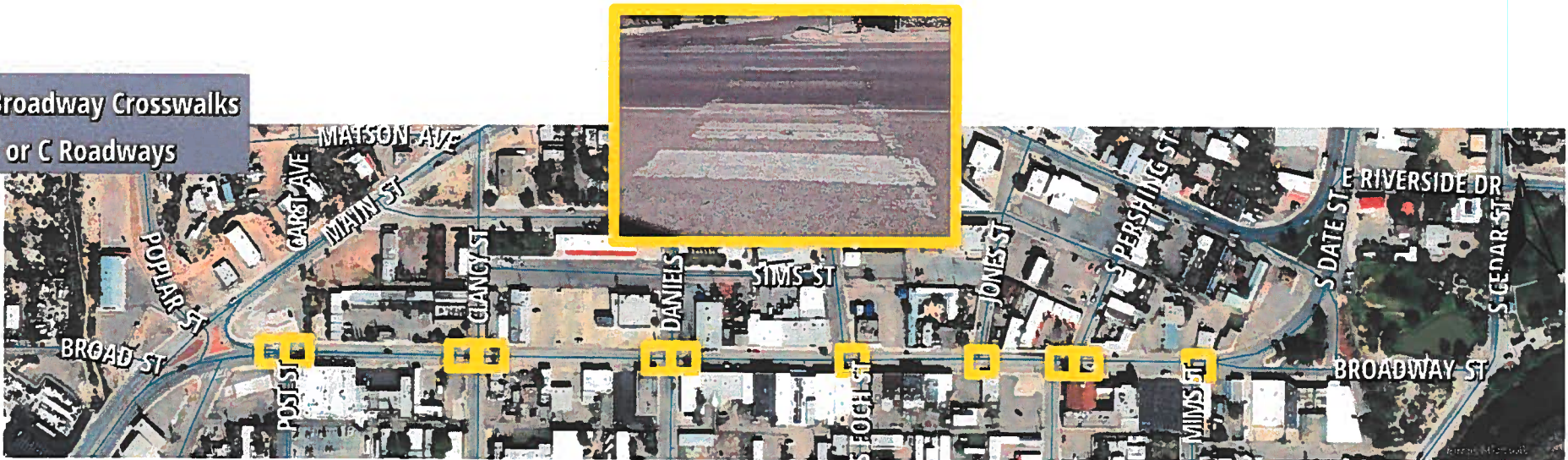
RECOMMENDED SIGNS – Tier 1

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



EXISTING CROSSWALKS

- Broadway Crosswalks
- T or C Roadways



RECOMMENDED CROSSWALKS – Tier 1

- Broadway Crosswalks
- T or C Roadways



RECOMMENDED CROSSWALKS – Tier 1

- Broadway Crosswalks
- T or C Roadways



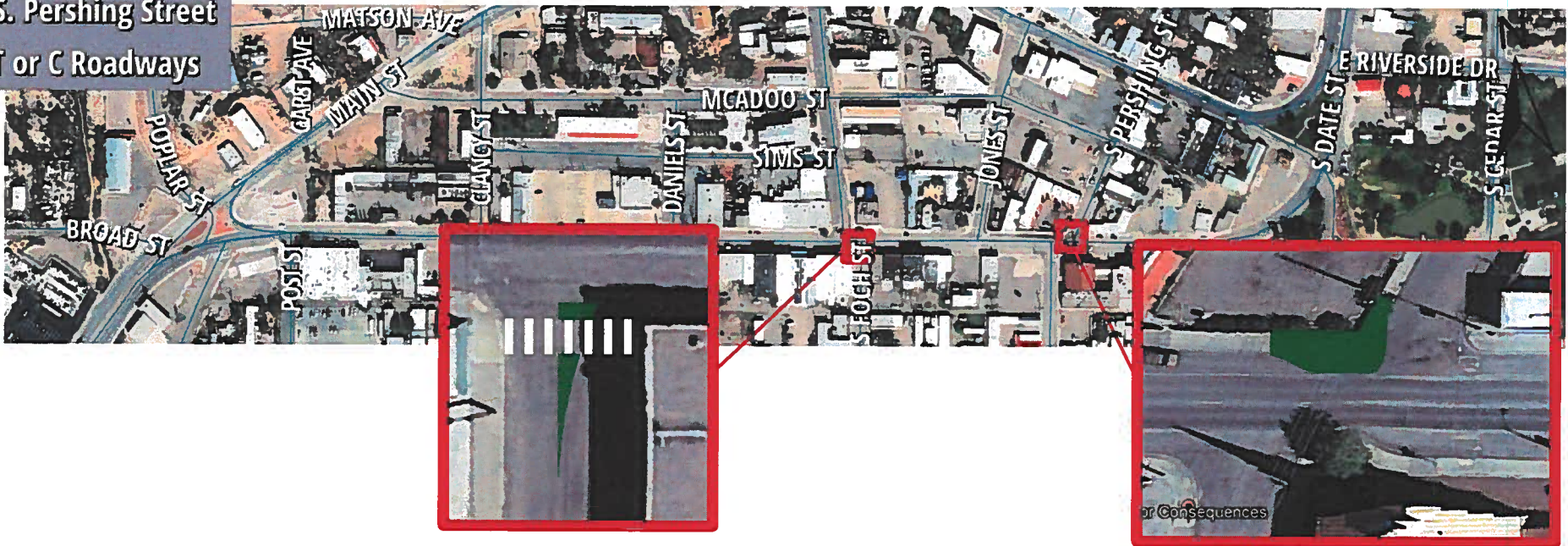
CONFLICT INTERSECTIONS

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



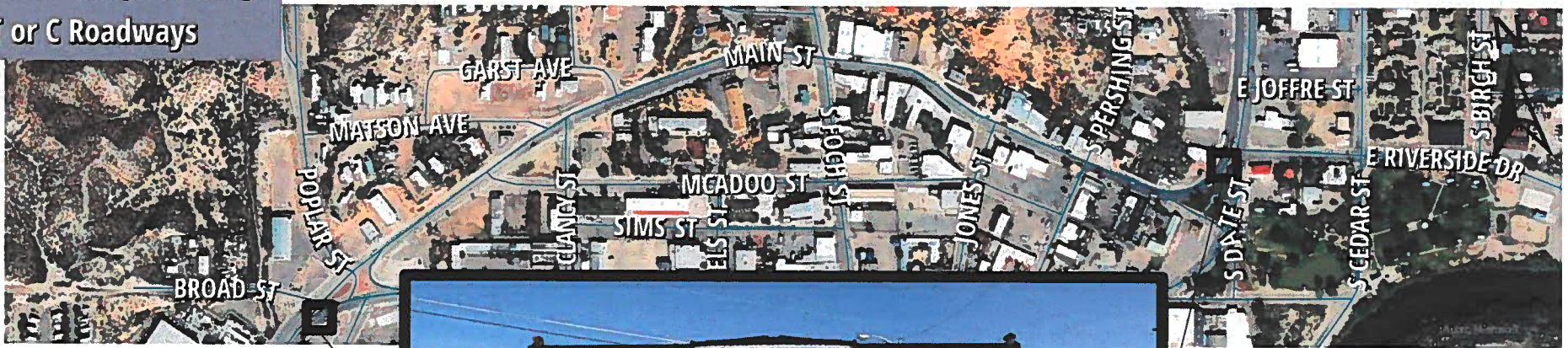
RECOMMENDED TREATMENTS – Tier 3

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

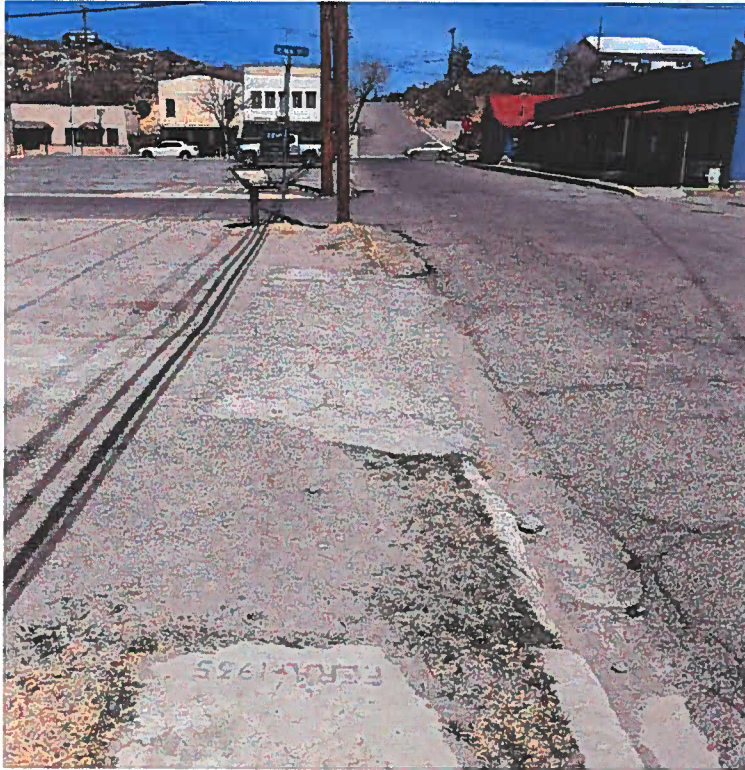


COMMUNITY INITIATIVES

- Community Gateways
- T or C Roadways



COMMUNITY INITIATIVES



- Pedestrian facility maintenance and improvements on City maintained streets

COMMUNITY INITIATIVES



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

COMMUNITY INITIATIVES



- Roadway Exchange

COMMUNITY INITIATIVES





POTENTIAL FUNDING SOURCES

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

THANK YOU

QUESTIONS?

NMDOT

Debbie Hudson

DebraA.Hudson@state.nm.us

(575) 640-2779

Lee Engineering

Stephen Montañó

smontano@lee-eng.com

(505) 545-8450

Contact Information



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

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

E. CONSENT CALENDAR:

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

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

F. ORDINANCES/RESOLUTIONS/ZONING:

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

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

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

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

Item was removed from agenda.

WELCOME TO
TRUTH OR CONSEQUENCES





Ralph Rubenstein



Noah Rubenstein

Prestige Entertainment
Name That Tune



Loveless
Johnson III



**Cliff
Marks**



**TRUTH &
CONSEQUENCES**

MONDAY THRU FRIDAY IN COLOR • CHANNEL
7:00 PM

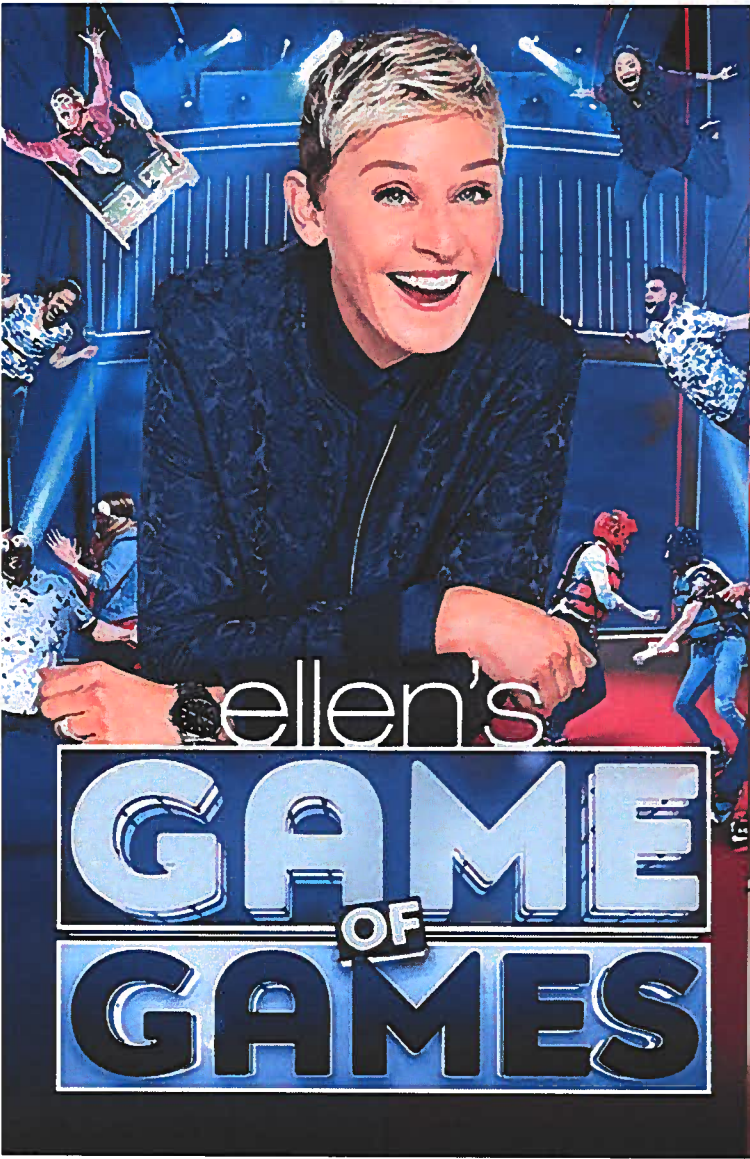


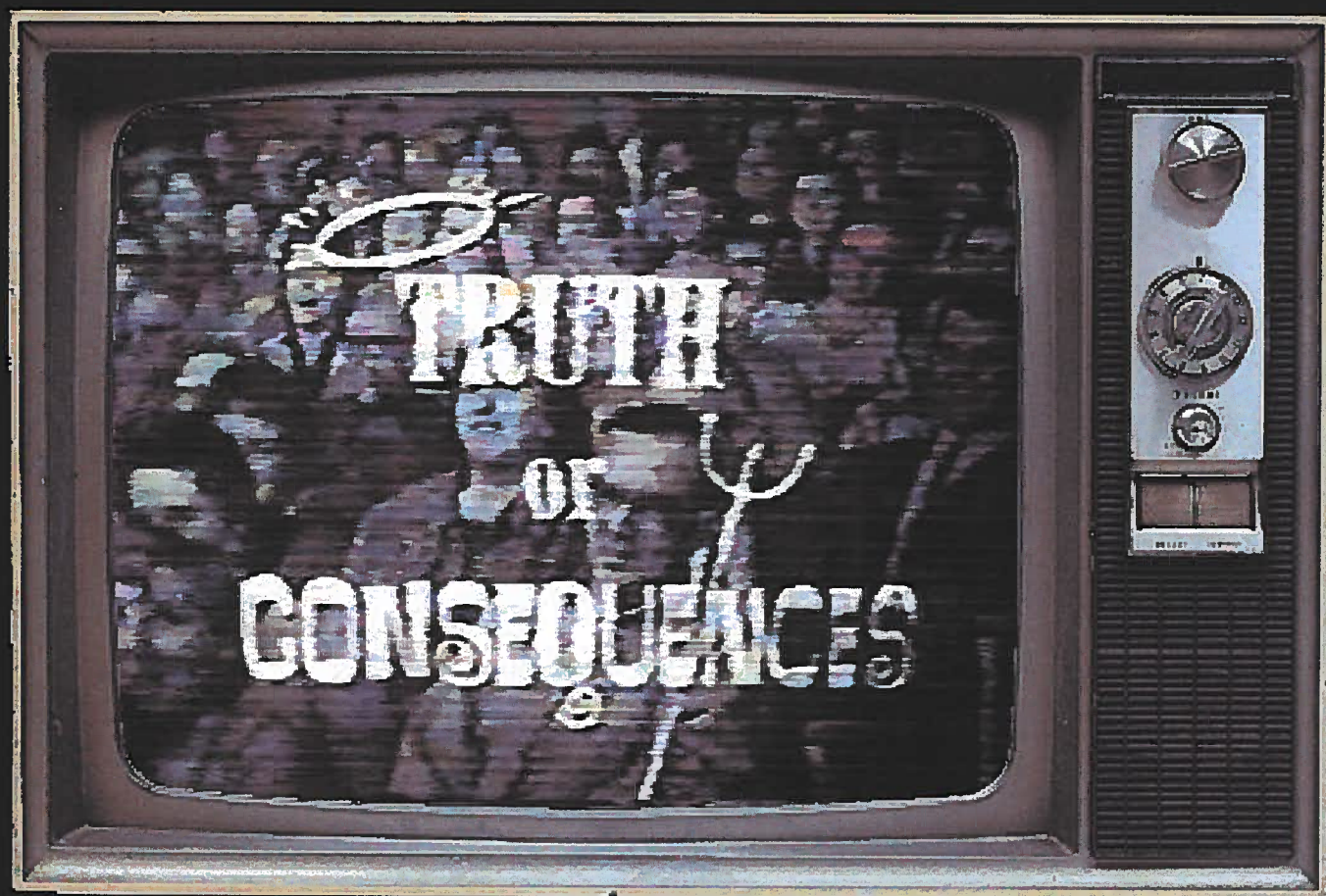
**TRUTH OR
CONSEQUENCES**

Weeknights
7:00



"Hoping all your consequences are happy ones."

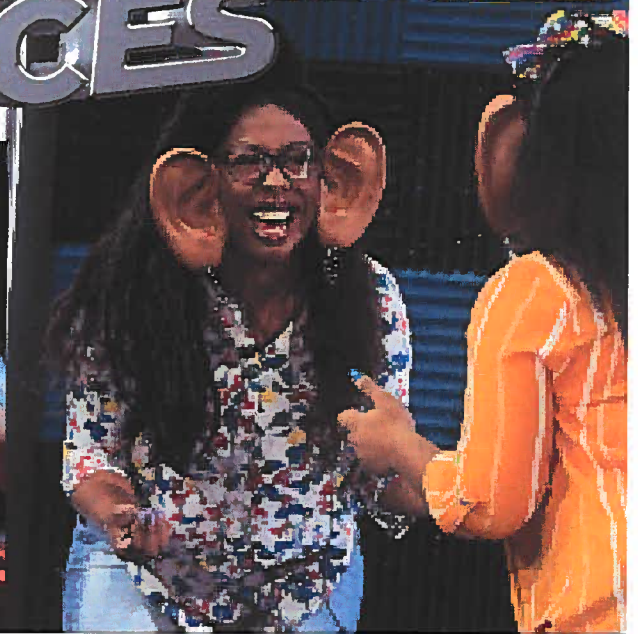




TRUTH OR CONSEQUENCES

The image shows a stage set for a game show. The title 'TRUTH OR CONSEQUENCES' is displayed in large, 3D block letters. 'TRUTH' is blue, and 'CONSEQUENCES' is silver. Between them is a silver double-headed arrow with the word 'OR' in black. The stage is dark with several spotlights in blue, orange, and purple. The background features a grid-like structure, possibly a truss system.

TRUTH OR CONSEQUENCES



Name

That

Time



NAME THAT
TUNE





1952



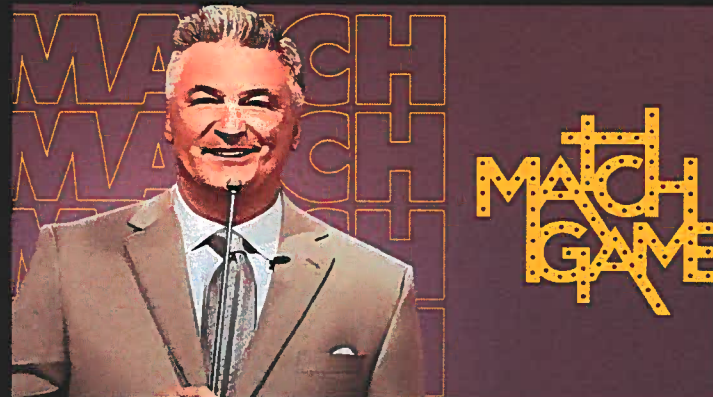


1956



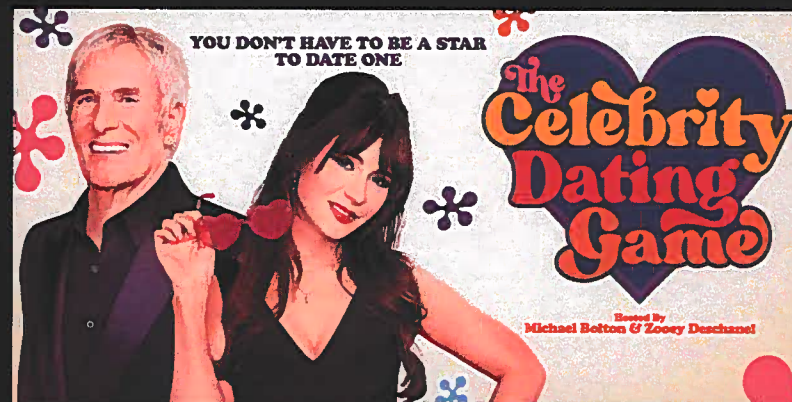


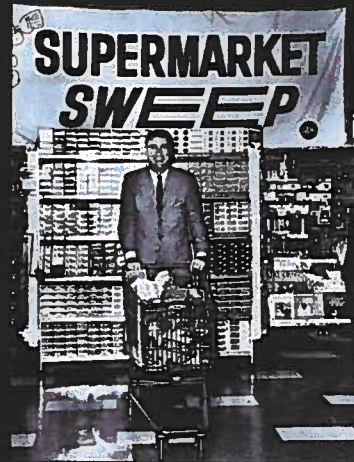
1962



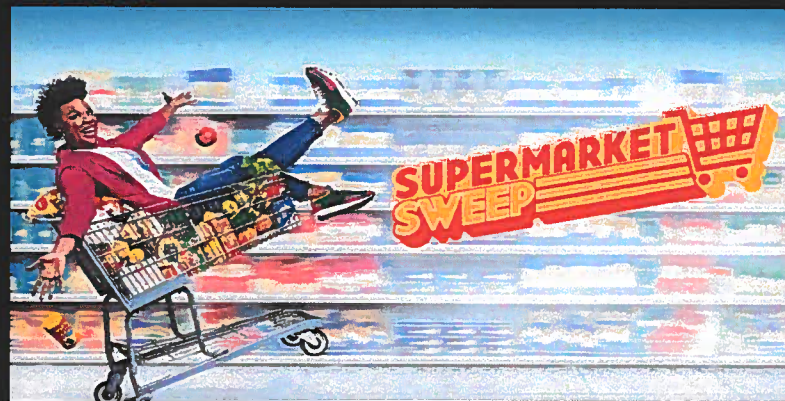


1965



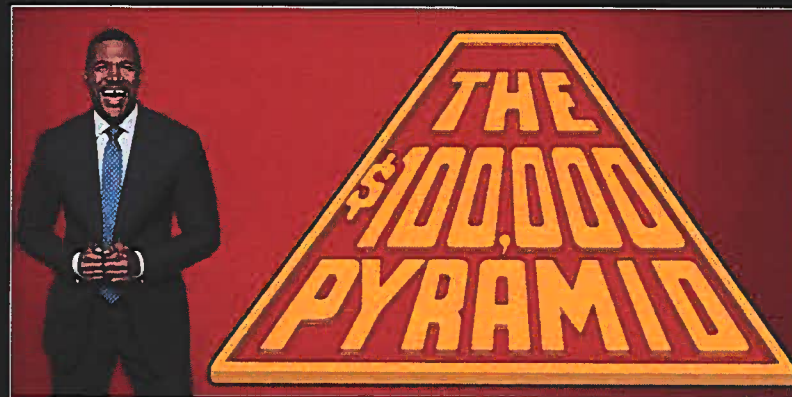


1965



THE \$10,000 PYRAMID

1973





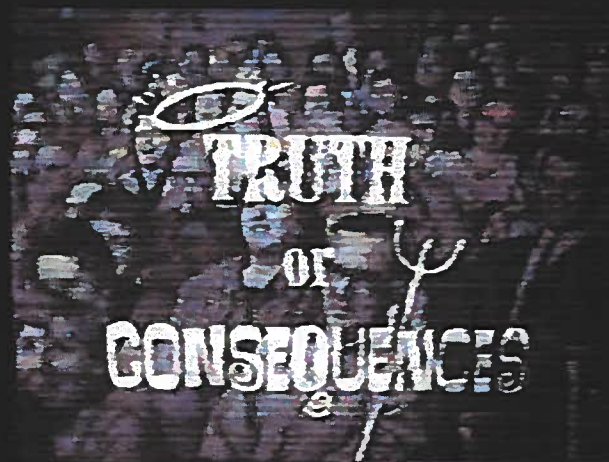
1978





1983





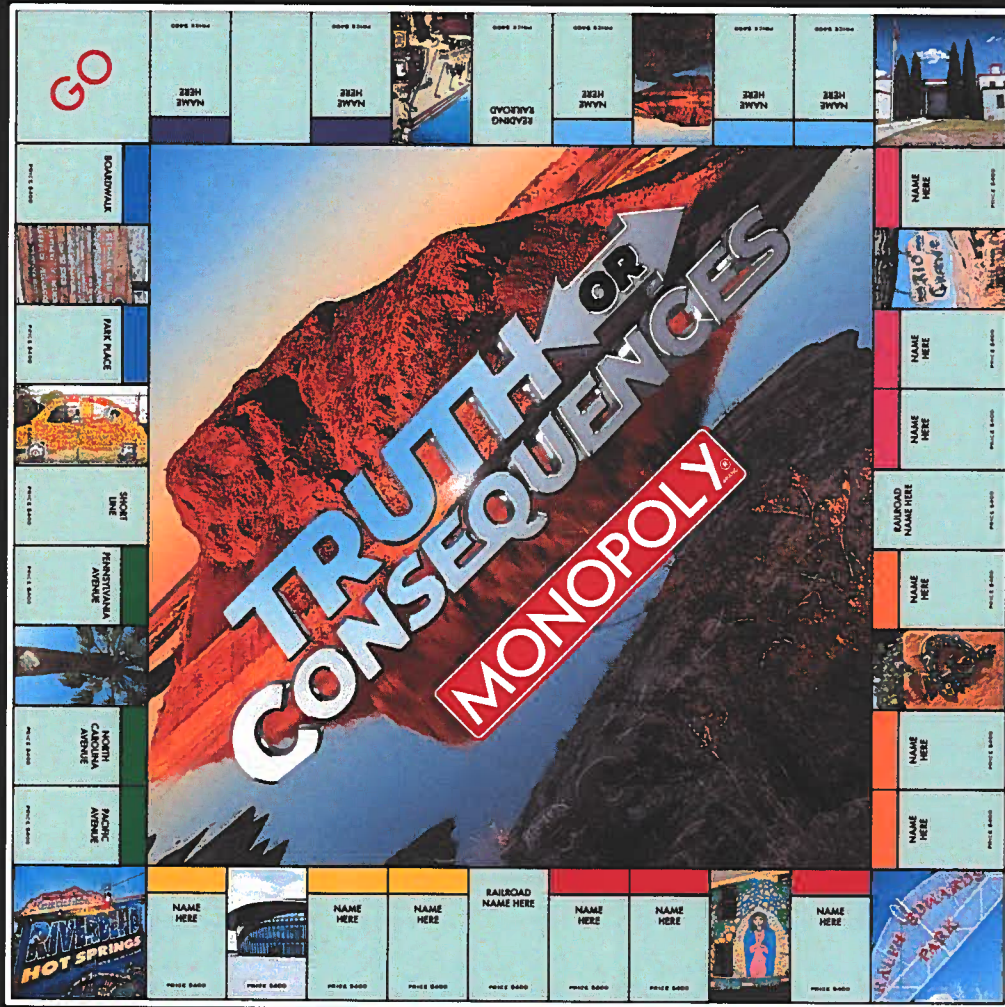
1941





The Game Show Experience





TITLE DEED
RIVER BEND HOT SPRINGS

RENT \$50
With 1 House
With 2 Houses

\$200.
\$500.
\$1000.

TITLE DEED
PELICAN SPA

RENT \$50
With 1 House
With 2 Houses
With 3 Houses
With 4 Houses

\$200.
600.
1400.
1700.

TITLE DEED
FIREWATER LODGE

RENT \$50
With 1 House
With 2 Houses
With 3 Houses
With 4 Houses

\$200.
600.
1400.
1700.

With HOTEL \$2000.

TITLE DEED
SPACEPORT AMERICA VISITOR CENTER

RENT \$50
With 1 House
With 2 Houses
With 3 Houses
With 4 Houses

\$200.
600.
1400.

TITLE DEED
GERONIMO SPRINGS MUSEUM

RENT \$50
With 1 House
With 2 Houses
With 3 Houses
With 4 Houses

\$200.
600.
1400.
1700.

With HOTEL \$2000.
Mortgage Value \$200.
\$200. each

TITLE DEED
SIERRA GRANDE LODGE & SPA

RENT \$50
With 1 House

\$200.
600.

TITLE DEED
LA PALOMA HOT SPRINGS & SPA

RENT \$50
With 1 House
With 2 Houses

\$200.
600.

TITLE DEED
LOS ARCOS STEAK HOUSE

RENT \$50
With 1 House

\$200.
600.

TITLE DEED
PACIFIC GRILL

RENT \$50
With 1 House
With 2 Houses
With 3 Houses

\$200.
600.
1400.

TITLE DEED
TRUTH OR CONSEQUENCES BREWING CO.

RENT \$50
With 1 House

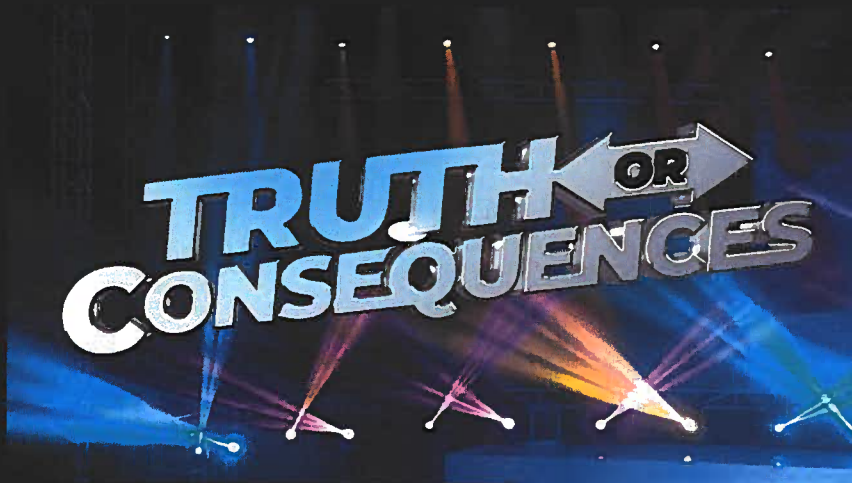
\$200.
600.
1400.

TITLE DEED
HEALING WATERS PLAZA

RENT \$50
With 1 House
With 2 Houses
With 3 Houses
With 4 Houses

\$200.
600.
1400.
1700.

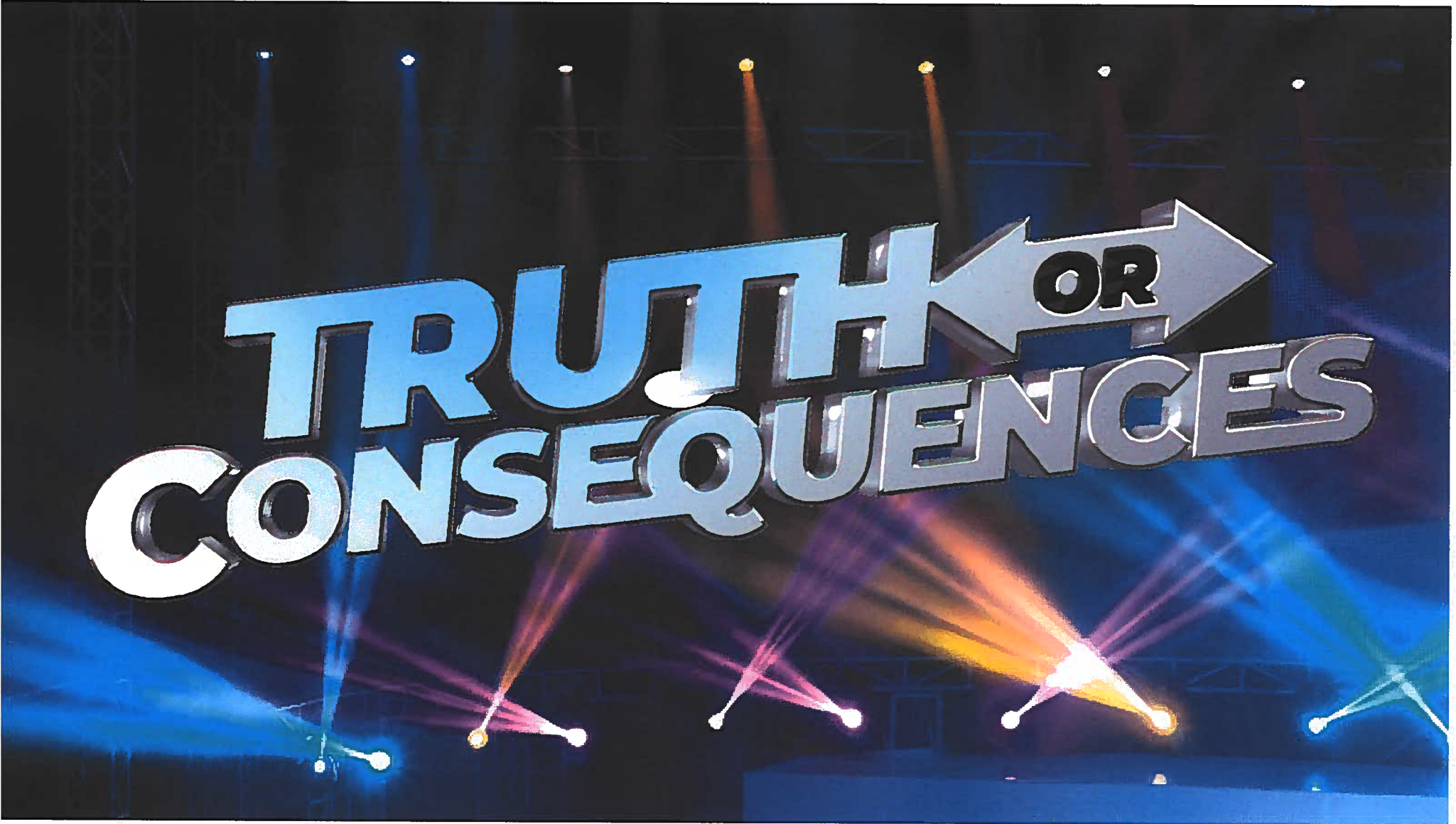
10. each houses
olor-Group, in that group.



+



TRUTH OR CONSEQUENCES



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

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

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

G. NEW BUSINESS:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Motion carried with a 4-0 vote.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

No motion was taken on this item.

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

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

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

H. REPORTS:

City Manager Swingle reported the following:

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

CITY COMMISSION AUGUST 11, 2021 REGULAR MEETING MINUTES

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

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

City Attorney Rubin had no reports.

City Commission Reports:

Commissioner Baca had no reports.

Commissioner Aragon had no reports.

Commissioner Luna had no reports.

Mayor Pro-Tem Forrister reported the following:

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

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

Mayor Whitehead reported the following:

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

I. ADJOURNMENT:

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

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

CITY COMMISSION AUGUST 11, 2021 REGULAR MEETING MINUTES

Sandra Whitehead, Mayor

ATTEST:

Angela A. Torres, CMC, City Clerk



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: D.3

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

DEPARTMENT: City Clerk's Office

DATE SUBMITTED: August 19, 2021

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

WHO WILL PRESENT THE ITEM: City Clerk Torres

Summary/Background:

Acknowledge Minutes.

Recommendation:

Acknowledge minutes.

Attachments:

Minutes

Fiscal Impact (Finance): N/A

\$0.00

Legal Review (City Attorney): N/A

None.

Approved For Submittal By: ☐ Department Director

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

Final Approval: ☒ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 8-25-2021

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

MINUTES

REGULAR MEETING

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

CALL TO ORDER

ROLL CALL:

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

ALSO PRESENT:

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

1. APPROVAL OF AGENDA:

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

2. APPROVAL OF MINUTES:

a. Regular meeting of June 21, 2021.

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

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

3. COMMENTS FROM THE PUBLIC:

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

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

4. OLD BUSINESS:

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

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

(1) Overview

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

\$20.00 per month.

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

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

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

George Szigeti voted Aye

Jeff Dornbusch voted Aye

Ron Pacourek voted Nay

Gil Avelar voted Aye

Don Armijo voted Aye

Motion carried with a 4-1 vote.

5. NEW BUSINESS:

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

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

George Szigeti Abstained

Jeff Dornbusch voted Aye

Ron Pacourek voted Aye

Gil Avelar voted Aye

Don Armijo voted Aye

Motion carried with a 4-0 vote.

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

George Szigeti voted Aye

Jeff Dornbusch Abstained

Ron Pacourek voted Aye

Gil Avelar voted Aye

Don Armijo voted Aye

Motion carried with a 4-0 vote.

6. REPORTS FROM THE BOARD:

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

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

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

7. REPORTS FROM STAFF:


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

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

8. ADJOURNMENT:

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

PASSED AND APPROVED ON THIS 16th DAY OF AUGUST 2021.


George Szigeti, Chairman
Public Utility Advisory Board



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: E.1

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

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

DATE SUBMITTED: August 18, 2021

SUBMITTED BY: Lisa Mattingly

WHO WILL PRESENT THE ITEM: Crystal Walton

Summary/Background:

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

Recommendation:

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

Attachments:

20210812 SJOA ICIP Project List

FY23-27 SJOA ICIP Resolution

Fiscal Impact (Finance): TBD

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

Legal Review (City Attorney): N/A

Approved For Submittal By: ☐ Department Director

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

Final Approval: ☐ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 8-25-2021

COUNTY OF Sierra

Resolution No. 16 21/22

A RESOLUTION

ADOPTING AN INFRASTRUCTURE CAPITAL IMPROVEMENT PLAN (ICIP)

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

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

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

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

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

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

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

Mayor/County Commission Chair/Board Chair: _____

ATTEST: _____

Municipal/County Clerk/Other Testator

Infrastructure Capital Improvement Plan FY 2023-2027

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

ID	Year	Rank	Project Title	Category	Funded to date	2023	2024	2025	2026	2027	Total Project Cost	Amount Not Yet Funded	Phases?
33313	2023	001	Replace Senior Center Front Entrance	Facilities - Senior Facilities	0	16,500	0	0	0	0	16,500	16,500	No
33329	2023	002	Remodel Senior Center Restrooms	Facilities - Senior Facilities	0	53,000	0	0	0	0	53,000	53,000	No
33325	2023	003	Transport PSGR Van 02	Vehicles - Senior Facility Vehicle	0	42,000	0	0	0	0	42,000	42,000	No
33317	2023	004	Resurface parking areas of Senior Center	Facilities - Senior Facilities	0	100,000	0	0	0	0	100,000	100,000	No
33326	2023	005	Transport PSGR Van 04	Vehicles - Senior Facility Vehicle	0	42,000	0	0	0	0	42,000	42,000	No
33319	2023	006	Replace Senior Transport PSGR Van 01	Vehicles - Senior Facility Vehicle	0	39,000	0	0	0	0	39,000	39,000	No
33330	2023	007	Replace Senior Center windows	Facilities - Senior Facilities	0	42,000	0	0	0	0	42,000	42,000	No
<hr/>													
Number of projects:			7										
			Funded to date:	Year 1:	Year 2:	Year 3:	Year 4:	Year 5:	Total Project Cost:	Total Not Yet Funded:			
Grand Totals			0	334,500	0	0	0	0	334,500	334,500			



City of Truth or Consequences

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: E.2

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

DEPARTMENT: Community Development

DATE SUBMITTED: August 20, 2021

SUBMITTED BY: Traci Alvarez

WHO WILL PRESENT THE ITEM: Traci Alvarez

Summary/Background:

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

Recommendation:

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

Attachments:

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

Fiscal Impact (Finance): TBD

Legal Review (City Attorney): N/A

Approved For Submittal By: ☐ Department Director

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

Final Approval: ☒ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. 17 21-22 Ordinance No. Click here to enter text.

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

☐ Approved ☐ Denied ☐ Other: Click here to enter text.

File Name: CC Agendas 8-25-2021

CITY OF TRUTH OR CONSEQUENCES

RESOLUTION No. 17 21/22

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

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

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

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

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

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

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

PASSED, APPROVED, AND ADOPTED by the governing body of the City Commission this 25th day of August 2021.

Sandra Whitehead, Mayor

ATTEST:

Angela Torres, City Clerk

Infrastructure Capital Improvement Plan FY 2023-2027

Truth or Consequences Project Summary

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

Infrastructure Capital Improvement Plan FY 2023-2027

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

Infrastructure Capital Improvement Plan FY 2023-2027

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

Infrastructure Capital Improvement Plan FY 2023-2027

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

Number of projects: 61

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



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: E.3

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

DEPARTMENT: City Clerk's Office

DATE SUBMITTED: August 19, 2021

SUBMITTED BY: Angela A. Torres, Clerk-Treasurer

WHO WILL PRESENT THE ITEM: City Clerk Torres

Summary/Background:

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

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

Recommendation:

.

Attachments:

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

-

Fiscal Impact (Finance): N/A

.

Legal Review (City Attorney): Yes

Yes

Approved For Submittal By: ☐ Department Director

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

Final Approval: ☒ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. 18 21/22 Ordinance No. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 8-25-2021

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

RESOLUTION NO. 18 21/22

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

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

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

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

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

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

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

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

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

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

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

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

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

PASSED, APPROVED and ADOPTED this 25th day of August, 2021.

Sandra Whitehead, Mayor

ATTEST:

Angela A. Torres, City Clerk

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

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

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

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

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

"For the above measure", and

"Against the above measure",

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

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

Total Election Voters per year:

2020 - 939

2018 - 771

2016 - 628

2014 - 714

Total of the last 4 Elections = 3052

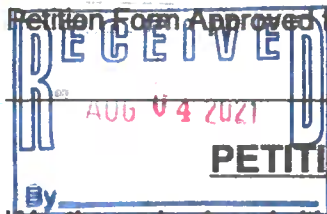
Average of last 4 Elections = 763

X 20% = 152

Or 20% of 771 (last election) = 152

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

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

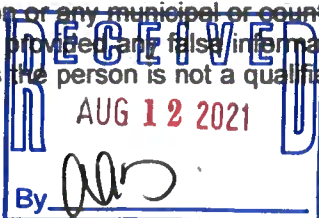


PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22

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

8/5/21	Susan Crow	711 Kopra	
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Donna R Briggs	610 Kopra	
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Alphonso Campbell	609 Kopra	
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Jessica Clark	780 W. 6th	
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Lynn Osterberg	765 W 6th Ave	
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Susanne Langer Lawyer	511 Kopra	
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Bert Langer	511 Kopra	
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Gayle Cooper Ralph B. Cooper	410 Kopra	
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Ralph B. Cooper	410 Kopra	
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Lori Henderson	503 Lolust	
Date	Name (Printed)	Address (No PO Box)	Signature

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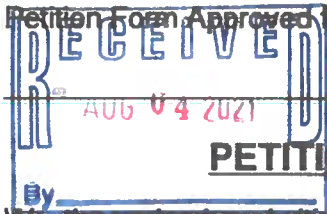


Petition Form Approved for Circulation on

Aug 4, 2021

by

Angela Torres, City Clerk

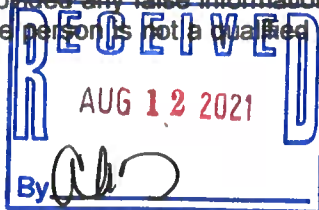


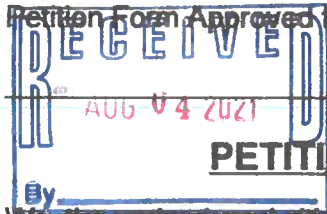
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08/05/21	Ariel Dougherty	1580 Caballo Rd T/C STN 1	[Signature]
08/06/21	June Russett	501 Gray St.	June Russett
08/08/21	John Stein	457 E Riverside	John Stein
8/6/21	Aktadia Mandala	405 N. Cedar St	Aktadia Mandala
8/6/21	Jonna Monroe	154 S. Magnolia	Jonna Monroe
8/7/21	WENDY S. NIVE	165 N. Silver #23	Wendy S. Nive
8/7/21	Jimmie Vance	505 E. 3rd Ave	[Signature]
8/7/21	Margaret E Miranda	1201 Nickel St.	Margaret E Miranda
8/7/21	J. Lydia Dixon	807 E. Joffre St.	[Signature]
8/7/21	John A. Robinson	501A Mims	John A. Robinson

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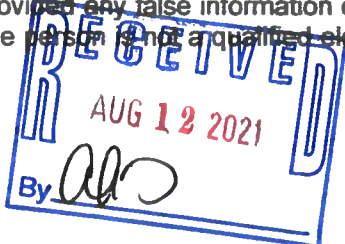
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8/5/21	Ron Fenn	316 N FOCH	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Michael Mattingly	300 N Foch	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	DAYNA LOGAN	220 N Foch, Apt 3	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/06/2021	Gabe J Gulland	800 D. Silver St	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/2021	Nick Montgomery	505 Ivy St.	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Susan Montgomery	505 Ivy St	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	BETTY L DICKENS		[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	CAROLYN E. CATARES	303 N. Foch	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Curtis Hobbs	511 Foch	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	Wendy Zakusnik	511 Foch	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature

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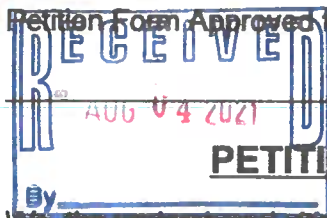
Aug 4, 2021

by

Angela Torres

(Date)

Angela Torres, City Clerk

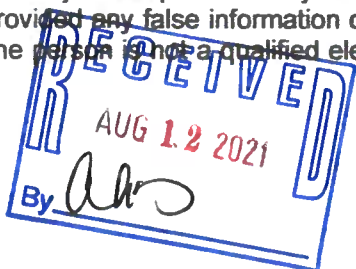


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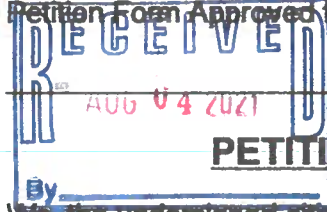
8/8/21	STEPHEN SUMMERS	606 B 9TH AVE TORC NM 87401	[Signature]
8/8/21	Serena Thraill Kell	311 Kruger St Torc, NM	[Signature]
8/8/21	Sharon VanGelder	207 S. Arrowhead	[Signature]
8/8/21	Lee Foerster	117 N. Riverside Dr	[Signature]
8/8/21	Sylvia Foerster	117 N Riverside	[Signature]
8/8/21	Leanne K. Willson	707 N. Riverside Dr.	[Signature]
8/8/21	Wendy TREMAINE	504 S. Postburg St.	[Signature]
8/8/21	Rob Stroup	501 N. Pine St.	[Signature]
8/8/21	Ann Swanson	310 Birch St Torc	[Signature]
8/8/21	SOPHIA PERON	316 N. Doffre	[Signature]

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August 4, 2021

Angela Torres, City Clerk

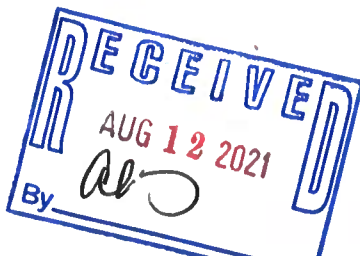


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8.5.21	CAROL BORSELLI	1230 E 3 RD Ave #C	
Date	Name (Printed)	Address (No PO Box)	Signature
8.5.21	Kim Moore	200 S. Pershing	
Date	Name (Printed)	Address (No PO Box)	Signature
8.5.21	ROBIN GREENEY	423 MARK #2	
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.21	Randy Volokuk	1230 3 RD APT A	
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.21	EDWARD DEEMS	811 N SILVER	
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.21	Dennis Dunnum	811 N Silver	
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.21	MARY MASON	915 GRADE	
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.2021	Rebecca Gero	558 MIMS	
Date	Name (Printed)	Address (No PO Box)	Signature
8.8.21	Mary Carrett	721 Wyone St	
Date	Name (Printed)	Address (No PO Box)	Signature
8.8.21	Martin Mijal	721 Wyone St	
Date	Name (Printed)	Address (No PO Box)	Signature

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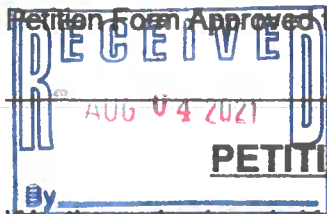
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by

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(Date)

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

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

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

9/9/21 TRACY MCGOWAN Tracy McGowan 1700 Canyon St
Date Name (Printed) Address (No PO Box) Signature

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

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

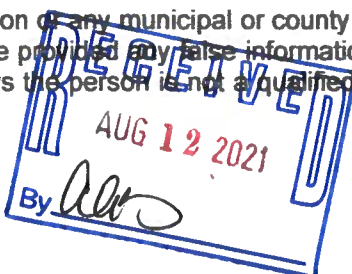
8/11/21 Dolores M. Bishop 704 Corbett Dolores M. Bishop
Date Name (Printed) Address (No PO Box) Signature

8/11/21 LISA FASS (AF) 705 Corbett St Lisa Fass
Date Name (Printed) Address (No PO Box) Signature

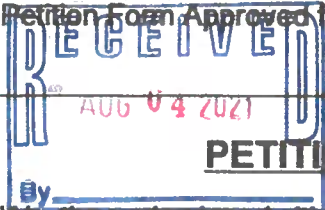
8/11/21 ADAM MASON 811 YUCCA ST Adam Mason
Date Name (Printed) Address (No PO Box) Signature

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

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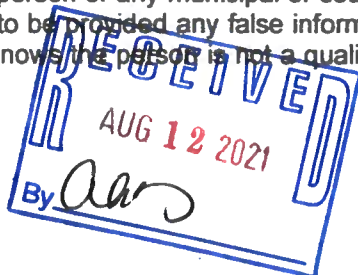


PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22

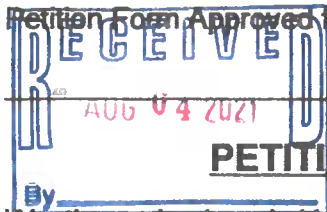
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(Full Text on reverse side)

8.6.21	Laura Cambre	860 W 6th Ave Apt 2	[Signature]
Date	Name (Printed)	Address (No PO Box) TorC	Signature
8.6.21	Heather Willey	850 W 6th Ave	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.21	Jane Holland	865 W 7th Ave	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.2021	Skirley Blackburn	815 Kopra St	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8.06.2021	Barbara Pruett	905 Kopra St	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.21	MARY BENDA	914 KOPRA	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.21	DANIEL B PICKENS	918 N KOPRA	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.21	Pauline Raedcke	919 N. Hopra	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.21	Herbert Raedcke	919 Kopra	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8.6.21	WILL HOVELL	921 Kopra St	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature

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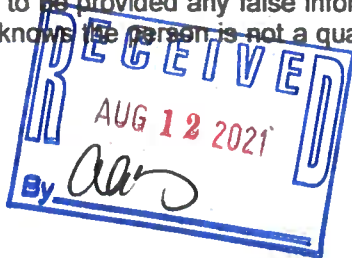


PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22

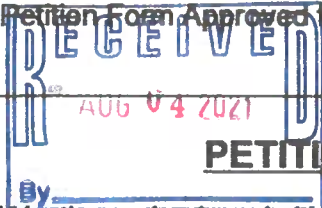
We, the undersigned citizens of the City of Truth or Consequences, New Mexico, hereby petition the City Commission for a Referendum on: Resolution 5-21/22 **"the imposition of a \$50 monthly fee to retain a digital meter"** for the following reasons: the resolution is punitive, discriminatory to a small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

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

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

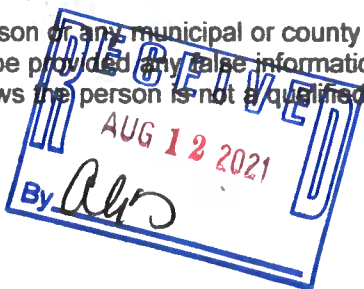


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<u>8.6.21</u> Date	<u>Danny Rodriguez</u> Name (Printed)	<u>718 N. FOCH</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8.6.21</u> Date	<u>Craig A Caswell</u> Name (Printed)	<u>802 W Foch St</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8.6.21</u> Date	<u>Jarvis Jarvis 1611 Corzine Rd.</u> Name (Printed)	<u>[Address]</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8.6.21</u> Date	<u>David Walker</u> Name (Printed)	<u>812 Foch</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8.7.2021</u> Date	<u>Ronald J. Golubski</u> Name (Printed)	<u>1005 Locust Tr</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8.7.2021</u> Date	<u>Uaida Newling</u> Name (Printed)	<u>511 N. Birch</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8.7.2021</u> Date	<u>BRET BERMAN</u> Name (Printed)	<u>GREEN CORNER No 9</u> <u>712 AUSTIN</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8.7.21</u> Date	<u>JOYCE GARRETT</u> Name (Printed)	<u>605 Camino DE Cielo</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8.7.21</u> Date	<u>FAED GARRETT</u> Name (Printed)	<u>Same</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8.7.21</u> Date	<u>Diana J. Yandel</u> Name (Printed)	<u>1100 Henson St</u> Address (No PO Box)	<u>[Signature]</u> Signature

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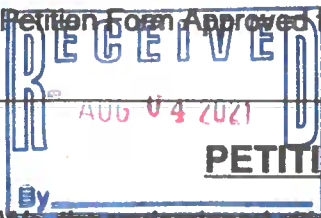
Aug 4, 2021

by

Angela Torres

(Date)

Angela Torres, City Clerk

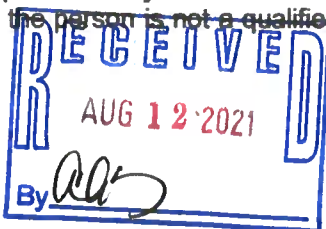


PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22

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8/7/21	Craig D. Vandell	1100 Henson St	Craig D. Vandell
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	Don P. Hagen	908 Myrtle St	Don P. Hagen
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	Kathy Reid	1407 Mercury Trail	Kathy Reid
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	Alice Anderson	1407 Mercury Trail	Alice Anderson
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	LINDA SCOTT	500 S. Pershing	Linda Scott
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	L. L. Hewitt	313 N. Fort St	L. L. Hewitt
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	TERESA JACQUEZ	200 Ivy St	Teresa Jacquez
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	Joel Harris	314 Ivy St	Joel Harris
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	SAMUEL R. HARRIS	314 IVY ST	Samuel R. Harris
Date	Name (Printed)	Address (No PO Box)	Signature
8/8/21	Hathleen Burris	302 Ivy St	Hathleen Burris
Date	Name (Printed)	Address (No PO Box)	Signature

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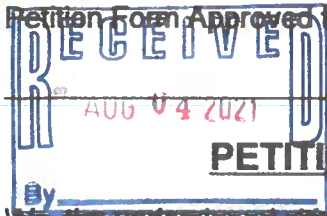
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(Date)

Angela Torres, City Clerk

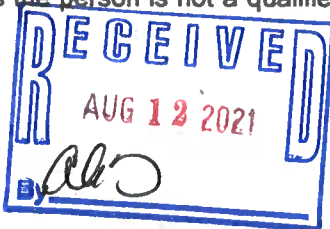


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8/6/21	Bonnie Howell	921 Kopra	Bonnie Howell
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	YVETTE DICKINSON	801 MARIE ST.	Yvette Dickinson
Date	Name (Printed)	Address (No PO Box)	Signature
8/6/21	CURTIS DICKINSON	801 MARIE ST	Curtis Dickinson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

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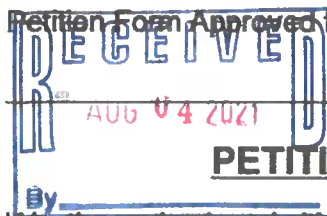
Aug 4, 2021

by

Angela Torres

(Date)

Angela Torres, City Clerk



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8/6/21
Date

LEE CULPEPPER
Name (Printed)

706 KOPRA ST.
Address (No PO Box)

Lee Culpepper
Signature

8/6/21
Date

Alicia Culpepper
Name (Printed)

706 KOPRA ST.
Address (No PO Box)

Alicia Culpepper
Signature

8/7/21
Date

Megan Goyette
Name (Printed)

226 Canada delacruz
Address (No PO Box)

Megan Goyette
Signature

8/7/21
Date

Leah Cohen
Name (Printed)

711 N. MAGNOLIA
Address (No PO Box)

Leah Cohen
Signature

x 8/7/21
Date

Roger Blanchard
Name (Printed)

415 N. Silver
Address (No PO Box)

Roger Blanchard
Signature

8/7/21
Date

Jeff Dornbusch
Name (Printed)

1122 W. 8th
Address (No PO Box)

Jeff Dornbusch
Signature

8/7/21
Date

Danielle McQuay
Name (Printed)

822 Locust St
Address (No PO Box)

Danielle McQuay
Signature

8/7/21
Date

ELONA SHEPPERD
Name (Printed)

907 Locust St
Address (No PO Box)

Elona Sheppard
Signature

8/7/21
Date

LARRY FLIPPO
Name (Printed)

915 Locust St.
Address (No PO Box)

Larry Flippo
Signature

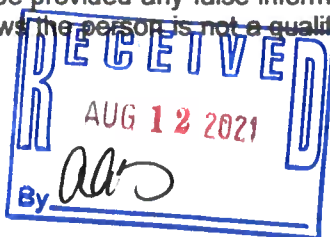
8/7/21
Date

MURRAY POLICARPIO
Name (Printed)

1012 Locust
Address (No PO Box)

Murray Polcarpio
Signature

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(Date)

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

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

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

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

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

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

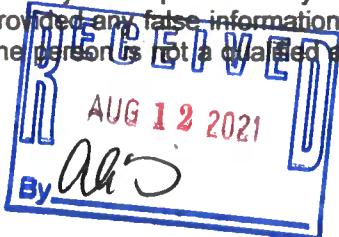
8/10/21 Randy Spear 105 S. Arrowhead Randy Spear
Date Name (Printed) Address (No PO Box) Signature

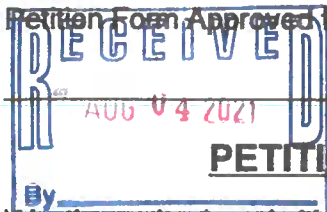
8/10/21 CHARLES VANGELDER 2075 S. Arrowhead Rd Charles Vangelder
Date Name (Printed) Address (No PO Box) Signature

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

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

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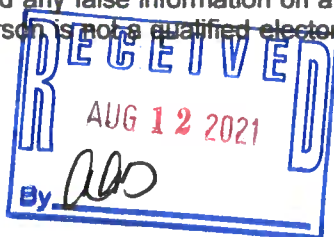
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(Full Text on reverse side)

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

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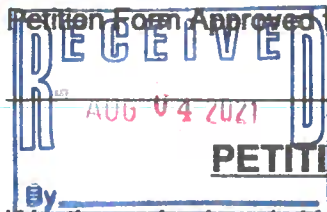
Aug 4, 2021

by

Angela Torres

(Date)

Angela Torres, City Clerk



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8/7/21
Date

Andrea Lane
Name (Printed)

1001 Locust St.
Address (No PO Box)

Andrea Lane
Signature

8/7/21
Date

STEVEN LAYTON
Name (Printed)

1016 LOCUST
Address (No PO Box)

STEVEN LAYTON
Signature

8/7/21
Date

Francis Beal
Name (Printed)

1021 Poplar
Address (No PO Box)

Francis Beal
Signature

8/7/21
Date

LINDA J. BRANDS
Name (Printed)

1003 Poplar Tor C
Address (No PO Box)

Linda J. Brands
Signature

8/7/21
Date

Esther M. Sainz
Name (Printed)

923 Poplar
Address (No PO Box)

Esther M. Sainz
Signature

8/7/21
Date

Rachel Taylor
Name (Printed)

913 Poplar
Address (No PO Box)

Rachel Taylor
Signature

8/7/21
Date

Chris Taylor
Name (Printed)

913 Poplar
Address (No PO Box)

Chris Taylor
Signature

8/7/21
Date

Chad Garcia
Name (Printed)

908 Poplar St
Address (No PO Box)

Chad Garcia
Signature

8/7/21
Date

MARSDEN GARCIA
Name (Printed)

908 Poplar St
Address (No PO Box)

MARSDEN GARCIA
Signature

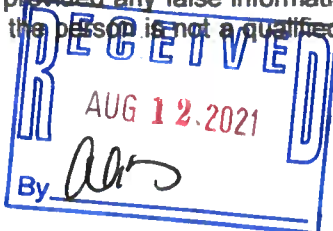
8/7/21
Date

James Ciolino
Name (Printed)

906 Poplar St.
Address (No PO Box)

James Ciolino
Signature

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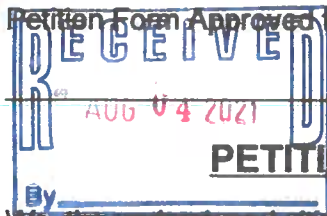
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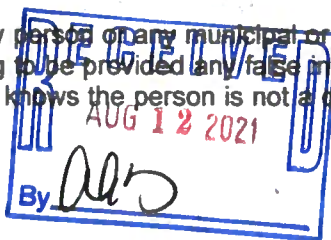


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8/7/21	Lorai Wierre	909 Poplar	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	Evelyn Ruelas	904 Poplar	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	Emelinda Bierner	980 W 9 th Ave	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	M J ALVAREZ	820 Poplar	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	Presilla Gonzalez	814 Poplar	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	Cindy Zepeda	904 W. Berger Dr	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/7/21	VINCENT NARANJO	715 POPLAR ST.	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/07/21	GUINN C HAMILTON	684 KOPRA ST	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/07/21	DASHA FLORES	1528 Mercury	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature
8/07/21	ROD LEVILL	2720 CHATEAU ST	[Signature]
Date	Name (Printed)	Address (No PO Box)	Signature

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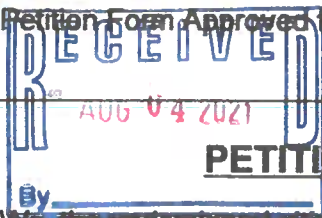
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by

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8.8.21
Date

Jean Cofield
Name (Printed)

406 Ivy St.
Address (No PO Box)

Jean Cofield
Signature

8.9.21
Date

JOHN NOEL
Name (Printed)

316 N. FAH
Address (No PO Box)

John Noel
Signature

8.9.21
Date

ROY RYDEN
Name (Printed)

1048 E. RIVERSIDE #7
Address (No PO Box)

Roy Ryden
Signature

8.9.21
Date

Albert Russell
Name (Printed)

501 S Broadway #10
Address (No PO Box)

Albert Russell
Signature

8.9.21
Date

DIXIE LEE
Name (Printed)

413 IVY
Address (No PO Box)

Dixie Lee
Signature

8.9.21
Date

Philip R. Pack
Name (Printed)

626 W. 9th Ave
Address (No PO Box)

Philip R. Pack
Signature

8.9.21
Date

Tim Woodward
Name (Printed)

626 West 9th Ave
Address (No PO Box)

Tim Woodward
Signature

8.9.21
Date

LINDA KNULL
Name (Printed)

910 IVY
Address (No PO Box)

Linda Knull
Signature

8.9.21
Date

LouAnne Johnson
Name (Printed)

823 IVY
Address (No PO Box)

LouAnne Johnson
Signature

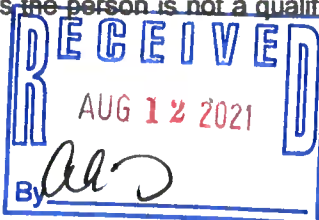
8.9.21
Date

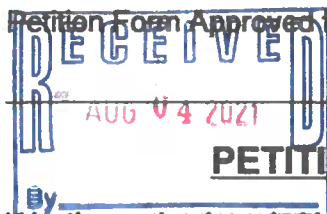
Joshua Nobile
Name (Printed)

811 Ivy St
Address (No PO Box)

Joshua Nobile
Signature

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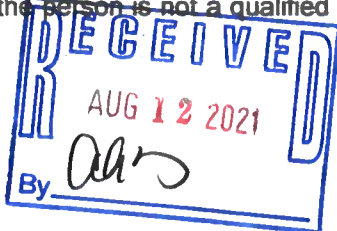
PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22

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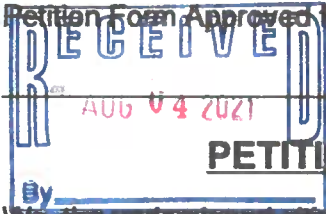
EDNA

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

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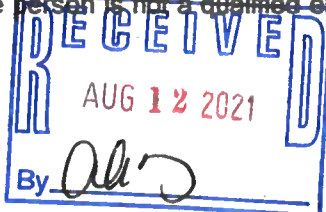


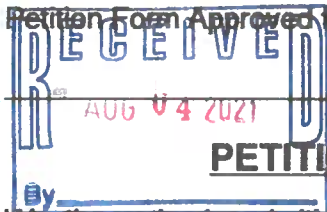
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(Full Text on reverse side)

<u>8.9.21</u> Date	<u>R. Lamb</u> Name (Printed)	<u>305 Custer</u> Address (No PO Box)	<u>Rafael Line</u> Signature
<u>8.9.21</u> Date	<u>TRAVIS STRAWN</u> Name (Printed)	<u>1005 MOROCCO ST</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8.10.21</u> Date	<u>Marcel Valencia</u> Name (Printed)	<u>3021 W #7</u> Address (No PO Box)	<u>M. Val</u> Signature
<u>08.10.21</u> Date	<u>Editha Collins</u> Name (Printed)	<u>140 Juniper St</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8.10.21</u> Date	<u>JANET HULSE-JANET</u> Name (Printed)	<u>210 Juniper</u> Address (No PO Box)	<u>Janet Hulse</u> Signature
<u>8.10.21</u> Date	<u>Frances McLaughlin</u> Name (Printed)	<u>403 Juniper</u> Address (No PO Box)	<u>Frances McLaughlin</u> Signature
<u>8.10.21</u> Date	<u>Leah Mitchell</u> Name (Printed)	<u>410 Juniper st.</u> Address (No PO Box)	<u>Leah B. Mitchell</u> Signature
<u>8.10.21</u> Date	<u>Mike Doyle</u> Name (Printed)	<u>416 Juniper St</u> Address (No PO Box)	<u>Mike Doyle</u> Signature
<u>8.10.21</u> Date	<u>Bonnie Doyle</u> Name (Printed)	<u>416 Juniper St</u> Address (No PO Box)	<u>Bonnie Doyle</u> Signature
<u>08.10.21</u> Date	<u>[Signature]</u> Name (Printed)	<u>[Address]</u> Address (No PO Box)	<u>[Signature]</u> Signature

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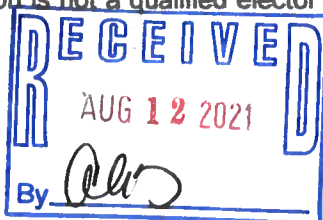
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PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22

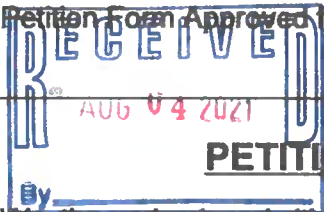
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8/10/21	Susan Polanco	706 Juniper St.	Susan Polanco
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Deborah J. Lewis	706 Juniper St.	Deborah J. Lewis
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Tyler J Deal	1513 Corzine St.	Tyler J Deal
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Ron Dankert	910 Juniper	Ron Dankert
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Yarrow Dankert	910 Juniper Street	Yarrow Dankert
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Pandita Maury	911 Juniper St	Pandita Maury
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	DAN STEELE	112 W. 3RD	Dan Steele
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Tony Gonzales	112 W 3RD	Tony Gonzales
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Marilyn L Luna	700 Juniper St	Marilyn Luna
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Lloyd L. Hamilton	413 W. 5th Ave Torrón	Lloyd L. Hamilton
Date	Name (Printed)	Address (No PO Box)	Signature

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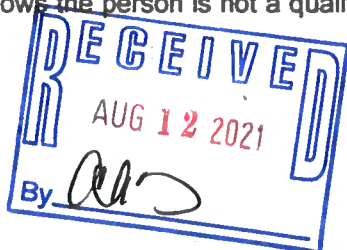


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8/10/21	Melani Armendariz	806 Spruce St. Torc	Melani Armendariz
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Nicole Fortner	707 Spruce	Nicole Fortner
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Anton Golst	414 E 1st	Anton Golst
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Dustin Sartin	801 Yucca	Dustin Sartin
Date	Name (Printed)	Address (No PO Box)	Signature
7/10/21	Shirley Carrons	805 Yucca	Shirley Carrons
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	JAMES CORRONS	805 Yucca	James Corrons
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	ESTILLE DEATON	917 Yucca PO Box 3340	Estille Deaton
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Carl Amin	914 Yucca	Carl Amin
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	CONNIE BACA	910 Yucca	Connie Baca
Date	Name (Printed)	Address (No PO Box)	Signature
8/10/21	Judy Bacas	910 Yucca St	Judy Bacas
Date	Name (Printed)	Address (No PO Box)	Signature

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by

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(Date)

Angela Torres, City Clerk



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8/10/21
Date

CRUZ H. Medina
Name (Printed)

909 SPRUCE ST
Address (No PO Box)

[Signature]
Signature

8/10/21
Date

Richard Valent
Name (Printed)

2036 Arrowhead
Address (No PO Box)

[Signature]
Signature

8/10/21
Date

George Sziget
Name (Printed)

913 Spruce St
Address (No PO Box)

[Signature]
Signature

8/10/21
Date

Marilyn Sziget
Name (Printed)

913 Spruce St.
Address (No PO Box)

[Signature]
Signature

8/10/21
Date

Jeffrey Brannon Stoggs
Name (Printed)

925 Spruce St
Address (No PO Box)

[Signature]
Signature

8/10/21
Date

Marlys Reuland
Name (Printed)

925 Spruce St
Address (No PO Box)

[Signature]
Signature

8/10/21
Date

Mercy Howell
Name (Printed)

1011 Spruce
Address (No PO Box)

[Signature]
Signature

8/10/21
Date

CARMEN BIGGS
Name (Printed)

906 SPRUCE
Address (No PO Box)

[Signature]
Signature

8/10/21
Date

LYNDA AHRENS
Name (Printed)

904 SPRUCE
Address (No PO Box)

[Signature]
Signature

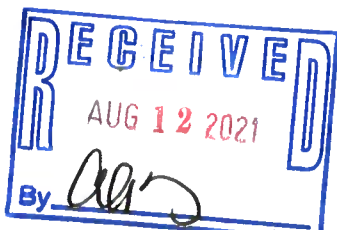
8/10/21
Date

Jessica Mackemie
Name (Printed)

900 Spruce
Address (No PO Box)

[Signature]
Signature

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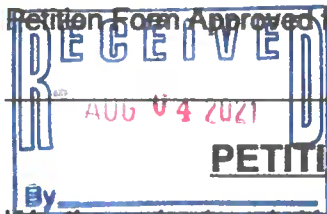
Aug 4, 2021

by

Angela Torres

(Date)

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8/10/21
Date

NORM BENNETT
Name (Printed)

904 Yucca St
Address (No PO Box)

Norman Bennett
Signature

8/10/21
Date

Brenda Provins
Name (Printed)

902 Yucca St
Address (No PO Box)

Brenda Provins
Signature

8/10/21
Date

VERONICA Sullivan
Name (Printed)

900 Yucca 1
Address (No PO Box)

Veronica Sullivan
Signature

8/11/21
Date

Rebecca Eza
Name (Printed)

618 Poplar St.
Address (No PO Box)

Rebecca Eza
Signature

8/11/21
Date

Andy Pitter
Name (Printed)

618 Poplar St
Address (No PO Box)

Andy Pitter
Signature

8/11/21
Date

Maggie Armijo
Name (Printed)

903 Palo Verde Dr.
Address (No PO Box)

Maggie Armijo
Signature

8/11/21
Date

JANICE CRAIG
Name (Printed)

806 PALO VERDE
Address (No PO Box)

Janice Craig
Signature

8-11-21
Date

DAVID A. DOW
Name (Printed)

806 SIERRA VISTA
Address (No PO Box)

David A. Dow
Signature

8/11/21
Date

David Jones
Name (Printed)

804 Sierra Vista
Address (No PO Box)

David Jones
Signature

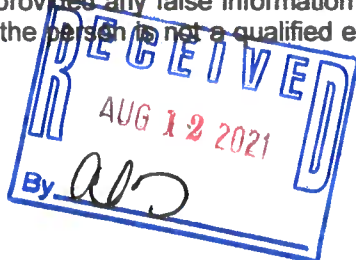
8/11/21
Date

Janel Gama
Name (Printed)

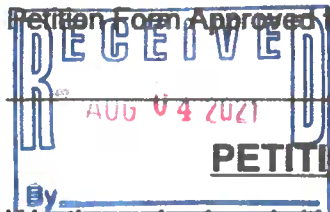
804 SIERRA VISTA DRIVE
Address (No PO Box)

Janel Gama
Signature

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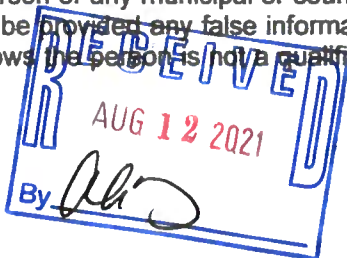


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(Full Text on reverse side)

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

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CITY OF TRUTH OR CONSEQUENCES

RESOLUTION NO. 05 21/22

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

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

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

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

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

NOW THEREFORE, be it resolved as follows:

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

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



Angela A. Torres, City Clerk


Sandra Whitehead, Mayor

REFERENDUM PETITION OF RESOLUTION NO. 05 21/22

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

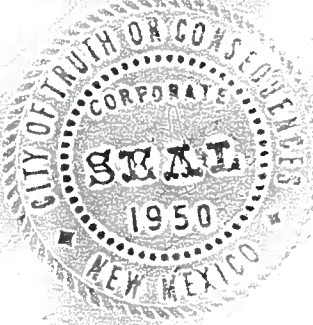
43 INVALID SIGNATURES DUE TO :
Un-readable names
Names marked of by Petitioner
Invalid names and/or address
Name not registered within Municipality
152 Signatures required
197 Valid signatures
43 Invalid signatures
240 Total Signatures

Signatures Verified: August 20, 2021


Angela A. Torres, City Clerk

ATTEST:


Dawn Barclay, Deputy City Clerk





CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: E.4

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

DEPARTMENT: City Manager's Office

DATE SUBMITTED: August 18, 2021

SUBMITTED BY: Tammy Gardner

WHO WILL PRESENT THE ITEM: City Manager, Bruce Swingle

Summary/Background:

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

Recommendation:

Approve

Attachments:

- Resolution
Click here to enter text.

Fiscal Impact (Finance): Choose an item.

None

Legal Review (City Attorney): Choose an item.

Click here to enter text.

Approved For Submittal By: ☒ Department Director

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

Final Approval: ☐ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

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

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

☐ Approved ☐ Denied ☐ Other: Click here to enter text.

File Name: CC Agendas 8-25-2021



RESOLUTION NO. 19 21/22

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

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

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

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

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

WHEREAS, the City Commission approved the location and name at the June 23rd, commission meeting; and

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

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

PASSED, APPROVED AND ADOPTED this 25th day of August, 2021.

Sandra Whitehead, Mayor

ATTEST:

Angela A. Torres, City Clerk



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.1

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

DEPARTMENT: Sierra Joint Office on Aging

DATE SUBMITTED: August 18, 2021

SUBMITTED BY: Lisa Mattingly

WHO WILL PRESENT THE ITEM: Crystal Walton

Summary/Background:

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

Recommendation:

None.

Attachments:

None. Presentation Only.

Fiscal Impact (Finance): N/A

N/A

Legal Review (City Attorney): N/A

Approved For Submittal By: ☒ Department Director

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

Final Approval: ☐ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 8-25-2021

Torres, Angela

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

Categories: Agenda Items

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

Crystal Walton
Executive Director
Sierra Joint Office on Aging – SJOA
cwalton@seniorcenter-sjoa.org
575-894-6641



Sierra Joint Office on Aging

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



City of Truth or Consequences

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.2

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

DEPARTMENT: Finance

DATE SUBMITTED: August 18, 2021

SUBMITTED BY: Carol Kirkpatrick, Finance Director

WHO WILL PRESENT THE ITEM: Carol Kirkpatrick, Finance Director

Summary/Background:

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

Recommendation:

Approval Recommended by Interim Chief Procurement Officer /Finance Director

Attachments:

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

Fiscal Impact (Finance): Yes

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

Legal Review (City Attorney): Yes

Approved For Submittal By: ☒ Department Director

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

Final Approval: ☒ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. Click here to enter text. Ordinance No. Click here to enter text.

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

☐ Approved ☐ Denied ☐ Other: Click here to enter text.

File Name: CC Agendas 8-25-2021



REQUISITION

Requisition #: 85969

Date: 08/06/2021

Vendor #: 7721

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

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

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

Authorized By: _____

SUBTOTAL:	137,466.00
TOTAL TAX:	0.00
SHIPPING:	0.00
TOTAL	137,466.00



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

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



Picture used may not reflect actual configuration quoted

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

EQUIPMENT SPECIFICATIONS

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

Enclosed Cab with A/C and Heat

Air Suspension Cloth Seat

Pilot Controls

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

4 Wheel Drive w/ Limited Slip Differential

Ride Control

Dual Batteries with Jump Post

Cab Controls for Front Loader Grapple Bucket – Option L

Solid Tires – Front & Back – Option S

1,250 lb. Front Counterweight

Extendable Dipperstick

Boom Protection Plate – Option X1

24" BH Bucket (Solid Edge Bucket)

Werk Brau Grapple Style 1.5 yd Grapple Bucket – Option X2

Plus Other Additional Standard Factory Features

Per State of New Mexico Contract Spec Requirements

WARRANTY

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

EQUIPMENT PRICING

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

John Deere Model 410L Backhoe

Contract Price - \$ 109,900.00

Additional Options Requested

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

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

Accepted By: _____

Date: _____

Printed Name: _____

Title: _____

Quoted By: Rigoberto Ordonez

Date: 8/05/2021

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



**State of New Mexico
General Services Department**

Price Agreement

Awarded Vendor:
3 Vendors (See Page 6)

Email: _____
Telephone No.: _____

Ship To:
Dealer's place of business

Invoice:
New Mexico Department of Transportation
1120 Cerrillos Rd.
Santa Fe, NM 87504

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

Price Agreement Number: 10-80500-21-16893

Payment Terms: Net 30

F.O.B.: Destination

Delivery: As Requested

Procurement Specialist: Mark Lujan

Telephone No.: (505) 795-2516

Email: Mark.Lujan@state.nm.us

Title: Loader, Backhoe

Term: July 15, 2021 through July 14, 2022

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

Accepted for the State of New Mexico

Valerie Paulk
Mark Hayden, New Mexico State Purchasing Agent

Date: 7/15/2021

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



REQUISITION

Requisition #: 85905

Date: 07/30/2021

Vendor #: 8677

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

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

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

Authorized By: _____

SUBTOTAL:	219,841.00
TOTAL TAX:	0.00
SHIPPING:	0.00
TOTAL	219,841.00



**State of New Mexico
General Services Department**

Price Agreement

Awarded Vendor:
5 Vendors Awarded- See Page 6

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

Payment Terms: **Net 30**

F.O.B.: **As Requested**

Delivery: **See page 6**

Ship To:
New Mexico Department of Transportation
Various Locations

Procurement Specialist: **Raelynn Lujan** *RL*

Telephone No.: **(505) 670-1561**

Email: **raelynn.lujan@state.nm.us**

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

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

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

Term: May 21, 2021 thru May 20, 2022

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

Accepted for the State of New Mexico

Valerie Paulk

Mark Hayden, New Mexico State Purchasing Agent

Date: **5/21/2021**

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

Purchasing Division: 1100 St. Francis Drive, Santa Fe, NM 87505; PO Box 6850, Santa Fe, NM 87502 (505) 827-0472

MH.

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

2021-22 FISCAL YEAR

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

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

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

\$ 357,307.00

ATTEST:

Angela Torres, Clerk-Treasurer

Date

Sandra Whitehead, Mayor

Date



City of Truth or Consequences

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.3

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

DEPARTMENT: Finance

DATE SUBMITTED: August 18, 2021

SUBMITTED BY: Carol Kirkpatrick, Finance Director

WHO WILL PRESENT THE ITEM: Carol Kirkpatrick, Finance Director

Summary/Background:

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

Recommendation:

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

Attachments:

- None

Fiscal Impact (Finance): Yes

\$712,404

Legal Review (City Attorney): N/A

Approved For Submittal By: ☒ Department Director

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

Final Approval: ☒ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

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

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

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

File Name: CC Agendas 8-25-2021



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.4

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

DEPARTMENT: Police Department

DATE SUBMITTED: August 17, 2021

SUBMITTED BY: Chief Victor Rodriguez

WHO WILL PRESENT THE ITEM: Chief Victor Rodriguez

Summary/Background:

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

Recommendation:

Approve.

Attachments:

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

Fiscal Impact (Finance): No

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

[Click here to enter text.](#)

Legal Review (City Attorney): Yes

No objections

Approved for Submittal By: ☒ Department Director

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

Final Approval: ☐ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 8-25-2021

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

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

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

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

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

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

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

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

1. GENERAL PROVISIONS

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

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

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

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

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

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

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

2. DPS SHALL:

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

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

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

3. DPS MAY:

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

4. AGENCY SHALL:

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

5. THE AGENCY MAY

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

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

6. OPERATING EQUIPMENT AND ACCESS TO TRACS DATA

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

7. THIRD PARTY BENEFICIARY CLAUSE

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

8. ASSIGNMENT

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

9. RECORDS AND AUDIT

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

10. RELEASE

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

11. LIABILITY

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

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

12. APPLICABLE LAW

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

13. WAIVER OF JURY TRIAL

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

14. SCOPE OF THE AGREEMENT

This Agreement incorporates all the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements, and understandings have been merged into this written Agreement. No prior agreements or understandings, verbal or otherwise, of the parties or their agents shall become valid or enforceable unless embodied in this Agreement.

15. CONSTRUCTION

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

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

16. COUNTERPARTS

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

17. NOTICES

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

To the Agency at:

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

To DPS at:

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

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

18. AMENDMENT

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

19. TERMINATION OF AGREEMENT

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

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

20. SEVERABILITY

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

21. EFFECTIVE DATE

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

22. AUTHORITY

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

NEW MEXICO DEPARTMENT OF PUBLIC SAFETY

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

Reviewed for legal form and sufficiency

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

Truth or Consequences Police Department

By: _____ Date: _____
Victor Rodriguez, Chief of Police

Reviewed for legal form and sufficiency

By: _____ Date: _____
Truth or Consequences Police Department Legal Counsel or designee

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Date

Licensed Agency: City of Truth or Consequences Police Department

Chief Victor Rodriguez or Designee

Date



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.5

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

Summary/Background:

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

Recommendation:

Approve take-home vehicle forms.

Attachments:

- Take-Home Vehicle Forms per departments

Fiscal Impact (Finance): N/A

Legal Review (City Attorney): N/A

Approved For Submittal By: ☒ Department Director

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

Final Approval: ☒ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

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

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

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

File Name: CC Agendas 8-25-2021



Take Home Vehicle Authorization Request

Employee: Joseph A. Henry

Department: Airport

Position Title: Attendant

Commute Miles/Day: 16

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

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

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

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

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

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

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

08/19/2021

Employee's Signature

Date

Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor *Signature*

Date



Take Home Vehicle Authorization Request

Employee: Benny Fuentes Department: Streets
Position Title: Streets Supervisor Commute Miles/Day: 1
Employee Address: 1000 N. Pine - T.O.C., NM 87901

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

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

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

☐ **Other:** explain _____

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

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

Benny Fuentes
Employee's Signature

8/6/21
Date

[Signature]
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

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

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☐ **Other:** explain _____

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

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

To Easley
Employee's Signature

8/5/21
Date

[Signature]
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Kenneth Moran Department: Electric
Position Title: Journey Man Crew Chief Commute Miles/Day: 3
Employee Address: 800 W Fosh

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.

Kenneth Moran
Employee's Signature

8.5.21
Date

Bo Easley
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Chris Rees Department: Electric

Position Title: Lineman Commute Miles/Day: 14

Employee Address: 207 San Mateo Elephant Butte NM 87935

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

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☐ **Other:** explain _____

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[Signature]
Employee's Signature

8/5/2021
Date

[Signature]
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: O.J. Hechler Department: Community Services

Position Title: Director Commute Miles/Day: 4

Employee Address: 512 N. Gold St. Torc N.M. 87901

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

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

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

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

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

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

O.J. Hechler
Employee's Signature

8-5-21
Date

Cici Alvarez
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Ryan Lawler Department: Parks

Position Title: Parks Manager Commute Miles/Day: 10

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

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

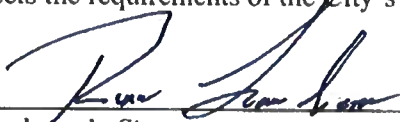
☒ **Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.

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

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

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

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


Employee's Signature

8/5/21
Date


Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

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

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

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- ☐ **Other:** explain _____

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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.

Jesse Cole
Employee's Signature

8-6-2021
Date

[Signature]
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Luis Sanchez Department: Water

Position Title: Water Repairline man Commute Miles/Day: _____

Employee Address: 717 Carmen St Williamsburg NM

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

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☐ **Other:** explain _____

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Luis Sanchez
Employee's Signature

8/16/21
Date

Jesse Cole
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Ramon Sanchez Department: Water

Position Title: Water line repair man Commute Miles/Day: _____

Employee Address: 907 N Bosque Dr

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

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☐ **Other:** explain _____

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

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Ramon Sanchez
Employee's Signature

7.6.21
Date

Jesse Cole
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Rocky Starr Department: Water

Position Title: Labor/Water Line Repair Commute Miles/Day: _____

Employee Address: 1198 Weaver St. T. or C. NM 87901

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

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☐ **Other:** explain _____

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

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Rocky Starr

Employee's Signature

8/06/2021

Date

Jesse Cole

Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Adrian Padilla Department: Water

Position Title: Foreman water department Commute Miles/Day: .5

Employee Address: 470 South Foch St #B T.O.R. C NM 87901

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☐ **Other:** explain _____

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Adrian Padilla
Employee's Signature

8/6/2021
Date

Jesse Cole
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Timothy HANNA Department: W. Water

Position Title: Water production opes. Commute Miles/Day: 18

Employee Address: 81 Las palomas Rd williamsburg nm 87942

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

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☐ **Other:** explain _____

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

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Timothy Hanna
Employee's Signature

8-5-21
Date

Jesse Cole
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Jesus Navarro Department: waste water

Position Title: Foreman Commute Miles/Day: 1.5

Employee Address: 808 N Bosque Dr

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

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☐ **Other:** explain _____

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[Signature]
Employee's Signature

8/5/21
Date

[Signature]
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Patrick Loveall Department: Waste Water

Position Title: Lab tech / operator Commute Miles/Day: 3

Employee Address: 501 E. Ave #7 Tucc NM 87901

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

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Patrick Loveall
Employee's Signature

8/6/21
Date

Jesse Cole
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Victor Rodriguez Department: Police

Position Title: Chief of Police Commute Miles/Day: 2.0

Employee Address: 685 Marie Truth or Consequences Nm 87901

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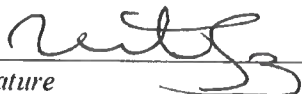
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☐ **Other:** explain _____

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

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


Employee's Signature

08/05/21
Date


Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: KACI L. FRAZIER Department: TCPD

Position Title: PATROLMAN Commute Miles/Day: 5.0

Employee Address: 613 S BROADWAY Williamsburg, NM

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

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

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[Signature]
Employee's Signature

8-5-21
Date

[Signature]
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: DONALD VENABLE Department: POLICE DEPT.

Position Title: LIEUTENANT Commute Miles/Day: 136

Employee Address: 4077 GICA TRAIL, LAS CRUCES, NM, 88005

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☐ **Other:** explain _____

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Employee's Signature

8/5/2021
Date


Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: JAFFEE Blomquist Department: TC PD

Position Title: PATROLMAN Commute Miles/Day: 148 5.0

Employee Address: 138 Doris Ave, Williamsburg

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☒ **Other:** explain AS ASSIGNED

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Blomquist
Employee's Signature

08/05/2021
Date

[Signature]
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Ontiveros Ted Department: TCPD
Position Title: Detective Commute Miles/Day: 1/10 mi
Employee Address: 660 Daniels Trc NM 87901

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- ☐ **Other:** explain _____

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Ted Ontiveros
Employee's Signature

8/6/2021
Date

[Signature]
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Rafael Marin Department: TCPD
Position Title: Patrol Sergeant Commute Miles/Day: 38
Employee Address: 13609 Hwy 187 Arrey, NM 87930

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R. Marin #105
Employee's Signature

8-11-2021
Date

[Signature]
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Zachary Zaval Department: Truth or Consequences Police Department

Position Title: Patrolman Commute Miles/Day: 2

Employee Address: 1513 Hackberry Ln

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[Signature]

Employee's Signature

8/11/21

Date

[Signature]

Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: JUDE M. VEGA Department: TCPO

Position Title: OFFICER Commute Miles/Day: 90

Employee Address: 131 EDgewater CT RINCON, NM 87901

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

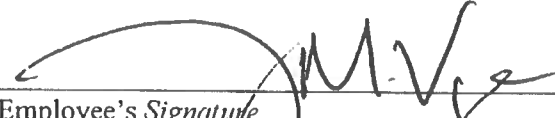
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☐ **Other:** explain _____

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Employee's Signature

8-12-21
Date


Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Anthony Zayowski Department: Ton C PD

Position Title: Patrolman Commute Miles/Day: 2

Employee Address: 1603 N. Elm TonC NM 87901

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Employee's Signature

8.13.21
Date


Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Mary Anne DiGiacomo Department: Police

Position Title: Animal Control Commute Miles/Day: 5

Employee Address: 813 North Gold Street

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Mary Anne DiGiacomo
Employee's Signature

08-7-21
Date

[Signature]
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



Take Home Vehicle Authorization Request

Employee: Curtis Cherry Department: Police Department

Position Title: Animal Control Commute Miles/Day: 3-5 Miles Daily

Employee Address: 700 Matson Ave. Trlr 5 T or C, NM 87901

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Curtis Cherry ACI
Employee's Signature

8/8/2021
Date

[Signature]
Department Director Signature

☒ Approved ☐ Denied

Commission

☐ Approved

☐ Denied

Sandy Whitehead, Mayor Signature

Date



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.6

SUBJECT: Selection of Voting Delegate for the 2021 New Mexico Municipal League Annual Conference

DEPARTMENT: City Clerk's Office

DATE SUBMITTED: August 19, 2021

SUBMITTED BY: City Clerk Torres

WHO WILL PRESENT THE ITEM: City Manager Swingle

Summary/Background:

Each year at the New Mexico Municipal League each municipality is requested to select a Voting Delegate for the Business Meeting which is held at the Annual Conference. This person will be responsible for voting on behalf of the municipality on Resolutions that will be municipal policies and all other questions at the Annual Business Meeting.

Recommendation:

Appointment of a voting delegate.

Attachments:

- NMML correspondence.

Fiscal Impact (Finance): N/A

\$0.00

Legal Review (City Attorney): N/A

None.

Approved For Submittal By: ☐ Department Director

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

Final Approval: ☒ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 8-25-2021

Torres, Angela

To: Swingle, Bruce
Subject: RE: [NMMLCityManagers] 2021 NMML Business Meeting at Annual Conference - Voting Delegate Designation

From: NMMLCityManagers [<mailto:nmmlcitymanagers-bounces+bswingle=torcnm.org@listserve.com>] **On Behalf Of** Jackie Portillo via NMMLCityManagers
Sent: Thursday, August 05, 2021 5:34 PM
To: nmmlclerksandfinanceofficers@listserve.com; NMMLCityManagers@listserve.com
Subject: [NMMLCityManagers] 2021 NMML Business Meeting at Annual Conference - Voting Delegate Designation
Importance: High

Good Afternoon Municipal Clerks and/or Managers,

Attached please find the 2021 NMML Annual Conference Voting Delegate designation form and Policy Process Outline and Annual Business Meeting Rules & Procedures. Return completed designation form to me at jportillo@nmml.org, no later than Friday, August 27th. If you have any questions, don't hesitate to contact me. Thank you!

Jackie Portillo

NMML Support Services Coordinator/
NM Fire Chiefs Association Staff Liaison
Office: 505-982-5573/800-432-2036 Ext. 518
Cell: 505-690-7518
Fax: 505-984-1392
jportillo@nmml.org
www.nmml.org www.nmfirechiefs.com