

*Rolf Hechler
Mayor*

*Amanda Forrister
Mayor Pro-Tem*

*Merry Jo Fahl
Commissioner*



*Destiny Mitchell
Commissioner*

*Ingo Hoeppe
Commissioner*

*Angie Gonzales
City Manager*

*505 Sims St.
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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, SEPTEMBER 11, 2024; TO START AT 9:00 A.M.

A. CALL TO ORDER

B. INTRODUCTION

1. ROLL CALL

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

2. SILENT MEDITATION

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF AGENDA

C. PRESENTATIONS

1. Presentation of City of Truth or Consequences Employee Service Anniversary Awards. City Manager Gonzales and Department Supervisor

D. PUBLIC COMMENT (3 Minute Rule Applies)

E. REPORTS

1. City Manager

- a. Water Update: Arnie Castaneda, Water/Wastewater Director
- b. Facility Department Update: Dave Johnson, Facility Manager
- c. Electric Department Update: Bo Easley, Electric Division Director

2. City Commission

3. City Attorney

F. CONSENT CALENDAR

1. City Commission Regular Minutes, August 14, 2024
2. Acknowledge Regular Recreation/Golf Course Advisory Board Minutes, June 3, 2024
3. August 2024 Accounts Payable

G. ORDINANCES/RESOLUTIONS/ZONING

1. Discussion/Action: Resolution No. 07 24/25 Budget Adjustment Request. Jocelyn Holguin, Finance Director

H. NEW BUSINESS

1. Discussion/Action: Review/Accept offers to Purchase Reed Rocket Sculpture. Assistant City Manager Alvarez
2. Discussion/Action: Vector Control Service Agreement between the City of T or C and the Village of Williamsburg. Assistant City Manager Alvarez
3. Discussion/Action: Approve City of Truth or Consequences Tenant Lease Agreement. Assistant City Manager Alvarez
4. Discussion/Action: Approval of Purchase Requisitions over \$20,000. Jocelyn Holguin, Finance Director
5. Discussion/Action: Contract renewal with Jamie F. Rubin, LLC Attorney at Law. City Manager Gonzales
6. Discussion/Action: Selection of an alternate date for the second meeting in September. Mayor Hechler
7. Discussion/Action: Luncheon date for City Advisory Boards. Mayor Hechler
8. Discussion/Action: Annual request to hold one meeting in November and December 2024. City Clerk Torres
9. Discussion/Action: Water Right Assignment Agreement Permit 02239-A. Assistant City Manager Alvarez

I. ADJOURNMENT

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

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

NEXT REGULAR CITY COMMISSION MEETING... TO BE DETERMINED



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: C.1

SUBJECT: Presentation of Service Anniversary Awards.

DEPARTMENT: Finance

DATE SUBMITTED: September 6, 2024

SUBMITTED BY: Alona Niebergall

WHO WILL PRESENT THE ITEM: City Manager Gonzalez and department supervisor

Summary/Background:

Employee Anniversary: Myers, Wesley – 4 YEARS
Employee Anniversary: Smith, Steven – 4 YEARS
Employee Anniversary: Bobelu, Thomas – 9 YEARS
Employee Anniversary: Fuentes, Priscilla – 9 YEARS

Employee Anniversary: Martinez, Salvador – 1 YEARS
Employee Anniversary: Anglin, Brenden – 2 YEARS
Employee Anniversary: Blomquist, Jaffee – 7 YEARS

Recommendation:

None. Presentation Only.

Attachments:

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- -

Fiscal Impact (Finance): No

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Legal Review (City Attorney): No

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Approved For Submittal By: ☒ Department Director

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

Final Approval: ☒ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. . Ordinance No. .

Continued To: . Referred To: .

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

File Name: CC Agendas 9-11-2024



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: F.1

SUBJECT: City Commission Regular Minutes, August 14, 2024
DEPARTMENT: City Clerk's Office
DATE SUBMITTED: September 6, 2024
SUBMITTED BY: Angela A. Torres, Clerk-Treasurer
WHO WILL PRESENT THE ITEM: Consent Calendar

Summary/Background:

Minutes approval.

Recommendation:

Approve the 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 9-11-24

CITY COMMISSION MEETING MINUTES
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO
CITY COMMISSION CHAMBERS, 405 W. 3RD St.
WEDNESDAY, AUGUST 14, 2024

A. CALL TO ORDER:

The meeting was called to order by Mayor Rolf Hechler 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. Rolf Hechler, Mayor
Hon. Amanda Forrister, Mayor Pro-Tem
Hon. Destiny Mitchell, Commissioner
Hon. Merry Jo Fahl, Commissioner
Hon. Ingo Hoeppner, Commissioner

Also Present: Angie Gonzales, City Manager
Traci Alvarez, Assistant City Manager
Jay Rubin, City Attorney
Angela A. Torres, City Clerk-Treasurer
Arnie Castaneda, Water/Wastewater Director
Jocelyn Holguin, Finance Director
OJ Hechler, Community Services Director

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

2. SILENT MEDITATION:

Mayor Hechler called for fifteen seconds of silent meditation.

3. PLEDGE OF ALLEGIANCE:

Mayor Hechler called for Commissioner Fahl to lead the Pledge of Allegiance.

4. APPROVAL OF AGENDA:

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

C. PRESENTATIONS:

1. Presentation of City of Truth or Consequences Employee Service Anniversary Awards:

City Manager Gonzales presented an Employee Service Anniversary Award to OJ Hechler for 7 years of service with the City of Truth or Consequences.

City Manager Gonzales presented an Employee Service Anniversary Award to Alona Niebergall for 4 years of service with the City of Truth or Consequences.

City Manager Gonzales and Tara Manning presented an Employee Service Anniversary Award to Jessica Bowles for 3 years of service with the City of Truth or Consequences.

City Manager Gonzales presented an Employee Service Anniversary Award on behalf of Rene Loera for 5 years of service with the City of Truth or Consequences.

City Manager Gonzales presented an Employee Service Anniversary Award on behalf of Phillip Nunez for 1 year of service with the City of Truth or Consequences.

City Manager Gonzales presented an Employee Service Anniversary Award on behalf of Pat O'Hanlon for 31 years of service with the City of Truth or Consequences.

City Manager Gonzales presented an Employee Service Anniversary Award on behalf of William Montoya for 14 years of service with the City of Truth or Consequences.

City Manager Gonzales presented an Employee Service Anniversary Award on behalf of Katy Martinez for 4 years of service with the City of Truth or Consequences.

City Manager Gonzales presented an Employee Service Anniversary Award on behalf of Rafael Marin for 8 years of service with the City of Truth or Consequences.

D. PUBLIC COMMENT (3 Minute Rule Applies):

The following addressed the Commission with comments related to: Healing Waters Trail: David Dawdy, Kyle Cunningham, Rick Dumiak, Bruce Swingle, Joanna Beck, Terry Miller, Jeannie Ortiz, June Russett, Mary Cavett, Collett Rodgers, Diane Lombardo, Julia Roslin, Sunday Xiques, Ariel Dougherty, Frank Herman, Ezekiel Moranda, Stacey Hay, Katherine Burger, Bill West, Kathlene Sloan, Pat Sloan, and Nate Stephens. Emailed comments attached hereto and made a part hereof.

Gordon Edelheit and Steve Green addressed the commission with comments related to trash rates.

Ron Fenn addressed the commission with comments related to the restrooms at Ralph Edwards Park.

Becca Eza addressed the Commission with updates on MainStreet Truth or Consequences.

Tara Manning addressed the Commission with updates on the Animal Shelter.

Item I1 was moved after public comment.

I. NEW BUSINESS

I1. Discussion/Action: Revised Parcel Survey for Property Appraisal.

Assistant City Manager Alvarez: I do have the safe surveyor here in attendance as previously said this is being brought to the commission to see if there is any interest in the commission in potential advertisement of sale of the property and if so, the inquires have been weather or not the commission would entertain the sale of all or a portion of anything of property behind the veterans home. So once again that is why it is being brought to the commission for your review and discussion.

David Senn, Surveyor: I'm a professional land surveyor. I have done business in this community and county for over 40 years. Any questions that I could possibly answer that you might have on the property in question.

Commissioner Fahl: I was part of the group that got the grant and worked with the city to install healing waters trail. Track one just to clarify this bottom line on track one. That's straight line. It appears to me that doesn't incorporate the land adjoining the river is that correct, who's is that because you have these straight lines that go around by the river but no adjacent to the river? That wasn't in your survey.

David Senn, Surveyor: There are a lot of questions about that. The assessor has it under the Bureau of Reclamation but it's not.

Commissioner Fahl: They don't own it. This land then along the river, which I had brought up to at previous commission meeting that we would definitely need to leave that open because we didn't want to sell any land adjacent to the river so that doesn't belong to this, and it's not included in this track correct? Track 2 for the veterans' memorial park there has been lots of discussions I serve on that board also, too many hats. With the veteran's park also with the city on the ownership of that property does the corner there how far past the column burial is that when you surveyed it do you recall?

David Senn, Surveyor: Which corner is that?

Commissioner Fahl: Track 2 where the veteran's home is by the triangle. How far past the column burial does that go?

David Senn, Surveyor: It goes down almost to Marshall.

Commissioner Fahl: Ok so its way past the column burial. I wanted to make sure. My concerns commissioners as many people have brough forth is the purpose of the trail and why that was put there that has been discussed quite exhaustedly today. I personally am not an avid walker of the trail but when we put in the trail it was a need and desire expressed by the community. It was that trail like the turtle back trail. It was a 3-year process with planning and getting community input and that is what they wanted to have there we do have interpreted panels up there that actually even talk about the view. There are parts of that land that could be viable for development now what Nate had said and I didn't think about it the lower part I think Nate had said that was about where the wastewater treatment plant used to be that is the only level land other than the mesa. I think we should not sell the mesa because of the value of that trail. We all need housing we know we need housing that was one of our first meetings was what our biggest need was which was housing but the value of that trail and what that could bring to our community in recreation and equal tourism dollars is extremely valuable I believe to the community and tourism and equal tourism is actually where our future in dollars for our community is going to come from. Besides the mesa how are going to get there, where is the road there isn't a road platted up there. There is no infrastructure up there and we already have enough trouble with our infrastructure as it is. The lower part where that one level piece of land is I think that would be viable to do something, I don't know what you could do.

Mayor Pro-Tem Forrister: That would be my question following up. Can we break that track up so where you have track one its about 67 acres right there can you break that track up so like in this picture where the healing waters is like trail is in here but like this part the lower part is that a viable thing to breakup in a survey?

David Senn, Surveyor: We did this by subdivision procedure. You are allowed one. This summary procedure is divided into 76 acers. The veterans memorial park and the secondary track, and by the code that is it.

Commissioner Fahl: So, we can sell just a piece of it?

David Senn, Surveyor: It was written for 1 to 2 acre tracks it was not supposed to be 76 acres with the municipality. When it was written they weren't thinking something like this. We would have to do a subdivision. My concern is personally on that lower track within the environmental hazard who knows what is there. If I was a developer, I wouldn't touch it.

Commissioner Fahl: Even if we wanted to sell all that the infrastructure and the cost of putting that infrastructure there is going to be more than we can bear. As I have said before that road back there the traffic. I have had to talk about this area since 2006 when we put that trail in, so I am aware of a lot of the concerns that go on down there. I think we shouldn't. If we can't sell that one piece which is the only level spot that you could

even think about for development without a lot of money and even without that you have all the infrastructure concerns with the water, electric, sewer, and the road.

David Senn, Surveyor: That burden all falls on the developer.

Commissioner Fahl: All of that money? The top of the mesa how are they going to get access? There is no road, how are they going to get there? They can't go through the veteran's home that is their property. We don't have an easement through there. How are they going to get up to the mesa?

Assistant City Manager Alvarez: That would be for the developer to have to design and do themselves.

Commissioner Fahl: As I have told you the 3 times it has come before us when we talked about, we just need to leave it alone and focus on utilizing it more for our tourism and economic development that way rather than for housing.

Commissioner Mitchell: I will say one thing in support of the trail having volunteered at the visitor's center for the past 8 months every single day someone has come in and asked about that trail and they are not from T or C. It is a local economy, but it is also a tourism aspect as well.

Commissioner Hoepfner: I'm with commissioner Fahl and Commissioner Mitchell it is a treasure that we need to preserve. I'm new here but I would like to see the extension people enjoying the trail and we could attract more outdoor recreation and more hiking trails in form of cross-country running trail things like that. That is really preserved and well-kept, maybe we have the possibility to include it and mark it as another city park and get grants to develop it more than it is right now.

Mayor Pro-Tem Forrester: Traci can we move forward in any of this when we have somebody come to us that is interested in one of our properties can we ask for an overview of what their plan or vision are for those properties? Maybe we don't have to go through all these steps if we see what their vision is for a piece of property, and we are like no that is not something we want for our community or yes let's dig deeper. Is that something we could go ahead and require or what do you see?

Assistant City Manager Alvarez: Potentially I guess if somebody calls and inquires about a property maybe ask them to come and make that request through the city commission because there is no guarantee that's who we are selling to. We had no less than 4 calls some local regarding some of this property and some big so there is no guarantee who we are going to sell it to and I guess that kind of fall with in the municipal code for development is broke down into various districts so if somebody wishes to develop their property per our municipal code and what is allowed in that district we don't have the right to tell them they can build that on their property.

CITY COMMISSION AUGUST 14, 2024 REGULAR MEETING MINUTES

Mayor Pro-Tem Forrister: I guess this pertains specifically to this piece of property that has this unique trail going right through it that might have been something to know a head of time of what the development looks like.

Assistant City Manager Alvarez: Yes, I could do that by all means but just keep in mind that they can come and speak in front of you and tell you what you want to hear.

Mayor Pro-Tem Forrister: Right and then buy it and do whatever they want.

Assistant City Manager Alvarez: Correct. The only thing I would like to ask the commission is moving forward if you decide that you don't want to proceed with any type of advertisement for sale. I would like to ask David, right now this property is one large parcel and so I don't know if the commission wants to entertain or if David would recommend we at least approve this survey to have it recorded so that the veterans museum area is broke up as one track the other track and the trail is recorded because right now there is no record of that trail in the assessor's office. I don't know what your recommendation is on that David.

City Attorney Rubin: That is actually the item on the agenda, it's the parcel survey. I'm looking at the documents and I'm showing here on the lower right hand corner August 14, 2023, and then revised May 20, 2024. So, I think the question is of the recording of this document.

Mayor Pro-Tem Forrister: Yes, I-1 is not talking about going forward with the sale it is just approving the survey.

Commissioner Fahl: David and Traci the survey you gave us the trail is that dotted line is that where the trail is?

David Senn, Surveyor: Correct.

Commissioner Fahl: When you did that did you also incorporate the easement, the shade structures that are up there or is it just the trail?

David Senn, Surveyor: We show the covers in their position.

Commissioner Fahl: I wanted to make sure that they were included in there. Also, back to the question about dividing this, I don't understand all of our ordinances, but we make variances all the time for individuals so can't we make a variance for ourselves and break that up into smaller pieces. Can we have a public hearing on our own variance for our own land?

Assistant City Manager Alvarez: I think so.

City Attorney Rubin: I may need to do some research. I'm not sure I'm not saying yes or no.

Commissioner Fahl: We might look at that because those are huge Parcels and the survey when it goes towards rotary park is that an old lift station? Does it include all of that all the way to the lift station and up?

Assistant City Manager Alvarez: You excluded that portion out? It is important to also recognize that on that survey our Clancy force main line is also through that parcel, and we have made sure that is identified as well as an easement.

Mayor Hechler: I think we need to record the survey if for anything is to preserve the healing waters trail. It's been mapped out and surveyed, it's there now we need to adopt that part of it and it's going to stay there. I think that's the important part of it. The other thing is I don't know if I want to move forward with the sale of any property unless we know what we are selling it for. I think it's just the right thing to do we have to know what we are going to be doing with the property before we do it and once we have a proposal from someone then we need to bring it to the people to see if that is something we need to take care of but I don't want to move independent of that in light of what happened this morning and all your comments I think it's an important way to proceed. That is kind of the way I'm looking at it. Does anybody agree with me or what do you guys think?

Mayor Pro-Tem Forrister: That is kind of what I was getting at is that it would be nice to know what we are selling our property to be used for before we do that. I don't think we need to micromanage infield development if they are cleaning up a piece of property and putting something then so be it. But for something as significant as this it would be nice to know exactly what the plan was before we even looked at it all.

Commissioner Fahl: Having the land surveyed like you said is very good and I'm glad that you detailed out where the shade structures are on the trail so at least its noted in the survey.

Mayor Pro-Tem Forrister made a motion to record the revised parcel survey. Commissioner Fahl seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

E. REPORTS:

City Manager Gonzales reported the following:

- She introduced the city's new Finance Director, Jocelyn Holguin and our new Procurement Officer Leiandra Guerra.
- She reported on McAdoo Street.

a. Water Update: Arnie Castaneda, Water/Wastewater Director.

Arnie Castaneda, Water/Wastewater Director gave a water/wastewater presentation. (Presentation attached hereto and made a part hereof).

City Commission Reports:

Commissioner Fahl reported the following: Thanked the Tiger swim team for swimming lessons. Thanked City staff and DOT for the sidewalk on Third St. Congratulated the high school Scat Cats Envirothon team placing 9th in the US.

Commissioner Mitchell reported the following: Reported that there will be a Fiesta meeting on Tuesday August 20th.

Commissioner Hoeppner reported the following: Thanked the community for their input in public comment and hopes they continue to do so.

Mayor Pro-Tem Forrister reported the following: The high school volleyball team is hosting an enchilada dinner at the moose lodge on August 14, 2024.

Mayor Hechler reported the following: Meet on July 26th 2024 with Secretary Kenny, Director Rodrick, Deputy Secretary Lienemann, C.E.O Frank Cockran and his maintenance as well as Elementary School principal and their maintenance they got some results. The 4.4 million in capital outlay will be given in advance. Secretary Kenny is also working on getting us the \$750,000 in FEMA money reimbursed. The state is also working on bids and looking at putting several communities together on a bid and then having the major companies bid on them. Attended the JPC meeting the hospital is doing well they are moving from one IT system to another. Senate Bill 161 for the hospital gave 2.7 million dollars 1.5 will be taken this year and 1.2 next year. The health care assessment act cost about \$900,000 to get involved the return on that is \$7 million for all rural hospital statewide. New Mexico Environmental Department is doing a video regarding water issues in communities and T or C will be involved that.

City Attorney Rubin reported the following: Follow up on the Title issue for the bank building on Main Street, the issue has been rectified.

F. CONSENT CALENDAR:

- 1. City Commission Regular Minutes, July 10, 2024**
- 2. City Commission Regular Minutes, July 24, 2024**
- 3. July 2024 Accounts Payable**
- 4. Take Home Vehicle Form**

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

G. PUBLIC HEARINGS (5 Minute Rule Applies)

1. Public Hearing/Discussion/Action: Ordinance 766 Amending the City of Truth or Consequences Municipal Code of Ordinances, Amending Chapter 11 Pertaining to Solid Waste.

Assistant City Manager Alvarez: February 28, 2024, the city commission approved a public rate study that was presented to the commissioners. With approving that rate study that causes us to have to amend our ordinance to remove items that are in there that would no longer be applicable once approved rates go into effect. The ordinance amendments came to the commission at the June 12th meeting and so this is for public hearing and final adoption of amending sections of the ordinance to account for the new rate study that was approved as well as any other changes that the staff recommends.

Mayor Hechler opened the public hearing.

Proponents:

Jessie Emerson: I'm going to talk about solid waste, recycling and the proposed revised solid waste ordinance. It is my belief that we all want the same thing to save money and to save the environment and help those who are elderly and handicapped. Having containers that are user friendly and in places easily accessible are steps in the right direction. Removing containers is a step backwards. Helping with the elderly and the handicap get the containers to the curb is compassionate and respectful. There are some solutions is the form a commission to see how other communities are handling and solving this issue for instance we could put on utility bills a space where someone could donate \$2 or \$5, and this would go to perhaps hire a part time retired person or teenager to help get those bins to the curb and to get the bins back from the curb to the home. This would give each of those types of people some pocket money and they would be making useful contributions to their community. Now is recycling cardboard worth is 80% of the products in the United States are packaged in cardboard. The United States uses and discards around 1 billion trees in cardboard per year. Recycling reduces the need to cut down these trees that sequent the carbon a major player in global warming climate change. Recycling saves energy, making cardboard is a complex process using resources and energy. Recycling reduces pollution, making cardboard from wood pulp creates sulfur dioxide which makes acid rain. Recycling reduces the amount of waste going to the landfill. Recycling one ton of cardboard can save 9 cubic yards of landfill space. Recycling cardboard means it isn't shipped away it is sold and it makes money. Recycling cardboard saves water, the production of cardboard requires water. Recycling saves approximately 7 thousand tons of water for every one ton of cardboard recycled. Recycling cardboard reduces greenhouse gases. Cardboard comes from trees. Trees are organic. When organic waste breaks down it releases methane. Methan is an even worse polluter than carbon. It absorbs the sun's heat and contributes to warming the atmosphere and the oceans. Truth or Consequences is not the only community with waste issues. Forming a community is difficult. It requires people from all of the community to participate. Researching and seeing what other towns are doing and making a plan that can then be presented to the Commission. This takes the pressure off of one person making the plan.

Opponents:

Gordon Edelheit: The City of Truth or Consequences operates businesses, residence and property owners. All of us have to look at these proposals. 5 or 6 years ago, maybe we didn't have such a good sanitation department with good equipment, but to remove some of the services, there is only one aspect of going out for an RFP which would be the responsibility of this Commission to say look, maybe there is scaled, with companies like Waste Management that can take over. Not one job would be lost. Do remember this, our focus is, the better we use our city government, the better we have subcontractors, the better it is for everybody in this room. Right now, the blue bins and the cardboard are a major issue, but when you have a revolt from your businesses, you are going to find more and more cardboard in the other bins. More than that, when you look at the unknown things, it says things like roll off boxes, things that are being addressed in an entirely new way. When you go out for a bid, you can specifically make sure that the bid includes things, whether they are buying our equipment, or whether they are bringing their own in, certainly we have a transfer station. That is what our business is about, being able to really compensate with all of the new expenses of labor and finding good labor is always going to be a struggle. When you take large companies, those large companies have massive responsibilities all over the state. In Dona Ana, there are people, that if we went out to bid right now, they would be interested in taking a look at what it would be for our residential and commercial. What would it be like if we had a contractor, rather than a piece of our city and our local government. I urge you to stop and say, now is not the time to have 5 years of where we are going out with these different prices. There's one other aspect to this. When you change something out and you have businesses that are closed down, but they cannot have electricity unless they have garbage cans, and unless they are paying for those dumpsters. You can't have that. That is what the city needs. The city needs that, but it is ridiculous when you have a building for sale and you want to keep the lights on, but you are getting charged for garbage which the building is clearly not making. It happens over and over, and it happens to people that have winter homes here. This would be an end to something like this so it's really important to look at all of the factors. Changing the name for recycling, maybe if we went out to bid, we would have had little tubs for glass and other recyclables. Whether those big companies are losing money, they are not, so we are in a justified position to go back into recycling. We are definitely in a justified position, not just to delete roll off and delete services for the elderly. We are in a justified position now to go out to bid and see who's out there and who could actually do a better job and not lose one job or person who is committed for sanitation. I do respect our sanitation, and I do respect the amount of money that has been put back into sanitation, but now is the time for us to think about the community, and now is the time to not to start raising rates. Now is the time to go out and look at what is apples to apples. There are books at the Chamber of Commerce to request for an RFP to be made, and there are people who know what to ask for in that RFP.

Paula Green: My comments represent concerns of the recycling committee, and about the proposed changes to Ordinance No. 766. Section 11-3 and 11-4 restrict the collection and disposal of refuse. Our committee was strenuously object to any rule that would

prohibit neighbors from helping neighbors, let alone require them to pay a fee to the city to do so. Sections 11-6 prohibits residents from putting organic yard waste in their poly carts, never mind that yard waste should not be dumped on the tipping floor at all. It should be shredded so it becomes a useful product. Not allowing residents to dump bagged yard waste in their poly carts if there is room, forces them to pay an extra fee at the Collection Center. Section 11-4-2 exempt service collections which has been deleted from the ordinance and which will prohibit drivers from helping disabled persons with their poly carts. Is this meant as a cost saving measure? How will disabled people deal with their trash. This is truly a perversion of the Commissions obligation to the public. The recycling committee asked you to re-instate this section. In addition, which should be made easier for disabled persons to apply for assistance. The calls in the departments should trigger a visit from the driver whose route includes the address of the person who makes the request. The department should be able to trust its driver's judgement. I have read the reports submitted to the city by Parkhill. This study offers a single solution for eliminating existing deficits and that is raising rates. The recycling committee supports appropriate reasonable rate increases but asks the condition to consider additional options as well. The Parkhill study does not consider the money which could be saved by separating out materials such as yard waste, construction waste, and glass which with proper equipment could be removed from the tank therefore decreasing the tonnage that is shipped to Las Cruces. I have looked at the history for the State of New Mexico for the years 2007 – 2024 and there are communities much smaller than T or C who have received money to acquire equipment to deal with such materials. The Parkhill study also does not consider how a more proactive recycling program would remove more recyclables from the waste stream and provide increased revenue for the department. A study of local restaurants and institutional cafeterias like the hospital, schools, and SJOA shows that none of them recycle aluminum cans. All of them go into the trash. In conclusion, requiring people to pay the city in order to help their neighbors, requiring residents to pay an extra fee to haul their yard waste to the collection center when they have room in their poly carts, denying handicapped persons help with their poly carts are inappropriate solutions to the city's budget problems.

Steve Green: Parkhill has done a great job except for the suggested rate structure for the blue dumpsters and now we find out it's not \$30 a week. It's \$30 per month. The recycling committee and the Bountiful Alliance agrees that everything costs more, and rates have to reflect reality. However, with that said, has the city explored other options and possibilities before having the public pay more. Section 11.4, no one knows how much, or how long. How about the concept of the neighbor helping neighbor. Is that not the way to build a community. If there ever was an example of double dipping, its section 11.6.B. Organic yard debris, green waste, grass clippings, etc. put them in a bag. Absolutely. Now we pay \$34.69 a month for our poly cart to be picked up, and a lot of us probably have half the space that we don't even use, but now, up to 200 lbs. we have to spend an additional \$9 at the tipping floor. I understand that you need revenue. I get it, but it is your obligation also not to put your hands in the pockets of the citizens, but to come up with constructive different ideas on how to accomplish what you want to accomplish on a cost saving factor, not nailing it to the citizens. Scrap metal, we recycle the sales of scrap metal. Does staff have the customer pull out and put it in the appropriate

areas before their load hits the tipping floor? If yes, we thank you. If not, education, education, education. We need to educate the public so we don't have contamination in our loads and can use the 5 trailers that Andy got that make it easy for the public to recycle, by having them locate it at heavy traffic areas. Can we get to budget neutral on recycling. The answer is no. but we certainly can begin to close the gap between expenses and revenue. Educate, educate. It starts with the kids in schools and works its way up. It sounds like a lot of work, and it is, but the payoff is bigger.

Diane Lombardo: Some are my remarks, and some are from Susanne Carlstedt. I did not know that there was a service for the disabled. I had no clue, and I fell. I have neighbors who voluntarily take my garbage to the curb every week, but not everybody has those. My driveway is not that steep, but there are a lot of driveways in this town are. It's very scary, and as I said, I fell right as I was putting it on the curb. I was halfway in the street and halfway in my driveway, and I had to get up by myself. It was scary, so we do have to do something for people like me or those who are worse off than me. The post office delivers mail to the doorstep of disabled persons on a daily basis so why can't the city help them once a week with trash disposal. Speaking as a member of the recycling committee, we want the city to compost yard and food waste and chop up tree limbs and make wood chips. This type of waste represents 30% of what the community sends to the landfills. I'm sure people don't want to run out to the Solid Waste Facility every time they have a handful of weeds to get rid of. Section 14.1 A2 of the ordinance says we can't put them in the trash. As long as our yard waste is being loaded into trucks, with all of the other solid waste instead of being composted. I don't know why you should care if it's in our poly carts. It looks like any other chance to arbitrarily charge us more money. I think you're encouraging people to accumulate yard waste on their property until they have a full load of it, which section 11.9 of the ordinance also says we can't do. Regarding the requirement for people who haul waste to the dump or cost more to get a permit do they consult the people who do this as a business I would like to know the cost of the permit whether it is a one-time charge or annually. What comes with any kind of training or education for the businessperson. These people are doing you a favor by picking up large items that you no longer will according to section 11-14-1 5b. and they help people clean up their property. They also create jobs and contribute to the economy. I question the need for a trash permit on top of a regular business permit again it seems like an opportunity to arbitrarily charge some people more money. Sometimes there are unintended consequences and ordinances and in the case of solid waste putting too many restrictions is going to make people more inclined to dump their waste in the desert or accumulate it on their property which cost us more in the long run.

Ariel Dougherty: I'm a senior citizen, a sole member house holder and a conscious consumer. I do not create much trash we cannot consider ordinance 766 without also referring resolution 05 24-25 about rates also on today's agenda the resolution and its accompanied documentation is riddled with problems. On the agenda request the board states staff is requesting to implement new rates effective November 1st 2024 to allow for ample time to notify customers yet on the next page the resolution states collection fees are set for will be effective October 1, 2024 so this more confusion on the need versus the money which I personally didn't understand at all so I thought the resolution didn't

have anything to catch to it all we were supposed to decide 245 page attached report. I really would appreciate it if the commission and your staff would do a better job of being consistent and properly warning us in the public of what the material is that we are going to discuss. The title of the ordinance is and implication of recycle and is referred to in different prices in the report that is attached actually what recycling is currently going on in Truth or Consequences it's been many months since you have removed the blue recycling bins for glass and aluminum and someone I mean who is it that has written this ordinance has been bent over backwards to find every possible scrap of refuge that might possibly go into our bins mostly into the forbidden category and everything must be wrapped in plastic here are cardboard boxes that I often will place in my bin on a regular basis but now you are telling me I have to wrap them in plastic bag that I must go out and purchase and spend money on. This is biodegradable, the plastic bag is not. If I miss a step, you can charge me up to \$200 in fines. Are you going to send around the police to examine my trash? This makes little sense. A company report resolution counts the number of poly carts but not whether they are filled on a weekly basis or partially or over filled with the top open. Every week mine is partially filled while some neighbors will go beyond the brim. Mine limited volume of waste is subsidizing the waste of my neighbors. The opulent cost of our waste and its expense is actually based on weight not volume. Both the approach and the proposed solution in both ordinance 766 and the resolution do not really properly address the concerns we citizens have many people presented a lot of content and ideas about that, so I urge that the city reject both this ordinance and the resolution and that you return to the drawing board and create a better more fully examined problems and provide a more equitable solution. I have two questions that I would like you all to please answer. What are we recycling now in the city? Who wrote this ordinance? Thank you.

Kathleen Sloan: The study that was presented months and months ago did not include an analysis of recycling. So, this resolution on rates I mean we don't know what is based on. I ask that you put off passing this resolution and maybe the ordinance I don't care about the ordinance until you pull a town hall and give a comprehensive report on what we recycle, how much it cost by time, equipment stuff like that. So that we could figure out what the tonnage of each recyclable area is. I mean 10 cans part one you know and what we are selling and what the possible profit is so that we can weigh what it cost. I don't see how you came up with these figures. I need to understand for the commercial dumpsters you are charging the same fee for 1.5 square yards and 3 square yards, that doesn't sound equitable. Ms. Dougherty points out that you know some of this is per volume, but the actual cost is based on tonnage so mixing those two up it doesn't make sense. The Parkhill study showed that the poly cart people are now paying \$35 a poly cart and they should be paying 25 something. That's what the actual study showed that the actual cost of the poly cart cost the city \$25 a month but you are charging 35 something that is why they propose that you not increase the rates for 5 years because the poly cart people have been subsidizing everybody else and I have noticed for years that their trash volume has been going up and the rates have been going up for poly cart users and the left over cash that the department has at the end of the year has not gone up so that didn't make sense except now that the Parkhill study you realize that people most of them coming from all over to have their trash dumped at the scale house it must

have been the best rate for miles and miles around but that's why trash volume has gone up and so we have been subsidizing that and you know I think we should consider restricting dumping trash to just you would have to prove you live in Sierra County or something and not go beyond a certain geographic area. Thank you.

Ron Fenn: Public hearings for my recollection we should be able to ask questions during the public hearing. Public hearing is so we can say ok who wrote this document. I have problem with this document in the first place. I couldn't get passed number 11-1 without saying wait a minute the definition of a city is means city its dually authorized agents, contractors, servants, employees and licensees. Who are the servants are you meaning the people because the people are not servants, they people are the masters of this community we are the members of the executive branch of the government and yet this ridiculous definition of a city which you will not find in any dictionary because I have tried. It's Ludacris but it sets a tone in this community that we who work of the city we are the city no you are not the city we the people are the city and we are the ones that are being ignored, abused, over charged, nobody knows that they work for the people and not the people are the servants of the city workers. That attitude is what is the cause of all the expenditure that we shouldn't be making. We saw this morning expenditures for survey, how many surveys, and how many things for a piece of property instead of asking the people, hey should we look at selling a piece of property before we start contracting for services. The same thing goes here. The Parkhill and the NewGen, how much money was spent on those studies? I have seen no amount of money and back in February whenever it was contracted it said on the introduction, "tbd" to be determined. How much it was going to cost for these contractors to perform the services I want to know; I want to right now how much it cost to do those that study? Because we are paying for it and we have nothing to do with saying yeah, we should do a trash study. Why would you talk to the people about how trash is done? Instead, no we can all go out hire whatever contractors we want, we can hire engineers, we can hire anybody that we want and then people are going to pay for it and turns out its not a very good deal. That the problem here it's an attitude that is reflected right in the first paragraph of this document and it needs to be changed. The recognition that this community is not servants has to be changed. We the people are who you work for, and I hope that people are going to remember come election time who is responsible for this and everything else that goes on today.

Mayor Hechler closed the public hearing.

Commissioner Fahl: First I have to apologize for when it was presented the first time, I guess I wasn't diligent, and I didn't read it as carefully as I should have and asked these questions before. How are we going to deal if we are striking out of the ordinances assistance to people who have physical disabilities, a special services strike out, exempt collection repealed, what are we are going to do for those? Andy, are you going to be the one answering these questions or is it Traci?

Assistant City Manager Alvarez: Either one of use. The ordinance that you guys have in front of you is the strike out and the red line are the only changes that the staff is

recommending. If it's not got a strike through or it's not redlined those where existing in our ordinance and have been.

Commissioner Fahl: Right, I understood that. So, I think let me see if I can find it. I put it under collections practices. I was looking it up until someone brought up the questions about helping your neighbor. So, section 11-10 collection fees shall be set by the commission, I understand striking out all those classes because we are not going to do it like that anymore. So, 11-14-1 collection practices and we renumbered those so pre collection practices was a) and then they numbered them 1,2,3 there is an addition in red construction demolition material, so you see where I'm talking about Andy? So then on the next page it starts with b collection page and so on that page there were a number of strike outs. It strikes out under b information about qualifying physically disabled residents and then the next section special services are struck out and then the fee for that.

Mayor Pro Tem Forrister: What page are you on?

Commissioner Fahl: 71.

Assistant City Manager Alvarez: The special services when we first transitioned from dumpsters to poly carts we had where people could stack things up in the alley and the city staff would go out and pick that up. When we removed the dumpsters from the alley, and we put things out of the poly cart we wanted to make sure that there was still the ability for people to hire the solid waste department to go out and pick up large items. It's not a service that is being used because there is a lot of small business out there that do that for people whether it be landscaping or the mom-and-pop businesses. This section is for them to take out their big equipment and load up. Maybe somebody has a refrigerator or something like that and there is a fee. That was initiated in the original nobody is doing that anymore so the request from the staff is just to remove that because it's not a service being used anymore.

Andy Alvarez, Sanitation Director: It would be a lot more cost effective.

Commissioner Fahl: You've told us that you have several residents that cannot get their poly carts and we've been doing that for them, and you struck that portion out, so what are we going to do for those people who need assistance? I don't want to just blow them off. You have a plan, so what's the plan?

Andy Alvarez, Sanitation Director: This is what I'm struggling with, you have the ones that need it, and you have the ones that don't. I can't go into that property zone. You have two or three that hop in their car and go to Walmart. They grab their grocery cart and load their basket full of groceries, get to their car and unload those heavy bags of groceries, and drive off. Then you have those that actually need the help, so that's what I'm struggling with.

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Commissioner Fahl: We did have something in writing, and its great right now while you're here, but what about the next guy? He might do things differently. We need to have something that protects those residents.

Andy Alvarez, Sanitation Director: On July 1st, I'll continue and after July 1st, they need to re-apply. If they don't re-apply, and I don't get a response back then I will render their services.

Commissioner Fahl: I don't see that. Do you have that in here?

Andy Alvarez, Sanitation Director: This was going to be left up to you guys.

Mayor Pro-Tem Forrister: Was that a Parkhill thing? Did they recommend taking that out?

Andy Alvarez, Sanitation Director: No, this has nothing to do with Parkhill.

Mayor Hechler: How many customers do you have on the exempt program?

Andy Alvarez, Sanitation Director: 22.

Mayor Hechler: So, there are 22 customers on the exempt program, so this is what that means for the driver, that means 44 trips in and out of that truck per week, per driver. If it rains, snows or if there is ice on the steps, the truck is like climbing a latter, and that is a concern. I'm not saying that's the only concern. It's just as dangerous for the driver, as it is for anybody else because the driver gets onsite, and gets out of the truck, and gets the poly cart and takes the poly cart to the truck, and then gets back into the truck, and dumps the poly cart, and gets out of the truck and takes it back to the door. If there is a way that we can expedite that process, we need to because that is 44 times a week that this person has to do this. We're not all in the best of shape sometimes, and it's tough to get up and down that truck 44 times a week, so that was part of the reason, I think, that we are looking at this, but we know that there are people out there that genuinely need this service, but I don't know if there is 22. One of the things that we should probably consider doing is that they should re-apply for this service every year because things change, and nobody ever goes off the service. They should have to re-apply every year because things change. I think that will be one step in the right direction, but still continue that service.

Commissioner Fahl: If we're going to do that, shouldn't it be in the ordinance somewhere?

Diane Lombardo: How do people find out about these things?

Commissioner Fahl: We need to do a better job.

Diane Lombardo: When I got to the point where I couldn't walk anymore, I didn't know what to do, and I keep up with things.

Mayor Hechler: There is another thing that we can do. This might be a little more controversial, but I'll throw it out there to see what you guys think. In certain situations, we provide what we call an administrative fee, and it takes care of things like this. You pay an extra fee to have the services provided. So, for instance, an administrative fee for exempt services can be \$25 a month. That's \$6.92 per dump, per week if you add it all up. It's not that expensive, but it is a \$25 fee. I know some people who don't want to spend more money for this, and I know that it's a hardship for some folks, but if I were in that position, I'd find a way to save that \$25 a month, or I would have a neighbor do it, or my kid, or a friend do it. I would handle it that way. Or for those people who absolutely have to have it, that \$25 a month fee is there, and it is to provide that service, and it's documented, and that service comes. That's a consideration. I'm not saying it's the answer, but it's something that we can do.

Mayor Pro-Tem Forrister: That way people won't abuse the services.

Commissioner Mitchell: I think it would be a deterrent for the abuse of it, but I also see, on the other hand, if I were to break my leg, for the next 6 months I would need help, but then I wouldn't after that, would I be willing to pay that fee to cover that? Yeah. Now, people on fixed incomes, that's going to be a problem, and I think if we are going to do something like this where we are going to charge an administrative fee, then we should also have some type of low-income exemption.

Mayor Hechler: That's a good point.

Commissioner Mitchell: There are some things on there that need to be cleaned up. We need to get our fees out of this ordinance, so we don't have to change the ordinance every time we want to change the fees. I understand that, but I think that we really need to take into consideration that 27% of our community is over the age of 65, and that can be a really big problem for something as delicate as this. I don't think we need to strike this, but I think it can be revised and not putting any fees in there but have that set as per Commission or as per department head and send them out in the utility bills and put it up on our Facebook page. To Diane Lombardo's point, if I was in that situation and I broke my leg, the first thing I would have done would have been to call the department to ask if they have any services like this or call the schools to see if there are any students that can provide these services. There are so many youth entrepreneurs that are starting up different kinds of businesses, so there's got to be something out there to help this problem.

Mayor Hechler: I would advocate that we do not remove the exempt services. I think we have to keep them in there in some form but let's figure out what would a way that we could still deal with it.

Andy Alvarez, Sanitation Director: Let me bring something up, just on Mondays route there are 8 handicaps out there. If one person would go out there and pull those carts out and return them back to the residents at 3 o'clock. On Tuesday there is only 1 handicap. Couldn't a neighbor or a friend pull that poly cart out?

Commissioner Mitchell: It seems to me like something if you have a list of those names and the areas and the neighborhoods.

Mayor Pro-Tem Forrister: I get what Andy is saying also. I think they could do their due diligence to say hey I'll give the kid across the street \$5 to roll my trash can down. What his point is getting to is that people are abusing it and he knows that. That's the problem. I don't think the problem is that he knows the people that need it. We are fine with that. It's the ones that we know that they can do, and they are abusing this program that's the issue.

Mayor Hechler: I just don't want to punish the people that really need it.

Commissioner Fahl: Like your saying call your neighbor well there is a lot of older people that are pretty reclusive, and they don't know anybody.

Mayor Hechler: You did that on a case-by-case basis right? You have a situation like that you go and investigate right. You got an application, and you say ok let me go talk to them and then you will offer some alternative and you will talk to the person, and you will figure out.

Andy Alvarez, Sanitation Director: We go out and look at the position, but no position says yay or nay. I go out and do an investigation and let them know the rules make sure your pets are tied, and that there aren't other family members that can pull it out. I investigate all that.

Commissioner Fahl: That's good to know. I think we need to leave something in there about that. Striking it all I don't think is good. We need to rethink that. Again, I'm sorry I glossed over some of that when I read it before. Here we are with it again.

Andy Alvarez, Sanitation Director: I can start revising it so you guys can look that over.

Commissioner Mitchell: Also, where you added in under 11-14.1 section b construction demolition material including scrap metal, rocks, bricks yard work all that kind of stuff. I agree point of where to if I'm cleaning my yard and clean my yard once a month how long do I have to keep that build up before it's worth it for me to take it to the dump.

Commissioner Fahl: Or you don't have something to take it in.

Commissioner Mitchell: Yes, what am I going to through it in the back of a Miyata like a refrigerator driving down the road. So, there is an issue with. I have an issue with recycling the items that we could recycle. There is a guy that comes by the dumpster every day and pulls all the cans out from El Faro's restaurant and recycles them. That's money that we could be utilizing in some way, shape, or form. What do we do about we had a business owner downtown that people moved out of the apartments behind her and just dumped everything next to the dumpster beds, couches, stuff like that. We don't haul that

off I understand but what do we do about people that just leave stuff is there something we can do to alleviate that issue.

Andy Alvarez, Sanitation Director: Small portions can go into it, but what is happening is people are loading dirt and grass and all of that into their poly carts, and the backslopes on those arms, if pushing it, is 200 lbs. And then we have tree branches that stick out 3 to 4 feet out of the poly cart, so stuff like that will need to be taken to the Collection Center.

Mayor Hechler: I recommend that you take a picture, next time you come across something like that, and send a warning to these folks that they can't have this stuff in their poly cart and the next time there will be a \$25 administrative fee assessed. Upfront, I hope we educate these folks when they sign up for the city here is a flyer of what you can do and what you can't do and we provide that information to them upfront when they sign up for utilities or whatever they get. Is that available to them now?

Andy Alvarez, Sanitation Director: No, it's not. Well at the collection center if they stop by the collection center we can pass that information out.

Mayor Pro-Tem Forrister: So, with the exemption services we are going to put it in that they have to apply every year, you are going to have a \$25 administration fee that can be waived by Andy if he knows that person absolutely needs that, and they don't have anybody to help them out.

Commissioner Fahl: Or their income has a lot to do with it. My mother was on a very low fixed income, and she had polio so she couldn't walk down to take it.

Mayor Pro-Tem Forrister: I think waive if for anybody if he knows for sure they need the service.

Commissioner Mitchell: Just like you get a sliding scale at Ben Archer or Housing Authority based on your financial.

Mayor Pro-Tem Forrister: I'm just saying let's put it in there and waive it for anybody we know needs that service. If they don't need that service, they get that \$25.

Commissioner Mitchell: We don't want to make this too much more complicated because you don't want to have something said in there that says you have to show a doctor's note you have to show proof of income.

Mayor Hechler: Its already in there.

Commissioner Mitchell: I know they are trying to strike it.

Commissioner Fahl: He did strike it.

Commissioner Mitchell: However, we want to say as determined by the department head of the sanitation department.

Mayor Pro-Tem Forrister: If he knows that they need the services then just waive the fee for them.

Commissioner Mitchell: We are approaching this as a small-town local community commission. We are not talking we are not the City of Albuquerque he doesn't have time to go visit every single resident there. So here this is something that can work I just don't think we need strap too much restriction and red tape on it in case more of these in the future.

Mayor Pro-Tem Forrister: Like I say reapply every year. There is a \$25 fee that can be waived.

Commissioner Fahl: If we make him do all that un strike and re strike. What is he supposed to do with the ordinance now?

Mayor Pro-Tem Forrister: Why don't we have it come back to us?

Andy Alvarez, Sanitation Director: I'll come back with all the changes.

Mayor Pro-Tem Forrister: I can't find anywhere that says your neighbor can't put your poly cart out. It says it should be unlawful for any person other than the city to collect or convey through over or under any street or alley.

Commissioner Fahl: With out first securing a permit from the city. That just means that I can't get my own company and do it.

Mayor Pro-Tem Forrister: It's not saying that you can't go to your neighbors and pull their poly cart down.

Assistant City Manager Alvarez: It's a combination of both. A large company can't come in here and just start running business. However, it's also for the people that haul for example landscapers, and they don't have a business license than maybe we need to change the word permit to business license I think that's an old word that was in there. These people go in and they do a yard clean up and they charge you to do that yard clean up then they take that truck load of stuff, and they go out and they dump it somewhere and you don't have any proof you don't have any business license the information on them. That's where that stemmed from originally back in the day. We can change permit to business license. If we are bringing this back to the commission, we can restructure and word some of that a little bit better.

Commissioner Fahl: Just to make that clear for us and the community. I think it would be great.

Assistant City Manager Alvarez: That is not a problem like I said some of the stuff was existing and it wasn't necessarily what they were looking at they were looking at something else.

Mayor Pro-Tem Forrister: Like that was an existing thing that wasn't changed. That has always been in there.

Commissioner Fahl: The wording as you say can be confusing.

Commissioner Fahl moved to table Ordinance 766 Amending the City of Truth or Consequences Municipal Code of Ordinances, Amending Chapter 11 Pertaining to Solid Waste. Mayor Pro-Tem Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

H. ORDINANCES/RESOLUTIONS/ZONING:

- 1. Discussion/Action: Resolution 05 24/25 Establishing Solid Waste and Recycling Service and Collection Center Rates for The City of Truth or Consequences.**

Commissioner Mitchell moved to table Resolution 05 24/25 Establishing Solid Waste and Recycling Service and Collection Center Rates for the City of Truth or Consequences. Commissioner Fahl seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

G. PUBLIC HEARINGS (5 Minute Rule Applies)

- 2. Public Hearing/Discussion/Action: Final Adoption of Ordinance No. 767 Authorizing the Execution and delivery of a loan agreement and intercept agreement by and between the City of T or C, and the New Mexico Finance Authority, evidencing a special limited obligation of the governmental unit to pay a principal amount not to exceed \$2,000,000, together with interest thereon for the purpose to acquire, construct, renovate, furnish, equip, beautify and improve a public safety building for the benefit of the city and its residents.**

Chris Muirhead, Modrall Sperling: This is the consideration of the ordinance related to a loan with the New Mexico Finance Authority for up to \$2,000,000 to acquire a building property in Truth or Consequences to house and remodel for the Police Department renovation and move into the building. It is payable back with a ¼ of the one percent increment of municipal gross receipts tax. This will be solely on that quarter percent gross receipts tax. The New Mexico Finance Authority will have no lien on any other revenues of the city, or any other assets of the city. It does delegate authorities to the Mayor and the City Manager to accept the pricing terms. The Finance Authority gets their money at an AAA rating. That is the best rate you can get, so it lowers your debt service cost or

your interest cost and pass that onto Municipalities. The ordinance approves the form of the loan agreement and intercept agreement. The intercept agreement is just a ministerial tool that can really ease administration on both sides. The taxation and revenue will send just the amount necessary monthly or on a semiannual basis to cover the debt service on the loan. The loan agreement has traditional covenants that we will make sure are consistent with your outstanding debt and any additional obligations on the city. Most of what's in there are your requirements and clauses for the use of the facility based on the loan.

Mayor Hechler opened the public hearing.

Opponents:

Ron Fenn: It's interesting that there are no proponents to this, but I can understand that because it was only 4 months ago that the people of this city voted down this same proposition. Maybe a different building, but that doesn't matter. It was the money. That's what we voted on. This is the same ordinance that has been recycled out four times. I wonder how much Mr. Modrall has been paid by the city to create and recycle the same ordinance over and over again. It bothers me that strictly four days after people said no to the last loan, we have a commissioner who goes and visits a bank and says hey we might like to buy this bank, and after 2 or 3 months there's no word from anybody and all of a sudden, we make an offer. We send an offer on June 13th. We make an offer on it before there's any decisions by the commission to give anybody authorization to do that, and this gets done. This is a slap in the face of this community. The people have said, already twice, no we are not going to put up that kind of money for a Police Department that has probably spent a portion of that amount of money over the years to renovate the building and to do everything that they want to do with it. It does not serve the public. A police building does not serve the public. It serves the Chief of Police and the couple of people that are in the building. It does not serve the community. The only time anyone wants to go to a police station is when they are getting their fingerprints taken. The station is only open 8 hours a day, 5 days a week so why do we want to spend \$2 million of the people's money to fix the ego of an out of town Police Chief who hires many out of town officers. We only have about 1 or maybe 2 officers that live in the City of Truth or Consequences. Las Cruces, Caballo, Williamsburg, Arrey, we've got them all over the place. They are not members of the community. Why should they really care about this community, which by the way has a really low crime rate. Look at the national statistics. We are low for New Mexico and the US statistics. It is not because of the wonderful job the Police Department does, it is because the nature of this community which is old people. What can the Police Department do? I think they should talk to me because I can help with the bathroom problem at the park. There are no reasons why bathrooms have to be closed to the public, but the police can't deal with the vandals. I'm sure they are mostly octogenarians like myself who are going around saying oh, people don't need to go anymore, we'll bust up their toilets. This is ridiculous. This is time number 3. The second time this year. The petition is made. You'll see it tomorrow.

Chris Muirhead, Modrall Sperling: I want to respond to how I get compensated. We don't get compensated unless the transaction actually closes, so the work that we did in the fall for the armory, we don't submit an invoice for that, and we never will submit an invoice. The city has never paid a dollar on that \$30,000. I am not going to submit an invoice for what we're doing here today. If the deal closes, then I'll submit an invoice. Jay and I are very comfortable with the legality of this. This is a different project. The New Mexico law is clear, if you have a different borrowing amount and if it is a different location, which this is. You still have an obligation to fulfil your duties to provide public safety and we're comfortable advising you on the finance side of this that you are authorized to do this.

Ariel Dougherty: Testimony attached hereto and made a part hereof.

Proponents:

There were no proponents.

Mayor Hechler closed the public hearing.

Mayor Pro-Tem Forrister moved to approve Ordinance No. 767 Authorizing the Execution and delivery of a loan agreement and intercept agreement by and between the City of T or C, and the New Mexico Finance Authority, evidencing a special limited obligation of the governmental unit to pay a principal amount not to exceed \$2,000,000, together with interest thereon for the purpose to acquire, construct, renovate, furnish, equip, beautify and improve a public safety building for the benefit of the city and its residents. Commissioner Mitchell seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

3. Public Hearing/Discussion/Action: Final Adoption of Ordinance 768, Amending Sec. 3-98 of the Municipal Code of Ordinances pertaining to safekeeping of animals by the animal shelter.

OJ Hechler, Community Services Director: Currently, an animal owner is allowed 72 hours. There is no working with the animals or anything like that. It becomes the property of the shelter after 72 hours. We've been dealing with this for the past 3 or 4 years. The safekeep status is going to be a medical hold or an incarceration hold. We are going to allow up to 10 days for a medical hold, and 5 days for an incarceration hold. A boarding fee will be applied after the initial 72 hours. If you contact the shelter within that timeframe and you don't have another remedy for someone to pick up your animal or an animal agency to come and pick up your animal, we can work with you. We want to work with you. There will be a boarding fee applied for that, but we can work with you. We are going to allow all contact with that. The issue that we have is that we are not getting any contact from any animal owner, and we don't know what to do with the animals. That's what the amendment is to this ordinance.

Mayor Hechler opened the public hearing.

Opponents:

There were no opponents.

Proponents:

There were no proponents.

Mayor Hechler closed the public hearing.

Mayor Hechler: We had a couple of instances last year where we had some issues with animals that had been taken care of, but then the owners ended up coming back after the 3 days, but this will address those two issues in the future if it were to happen again.

OJ Hechler, Community Services Director: All we're asking for is contact. Let us know what we are doing with the animals. You've got 5 days if you're going to be put in jail. Use your phone call and call your family members to let them know that your animal is at the shelter, will you at least communicate with them. We can hold onto your animal longer, but we are going to charge a boarding fee because we can't do it for free. The same thing goes for medical. We will allow more time. 10 days should be a good amount of time to contact us. If there is no contact after that timeframe, then we have to make a decision.

Mayor Pro-Tem Forrister moved to approve Ordinance 768, Amending Sec. 3-98 of the Municipal Code of Ordinances pertaining to safekeeping of animals by the animal shelter. Commissioner Hoepfner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

H. ORDINANCES/RESOLUTIONS/ZONING:

- 1. Discussion/Action: Resolution 05 24/25 Establishing Solid Waste and Recycling Service and Collection Center Rates for The City of Truth or Consequences.**

This item was moved after item G1.

- 2. Discussion/Action: Resolution No. 11 24/25 Amendment to City Park Rental fees.**

OJ Hechler, Community Services Director: We've gotten 4 or 5 inquiries this year about jumping ballons at Ralph Edwards Park. We want people to utilize the park, and we want them to have fun at the park, but we don't want them to do it on the grass so we decided to designate an area. What we're thinking of doing is, the area over there by the volleyball courts is a good area, and there may also be another area for things like dunk tanks over there by the skate park. The long term solution is for us to look into putting a pad and a shelter over there specifically for jumping balloons. They can set up wherever they want at Family Park, but we will require insurance. There may be other

city parks where we will allow jumping balloons and dunk tanks, they will just need authorization from the city and those will be done on a case by case basis with insurance required.

Commissioner Mitchell moved to approve Resolution No. 11 24/25 Amendment to City Park Rental fees. Commissioner Hoepfner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

3. Discussion/Action: Resolution 12 24/25 Approval of the State of New Mexico Environment Department Capital Appropriation Project Water Distribution Line Grant Agreement and Authorizing the Assignment of Authorized Officers and Agents.

Assistant City Manager Alvarez: This is the capital appropriation we received for the \$4.4 million. This is the grant agreement and within the grant agreement they have a resolution that they want to do authorized signatory authorities which is signatures for City Management and myself as we submit for reimbursements or submit invoices for payment. The funds will be filtered through NMED and overseen by NMED.

Commissioner Fahl moved to approve Resolution 12 24/25 Approval of the State of New Mexico Environment Department Capital Appropriation Project Water Distribution Line Grant Agreement and Authorizing the Assignment of Authorized Officers and Agents. Commissioner Mitchell seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

I. NEW BUSINESS

1. Discussion/Action: Revised Parcel Survey for Property Appraisal.

This item was moved after public comment.

2. Discussion/Action: Approval of FY25 Clean and Beautiful Grant.

This item was removed from the agenda.

3. Discussion/Action: Extending the swimming pool season beyond Labor Day to a date yet to be determined.

Ashley Galicia, Swimming Pool Manager: As you know, our season is almost over. We're expected to close on Labor Day, which is September 2nd. However, we are asking for an extension of our season. This has been one of our better seasons overall since I've been at the swimming pool. Our revenue is up almost \$1,500 in total from our last season. We

did lose a couple of employees who went back to school. However, if we were to extend the season, there is myself and one other fulltime employee along with 3 part-time employees who are willing to stay on and do an extended schedule. Once it gets too cold and we have to run the heater too much and there are only 2 people coming, then it will no longer be worth being open and we'll just decide to close at that time. The schedule that is in front of you would be the schedule that we would maintain. It's not much different from the schedule that we currently have with our back to school schedule. The only difference is closing and opening because with kids being back in school, we don't have a lot of people coming in the middle of the day. We do have an aerobics and therapy class that meets Tuesday through Friday 11am-12pm, and they normally come only for that hour. So instead of being open 12pm-2pm we cut it to 1pm. We have a couple of afternoon late swim sessions as well. And with school back in session, even on the weekend, and even though we offer later afternoon swims, we're not technically very busy for that. With our passes that we have, we do offer season passes and we offer a 10-punch pass that is good for 30 days from the day you buy it. All of those are set to expire on Labor Day, and that will stay as set on Labor Day. They have already been told that is the time period the passes are good for. I would like to know your recommendation on what to do if we extend the season. Do you want me to offer a 10-punch pass? We haven't been selling any season passes because the season is almost over, but a lot of people buy our 10 punch passes.

Mayor Hechler: How would you notify the people who purchase the 10 punch passes that you will be closing for the season.

Ashley Galicia, Swimming Pool Manager: We can do a two-week notice. They are only 10-day visits, so the people that use them within 10 days, if we were to do them, we could shorten it and say, if you buy a 10 punch pass, it's only good for 20 days.

Commissioner Mitchell: We used to open the pool in March or April and go until October or November, but again follow the patrons, if there is nobody there, don't be open. I would like us to consider as we want to extend this season to start talking about opening up the pool in March or April next year, as opposed to just on Memorial Day. It would be a soft opening just for lap swimmers or aerobic ladies or the swim team or something like that, that are going to use the pool diligently in March and April and then you can have the grand opening on Memorial Day for the kids because they'll be out of school. I know that would definitely help a lot of the community members who rely on that swimming pool.

Commissioner Mitchell moved to approve extending the swimming pool season beyond Labor Day to a date yet to be determined. Commissioner Hoeppner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

4. Discussion/Update: City of T or C Comprehensive Plan Revision Update.

Assistant City Manager Alvarez: Just a quick update on the Comprehensive Plan. As you know we received CDBG funding for that plan. We've gone out to RFP, and we've received some proposals. Staff is in the process of reviewing proposals, and they will of course have to go up through DFA for their review, and once DFA approves it, it will come back to you for the award. As soon as we award this project, we are going to want to get started moving forward, so I've provided all of you with hard copies of our current comprehensive plan. I'd like the Commission to start doing a good review, so when we go into a public hearing or public meeting, regarding any updates to the comprehensive plan, you guys have all of the information ahead of time and you have plenty of time to review it. I also supplied you with the affordable housing plan, as well as the downtown master plan because there are sections within our current comprehensive plan that reference those two plans as well.

5. Discussion/Action: Aging & Long-term Services Department (ALTSD) Junior Bill Appropriations Agreement.

Assistant City Manager Alvarez: The Senior Joint Office on Aging has received a Junior Bill Appropriation in the amount of \$35,000. The funds will be used to reimburse various expenses associated with the Senior Joint Office on Aging. The city is the Fiscal Agent for these funds.

Mayor Pro-Tem Forrister moved to approve the Aging & Long-term Services Department (ALTSD) Junior Bill Appropriations Agreement. Commissioner Fahl seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

6. Discussion/Action: Acceptance of USDA Letter of Conditions WSPI-2 (Water System Performance Improvements 2) Project and Authorization for Predevelopment Financing.

Assistant City Manager Alvarez: This project was partially obligated by the USDA. It was a \$2,673,000 loan and a \$1,652,891.01 grant. The remaining grant obligation is \$5,574,109. The project includes an open trench replacement of approximately 5,257-LF of 6-inch waterline with an 8-inch line east of the Main Street District area on East Riverside Drive, as well as the replacement of approximately 8,726-LF of 6-inch with a 10-inch waterline towards Williamsburg, creating a loop starting from South Broadway and Iron Street going south, and turning East on Veater Street and North on Platinum Street to end back on South Broadway Street. All waterline replacements will be 3 to 5 feet and will run parallel to the existing water lines with 3' wide by 4' deep trench. No additional land requirements are required for the replacement of the water lines, and all new water lines are within the existing right-of-way. The project also includes the

installation of new meter cans, water service lines, and connections to the existing system. Site work will include roadway asphalt removal and replacement as needed

Commissioner Fahl moved to approve the Acceptance of USDA Letter of Conditions WSPI-2 (Water System Performance Improvements 2) Project and Authorization for predevelopment financing. Commissioner Hoeppner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

7. Discussion/Action: GRO Special Appropriation Intergovernmental Services Agreement with South Central Council of Governments as Fiscal Agent.

City Manager Gonzales: The city received a GRO Special Appropriation from Senator Brantley in the amount of \$100,000 to support law enforcement costs and resources. The legislation assigned the South-Central Council of Governments to be the fiscal agent and be the responsible manager of all funding, uses and administration of the GRO Special Appropriation. I signed this agreement at the end of July because we had a deadline.

Mayor Pro-Tem Forrister moved to approve the GRO Special Appropriation Intergovernmental Services Agreement with South Central Council of Governments as Fiscal Agent. Commissioner Mitchell seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

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

Jocelyn Holguin, Finance Director reviewed the Purchase Requisitions over \$20,000.

Mayor Pro-Tem Forrister moved to approve the Purchase Requisition over \$20,000 for 92810 for Western United Electric. Commissioner Mitchell seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

9. Discussion/Action: Review, Approve and/or Allocate Funds for Sierra County Rock & Gem Society (SCRAGS) Application #1 for 2025 Sierra Co. Rock & Gem Show.

Tammy Gardner, Executive Assistant reviewed the application for the Sierra County Rock & Gem Society (SCRAGS) Application #1 for 2025 Sierra Co. Rock & Gem Show.

Mayor Pro-Tem Forrister made a motion to allocate Funds for Sierra County Rock & Gem Society (SCRAGS) Application #1 for 2025 Sierra Co. Rock & Gem Show in the amount of \$23,555.00. Commissioner Mitchell seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

10. Discussion/Action: Review, Approve and/or Allocate Funds for Geronimo Trail Scenic Byway Application #3 for the National Park Journal.

Tammy Gardner, Executive Assistant reviewed the application for the Geronimo Trail Scenic Byway Application #3 for the National Park Journal.

Mayor Pro-Tem Forrister made a motion to allocate Funds for Geronimo Trail Scenic Byway Application #3 for the National Park Journal in the amount of 4,745.00. Commissioner Hoepfner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

11. Discussion/Action: Review, Approve and/or Allocate Funds for Veterans Memorial & Museum Application #3 for a Billboard Rental.

Tammy Gardner, Executive Assistant reviewed the application for the Veterans Memorial & Museum Application #3 for a Billboard Rental.

Commissioner Mitchell made a motion to allocate Funds for Veterans Memorial & Museum Application #3 for a Billboard Rental in the amount of \$4,275.00. Commissioner Hoepfner seconded the motion. Roll call was taken by the Clerk-Treasurer.

Hon. Ingo Hoepfner, Commissioner

Hon. Amanda Forrister, Mayor Pro-Tem

Hon. Rolf Hechler, Mayor

Hon. Destiny Mitchell, Commissioner

Hon. Merry Jo Fahl, Commissioner recused herself from the vote.

Motion carried 4-0 vote with 1 recusal.

12. Discussion/Action: Review, Approve and/or Allocate Funds for MainStreet Application #1 for the 2024 Desert Ultra.

Tammy Gardner, Executive Assistant reviewed the application for the MainStreet Application #1 for the 2024 Desert Ultra.

Mayor Pro-Tem Forrister made a motion to allocate Funds for MainStreet Application #1 for the 2024 Desert Ultra in the amount of \$6,800.00. Commissioner Hoeppner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

I. ADJOURNMENT:

Mayor Hechler adjourned the meeting at 1:46 p.m.

Passed and Approved this 11th day of September, 2024.

Rolf Hechler, Mayor

ATTEST:

Angela A. Torres, CMC, City Clerk

Torres, Angela

From: Marlena Benjamin <marlena85@gmail.com>
Sent: Tuesday, August 13, 2024 4:51 PM
To: Torres, Angela
Subject: Sale of the trail

Dear City Commissioners,

Although unable to attend the meeting in person, I would like to offer my thoughts regarding a few issues up for discussion.

First up the sale of the property including the healing waters trail. this is, and has been since my arrival in town, one of my favorite places to enjoy. I strongly feel that the loss of this public space would be a huge detriment to our community. Public outdoor spaces are vital aspects of healthy happy communities. This should be designated as permanent public use trail, and never permitted to be sold.

Secondly, up for discussion are some changes in the cities waste policies. I think removing the service where those in need have their bins taken to the street is quite frankly cruel, why are we limiting how we serve a diverse community, this benefits no one. Secondly I think the section regarding the requirement of a permit needs further clarification and revision. Honestly the whole policy seems poorly put together from various others and seems more like a rough draft than a final version. I urge you to put this up for those revisions and move any voting into the future.

Thank you for your consideration, I hope to see those elected to serve the community hear the voices of that community on these very important matters.

Torres, Angela

From: Nic All <claynicall@gmail.com>
Sent: Tuesday, August 13, 2024 5:01 PM
To: Torres, Angela
Subject: Keep our open space

To Whom It May Concern:

I am writing regarding the potential sale of the land behind the Veterans Home where the Hot Springs Trail is located. I wanted to voice my opposition to the sale of this land. I use the trail and know of many others that do. This area also attracts tourists who have easy hiking access from hotels downtown. To only have an easement for trail use and to block the panoramic views up there would be a mistake, I feel, and would greatly degrade the experience.

Open space is valuable and once lost it is lost forever. Please reconsider the sale of this wonderful resource and keep it in the hands of the people who recreate there.

Thanks for your consideration in this matter.
N.V.

Torres, Angela

From: June Jewell <june.jewell@gmail.com>
Sent: Tuesday, August 13, 2024 5:15 PM
To: Torres, Angela
Subject: Potential Sale of HWT

Hello.

I stand with those who are against the sale of the healing waters trail. As someone who lives near the base of the hill, 501 Gray St. I would hate to have the trail that my children & I frequent often become...well, I'm not sure what it would become. I sympathize with the city's urgency to find funds to cover the cost of maintaining itself. Many residents here in town are also in a constant state of urgency, yet we still would prefer to keep natural spaces natural. This short sighted sale may seem like a good deal right now, but I worry that it is not reversible.

I understand that developers would prefer bare land to bring their vision to life, but it does seem a bit silly when there is so much already developed land sitting vacant & locals are no longer able to afford living here. Perhaps a brainstorming session with local residents to think of solutions to bring revenue to that town while also preserving our natural spaces. I would love to be included.

I believe that nature is the reason many are drawn to this area in the first place. Let's increase, not decrease access to it.

Thank you for your consideration,
June Russett

Torres, Angela

From: Robin Duncan <ronrobin.duncan@gmail.com>
Sent: Tuesday, August 13, 2024 6:11 PM
To: Torres, Angela
Subject: Land behind veterans home

Hello,

I personally am for development growth but with a plan. A beautiful riverwalk with hotel, boutiques and restaurants would be fabulous especially if you planned something like a mini San Antonio Riverwalk. Or full size! You would bring in more tourism and people with a little money might move here with a little more infrastructure. The riverwalk could even have access points to some trails and incorporate a bird preserve or something like that for the nature lovers. I love nature but Torc needs a face-lift. The roundabouts actually look nice. Let's continue to beautify TORC!

Robin Duncan

Torres, Angela

From: Andrew Auten <auten.james@gmail.com>
Sent: Tuesday, August 13, 2024 6:23 PM
To: Torres, Angela
Subject: selling off healing waters trail

Hello -

As a local business owner and citizen of T or C , I am writing my city government to express my opinion about the proposal to sell city land to Prereal investments in New York.

First, thank you for allowing the citizens of this wonderful town the opportunity to participate in the future of T or C. We all appreciate the wonderful job you are doing.

Privatizing public land in this fragile, wonderful town would be of no benefit to anyone but Prereal and the construction companies that would build the houses. We cannot allow our unique and beautiful town to be carved up and sold to out-of-town investors who will leave this area the minute they have had their fill.

Building a handful of McMansions for part-time residents does not even remotely address one of our most pressing issues, which is affordable housing for local working residents. In addition, this sort of building project would only drive up property taxes for our most vulnerable residents, eventually forcing them into bankruptcy or homelessness.

Specifically, Healing Waters Trail is a valuable, cherished part of our community. Selling it to non-resident investors is a callous, thoughtless strategy which will deeply harm our town.

Thank you for your consideration.

God Bless you and God Bless T or C

Andrew Auten

Torres, Angela

From: Lori Apodaca <torc_lori@hotmail.com>
Sent: Tuesday, August 13, 2024 6:53 PM
To: Torres, Angela; Hechler, Rolf; TorC City Clerk
Subject: Support for Keeping Healing Waters Trail

Good afternoon,

I wanted to voice my support of keeping the healing waters trail open for everyone. I use that trail often in the evenings and on weekends with my family. It is one of the few designated trails in the T or C area and is the only trail in the middle of town.

This is a great trail. We use it often and feel that it is safe for our family.

Thank you for your consideration,

Lori Apodaca

TorC City Clerk

From: Bhém M <bhem@bidjudge.com>
Sent: Tuesday, August 13, 2024 8:36 PM
To: TorC City Clerk
Subject: Main Street District MSD Water System Improvements 07/7/22

Please accept this email as a request for the PRELIMINARY, AS READ Bid Result for the referenced project.

Please let us know if you need additional information to process this project.

Thank you.

Regards,
Bhem Rob
BidJudge.com
480.487.6639
PO Box 1022
Higley, AZ 85236

TorC City Clerk

From: Bhem M <bhem@bidjudge.com>
Sent: Tuesday, August 13, 2024 8:36 PM
To: TorC City Clerk
Subject: Main Street District MSD Water System Improvements 07/7/22

Please accept this email as a request for the PRELIMINARY, AS READ Bid Result for the referenced project.

Please let us know if you need additional information to process this project.

Thank you.

Regards,
Bhem Rob
BidJudge.com
480.487.6639
PO Box 1022
Higley, AZ 85236

TorC City Clerk

From: Beth Block <bethblockmft@gmail.com>
Sent: Tuesday, August 13, 2024 9:37 PM
To: TorC City Clerk; Torres, Angela
Subject: Letter

Dear Commissioners,

My name is Beth Block, and I live at 321 Austin St. I live less than 1/2 mile for the Healing Waters Trail.

I am unable to attend the hearing tomorrow in person, so I would like make sure that my voice is heard. We purchased our home over ten years ago because of the healing water and the access to open spaces (aka the hHaling Waters trail). The trail is a golden gem for the city and attracts both residents and visitors. This trail is the first place I take out-of-town guests, and it I use it almost daily. A sustainable and maintained trail is paramount to the health of the residents of the city (walking, fresh air, and open sky views) both mentally and physically.

Additionally, the proximity to the Healing Waters Trail trail adds value to every home in T or C and thus to the city. I hope that you each have the vision to see the incredible value that a world - class trail system can add to this city (and its future property tax base and lodging tax). The value and marketability of our homes depend greatly on maintaining the trails and the waters of T or C. I am extremely concerned that by developing this piece of land, you will jeopardize the open space and the trail that we all love. Development of this land is not in the best interest of the city, the residents, nor the visitors and will risk short-term financial gain for long-term harm.

The nature is the soul of truth or Consequences: water, air, and earth. Please protect the bluff and the healing waters trail for the all our the residents of T or C and our future kids and grandkids.

Sincerely,
Beth Block

Beth Block, MFT
Ph: 512-217-3523
Em: bethblockmft@gmail.com
www.bethblockmft.com

TorC City Clerk

From: Mary Walker <theta.art@gmail.com>
Sent: Wednesday, August 14, 2024 1:33 AM
To: TorC City Clerk
Subject: Healing Waters Trails possible sale & my concerns

I, Mary Kinninger, property owner and resident in TorC for 14 years, would like you to know I would love the Healing Waters Trails land to stay open space and public land forever. I think it is very important for our community to have this wonderful open space that is close and easy to walk or drive to. When my health permitted it I walked the trails often with gratitude and a sense of freedom.

sincerely

Mary M. Kinninger

Torres, Angela

From: Yvonne R Thorpe <downsouthbreeze@gmail.com>
Sent: Wednesday, August 14, 2024 3:08 AM
To: Torres, Angela
Subject: The trail

This is the first I even heard of a trail..

Why all of a sudden? Is the commission getting money happy ?

Why can't they worry about the water infracture?

It's kind of odd .we get money to repair fix water infracture.but yet commissioners are buying Property like a bank for the police??

Where is that money coming from? Hopefully not for water infracture?

Yvonne Thorpe

Every time there's money

They never stay on track and put it where it needs to go .

They're dipping to much into funds that shouldn't be ..like a bank ??

TorC City Clerk

From: Tannis Bauers <tannisbauers@gmail.com>
Sent: Wednesday, August 14, 2024 7:18 AM
To: TorC City Clerk
Subject: HEALING WATERS TRAIL

Please read this letter at the Commissioners' Meeting today.

Dear Commissioners,

I am strongly opposed to selling off and developing ANY part of the Healing Waters Trail. This is one of the special resources of our community. I walk up there all of the time. The people I meet and the signs folks leave behind prove that the Healing Waters Trail is valuable to others besides myself. There are always different pebble creations that have taken time to put together and the trail is well-respected and clean. There is a magic about being above the river and seeing the mountain views all around the mesa. I have met joggers, hikers, dog walkers, tourists, unsung volunteers repairing storm damage, bird watchers and bird feeders. All ages.

Our town has two very long and busy streets. Residential areas have many barking dogs-sometimes loose and very threatening. Moreover, many properties look neglected and depressing. As a beautiful and quiet place for self reflection that costs nothing, the Healing Waters Trail is the main T or C Resource we have that helps our mental and physical health. Please leave it for the people of this town.

Thank you,
Tannis Bauers
600 North Foch St
T or C, NM
87901
(303)945-0183
August 14, 2024

Torres, Angela

From: Nancy Kosh <nancykosh@gmail.com>
Sent: Wednesday, August 14, 2024 7:39 AM
To: Torres, Angela
Subject: Nature Preserve Sell-off

To Whom It May Concern:

I live on Veater Street and the Healing Waters Trail is where I do my daily walks.

I moved here 5 years ago from The Woodlands, Tx. This town in Texas has a 22 acre George Mitchell Preserve that was donated and named after the great Visionary of The Woodlands, George Mitchell.

I'm suggesting that someone of a conservation/philanthropic mind, who would like to see this nature area preserved be offered the chance at a meaningful legacy.

A NMSU Scholarship could also be registered in their name.

Have a great day!
Nancy

Torres, Angela

From: Adam Scott Krantz <adamscottkrantz@gmail.com>
Sent: Wednesday, August 14, 2024 8:19 AM
To: Torres, Angela
Subject: Public Comment for 8/14 Regarding Healing Waters Trail Development

Hi Angela,

Could you please submit the following for public comment at today's city meeting? I won't be able to attend in person. Thank you for your help, and please let me know if there is anything I need to do to make sure my comment is included.

Dear Commissioners,

My name is Adam Scott Krantz, and while I split my time between Tucson and TorC, my permanent residence and heart are here in this community. I am writing to express my profound concern over the proposed development of the Healing Waters Trail area.

This trail is more than just a recreational space; it is a vital part of our community's identity and well-being. To consider developing the surrounding area is, in my view, deeply misguided. While I fully support the expansion of the trail itself, I am strongly opposed to any plans that involve selling or developing the surrounding land.

Expanding the trail can enhance our community by promoting outdoor recreation and preserving our natural surroundings. However, selling or developing the land around it would irreparably harm the character of our town and the ecological balance we cherish. The risk of out-of-state developers coming in and constructing large, out-of-place homes is a serious concern, one that threatens the very essence of what makes TorC unique.

The Healing Waters Trail and its surrounding area should be protected and preserved. Enhancing the trail is a positive step, but it must be done with a commitment to safeguarding the natural landscape and preventing any inappropriate development.

I urge the commission to reconsider any plans that would sell or develop the land surrounding the Healing Waters Trail. Let's focus on expanding the trail in a way that respects and protects the natural beauty that defines our community.

Thank you for your thoughtful consideration.

Sincerely,

Adam Scott Krantz

Torres, Angela

From: Gonzales, Angela
Sent: Wednesday, August 14, 2024 8:44 AM
To: Torres, Angela
Subject: Fwd: Meeting 10/14

Categories: Public Comment

Angie Gonzales
City Manager
City of Truth or Consequences

From: Lisa Talavera <alexandlisa@aol.com>
Sent: Tuesday, August 13, 2024 7:42:20 PM
To: Gonzales, Angela <agonzales@torcnm.org>
Subject: Meeting 10/14

Dear Mrs. Gonzales,

I am writing regarding the future of the Healing Waters Trail. As a resident of this community for over 8 years and a business owner, I see the Trail as an asset for the town, because of it's beauty and naturalness that is so easily accessible from town. It is the first place we bring visitors in town and a place we have enjoyed regularly as we have lived here.

Please reserve this space for the town's residents and visitors as a public land/ park.

Thank you for your consideration,

Lisa Talavera
Artist Abbey Gallery

Torres, Angela

From: Gonzales, Angela
Sent: Wednesday, August 14, 2024 8:45 AM
To: Torres, Angela
Subject: Fwd: Healing waters trail

Categories: Public Comment

Angie Gonzales
City Manager
City of Truth or Consequences

From: lalynnnock <desertmoonflower@yahoo.com>
Sent: Tuesday, August 13, 2024 6:29:39 PM
To: Gonzales, Angela <agonzales@torcnm.org>
Subject: Healing waters trail

Dear Angela,

Please do not sell the healing waters trail land! This land should be considered community land. This trail is a beautiful place and within walking distance of town. It adds much value to Truth or Consequences and embraces the deep history of the area. It is used by many locals and visitors alike. My family and friends use the trail regularly and it would be extremely disappointing for us if we could no longer use it.

Thank you for this consideration,

Lara Nock

Torres, Angela

From: Gonzales, Angela
Sent: Wednesday, August 14, 2024 8:45 AM
To: Torres, Angela
Subject: Fwd: Healing Waters Trail Land Conservation

Angie Gonzales
City Manager
City of Truth or Consequences

From: Linda Armstrong <lindaarmstrong37@gmail.com>
Sent: Tuesday, August 13, 2024 4:23:22 PM
To: Gonzales, Angela <agonzales@torcnm.org>
Subject: Healing Waters Trail Land Conservation

To: Commissioners

I use the trail behind the VA regularly. As an older individual with some mobility issues, it is one trail that I can navigate. I would be really unhappy to lose access.

Please vote not to sell this trail!

Regards,

Linda Armstrong

From: [Nic All](#)
To: [Torres, Angela](#)
Subject: Keep our open space
Date: Tuesday, August 13, 2024 5:01:26 PM

To Whom It May Concern:

I am writing regarding the potential sale of the land behind the Veterans Home where the Hot Springs Trail is located. I wanted to voice my opposition to the sale of this land. I use the trail and know of many others that do. This area also attracts tourists who have easy hiking access from hotels downtown. To only have an easement for trail use and to block the panoramic views up there would be a mistake, I feel, and would greatly degrade the experience.

Open space is valuable and once lost it is lost forever. Please reconsider the sale of this wonderful resource and keep it in the hands of the people who recreate there.

Thanks for your consideration in this matter.
N.V.

From: [Marlena Benjamin](#)
To: [Torres, Angela](#)
Subject: Sale of the trail
Date: Tuesday, August 13, 2024 4:50:52 PM

Dear City Commissioners,

Although unable to attend the meeting in person, I would like to offer my thoughts regarding a few issues up for discussion.

First up the sale of the property including the healing waters trail. this is, and has been since my arrival in town, one of my favorite places to enjoy. I strongly feel that the loss of this public space would be a huge detriment to our community. Public outdoor spaces are vital aspects of healthy happy communities. This should be designated as permanent public use trail, and never permitted to be sold.

Secondly, up for discussion are some changes in the cities waste policies. I think removing the service where those in need have their bins taken to the street is quite frankly cruel, why are we limiting how we serve a diverse community, this benefits no one. Secondly I think the section regarding the requirement of a permit needs further clarification and revision. Honestly the whole policy seems poorly put together from various others and seems more like a rough draft than a final version. I urge you to put this up for those revisions and move any voting into the future.

Thank you for your consideration, I hope to see those elected to serve the community hear the voices of that community on these very important matters.

From: [Kathleen McCormick](#)
To: [Torres, Angela](#)
Subject: Sale of land behind Veterans Home
Date: Tuesday, August 13, 2024 3:41:16 PM

To Whom It May Concern:

I am writing regarding the potential sale of the land behind the Veterans Home where the Hot Springs Trail is located. I wanted to voice my opposition to the sale of this land. I, personally, use the trail and know of many others that do. This area also attracts tourists who have easy hiking access from hotels downtown. To only have an easement for trail use and to block the panoramic views up there would be a mistake, I feel, and would greatly degrade the experience.

Open space is valuable and once lost it is lost forever. Please reconsider the sale of this wonderful resource and keep it in the hands of the people who recreate there.

Thank you for your consideration in this matter.

Sincerely,
Kathleen McCormick
914 Spruce St.
T or C, NM

From: [Sara Graham](#)
To: [Torres, Angela](#)
Subject: For T or C Commissioner Meeting 8/14: Healing Waters Trails
Date: Tuesday, August 13, 2024 2:37:50 PM

Dear Angela,

I understand this will be discussed at the 9am meeting tomorrow. I am hoping you can present this letter in the meeting on Wednesday. Thank you in advance.

I am deeply concerned about the possibility of the land around Healing Waters Trails being sold. It would upset the balance and small-town character of T or C if this land was sold to private interests. We don't need big development—we need protection of nature and untouched spaces that residents can enjoy. Thank you for your time.

Sincerely,
Sara Graham

From: [Randy Eastlund](#)
To: [Torres, Angela](#)
Subject: Healing Waters Trail
Date: Tuesday, August 13, 2024 2:01:12 PM

City Clerk Angela Torres
City of TorC

Hi,
I've heard there might be discussions by the city commissioners to sell the healing waters trail property, or to dramatically change the use of the trail property. I very much hope this doesn't happen.

Most mornings at first light I walk the trail and always marvel at what a wonderful resource this is for our community. Some morning I don't see anyone, but most morning I see others (locals & visitors) using the trail. It's one of my favorite things in town. Please don't change it.

Thank you,
Randy Eastlund
475 Mims St. TorC
575-740-9559

From: [Gina Kelley](#)
To: [Hechler, Rolf](#)
Cc: [Torres, Angela](#)
Subject: Healing Waters Trail
Date: Tuesday, August 13, 2024 1:47:36 PM

Good afternoon Mayor Hechler -

I've heard rumblings around town that the City is conducting a survey of the land where the Healing Waters Trail is located which is adjacent to the NM State Veterans Home. While I understand that the City is only undertaking a survey at this point, there have been rumors circulating that Pre Real Investments wants to purchase that land, hence the need for a survey.

I do not want to lend credence to the rumor mill. That said, I do want to stress that as one of the leaders of the Healing Waters Trail project, the possibility that the land might be sold is distressing to me. T or C has very few designated trails for the public to access. I have heard that there are City staff members that have said "no one uses the trail". I know that this is not true, as I have many friends that use the trail regularly. Additionally, at the Visitor Center one of the most frequent questions that we have is "where can I go for a hike?". During our peak visitor season (Fall through Spring) we direct people to the Healing Waters Trail almost daily.

I've CC'd Angela to ensure that this communication is entered into the public record.

Thank you,
Gina Kelley

From: [Glenn Turner](#)
To: [Torres, Angela](#)
Subject: Proposed development of Healing Waters Trail Parcel
Date: Tuesday, August 13, 2024 1:26:42 PM

Hi Angela - As a hospitality business owner and longtime resident, I am strongly opposed to developing the land around the trail. I can say with confidence that this trail and open space are one of the experiences that my guests appreciate the most about town. The fact that it's a short walk from downtown makes it accessible to all the folks who drove along way to get to town and don't want to get in a car to go on a beautiful walk. As our local economy depends on tourism, it would be shame to give up one of the town's best assets - and for what gain? There are plenty of houses in the area that could use fixing up - perhaps Pre-Real should focus on those instead.

Sincerely,
Glenn & Shayna Turner

From: [Mi](#)
To: [Torres, Angela](#)
Subject: Healing Waters
Date: Tuesday, August 13, 2024 1:17:06 PM

This email is to express our support for maintaining the Healing Waters Trail as a public space. One of my favorite parts of the trail is coming from the VA and seeing the river open up before you. Stop and have a drink of water on a bench and watch the wildlife. Early morning is especially beautiful. I have brought friends along the trail and we all feel it is a unique and valuable asset to this community. Cutting that off would be a tragedy. Thank you.

Martye Allen

W. 5th St.

TorC

Sent from my iPhone

From: [martye allen](#)
To: [TorC City Clerk](#)
Subject: Fwd: Healing waters trail
Date: Tuesday, August 13, 2024 3:16:53 PM

Sent from my iPhone

Begin forwarded message:

From: martye allen <yogapotter@yahoo.com>
Date: August 13, 2024 at 3:43:18 PM CDT
To: atorres@torcnm.org
Subject: Healing waters trail

Good afternoon. I am writing to express strong support for maintaining the Healing Waters Trail as public use land. We use that trail along with friends and all agree it is a unique asset for the town. Sitting at a bench and watching the wildlife along the river is an absolute joy every time.

I would like my email to be part of the public record.

Thank you.

Martye Allen

W. 5th Ave.

TorC

Sent from my iPad

From: [Haruhuani Spruce](#)
To: [TorC City Clerk](#)
Cc: [Jessica Logreira](#)
Subject: City Commissioners
Date: Tuesday, August 13, 2024 2:35:22 PM

T or C City Commissioners,

DO NOT SELL OFF THE LAND AROUND HEALING WATERS TRAIL.

This trail, and the hiking experience it offers both to local residents and to visiting tourists is a jewel precisely because of its relatively wild and open spaces. Your proposed plan to sell of the surrounding land, presumably to developers, would cheapen this experience and essentially cancel the benefits of one of the best, most unique trails that this region has to offer.

DON'T DO IT.

Haruhuani Spruce, MD
515 Gray Street
T or C

From: [Kate Boyle](#)
To: [TorC City Clerk](#)
Subject: Healing Waters Trail being sold
Date: Tuesday, August 13, 2024 1:47:47 PM

Dear commissioners:

I was recently told you may be considering the sale of the "Healing Waters Trail"

We have owned property at 665 W 5th Ave in TorC for almost 20 years. Everyday we begin by walking the 3.2 miles from our door and back which includes the Healing Waters Trail. Often we stop to speak to the attendant in the VA museum and thank them for their service.

The people we meet include locals and many snow birds who return to our city because of a fine trail with a view of the Rio Grande.

Please know this trail is a continuation of our city's long commitment for wellness.
As citizens we benefit from this opportunity and urge you not to sell it.

Sincerely,
Kate and Frank Boyle

From: [Diane](#)
To: [Torres, Angela](#); [TorC City Clerk](#); [Jaime Rubin](#); [Hechler, Rolf](#); [Forrister, Amanda](#); [Fahl, Merry Jo](#); [Hoepfner, Ingo](#); [Mitchell, Destiny](#); [Gonzales, Angela](#); [Traci Alvarez](#)
Subject: "It's a Different World Here"
Date: Tuesday, August 13, 2024 1:33:16 PM
Attachments: [image.png](#)
[image.png](#)
[Its a different world here.docx](#)

Dear City Officials and Commission,

I ran across this article that I am attaching in the NY Post today about a town in NJ that is supposed to be one of the healthiest in the nation. They pride themselves on clean air and walking trails and open country. They say this is what draws people to the town and promotes a healthy lifestyle for its residents.

Do our City officials think the plans you make for our town are meant to enhance its beauty and attraction and the health of its residents, or do you want to make it a town like any other mediocre town in the country?

You seem to want to fill our beautiful wide open spaces with buildings and roads and cars. If the 800 Wyona Condominiums are any standard to judge by, you do not care about the style and aesthetics of our Southwestern environment and are prepared to have our town turned into one that looks like one anywhere else. You would have it filled with cars and traffic like the towns anywhere else.

There are things about this place that attracted me here. The friendliness of the people, the cleanliness of the sidewalks, the wide open streets and spaces and views and the lack of traffic. No parking meters? One traffic light? No parking garages? Turtleback mountain and the wide expanse of the Healing Water Trail and hot springs and art galleries and decorated fences to boot? SOLD!

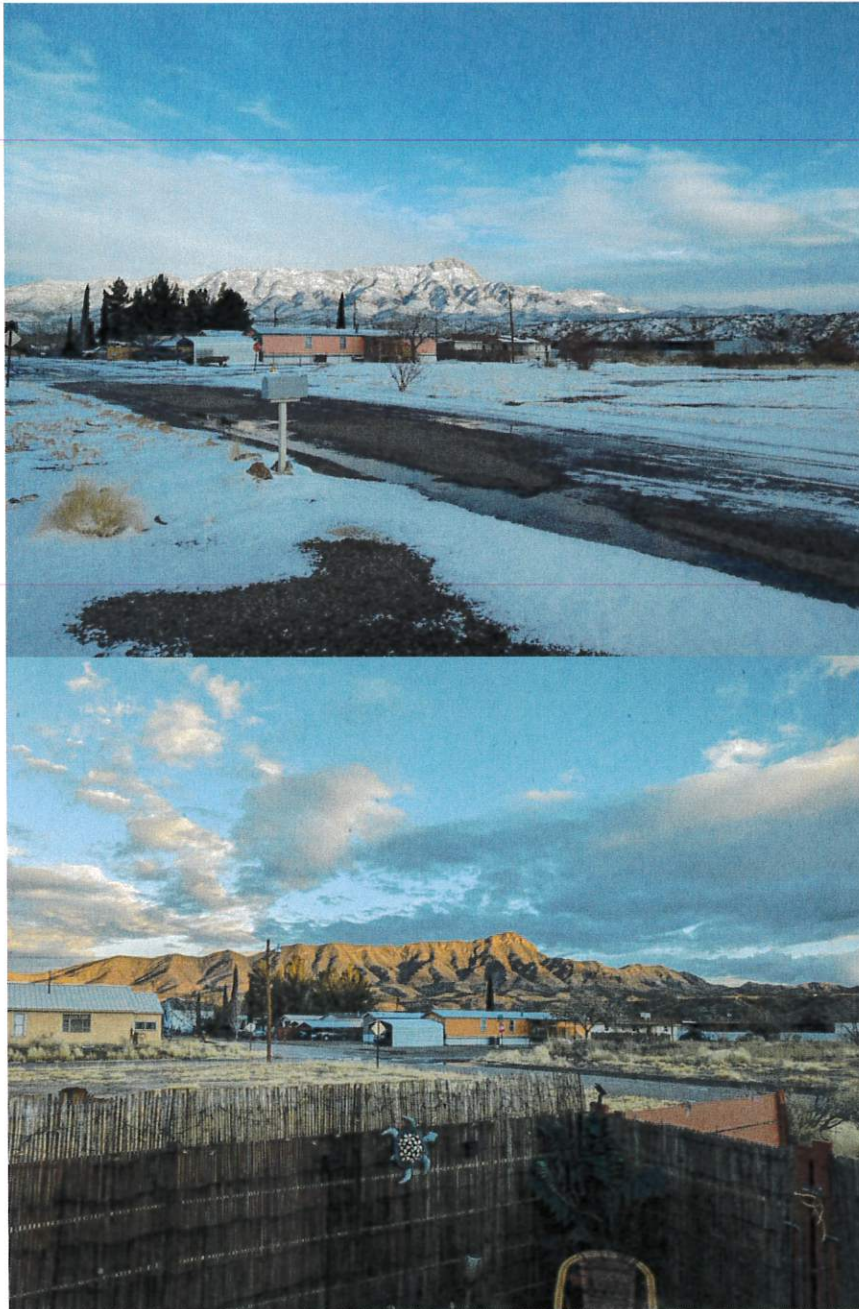
It took me one day and a tour by Sid Bryan who took me to see a dilapidated mobile home with a glorious view of Turtleback Mountain on a quiet dead end street to decide to move here in 2018. Just one day, when I only came here for a 4 day vacation to decide what to do next after getting my degree, with no intention of moving here to begin with at all.

At first I was appalled - a mobile home! Isn't that pretty low class? Then I saw that there were lots of mobile homes here, many quite nicely taken care of and realized that for this environment that is a suitable way to live. I had lived for a while on a boat in Manhattan, and for a while in an RV on arguably the best street in Austin, TX, so I knew I was suited to smaller living. I had been living and going to school in WV, after having had to leave Austin due to its overbuilding and high cost of living.

Compare this house I owned and lived in in WV, a beautiful historic home in a neighborhood of other beautiful historic homes, to where I live now:



Yes, but look at this view!



I would like to see the town focus on its individuality, You could have embraced George Henson and his over the top collection of things. It was a draw to many people and no neighbor EVER complained about his house. It has been featured in movies and could have been again.

The beauty of the environment should be embraced as well. Why turn open natural spaces with walking trails - who wants to walk amongst houses and cars rather than nature? - into just more houses for second homes for rich folks. This is a very short range vision for what we are here. Who do you gain points with by doing something like this?

Please stop trying to turn Truth or Consequences into something that it is not. There are not many rich people here. It is a humble enclave of people who have lived here for years or have

been satisfied enough with the place to move here as is.

Fix up the homes that are here now. Create really affordable housing, apartments that rent for about \$650 or \$750 a month and homes, possibly modular, that sell for no more than \$150,000. Embrace the look we have going here, clean it up a bit, sure. But be realistic. Don't ruin this place like Austin was ruined. Condos everywhere, unbelievable traffic, rents that go up every year and property taxes so high that many, including me, had to leave. Don't let this become a place where people say, "It used to be nice."

Thank you,

Diane Gunning
709 Wyona St, Truth or Consequences, NM 87901

Mr. Mayor, City Commissions:

Thank you for your time. My name is Dimid Hayes and I've called TorC my home for almost 30 years.

Besides the wonderful friendly people and the world class thermal waters, what I have always loved about TorC is the easy access to the outdoors. We have the Rio Grande, Elephant Butte Lake, trails for hiking, biking, cycling and off-road vehicles; state parks and national forests. With lots of year round sunshine this city and county is a nature lover's paradise.

The Healing Waters Trail is one of the city's early efforts to make these outdoors more accessible to more people. Selling it off for short term gain would not be wise in the long run. There are reasons it was set aside and named Healing Waters Trail. Please do not go backwards on this commitment to the citizens of Truth or Consequences.

I'm fine with the city selling the area next to the waste treatment plant, below the VA hospital. To do that, the city should require two appraisals, one by a local appraiser and one by an out of county appraiser, such as from Las Cruces. Appraisals can be very subjective and the city needs to get the best deal possible. The cost of these two appraisals could then be rolled into the purchase price of the land.

There are parties interested in developing TorC. I'm not against development. The city has lots of areas for in-fill development and on its outer edges. Let's focus on that and leave our stellar natural resources alone.

Thank you, Dimid Hayes

From: [Sharon Vangelder](#)
To: [Torres, Angela](#)
Cc: [Martye Allen](#); [Randy Eastlund](#); [Tony Gonzales](#); [Randle Lawson](#)
Subject: Healing Waters Trail Sale
Date: Tuesday, August 13, 2024 12:01:23 PM

Good morning,

It has come to my attention that the Healing Waters trail may be up for sale. Please make note that this Citizen and

T or C resident objects to the sale. I use this trail, my friends use this trail, I take visitors there and it is a lovely asset to our city. Also, it is one of the few places to visit where you can leave your wallet at home.

Thank you for your consideration in this matter.

Sharon VanGelder

From: [Eddie Russ](#)
To: [TorC City Clerk](#)
Cc: [Torres, Angela](#)
Subject: Public Comment - development of Healing Waters Trail on 8/14/24
Date: Tuesday, August 13, 2024 11:22:08 AM

Dear Commissioners,

My name is Eddie Russ, and I live at 321 Austin St. I live less than 1/2 mile for the Healing Waters Trail.

I am unable to attend the hearing tomorrow in person, so I would like make sure that my voice is heard. We purchased our home over ten years ago because of the healing water and the access to open spaces (aka the hHaling Waters trail). The trail is a golden gem for the city and attracts both residents and visitors. This trail is the first place I take out-of-town guests, and it I use it almost daily: A sustainable and maintained trail is paramount to the health of the residents of the city (walking, fresh air, and open sky views) both mentally and physically.

Additionally, the proximity to the Healing Waters Trail trail adds value to every home in T or C and thus to the city. I hope that you each have the vision to see the incredible value that a world - class trail system can add to this city (and its future property tax base and lodging tax). The value and marketability of our homes depend greatly on maintaining the trails and the waters of T or C. I am extremely concerned that by developing this piece of land, you will jeopardize the open space and the trail that we all love. Development of this land is not in the best interest of the city, the residents, nor the visitors and will risk short-term financial gain for long-term harm.

The nature is the soul of truth or Consequences: water, air, and earth. Please protect the bluff and the healing waters trail for the all our the residents of T or C and our future kids and grandkids.

Sincerely,

Eddie Russ
321 Austin St.

From: [Joey Perry](#)
To: [Torres, Angela](#)
Subject: re; preserving healing waters trail
Date: Tuesday, August 13, 2024 10:48:17 AM

Hi Angela,

Here's a message I sent the commissioners. I had cc'd you but had the wrong e-mail address. Sorry for any confusion.

thanks,
Joey Perry

----- Forwarded Message -----

From: MAILER-DAEMON@yahoo.com <mailer-daemon@yahoo.com>
To: "jpintorc@yahoo.com" <jpintorc@yahoo.com>
Sent: Tuesday, August 13, 2024 at 10:41:45 AM MDT
Subject: Failure Notice

Sorry, we were unable to deliver your message to the following address.

<cityclerk@torcnm.org>:
550: <cityclerk@torcnm.org>... User not known

----- Forwarded message -----

Dear Mayor,

I'm writing to express my concerns about future plans for Healing Waters Trail (HWT) and my desire to preserve it.

I regularly use HWT with friends and see many people using it. I think it is a jewel in the City of Truth or Consequences and should be protected at all costs.

I also volunteer at the Visitor Center and frequently send people there who are looking for a place to hike. It would be a shame to lose this valuable community resource.

Please protect and preserve Healing Waters Trail.

Thank you, in advance, for your time and efforts on behalf of Healing Waters Trail.

Sincerely yours,

Joey Perry
716 N Gold T or C
575 894-9421

From: [Diane](#)
To: [Torres, Angela](#)
Subject: Please include this version of email in August 14 2024 Commission Minutes instead
Date: Tuesday, August 13, 2024 1:56:36 AM
Attachments: [image.png](#)

Dear Angela,

Would it be possible for you to include in the minutes this altered version of the email I sent, which has instead of the person's name, just "the owner of the 800 Wyona Condominiums?" There has been some feedback that it is too inflammatory to keep naming the owner. I also added a line to the second to last paragraph and took the name off the diagram:

So the email for the minutes (should I then send the revised version to all the others on the emailing list I sent?) would be:

Dear City Officials and Commission,

If the diagram below is an accurate representation of land being considered for sale, it includes all the land in the drainage plane at the base of the hill below the VA Veterans home that has not already been built upon by the 800 Wyona Condominiums.

This land is an island in the drainage plain that was given access to City streets by means of a bridge which he built across the drainage ditch to connect it to Wyona St. The City claimed that this was legitimate because the **City Plan Map of 1929** shows Wyona St going all the way up to Broadway St.

City officials have claimed that this 1929 map shows the desired plan of the City for both then and now. I ask you, *where on the 1929 map are there any roads within this area* both in the drainage plain and on the plateau above? Where is a subdivision map for this area? What would someone want with this land if they cannot build roads and if plots to build on do not exist?

Perhaps the only area that might be reasonable to build in would be the area near Williamsburg which I have colored in yellow on the map below. Inexpensive apartments could be built there to house nurses or aides at the VA Veterans Home. If the land that now contains the Veterans Memorial Park was similarly used for housing in service of the Va Veterans Home, that could also be sold and used. Then there would be access from Broadway St into the area.

The rest of the land best serves the community if left as is. People deserve a place they can walk to and enjoy nature. They deserve a place to walk their dogs in peace. In that same vein, The owner of the 800 Wyona Condominiums has built a fence that completely blocks the dirt road when one crosses his bridge from Wyona St and looks left. There is no way for anyone to access the Healing Waters Trail or any of the land from the Van Patten St direction.

Yes, a 25' x 120' portion of the dirt road is designated as an easement for the city to allow work on the drainage ditch. But since the drainage ditch and the dirt road have been in

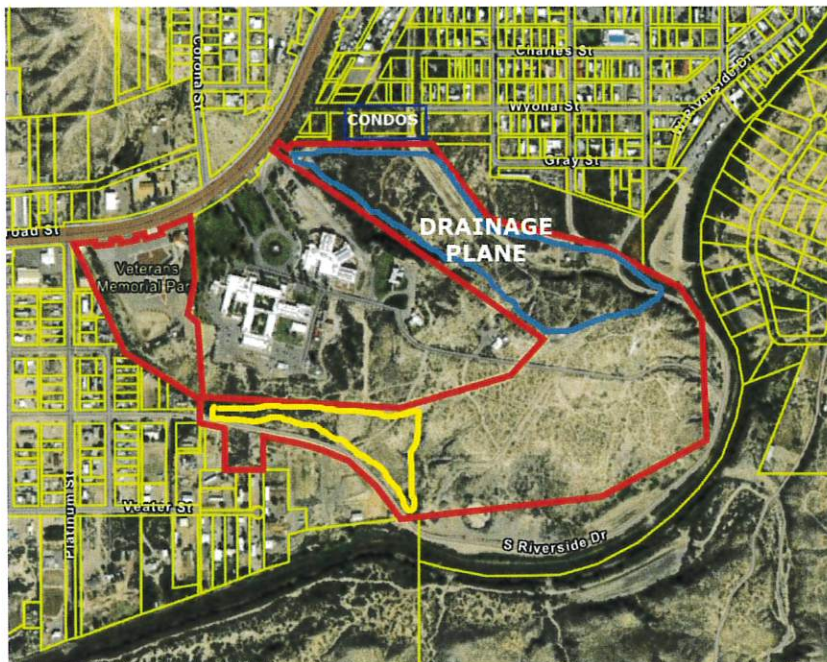
existence since at least 1996, or for 28 years, as seen on a Google Earth map, the dirt road is a **Prescriptive Easement**. A prescriptive easement is an easement acquired through open and notorious use of an owner's land which is adverse to the owner's rights, for a continuous and uninterrupted period of years.

"The use necessary to acquire title by prescription must be open, uninterrupted, peaceable, notorious, adverse, under a claim of right, and continue for a period of ten years with the knowledge or imputed knowledge of the owner." 22. Maestas v. Maestas, 50 N.M. 276, 175 P.

It would seem by this same standard since the public has been using the land being considered for sale for many more years, pretty much forever, it would appear that the public has a prescriptive easement to the entirety of the land being considered for sale by the City, surely at least to the Healing Waters Trail, Sale to developers who only wish to profit at the general public's expense seems unfair and unwise. How healing would a walk amongst houses and traffic be?

With the exception of the areas noted above, the land should not be considered for sale to the New York developers or to anyone else.

This is the land the Commissioners are considering.





Thank you,

Diane Gunning
709 Wyona St, Truth or Consequences, NM 87901

Thank you, Angela!

From: desertzahra@outlook.com
To: [Torres, Angela](#)
Subject: public comment for 8/13 commission meeting
Date: Monday, August 12, 2024 9:33:19 PM

Please include this public comment in the 8/13 commission meeting, as i will not be attending in person.

Any plans by employees and/or elected servants of the city of Truth or Consequences to sell off public lands for private development is not only unwanted by the public but it is an insult to residents of Truth or Consequences.

Not only can the city not maintain its current infrastructure, there is no call from any member of the public to do sell any of the land on Carrie Tingley Mesa. That area has been treasured by locals and tourists alike for its beautiful 360 degree views and hiking trail. Developing any section of it would not just create an eyesore and ruin a local gem, it would further tax an infrastructure that the city staff has repeatedly shown it is not competent to maintain.

Commissioners, you are elected to be servants of the city, not leaders. This action is completely unwanted and unwarranted. You should not vote to sell off land that doesn't belong to you, it belongs to us!

Senior City staff- the majority of you should show a shred of dignity and resign your positions to someone qualified. The supreme failure of our critical water system is only a symptom of your overall failure, due to your self imposed nepotism and corruption. We have lost all faith in you to properly function in the capacity you are in. The elementary school students are likely to be using outdoor porta-potties this school year, and your focus is auctioning off public lands to the highest bidder. Honestly, we need a thorough investigation into the handling of this city. Senior City Staff, have some self respect and resign.

Thank you-

Kyle Smith
721 Charles St.
575 223 0814

From: [Urana Jackson](#)
To: [Torres, Angela](#)
Subject: Healing Waters Trail
Date: Monday, August 12, 2024 5:46:32 PM

Hi Angela,

I'm writing to you to appeal to you and the City Council NOT to seek the land around the Healing Waters Trail. It's important that every town has spaces that are not sold off for monetary interest. TorC is special because it has not been overly developed and that particular area has a beauty that was preserved up until now for a reason. TorC has been overtaken of late by developers and most of TorC residents are appalled and incensed by this development. While there is still time it is in the town's best interest to preserve land. In preserving the land you retain character and a dedication to something greater than greed and capital. PLEASE I ask you to not let go of another one of its gems. Thank you for your time and consideration.

Sincerely,
Urana Jackson
Sent from my iPhone

From: [Duke Sheppard](#)
To: [TorC City Clerk](#)
Subject: Healing Waters Trail and open space
Date: Monday, August 12, 2024 4:03:14 PM

To whom it may concern,

My name is Phillip Sheppard; I live 9 months of the year on Post Street, and plan to make that my permanent residence soon. Over the last several years, we've seen our neighborhood improve, with new houses built, existing houses renovated, etc. A big part of the draw of our neighborhood is the proximity to the Healing Waters Trail. My wife and I walk it nearly every day, and we see many neighbors and tourists out on the trail. We also are a part of the TorC Litter Pickers group, and we clean the trail often. I was recently made aware of a plan to survey and offer land for sale on that mesa, and I would STRONGLY discourage this course of action. Having this beautiful open space for recreation and conservation of the desert flora and fauna is far more of an asset to our community than short term financial gain for the city from selling it off. As someone who has lived in a thriving town in CO of the same size as TorC, I can say for a fact that trails and open space has led to much more positive development, tax base, public health benefits, and general community well being than selling off a few lots. I would encourage the city of TorC to protect that land permanently as a park or open space, and expand the trails to the surrounding areas and across the river, as in the Turtle Mountain Trails Network proposals that the city has adopted recently. If maintaining the trail and surrounding land is the issue, I'm sure we can create a citizen's group that could adopt and maintain the open space there! Sierra County NM Trails group is already there!

I also feel that if selling land is needed to raise funds, there are plenty of empty lots and abandoned houses that could be sold off, or condemned, cleared, then sold off. Infilling what we already have makes far more sense than creating new infrastructure!

Again, please consider a more sustainable long-range approach that would protect this wonderful asset, and improve the well being of our town!

Phillip (Duke) Sheppard
755 Post St.

From: [James Slate](#)
To: [Torres, Angela](#)
Subject: Healing Waters Trail Land Conservation
Date: Monday, August 12, 2024 2:46:33 PM

8/12/24

Dear T or C City Commissioners and Managers

I would like to voice my strong opposition to the proposed plan to sell for private development, the land encompassing the Healing Waters Trail. Please do not let the short-sited allure of revenue and profit for private interests of the few overshadow the benefit this beautiful slice of nature will provide for the many residents and visitors of Truth or Consequences. Please! Let's keep T or C a charming, beautiful place and preserve for everyone this precious piece of our high desert Land of Enchantment.

It would be a travesty to privatize this last domain of unspoiled natural beauty in our town — only for it to become yet another faceless housing development no longer available to countless people and future generations who will live in T or C, or the many thousands more who come to visit. We need to preserve the Healing Waters Trail as part of our town's inherent charm, as a rare opportunity to walk a short distance and appreciate the extraordinary natural environment we all share.

Please City Commissioners and City Managers — lets do the right thing and keep our town extraordinary by persevering this land for all to enjoy.

Christopher Slate

From: [Mayana C. Slobodian](#)
To: [Torres, Angela](#)
Subject: Re: Support for the Healing Waters Trail
Date: Monday, August 12, 2024 1:42:48 PM

Hi — I have made a correction, please use this one! Thank you

Dear T or C Commissioners,

I am writing to express my strong opposition to the proposal to sell off the land surrounding the Healing Waters Trail. My husband and I first visited Truth or Consequences during a road trip in 2022, and the Healing Waters Trail was the very first place we explored upon our arrival. That peaceful and open space provided us with our first view of your beautiful city, and it is where we both fell in love with Truth or Consequences. Last year, we bought a house on North Foch, where we now live. Although we are not yet voting citizens, we are dedicated members of this community. I was proud to be involved in T or C Fiesta planning this year, and I will again next year.

The Healing Waters Trail is an invaluable part of the city. It is one of the few urban trails available, and its preservation is essential not only for the residents but also for the many visitors who come to experience the unique tranquility it offers. My husband and I both use the trail at least once a week, and each time we visit, we see other tourists enjoying it as well. The trail is more than just a path; it is a cherished community resource that connects people to the natural beauty of the area and fosters a sense of peace and well-being.

Privatizing this land would detract from the very qualities that make Truth or Consequences special. It would limit public access to a place that so many have come to treasure and rely upon. The trail is a symbol of the city's commitment to preserving its natural spaces for everyone to enjoy, and selling off the surrounding land would be a step in the wrong direction.

Before any decision is made, I strongly urge the Commissioner to at least conduct a thorough assessment of how many people use the Healing Waters Trail, particularly those from out of town. Understanding the value that both residents and tourists place on this trail is crucial in making an informed decision. The trail's significance to the community and its visitors should not be underestimated or dismissed without careful consideration.

I hope that the Commissioners will act in the best interest of the community by preserving this important and irreplaceable resource.

Thank you for your attention to this matter.

Sincerely,

Mayana Slobodian & Alireza Chaychi

908 North Foch St.

From: [Lisa Kent](#)
To: [Mitchell, Destiny](#); [Hoepfner, Ingo](#); [Fahl, Merry Jo](#); [Hechler, Rolf](#); [Forrister, Amanda](#); [TorC City Clerk](#)
Subject: Aug 14 agenda item
Date: Monday, August 12, 2024 8:49:24 AM

TorC City Commissioners

I wanted to write regarding the agenda item around the land behind the veterans home. I wish I could attend the meeting in person, but I work during the day and therefore cannot attend any commissioner meetings.

I understand the land is not currently for sale, but the discussion would be around the subdivision for future sale of all or part of this land.

Why are you even *considering* selling this land?

I ask this for a couple reasons:

1. Land is one of the most precious natural resources.
 - Why not preserve this area and expand on the already existing trail?
 - One of the reasons I love this area is the beautiful open space and places to hike. And it would be wonderful if there were more.
 - Make it an even greater outdoor area for hiking, biking, picnicking, education of nature and history.
 - This would be a great asset to residents and an attraction to visitors.
1. There are so many lots/land and abandoned houses in town.
 - Why not address these and get these fixed up or auctioned off for redevelopment?
 - This would clean up the town, make it more beautiful, and more attractive to residents, visitors and future residents.

I'm guessing one of the underlying reasons for this consideration is to generate money for the city.

Again I ask, why are you considering *selling* this land?

There are so many ways to generate money for the city without selling a precious resource and an outdoor recreation area.

1. Going back to #2, above. If lots/land are built on or houses fixed up/redeveloped the city would generate more property taxes from the increased value of these properties.
2. Charge a higher/premium property tax on vacant/unused land.
3. Charge a higher/premium property tax to people who own commercial properties downtown, but don't actually run a business, therefore pay no sales tax.
4. Regulating and permitting short term rentals. This not only can generate money for the city through lodging taxes and permit fees, but will stop destroying the housing market and making it unaffordable for people to actually live here. If no one can afford to live here, there will be no retail left due to lack of employees (which is already an issue, that will only get worse).

The unregulated short term rental situation is an entirely separate issue that the city needs to address. But, in the

end, everything ties together. The future success of this town will not be achieved by selling beautiful outdoor space in the interest of financial gain. Addressing existing matters that will, in the end, improve the quality of life in TorC as well as clean it up and increase the value of properties, while generating money for the city, is a much better direction for the future.

Thanks
Lisa Kent

From: p-kearney@earthlink.net
To: [Torres, Angela](#)
Subject: REVISED Public comment re: development of Healing Waters Trail upcoming commission meeting
Date: Monday, August 12, 2024 3:16:26 AM

Please discard the prior version. I clarified some matters in this version. Thank you.

From Patricia Kearney, 526 Marr St. Apt 5, T or C

I think that ecological, hydrological, and geological impact studies would be a good idea prior to development plans, done by experts with no bias. Perhaps it's been done already?

Commission members are already probably aware of what's up on the mesa. Members of the public may not be. These are my observations:

A plant on the mesa appears to be a kuenzler hedgehog cactus. It's classified as threatened, recently off the endangered list. Would that affect development? It's rare and still recovering. I can show a botanist where the two of them are.

The round tailed horned lizard *Phrynosoma modestum* lives on the mesa, where there are huge harvester ant colonies to feed on. According to the New Mexico Herpetological Society, this is a protected species (do not collect or harass), but not endangered.

The land on the mesa is disturbed. Mini-arroyos abound. A large pit in the middle of it contains piles of gravel, a metal structure, and recently a lot of grass clippings. ATV trails riddle the area and are highly eroded. There's junk such as old pipes and broken glass lying around. I have pictures if anyone needs them, but for all I know this pit may be the city's.

If the mesa is to be developed for housing, I think it should be required to be sustainable with solar panels, gray water recycling, only native plants, and minimal pavement because of the erosion problem (pavement accelerates runoff and erosion). Built for the future. Houses should not be big and ugly like those architectural warts on Wyona. Houses up there should blend into the landscape with dirt brown humility, one story high. In my opinion.

Or maybe the mesa should be developed into a desert botanical garden.

From: [Jim](#)
To: [Torres, Angela](#); [Hechler, Rolf](#); [TorC City Clerk](#)
Subject: Support for Keeping Healing Waters Trail
Date: Sunday, August 11, 2024 1:41:58 PM

Good Morning,

I wanted to reach out for support of keeping the healing waters trail. I regularly use that trail and I often see several different folks also using that trail. It is one of the few designated trails in the T or C area and provides the only trail in the middle of town. The views from this trail and set up of this Trail is awesome. My kids will often ride their bikes on this trail and it is one of the only spots in town they don't have to worry about vehicles.

Also, I work for the Forest Service and the Black Range Ranger District would love to do a work day this fall to help maintain the healing waters trail. Is there someone we can work with to get the ok? We are thinking of cutting back some of the vegetation off the trail and some light trend maintenance in places. My cell number is 575-740-2996.

Thank you!
Jim Apodaca

From: [Marianne Blaue](#)
To: [Torres, Angela](#)
Subject: Public comment re: development of Healing Waters Trail on 8/14
Date: Saturday, August 10, 2024 11:57:21 AM

Hi Angela, can you submit this into public comment next Wednesday? I won't be in town. Let me know if there's anything else I need to do - thank you!

Dear Commissioners,

My name is Marianne Blaue, and I live at 211 W. Riverside Dr., just half a mile from the Healing Waters Trailhead.

I'm writing to support the commission's exploration of developing the Healing Waters Trail area. As someone who runs the trail 3-4 times a week, I can't overstate its value to my personal health and our community—and, frankly, to my sanity as a parent of a 5-year-old who loves hunting for tarantulas and bugs on that trail.

Another key way the trail is valuable to me is, were I ever to sell my home, the proximity to the Healing Waters Trail trail is extremely marketable. Especially with the prospect of the Healing Waters Trail extending to a future footbridge and an expanded trail system across the river, a concept plan that I'm thrilled the city has shown official support for.

My ask is - when exploring the development of the Healing Waters Trail, look at developmental strategies or requirements that boost property value and marketability through the value of nearby charming public preserved trails and natural spaces that lets nature be your neighbor.

Cheers,

Marianne Blaue
CEO/Owner
Truth or Consequences Brewing Co.
[TORC.BEER](#)
[INSTAGRAM](#)
[FACEBOOK](#)

From: [John Masterson](#)
To: [Torres, Angela](#)
Subject: public comment on 8-14-2024 agenda item I.1 - healing waters trail property appraisal
Date: Saturday, August 10, 2024 11:38:45 AM
Attachments: [image.png](#)

I write to urge careful consideration of any planned division, sale, and subsequent development of the 77 acres of land behind the State Veterans Home. When discussing the merits of subdividing/selling the parcel, please consider:

- As confirmed in public comments on the Riverwalk Feasibility Study and the Turtleback Trails Network Concept plan, this community places high value on open space and trails
- Residents in the hot springs district could be negatively impacted by development in terms of viewshed, neighborhood character, and traffic.

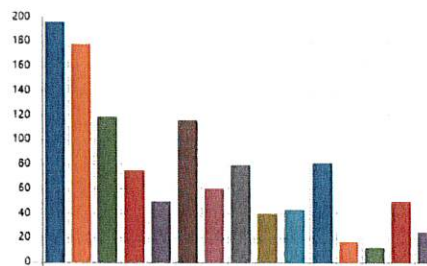
A graphic from [Riverwalk Feasibility Study](#) is attached below -- the two most popular answers to a question about the best use of this parcel are "Trails" and "River/wildlife observation areas".

7. What opportunities would you like to see in Area 1 (along Riverside Dr, behind Veterans Memorial Park)?

*Select all that apply.

[More Details](#)

	Trails	195
	River/wildlife observation areas	177
	Education signage	118
	Parking	75
	Campground	49
	Restrooms/showers	115
	Outdoor recreation equipmen...	60
	Food truck vending area	79
	Art/craft/other vending	39
	Local boutique	43
	Small-scale restaurant/cafe/ba...	81
	Urgent Care	16
	Motel	12
	I do not support any changes ...	49
	Other	25



It's possible that the sale and limited development of a portion of this parcel could be great for the community, as long as we proceed thoughtfully and listen to all concerns.

Thank you.

John Masterson

211 west riverside drive

Good Morning Commissioners. As I leafed through the 377 page packet on my way to items that are on today's agenda for three Public Hearings, I was caught by an item on page 10 of 11 (it's page 80 of the packet) in the Accounts Payable for July. It is \$1,591.81 for "Water Conservation..." I have to wonder what on earth this expense actually means and what it really covers. Do any of you know? Do any of your care? It is a glaringly odd amount of money for a City that has wasted over 40% of its water through hundreds of leaks that continue to sprout all over town. It points out the complete lack of specificity of the Accounts Payable. Given the July total amounts of \$1.34 Million, on average over twelve months this comes to 16 million dollars. None of you can account what department is keeping within its budget or provide any oversight on spending as you willy nilly by habit approve Accounts Payable with zero questions asked.

This is poor leadership. You take no concern about endless spending. It is no wonder then, that when you lack any daily grasp of each departments expenses and how it compares to its projected income, that you can come up with ungrounded, runaway ideas to saddle us citizens with additional – almost endless expenses. You focus only on city worker "wants" not citizen need and service. You view us citizens as an endless spigot to supply every want designed by city workers, special so-called stakeholders, contracted reports, lawyer drafted ordinances, or personal promises to staff.

The majority of public comments today are ^{on the healing Nader's Trail} based on additional behind closed door discussions. Large citizens and city move ahead with an ordinance to keep the trail. Your lack of transparency and mal-practice of democracy are showing. Keep this open space in public funds. and the land along the Rio Grande permanently as open-space.

Last, I have urged in the past, to please hold Public Hearings at a specified time, so that members of the public can plan their time appropriately. The business you are conducting when that time arrives, can easily be set aside and picked up after Public Hearings.

Ariel Dougherty Comments and Questions : Hearing on Ordinance 766 – Solid Waste.

I am a Senior Citizen, a ^{member} sole householder, and a conscious consumer. I do not create much waste. We can not consider Ordinance 766 without also referring to Resolution 05 24/25 about rates also on today's agenda.

The Resolution and its accompanying documentation is riddle with problems. On the Agenda Request Form it states “Staff is requesting to implement new rates effective November 1, 2024, to allow for ample time to notify customers.....” Yet, on the next page the Resolution states, “Collection fees as set forth.....will be effective October 1, 2024....” Most alarming, ~~nothing on~~ the Resolution document states a rate. ^{weekly,} In the 45 page attached report how is anyone to discern what is the focus or purpose of this Resolution and the rates we are to be charged? Please do a better job of being consistent and properly informing us in the public.

In the title of the Ordinance is an implication of Recycling. (And it is referred to and given prices in the report). Exactly what recycling is the City doing? It has been many months since you removed the blue recycling bins for our tins, glass and aluminum.

And someone – who has written this Ordinance ?? -- has bent over backwards to define every possible scrap of refuse that might possibly go into our bins – mostly into a forbidden category. And everything must be wrapped in plastic. Here is some cardboard I have classically put into my bin. It is biodegradable. Are you now telling me I must put this into a non-biodegradable plastic bag that I must additionally purchase in order to properly adhere to this proposed ordinance? And, if I misstep, you can charge me up to \$200 in fines? Are you going to send around the Poly Police to examine my trash? This is folly. It makes little sense.

The accompanying report to the Resolution counts the number of polycarts but not whether they are – on a weekly basis – partially filled or overflowing with the top open. Every week mine is only

partially filled while some neighbors are filled beyond the brim. My limited volume of waste is subsidizing the waste of my neighbors. The ultimate cost of our waste (and its expense) is based on weight. Both the approach and the proposed solution in both Ordinance 766 and Resolution 05 24/25 do not properly address the concerns citizens have with waste. I urge on both, the City return to the drawing board and better, more fully examine the problem and provide a more equitable solution.

So, please, what are we recycling?

And who wrote this ordinance?

An abstract graphic design featuring a large, irregular white shape on a blue background. The blue background has a textured, marbled appearance. There are several white circles of different sizes scattered around the white shape. The overall composition is modern and artistic.

Water and Wastewater update

August 2024

NMED Sanitary Survey

On July 31st we had an inspection by the New Mexico Environment Department on our municipal water system.

NMED checked our complete operation from our well, to operations, record keeping and equipment. They also checked our chlorine system and we grab chlorine residuals samples throughout the system.

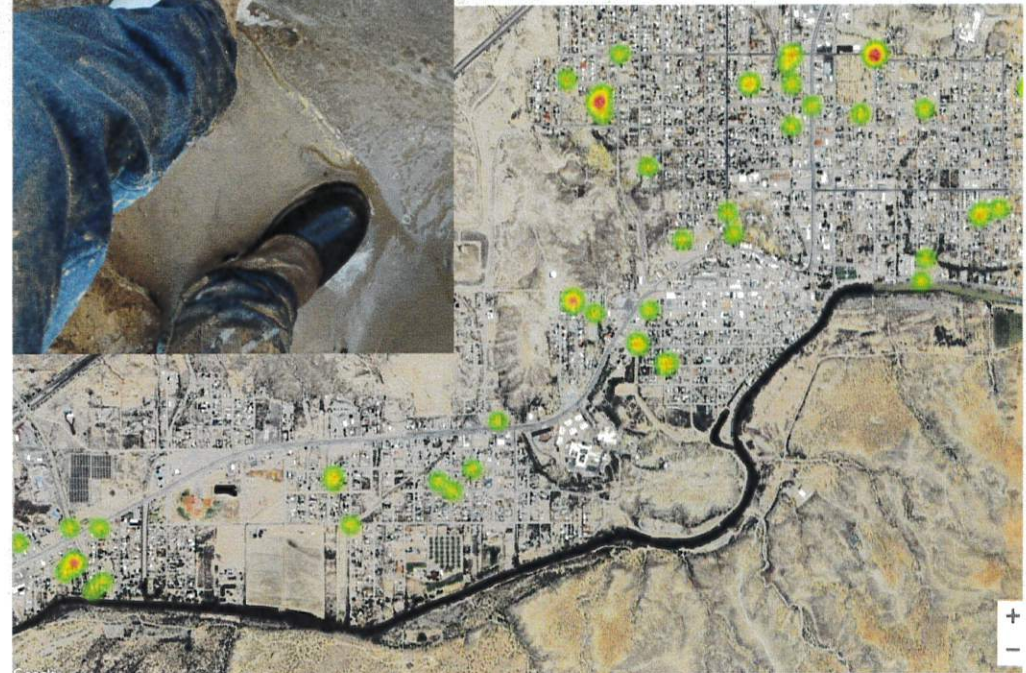
Items that were noted: Wiring in some of our wells needed to be placed in conduit others need to be canceled and removed. Exhaust off of the air release valves needs to be facing downward. One of our tanks has a small leak (drip) that needs to be addressed. Finally, well 2 needs some work. The well packing gland leaks and it needs to be repaired. The well house is not in good condition, he suggested the well house be removed.

Water Pressure

- New Mexico Rural Water, Pure ops and Willson and Company have been assisting us in finding the issues.
- We met with DOT on 8/6/2024 to discuss the missing valve. They are reluctant to dig in the new roads that were installed at the roundabouts.
- Willson and Company is providing areas for us to gather information on.
- New Mexico Rural Water was here for 2 days last week. Our crew went out with him 2 days and excavated and turned as many valves as time allowed.
- We are now coordinating with the High School and Middle School to perform psi tests at the hydrants to see if there might have a closed valve that might be affecting the Elementary school.

Water Leaks

- Water leaks are at a current high of 56 active leaks.
- With the crews dedicating time to the pressure issue at the school we are managing leaks on an emergency basis.
- The crews have been able to complete 21 leaks since July 1st. This is an average of 2 leaks pre day.



Contractor and the water shut offs

- With the amount of leaks currently on our list, we have contracted out all our water/sewer taps to attempt to connect the new customers faster.
- The project to replace the waterline on Tungsten alley is currently underway. As the contractor moves along they have encountered unforeseen situations and as they disturb the lines leaks have developed. The contractors then asked us to turn off the water to various areas. This pulls another crew member off day-to-day activities. Turning off water has turned into all-day events affecting the Veater area and Williamsburg.

New equipment



2024 Chevrolet Colorado
Water meter reader truck

2024 Hydro-excavator





CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: F.2

SUBJECT: Acknowledge Regular Recreation/Golf Course Advisory Board Minutes, June 3, 2024
DEPARTMENT: City Clerk's Office
DATE SUBMITTED: September 6, 2024
SUBMITTED BY: Angela A. Torres, Clerk-Treasurer
WHO WILL PRESENT THE ITEM: Consent Calendar

Summary/Background:

Minutes approval.

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 9-11-24

**CITY OF TRUTH OR CONSEQUENCES
RECREATION/GOLF COURSE ADVISORY BOARD
MONDAY, JUNE 3rd, 2024**

MEETING MINUTES

The regular meeting of the Recreation/Golf Course Advisory Board of the City of Truth or Consequences, New Mexico was held on Monday, June 3rd 2024 starting late at 6 p.m. The meeting was held at the Recreation Department Building, 2800 S. Broadway, Truth or Consequences, NM 87901.

CALL TO ORDER

ROLL CALL:

David Dawdy, Chairman
Joseph Ferrell, Vice-Chairman
Shennoah Bree Nisly, Secretary, Member

1. PLEDGE OF ALLEGIANCE

2. APPROVAL OF THE AGENDA

OJ Hechler noted a mistake in the date for the approval of the current agenda and recommended to amend.

Chairman Dawdy motioned to amend and accept the approval date of 3/4/24 to 6/3/24. The date amendment was passed unanimously.

Chairman Dawdy made a motion to pass the current agenda. The agenda was passed by the board unanimously.

3. APPROVAL OF March 4th 2024, MINUTES

4. COMMENTS FROM THE PUBLIC: (3 Minute Rule Applies)

There were no public comments.

5. NEW BUSINESS

- a. Discussion/Action: Recommendation of a memorial bench to be placed at the Vista Memory Gardens per the Memorial Donation and gift program policy. OJ Hechler, Community Services Director.

OJ Hechler presented to the board the Memorial Donation and Gift Agreement Form recommending a memorial bench and plaque be placed at Vista Memory Gardens in memory of Larena M Miller on behalf of Sharon Rivera and Ryan Lawler, noting that she is was a part of the Hot Springs Cemetery Board for many years, was a contributing member of the community and is buried at the Vista Memory Gardens Cemetery. OJ

asked the board to recommend the request be approved to present to the City Commission.

Chairman Dawdy made a motion to approve and recommend the memorial bench request be presented to the City Commission.

Vice Chairman/member Ferrell seconded the motion. The motion passed unanimously.

- b. Discussion/Update: FY 2025-2026 Luis Armijo Sports Complex Development Plans public input meeting. OJ Hechler, Community Services Director. Discussion regarding public input meeting held on Thurs 5/23/24 from 5:30pm to 6:30pm.

Chairman Dawdy apologized for not being able to attend the Luis Armijo Sports Complex Development Plan public input meeting due to being out of town.

OJ Hechler presented the board with the same plan posters that were shared at the 5/23/24 public input meeting. OJ summarized the meeting was very productive due to much needed direct feedback from the meetings attendees who were users of the facilities.

He shared the general agreement that synthetic turf be installed on the baseball, softball and soccer fields during Phase 1 of the development to eliminate the need for a sprinkler system.

He also highlighted Phase 1 will include upgrades to the concession stand and bathroom facilities to include two stalls and one urinal for men and three stalls for women.

He noted that new playground and exercise equipment, shade sails for the playground and the existing arena and walking trails will be the focus of subsequent phases.

Member Nisly mentioned that comments from the public also inquired whether or not the walking trails would eventually connect the different areas of the complex and asked if that would be taken into consideration.

OJ Hechler confirmed that it would be ideal to have the walking paths connect for public convenience and to help keep people and their pets off of the turf and that it is being considered.

6. REPORTS FROM THE BOARD

Vice Chairman/member Ferrell inquired about updates on the plans for expanding the skate park.

OJ Hechler stated that they are about 30% complete with the topographical survey and confirmed they have recently procured the grant in time to begin the process but it will begin soon.

Chairman Dawdy asked for confirmation that the shade structures for the new playground equipment at Ralph Edwards Park are approved and being procured.

OJ Hechler confirmed that the shade structures are included and approved as part of the Trust Plus grant we have been awarded and we are currently grading RFP's for shade structures for the playground equipment the picnic tables at Ralph Edwards Park.

7. REPORTS FROM STAFF

Alan Hansen-Begg, Golf Course Supervisor:

- The Golf Course is open every day and operating 12-13 hours a day.
- There have been 4 tournaments this year so far, including 3 disc golf and 1 golf tournament.
- The 2024 golf tournament was the Fiesta Tournament with 48 golfers as opposed to 12 golfers in 2023.
- The 2024 golf tournament had many sponsors, which was all great.
- There is a men's league golf championship. The league meets on Tuesday and Friday.
- The women's league meets on Thursday.
- There was a fee increase passed at the last board meeting.

Secretary/member Nisly:

How did members respond to the fee increase? I heard from one member that they felt the increase was unfair during the hotter months due to the fact that it's too hot out to use the course all day. I invited him to come to the meeting today and share his thoughts during public comment, he did not attend.

Hansen-Begg:

That is legitimate, but we feel that the fee is still pretty low.

Secretary/member Nisly agreed that fee is fair considering the effort that goes into maintaining and operating the golf course.

Chairman Dawdy added that with the early hours of the golf course opening at 7am allows for members to take advantage of the cooler hours of the day to enjoy the course.

Alan Hansen-Begg:

- This is the end of the first full year using our new POS system that tracks the round purchases. He added that in the last 5 months the patron and staff response has been positive and rounds have continued to increase.
- We have a retaining pond we use for irrigation. There's a level transmitter that tells the system to fill the pond as needed. That system has been failing and blowing fuses. The fuse was replaced last week but its continuing to fail. It's been a challenge and we're still doing assessments and repairs.
- We have a great and dedicated staff, but we're still limited and so working on hiring and training additional staff.

- Lastly, there is an AirBnB collective in town that is interested in helping to advertise the golf course amenity by sharing flyers.

Chairman Dawdy:

Are there any plans for upcoming disc golf tournaments?

Hansen-Begg:

Yes. New Mexico is growing in the world of disc golf and recently started a state wide tour, first of its kind. We were on the tour this year in Clovis, Silver City, Carlsbad and TorC. There are plans to participate in a fall tour.

Ashley Galicia, City Pool Supervisor:

- The City Pool season is going well so far, now open just over a week. Open 4 days longer in May than last year.
- We would like present to the Commission on the July 12th meeting that we would like to have Hawaiian themed nights on Saturday nights (TBD) in an effort to bring more people to the pool.
- We have a technician coming to look at a flow rate issue we've been having since last year.

8. ADJOURN

Meeting was adjourned at 6:23pm on Monday, June 3rd, 2024



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: F.3

SUBJECT: August 2024 Accounts Payable
DEPARTMENT: Finance
DATE SUBMITTED: September 3, 2024
SUBMITTED BY: Silke Kapela, Accounts Payable
WHO WILL PRESENT THE ITEM: Consent Calendar

Summary/Background:

According to Sec. 2-28 of the Municipal Code related to Publication of expenditures:
Each month there may be published a summary of expenditures made during the preceding calendar month, which shall include a list of the total expenditures during the month, the amount spent in connection with each budgetary item, and a summary of all receipts; provided, however, that the publication mentioned in this section shall be made only at the discretion of the Commission if it shall deem such publication necessary in the public interest.

Recommendation:

Approve the Accounts Payable summary for August 2024

Attachments:

- End of Month Accounts Payable Report by Fund

Fiscal Impact (Finance): Yes

All Funds Summary is a total of \$ 2,129,281.31

Legal Review (City Attorney): N/A

N/A

Approved For Submittal By: ☐ Department Director

Reviewed by: ☒ City Clerk ☒ Finance ☐ Legal ☒ Other: Silke Kapela, Account Payable

Final Approval: ☐ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. N/A Ordinance No. N/A

Continued To: - Referred To: -

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

File Name: CC Agendas 9-11-2024

Accounts Payable Transfer Sheet - 2024 - 2025 FY
Post Date Ending: 8/2, 8/9, 8/15, 8/19, 8/22, 8/23, 8/29

Fund	Fund Description	Fund Totals							GRAND TOTAL	Fund Numbers
		8/2/2024	8/9/2024	8/15/2024	8/19/2024	8/22/2024	8/23/2024	8/29/2024	TRANSFERS	
101	General	\$55,473.72	\$29,540.40	\$17,733.91			\$25,202.15	\$80,886.11	\$208,836.29	101
201	Local Government Corrections			\$5,170.00					\$5,170.00	201
209	State Fire	\$906.29	\$47,914.75	\$10,292.15			\$2,223.29	\$4,308.04	\$65,644.52	209
211	Law Enforcement Protection	\$2,210.60	\$5,992.50	\$1,164.67			\$850.00	\$1,450.78	\$11,668.55	211
214	Lodger's Tax		\$1,875.26	\$10,378.71			\$466.67	\$1,184.91	\$13,905.55	214
216	Street Renovation	\$8,507.07	\$295,807.44	\$2,197.37			\$192.75	\$8,121.34	\$314,825.97	216
217	Municipal Recreation								\$0.00	217
260	Fiscal Recovery Funds								\$0.00	260
294	State Library			\$42.26			\$317.34	\$268.69	\$628.29	294
295	Municipal Pool	\$1,967.56		\$40.10			\$48.82	\$1,029.07	\$3,085.55	295
296	PD-GRT Fund		\$2,892.83	\$734.38			\$425.00	\$194.23	\$4,246.44	296
298	PD-Donations								\$0.00	298
302	Electrical Construction								\$0.00	302
303	Veterans Memorial						\$236.09		\$236.09	303
304	SJOA - Grants								\$0.00	304
305	Capital Improvement General								\$0.00	305
306	Capitla Improvement Joint Utility								\$0.00	306
307	Golf Course Improvements								\$0.00	307
308	USDA -Sweeper								\$0.00	308
309	USDA-Wastewater								\$0.00	309
310	R&R-Emergency								\$0.00	310
311	R&R-Sewer								\$0.00	311
312	R&R-Airport								\$0.00	312
313	R&R-Water								\$0.00	313
314	CDBG - Grant								\$0.00	314
315	CI Reserve- Non Capital Equipment		\$3,132.33	\$43,538.39			\$59,462.52		\$106,133.24	315
316	Emergency Reserve								\$0.00	316
320	USDA Water System Improvements							\$25,965.18	\$25,965.18	320
321	Water System Improvements								\$0.00	321
360	NMFA Projects		\$102,486.67				\$8,830.73		\$111,317.40	360
370	Water Trust Board Projects			\$5,849.09					\$5,849.09	370
380	Community Development								\$0.00	380
403	Pledge State Tax	\$25,273.23	\$263,883.78		\$6,794.91				\$295,951.92	403
501	Cemetery						\$1,219.40		\$1,219.40	501
502	Utility Office	\$1,546.15	\$41.99	\$499.10			\$745.48	\$2,624.42	\$5,457.14	502
503	Electric Dept	\$33,837.43	\$4,235.36	\$334,705.14			\$92,419.35	\$37,320.37	\$502,517.65	503
504	Water Dept	\$33,218.81	\$6,568.78	\$68,208.90			\$10,673.55	\$9,382.63	\$128,052.67	504
505	Solid Waste	\$67,045.73	\$12,032.12	\$1,022.87			\$28,593.01	\$5,045.80	\$113,739.53	505
506	WasteWater	\$92,159.08	\$9,630.36	\$44,497.73		\$100.00	\$6,127.80	\$8,452.55	\$160,967.52	506
507	Solid Waste Landfill/Collection								\$0.00	507
508	Golf Course	\$2,110.53		\$2,152.91			\$4,502.72	\$4,561.24	\$13,327.40	508
509	Municipal Airport		\$21,255.20	\$31.58			\$492.68	\$955.15	\$22,734.61	509
600	Internal Service Fund		\$1,739.00	\$56.50			\$73.23	\$5,932.58	\$7,801.31	600
	Grand Total-Accounts Payable	\$324,256.20	\$809,028.77	\$548,315.76	\$6,794.91	\$100.00	\$243,102.58	\$197,683.09	\$2,129,281.31	



Truth or Consequences

AP EOM REPORT

By Fund

Payment Dates 8/1/2024 - 8/31/2024

PAYABLE APPROVAL

I hereby approve the issuance of these payments.

FINANCE DIRECTOR OR DESIGNEE

DATE:

Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
Fund: 101 - General					
ARCHIVESOCIAL INC	303682-2	07/30/2024	SOCIAL MEDIA ARCHIVING SU...	101-1003-43770	4,199.40
BANK OF AMERICA	05835	08/02/2024	FOLDERS	101-1006-44606	5.68
BANK OF AMERICA	05835	08/02/2024	JORDAN'S WAY SUPPLIES	101-1006-44607	95.43
BANK OF AMERICA	07032024	08/02/2024	NM HUMANE CONFERENCE	101-1006-42720	150.00
BANK OF AMERICA	07032024	08/02/2024	PROCESSING FEE	101-1006-42720	10.05
BANK OF AMERICA	07032024	08/02/2024	TAX	101-1006-42720	0.84
SIERRA COUNTY CLERK	07312024	08/02/2024	OPEN PO FOR LIENS & MISC R...	101-1001-43740	25.00
TURTLEBACK PEST CONTROL I...	102081	08/02/2024	TURTLEBACK PEST CONTROL S...	101-1014-43403	1,074.00
MIKE TORRES DBA CD TECHN...	1027	08/02/2024	IT SERVICE GENERAL FUND OP...	101-1018-48598	7,389.68
SOUTHWEST AUTOMOTIVE	1423	08/02/2024	BODY WORK ON FRONT FEND...	101-1006-47420	2,222.92
LYNN'S LANDSCAPE	1532	08/02/2024	WINDSCREENS - GENE SPEER ...	101-1009-44607	14,392.20
BANK OF AMERICA	2407033531934	08/02/2024	NMPET CONFERENCE & MEM...	101-1007-42720	350.00
BANK OF AMERICA	24-1098	08/02/2024	TAX	101-1006-44607	34.58
BANK OF AMERICA	24-1098	08/02/2024	JORDAN'S WAY SHIRTS	101-1006-44607	406.80
NEW MEXICO GAS COMPANY ...	25JULY2024	08/02/2024	ANIMAL SHELTER OPEN PO FY...	101-1018-43780	29.04
NEW MEXICO GAS COMPANY ...	25JULY2024	08/02/2024	NM WORKFORCE CONNECTI...	101-1018-43780	31.78
NEW MEXICO GAS COMPANY ...	25JULY2024	08/02/2024	GENERAL OPEN PO FY24/25	101-1018-43780	384.43
ARCHIVESOCIAL INC	303682	08/02/2024	ANNUAL FEE FOR ARCHIVE FO...	101-1001-43770	3,348.00
VILLAGE HARDWARE	345798/1	08/02/2024	WEED EATERS, PARTS, AND A...	101-1009-44607	2,023.55
BANK OF AMERICA	47642	08/02/2024	LA-Z-BOY ALTON CHAIR	101-1001-44611	302.56
TESTON'S FREEWAY CHEVRON	5924	08/02/2024	FUEL PURCHASES OPEN PO FY...	101-1009-43316	539.59
TESTON'S FREEWAY CHEVRON	5929	08/02/2024	OPEN PO FUEL PURCHASES FY...	101-1013-43316	119.34
BANK OF AMERICA	8026677	08/02/2024	NM STATE REQUIRED TRAINI...	101-1003-42720	30.00
MPG SERVICES LLC	8102	08/02/2024	GAS VALVE FOR WATER HEAT...	101-1014-43403	1,440.47
NM MUNICIPAL LEAGUE	8725	08/02/2024	GOV'T FINANCE OFFICERS AS...	101-1004-43770	50.00
NM MUNICIPAL LEAGUE	8725	08/02/2024	CLERK'S & FINANCE OFFICERS...	101-1004-43770	100.00
NM MUNICIPAL LEAGUE	9127	08/02/2024	ASSOCIATION OF CHIEFS OF P...	101-1007-43770	500.00
VERIZON WIRELESS	9969952394	08/02/2024	POLICE DEPT OPEN PO FY24/25	101-1007-43775	205.75
VERIZON WIRELESS	9969952394	08/02/2024	ANIMAL CONTROL OPEN PO F...	101-1008-43775	123.45
CITY UTILITIES	C-D 7312024	08/02/2024	GENERAL FUND CYCLE C&D O...	101-1018-43780	12,643.33
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1001-41226	156.36
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1003-41226	168.29
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1004-41226	266.31
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1006-41226	161.39
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1007-41226	1,286.60
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1008-41226	40.20
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1009-41226	112.27
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1010-41226	100.66
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1011-41226	321.58
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1012-41226	125.11
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1013-41226	77.30
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1014-41226	216.31
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	101-1016-41226	213.47
LEAVITT GROUP SOUTHWEST ...	08012024	08/09/2024	NOTARY BOND - KATY MARTI...	101-1001-43770	50.00
POLICARPIO V BUSTAMANTE ...	107.24	08/09/2024	OPEN PO-LANDSCAPING SERV...	101-1009-47415	900.00
COPPLER LAW FIRM PC	12675	08/09/2024	OPEN PO FOR LEGAL SERVICES...	101-1000-43597	2,307.80

AP EOM REPORT

Payment Dates: 8/1/2024 - 8/31/2024

Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
AMAZON CAPITAL SERVICES I...	1W64-9TMX-QGD3	08/09/2024	MEMORY FOAM SEAT CUSHI...	101-1010-44613	38.98
STANTEC CONSULTING SERVI...	2260336	08/09/2024	EVALUATION & DEVELOPMEN...	101-1010-48598	5,076.54
BULLOCKS, INC.	2344	08/09/2024	SNACKS & DRINKS	101-1000-44606	149.27
SIERRA COUNTY SENTINEL	2766	08/09/2024	HELP WANTED ADS - FY24-25 -..	101-1004-43740	386.08
SIERRA COUNTY SENTINEL	2796, 2692	08/09/2024	FY 24/25 PUBLICATIONS	101-1001-43740	680.94
CIVICPLUS, LLC	311140	08/09/2024	ONLINE HOSTING; ADMIN SU...	101-1001-43740	1,134.64
QUILL CORPORATION	39653871, 39612400, 396098...	08/09/2024	OFFICE SUPPLIES	101-1003-44606	235.57
QUILL CORPORATION	39653871, 39612400, 396098...	08/09/2024	OFFICE SUPPLIES	101-1010-44606	91.77
QUILL CORPORATION	39699981, 39704318	08/09/2024	OFFICE SUPPLIES	101-1010-44606	143.43
TRANS UNION RISK & ALTERN...	485949-202407-1	08/09/2024	TLO SERVICES FOR PD FOR FY ...	101-1007-43815	127.00
STAPLES CONTRACT & COMM...	6007757027	08/09/2024	OFFICE SUPPLIES	101-1006-44606	77.57
JAIME F. RUBIN LLC	8124	08/09/2024	GRT	101-1000-43597	5,043.77
NM LEAGUE OF ZONING OFFIC...	8841	08/09/2024	NEW MEXICO LEAGUE OF ZON...	101-1010-43770	35.00
QUEST DIAGNOSTICS, INC.	9210744780	08/09/2024	SCREENING & MRO FEE FY 24-...	101-1004-48599	346.20
KATHRYN ELLIOTT DBA CIVILIT...	98	08/09/2024	GOVERNMENT RELATIONS	101-1000-43598	3,238.13
WEX BANK	98813760-AC	08/09/2024	FUEL USAGE FOR ACO/CODES ...	101-1008-43316	70.57
WEX BANK	98813760-CO	08/09/2024	FUEL USAGE FOR ACO/CODES ...	101-1008-43316	133.45
WEX BANK	98813760-FLT	08/09/2024	FUEL OPEN PO FOR FY 2024 - ...	101-1012-43316	611.85
WEX BANK	98813760-FM	08/09/2024	WEX BANK FUEL CARD OPEN P...	101-1014-43316	1,060.27
WEX BANK	98813760-PD	08/09/2024	FUEL USAGE FOR PD UNITS F...	101-1007-43316	7,451.29
BLUE 360 MEDIA, LLC	IN2407234941	08/09/2024	NEW MEXICO RULES ANNOTA...	101-1007-43770	150.28
TARA MANNING	NMHC24	08/14/2024	PER DIEM NM HUMANE CONF...	101-1006-42720	615.74
SUPERIOR WEED AND PEST C...	000150	08/15/2024	GRASS BURRS TREATMENT - ...	101-1009-47415	650.25
XEROX CORP - OLD	021761835, 021761834, 0217...	08/15/2024	CITY MANAGER XEROX EQUI...	101-1003-43465	177.74
XEROX CORP - OLD	021761835, 021761834, 0217...	08/15/2024	POLICE XEROX EQUIPMENT C...	101-1007-43465	431.01
XEROX CORP - OLD	021761835, 021761834, 0217...	08/15/2024	FLEET XEROX EQUIPMENT ON...	101-1012-43465	64.69
CHERRILL'S WESTERN APPAREL	046854	08/15/2024	WRANGLER LONG SLEEVE SHIR...	101-1014-42620	156.00
CHERRILL'S WESTERN APPAREL	046854	08/15/2024	WRANGLER SHIRTS LONG SLE...	101-1014-42620	156.00
CHERRILL'S WESTERN APPAREL	046854	08/15/2024	WRANGLER JEANS FOR TOM ...	101-1014-42620	180.00
CHERRILL'S WESTERN APPAREL	046854	08/15/2024	WRANGLER JEANS FOR BRIAN...	101-1014-42620	180.00
GLORIA GUZMAN	08122024	08/15/2024	DEPOSIT REFUND RALPH EDW...	101-1099-34348	25.00
KAY E MILLER OR JUANITA PA...	08122024	08/15/2024	REFUND DEPOSIT CIVIC CENT...	101-1099-34348	450.00
COPPLER LAW FIRM PC	12717, 12719	08/15/2024	OPEN PO FOR LEGAL SERVICES...	101-1000-43597	735.68
REED'S TIRE CENTER	14727	08/15/2024	265 70R17	101-1007-47420	680.00
SUN VALLEY INC	175893, 175955, 176041, 176...	08/15/2024	OPEN PO FIELD SUPPLIES/JULY...	101-1009-44607	361.33
SUN VALLEY INC	175984-6, 176012-6, 176023-6...	08/15/2024	INVENTORY FEILD SUPPLIES J...	101-1014-44607	625.72
ANGEL VILLA DBA BLUE LINE ...	2024-006	08/15/2024	NATIONAL NIGHT OUT- POLIC...	101-1007-48598	300.00
DSI TECHNOLOGIES LLC DBA ...	334583	08/15/2024	CITY MANAGER OFFIC SHARP ...	101-1003-43465	408.71
DSI TECHNOLOGIES LLC DBA ...	334583	08/15/2024	FINANCE OFFICE SHARP OVER...	101-1004-43465	371.68
DSI TECHNOLOGIES LLC DBA ...	334583	08/15/2024	POLICE DEPT SHARP OVERAGE...	101-1007-43465	228.07
DSI TECHNOLOGIES LLC DBA ...	334583	08/15/2024	FACILITY MANAGEMENT SHA...	101-1014-43465	24.76
ALARM CONTROL TECHNOLOG...	34782, 34781	08/15/2024	FIRE ALARM MONITORING OP...	101-1014-47410	53.82
NU-WAY LAUNDRY & CLEANE...	39573	08/15/2024	CARPET SERVICES OPEN P.O. ...	101-1014-44607	98.10
SIERRA VISTA HOSPITAL / SIER...	41000074	08/15/2024	COLLECTION DRUG TEST FEE ...	101-1004-48599	175.00
ARMJO'S CASA BONITA	45518-8-14-2024	08/15/2024	SOLOR WINDOW SCREEN FOR...	101-1014-43403	373.89
SIERRA AUTO/CARQUEST	6016-326578	08/15/2024	OIL OW-20	101-1013-47420	59.12
SIERRA AUTO/CARQUEST	6016-326578	08/15/2024	AIR FILTER 97012	101-1013-47420	17.38
SIERRA AUTO/CARQUEST	6016-326579	08/15/2024	MISC FITTING	101-1012-44607	9.98
SIERRA AUTO/CARQUEST	6016-326579	08/15/2024	COUPLING	101-1012-44607	31.11
SIERRA AUTO/CARQUEST	6016-326579	08/15/2024	GREASE GUN COUPLER	101-1012-44607	7.21
SIERRA AUTO/CARQUEST	6016-326579	08/15/2024	COUPLER	101-1012-44607	22.72
SIERRA AUTO/CARQUEST	6016-326579	08/15/2024	HYD COUPLER	101-1012-44607	9.97
SIERRA AUTO/CARQUEST	6016-326579	08/15/2024	QUICK RELEASE VALVE	101-1012-44607	29.35
SIERRA AUTO/CARQUEST	6016-327136, 6016-327099, 6...	08/15/2024	OPEN PO FOR SHOP SUPPLIES	101-1012-44607	768.60
DESERT GRAPHICS INC.	6967	08/15/2024	SIGNS FOR PARKS DEPARTMET	101-1009-44607	871.00
LEAVITT GROUP SOUTHWEST ...	759194	08/15/2024	NOTARY BOND FOR TAMMY ...	101-1003-43770	50.00
ARENAS VALLEY ANIMAL CLIN...	91860, 92693	08/15/2024	VET SERVICES	101-1006-48598	612.97
SOUTH CENTRAL COUNCIL OF...	FY24-SCCOG-14	08/15/2024	ANNUAL MEMBERSHIP DUES ...	101-1000-43770	2,187.00
TALON SEPTIC & POTTY SERVI...	11750	08/15/2024	OPEN PO - PORTABLE TOILET ...	101-1009-43465	1,000.00
LASTING PAWS PET MEMORIA...	LC10391-I-0053	08/15/2024	ANIMAL CREMATION	101-1006-48598	1,250.15

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Payment Dates: 8/1/2024 - 8/31/2024

Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1001-41226	156.36
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1003-41226	168.28
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1004-41226	292.34
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1006-41226	161.38
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1007-41226	1,286.60
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1008-41226	40.20
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1009-41226	112.27
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1010-41226	100.66
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1011-41226	321.58
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1012-41226	126.10
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1013-41226	77.30
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1014-41226	216.31
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	101-1016-41226	195.41
JAFFEE BLOMQUIST	TRAN# 1029208	08/15/2024	REIMBURSEMENT FOR WATER..	101-1007-44606	29.37
LAS CRUCES SUN NEWS	00064175939, 0006480647	08/23/2024	LEGAL AD'S FOR RFP'S FOR M...	101-1004-43740	331.08
TDS	08182024	08/23/2024	GENERAL OPEN PO FY24/25	101-1018-43780	3,951.14
SIERRA COUNTY CLERK	08192024	08/23/2024	OPEN PO FOR LIENS & MISC R...	101-1001-43740	50.00
KING'S LOCKSMITH	08667	08/23/2024	REKEY THE FINANACE OFFICE ...	101-1014-43403	403.70
WILSON & COMPANY INC ENG...	128901	08/23/2024	ON CALL GRANT MANAGEME...	101-1010-48598	7,215.99
SIERRA COUNTY TREASURER	21-0729	08/23/2024	ANNUAL FLOODPLAIN MANA...	101-1010-48598	5,000.00
QUILL CORPORATON	39890688	08/23/2024	BUSINESS CARDS FOR PD	101-1007-44606	18.12
XEROX CORP	6089923	08/23/2024	CLERKS OFFICE OPEN PO FY24...	101-1001-43465	244.11
XEROX CORP	6089923	08/23/2024	CITY MANAGER OPEN PO FY2...	101-1003-43465	352.75
XEROX CORP	6089923	08/23/2024	FINANCE OFFICE OPEN PO FY...	101-1004-43465	292.93
XEROX CORP	6089923	08/23/2024	POLICE DEPT OPEN PO FY24/25	101-1007-43465	585.86
XEROX CORP	6089923	08/23/2024	PARKS DEPT OPEN PO FY24/25	101-1009-43465	244.11
XEROX CORP	6089923	08/23/2024	FACILITIES DEPT OPEN PO FY2...	101-1014-43465	73.23
WINDSTREAM CORPORATION	8152024	08/23/2024	CITY MANAGER OPEN PO FY2...	101-1003-43775	90.27
CITY UTILITIES	8232024	08/23/2024	GENERAL FUND OPEN PO FY2...	101-1018-43780	68.07
CITY UTILITIES	AB8232024	08/23/2024	GENERAL FUND CYCLE A&B O...	101-1018-43780	6,280.79
SIERRA VISTA HOSPITAL / SIER...	07/31/24	08/29/2024	GRT DISTRIBUTION FY 2024 - ...	101-1017-48599	46,177.84
SIERRA COUNTY BUSINESS CE...	08262024	08/29/2024	DEPOSIT REFUND RALPH EDW...	101-1099-34348	100.00
NM MUNICIPAL LEAGUE	10171	08/29/2024	NMLZO MEMBERSHIP APPLIC...	101-1008-43770	35.00
TURTLEBACK PEST CONTROL I...	102610	08/29/2024	TURTLEBACK PEST CONTROL S...	101-1014-43403	1,074.00
STANTEC CONSULTING SERVI...	2273741	08/29/2024	EVALUATION & DEVELOPMEN...	101-1010-48598	875.89
BANK OF AMERICA	24043	08/29/2024	DOG & CAT TAGS	101-1001-44606	167.86
BANK OF AMERICA	26367	08/29/2024	NOTARY APPLICATION FEE	101-1003-42720	31.95
BANK OF AMERICA	26766	08/29/2024	KATY MARTINEZ NOTARY APPL...	101-1001-43770	36.90
NEW MEXICO GAS COMPANY ...	26AUG2024	08/29/2024	NM WORKFORCE CONNECTI...	101-1018-43780	31.96
NEW MEXICO GAS COMPANY ...	26AUG2024	08/29/2024	ANIMAL SHELTER OPEN PO FY...	101-1018-43780	41.01
NEW MEXICO GAS COMPANY ...	26AUG2024	08/29/2024	GENERAL OPEN PO FY24/25	101-1018-43780	352.57
BANK OF AMERICA	2836220717	08/29/2024	ANNUAL SUBSCRIPTION	101-1003-43770	259.97
SILVERSKY, INC.	510153-SI	08/29/2024	GENERAL FUND OPEN PO FY2...	101-1018-43815	1,450.32
BANK OF AMERICA	56408	08/29/2024	CORPORATE SEAL	101-1001-44606	59.80
TESTON'S FREEWAY CHEVRON	5964	08/29/2024	FUEL PURCHASES OPEN PO FY...	101-1009-43316	703.11
TESTON'S FREEWAY CHEVRON	5967	08/29/2024	OPEN PO FUEL PURCHASES FY...	101-1013-43316	205.57
BANK OF AMERICA	8215652	08/29/2024	NM STATE TRAINING AND NO...	101-1001-42720	30.00
BANK OF AMERICA	8234989	08/29/2024	NOTARY STAMP FOR TAMMY	101-1003-44606	49.13
JORNADA CONSERVATION & ...	82624	08/29/2024	MEMBER SPONSOR ANNUAL ...	101-1003-43770	100.00
BANK OF AMERICA	84288968885743477456	08/29/2024	CANDY AND SUPPLIES FOR JOB...	101-1004-44606	59.18
VERIZON WIRELESS	9971512080	08/29/2024	CITY CLERK OPEN PO FY24/25	101-1001-43775	279.29
VERIZON WIRELESS	9971512080	08/29/2024	CITY MANAGER OPEN PO FY2...	101-1003-43775	259.03
VERIZON WIRELESS	9971512080	08/29/2024	FINANCE OPEN PO FY24/25	101-1004-43775	251.81
VERIZON WIRELESS	9971512080	08/29/2024	ANIMAL SHELTER OPEN PO FY...	101-1006-43775	110.76
VERIZON WIRELESS	9971512080	08/29/2024	POLICE DEPT OPEN PO FY24/25	101-1007-43775	1,961.69
VERIZON WIRELESS	9971512080	08/29/2024	ANIMAL CONTROL OPEN PO F...	101-1008-43775	126.50
VERIZON WIRELESS	9971512080	08/29/2024	PARKS DEPT OPEN PO FY24/25	101-1009-43775	145.83
VERIZON WIRELESS	9971512080	08/29/2024	COMMUNITY DEVELOPEMENT...	101-1010-43775	69.35
VERIZON WIRELESS	9971512080	08/29/2024	STREETS DEPT OPEN PO FY24/...	101-1011-43775	152.28
VERIZON WIRELESS	9971512080	08/29/2024	FLEET DEPT OPEN PO FY24/25	101-1012-43775	86.49

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
VERIZON WIRELESS	9971512080	08/29/2024	FACILITIES DEPT OPEN PO FY24...	101-1014-43775	120.61
BANK OF AMERICA	ADO260603896CUS	08/29/2024	ACROBAT PRO - CITY CLERK A...	101-1001-43770	259.97
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1001-41235	1,156.29
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT INVOICE 31-...	101-1003-41235	1,718.14
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1004-41235	2,633.53
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1006-41235	923.20
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1007-41235	7,423.00
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1008-41235	865.02
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1009-41235	1,193.26
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1010-41235	739.91
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1011-41235	2,970.99
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1012-41235	932.87
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1013-41235	591.18
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1014-41235	1,588.19
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	101-1016-41235	1,207.11
BANK OF AMERICA	INV37016	08/29/2024	SKILLPATH STAR12 PROFESSI...	101-1004-42720	379.11
RJ BORDER INTERNATIONAL T...	X400111626.01	08/29/2024	MISC TIRE WEIGHTS/ TIRE SU...	101-1012-44607	898.64
Fund 101 - General Total:					208,836.29

Fund: 201 - Corrections

SIERRA COUNTY TREASURER	08012024	08/15/2024	HOLD OF PRISONERS FY 24-25	201-1903-48710	5,170.00
Fund 201 - Corrections Total:					5,170.00

Fund: 209 - Fire

NEW MEXICO GAS COMPANY ...	25JULY2024	08/02/2024	FIRE STATION OPEN PO FY24/...	209-1603-43780	44.24
NEW MEXICO GAS COMPANY ...	25JULY2024	08/02/2024	FIRE SOUTH STATION OPEN P...	209-1603-43780	31.78
TESTON'S FREEWAY CHEVRON	5925	08/02/2024	OPEN PO FOR GAS/FUEL FY 24...	209-1603-43316	357.90
CITY UTILITIES	C-D 7312024	08/02/2024	FIRE DEPT CYCLE C&D OPEN ...	209-1603-43780	472.37
CABALLO EMERGENCY TRUCK...	4629	08/09/2024	DIAGNOSE LITTLE PAULIE	209-1603-47420	626.75
MUNICIPAL EMERGENCY SERV...	IN2092342	08/09/2024	SCBA'S 2 PER BOX	209-1603-44615	34,992.00
MUNICIPAL EMERGENCY SERV...	IN2092342	08/09/2024	CYLINDERS	209-1603-44615	12,296.00
PETE'S EQUIPMENT, INC.	0034786	08/15/2024	BRACKETS AIR PAK 5.5	209-1603-44607	275.72
PETE'S EQUIPMENT, INC.	0034786	08/15/2024	SPANNER WRENCH SET	209-1603-44607	221.62
PETE'S EQUIPMENT, INC.	0034786	08/15/2024	ORANGE 12VDC STREAMLIGH...	209-1603-44607	662.80
PETE'S EQUIPMENT, INC.	0034786	08/15/2024	STREAMLIGHT LEAD-VULCAN	209-1603-44607	1,070.82
PETE'S EQUIPMENT, INC.	0034786	08/15/2024	SINGLE HEAD HYDRANT/SPA...	209-1603-44607	1,226.76
PETE'S EQUIPMENT, INC.	0034786	08/15/2024	WRENCH W/ MOUNT BRACKET	209-1603-44607	1,244.16
PETE'S EQUIPMENT, INC.	0034786	08/15/2024	FREIGHT	209-1603-44607	500.00
PETE'S EQUIPMENT, INC.	0034786	08/15/2024	#6 FLAT HEAD AXE	209-1603-44607	189.18
PETE'S EQUIPMENT, INC.	0034786	08/15/2024	#6 PICK HEAD AXE	209-1603-44607	198.03
PETE'S EQUIPMENT, INC.	0034786	08/15/2024	SPAN-HAMMER ZEPHYR W/ ...	209-1603-44607	211.75
XEROX CORP - OLD	021761835, 021761834, 0217...	08/15/2024	FIRE XEROX EQUIPMENT CON...	209-1603-43465	272.76
EMERGENCY SERVICES MARK...	81224	08/15/2024	1 YEAR SUBSCRIPTION/PAGER...	209-1603-43815	810.00
MUNICIPAL EMERGENCY SERV...	IN2097511	08/15/2024	SHIPPING	209-1603-44615	150.00
MUNICIPAL EMERGENCY SERV...	IN2097511	08/15/2024	VLV BALL INTAKE 5 STZ X 6 NH...	209-1603-44810	1,948.15
RJ BORDER INTERNATIONAL T...	R400032561	08/15/2024	SHOP SUPPLIES	209-1603-47420	140.40
RJ BORDER INTERNATIONAL T...	R400032561	08/15/2024	LABOR FOR COMPUTER UPDA...	209-1603-47420	1,170.00
RONALD W HOSKINS JR DBA ...	0102	08/23/2024	LABOR ON REPAIR/REPLACEM...	209-1603-44607	216.75
RONALD W HOSKINS JR DBA ...	0102	08/23/2024	BATTERIES	209-1603-44607	384.00
LYNN'S LANDSCAPE	1601	08/23/2024	OPEN PO FOR MONTHLY CLE...	209-1603-47415	471.43
XEROX CORP	6089923	08/23/2024	FIRE DEPT OPEN PO FY24/25	209-1603-43465	244.11
WINDSTREAM CORPORATION	8152024	08/23/2024	FIRE DEPT OPEN PO FY24/25	209-1603-43775	125.39
CITY UTILITIES	A88232024	08/23/2024	FIRE DEPT CYCLE A&B OPEN P...	209-1603-43780	781.61
MEGAHERTZ COMPUTER CON...	102111	08/29/2024	INTERNET SERVICE/NORTH FI...	209-1603-43775	54.19
NEW MEXICO GAS COMPANY ...	26AUG2024	08/29/2024	FIRE STATION OPEN PO FY24/...	209-1603-43780	52.87
NEW MEXICO GAS COMPANY ...	26AUG2024	08/29/2024	FIRE SOUTH STATION OPEN P...	209-1603-43780	31.96
TESTON'S FREEWAY CHEVRON	5965	08/29/2024	OPEN PO FOR GAS/FUEL FY 24...	209-1603-43316	141.31
VERIZON WIRELESS	9971512080	08/29/2024	FIRE DEPT OPEN PO FY24/25	209-1603-43775	4,027.71
Fund 209 - Fire Total:					65,644.52

Fund: 211 - Law Enforce Prot

GALLS LLC	028544193, 028567307	08/02/2024	PATROL BOOTS FOR OFFICERS	211-2003-44615	312.72
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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
BANK OF AMERICA	48448	08/02/2024	STREET CRIMES TRAINING FOR...	211-2003-42535	990.00
BANK OF AMERICA	RCR84STD9X	08/02/2024	LODGING FOR FIRST LINE SUP...	211-2003-42535	907.88
DAM AMMO CO	08052024	08/09/2024	DUTY AND PRACTICE AMMUN...	211-2003-80810	5,992.50
GALLS LLC	028658371	08/15/2024	PATROL BOOTS FOR OFFICERS	211-2003-44615	413.19
GALLS LLC	028666024	08/15/2024	PATROL BOOTS FOR OFFICER ...	211-2003-44615	205.09
THE LINE LLC	2678	08/15/2024	UNIFORM ITEMS CHIEF TAVIZ...	211-2003-44573	242.90
THE LINE LLC	2679	08/15/2024	UNIFORM ITEMS FOR SGT. BL...	211-2003-44573	229.50
GUNHER'S LLC	71624	08/15/2024	FIREARM EQUIPMENT FOR PD	211-2003-44607	73.99
SOUTHWEST TRAINING CONS...	2023201-J	08/23/2024	FIRST LINE SUPERVISOR TRAIN...	211-2003-42535	425.00
SOUTHWEST TRAINING CONS...	2023201-R	08/23/2024	FIRST LINE SUPERVISOR TRAIN...	211-2003-42535	425.00
SOUTHWEST TRAINING CONS...	2023224	08/29/2024	FIELD TRAINING OFFICER COU...	211-2003-42535	400.00
LAW ENFORCEMENT SEMINA...	2028684	08/29/2024	NARCOTICS INVESTIGATIONS ...	211-2003-42535	425.00
BANK OF AMERICA	72888449956498	08/29/2024	LODGING FOR TRAINING FOR ...	211-2003-42535	261.90
BANK OF AMERICA	72888932820645	08/29/2024	LODGING FOR FTO COURSE	211-2003-42535	363.88
Fund 211 - Law Enforce Prot Total:					11,668.55
Fund: 214 - Lodgers Tax					
INTEGRATED ENVIRONMENTA...	346	08/09/2024	RENT/CAM CHARGES FOR CO...	214-2540-43466	1,875.26
SUNNY 505	2506	08/15/2024	TAX	214-2503-47406	18.21
SUNNY 505	2506	08/15/2024	ADVERTISING AND MARKETI...	214-2503-47406	10,360.50
GERONIMO TRAIL SCENIC BY...	80224	08/23/2024	OPEN PO FOR LODGERS TAX S...	214-2540-60725	466.67
RUANNA WALDRUM	1514	08/29/2024	WEBSITE/ MULTI-MEDIA UPD...	214-2540-60725	976.59
GERONIMO TRAIL SCENIC BY...	8224	08/29/2024	STATEWIDE BROCHURE DISTR...	214-2540-60725	208.32
Fund 214 - Lodgers Tax Total:					13,905.55
Fund: 216 - Muni Street					
WILSON & COMPANY INC ENG...	128526	08/02/2024	PROFESSIONAL ENG PLANNIN...	216-7026-48598	7,610.02
RED WING SHOES OF LAS CRU...	420117833393	08/02/2024	SAFETY BOOTS FOR BRENDEN...	216-4503-44615	200.00
TESTON'S FREEWAY CHEVRON	5923	08/02/2024	GAS/DIESEL FUEL PURCHASES...	216-4503-43316	697.05
BOOT BARN	101031	08/09/2024	SAFETY BOOTS FOR BUSTER ...	216-4503-44615	200.00
WILSON & COMPANY INC ENG...	128539	08/09/2024	VISION ZERO SAFETY ACTION ...	216-7025-48598	4,375.76
JESSICA MULLER DBA FREED...	3966034	08/09/2024	TINT	216-4503-47420	1,231.68
WAGNER EQUIPMENT CO.	86065701	08/09/2024	CATEPILLAR MODEL: 120 JOY...	216-4503-80810	290,000.00
SUN VALLEY INC	176006/6	08/15/2024	CHAIN SAW AND WEED EATER...	216-4503-44607	162.36
SUN VALLEY INC	176169/6	08/15/2024	SPRAY PAINT	216-4503-44607	35.58
B & H OIL CO.	B&H08-02-24	08/15/2024	DIESEL- OPEN PO FY 24/25	216-4503-43316	1,999.43
MARLIN LEASING CORPORATI...	21395348	08/23/2024	STREET DEPT SHARP EQUIPM...	216-4503-43465	192.75
WILSON & COMPANY INC ENG...	129050	08/29/2024	VISION ZERO SAFETY ACTION ...	216-7025-48598	5,156.31
TESTON'S FREEWAY CHEVRON	5963	08/29/2024	GAS/DIESEL FUEL PURCHASES...	216-4503-43316	617.85
RJ BORDER INTERNATIONAL T...	X400112420.01	08/29/2024	EXTRA FRGHT	216-4503-47420	40.00
RJ BORDER INTERNATIONAL T...	X400112420.01	08/29/2024	ECONORIDE AIR SPRING	216-4503-47420	279.46
RJ BORDER INTERNATIONAL T...	X400112420.01	08/29/2024	PLATE S/A 5TH WHEEL	216-4503-47420	2,027.72
Fund 216 - Muni Street Total:					314,825.97
Fund: 294 - State Library					
DSI TECHNOLOGIES LLC DBA ...	334583	08/15/2024	LIBRARY SHARP OVERAGE OP...	294-5003-43465	42.26
XEROX CORP	6089923	08/23/2024	LIBRARY OPEN PO FY24/25	294-5003-43465	317.34
TDS	08182024-LIB	08/29/2024	INTERNET SERVICE LIBRARY O...	294-5003-60834	99.95
VERIZON WIRELESS	9971512080	08/29/2024	LIBRARY OPEN PO FY24/25	294-5003-43775	168.74
Fund 294 - State Library Total:					628.29
Fund: 295 - Muni Pool					
NEW MEXICO GAS COMPANY ...	25JULY2024	08/02/2024	SWIMMING POOL OPEN PO F...	295-4803-43780	80.27
CITY UTILITIES	C-D 7312024	08/02/2024	POOL CYCLE C&D OPEN PO F...	295-4803-43780	1,847.19
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	295-4803-41226	40.10
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	295-4803-41226	40.10
XEROX CORP	6089923	08/23/2024	POOL OPEN PO FY24/25	295-4803-43465	48.82
NEW MEXICO GAS COMPANY ...	26AUG2024	08/29/2024	SWIMMING POOL OPEN PO F...	295-4803-43780	29.20
VERIZON WIRELESS	9971512080	08/29/2024	POOL OPEN PO FY24/25	295-4803-43775	109.99
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL...	295-4803-41235	889.88
Fund 295 - Muni Pool Total:					3,085.55
Fund: 296 - PD GRT					
ADVANCED COMMUNICATIO...	21384-00	08/09/2024	HAND HELD RADIOS FOR OFFI...	296-2403-44613	2,892.83

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
SAFETY FLARE, INC.	135947	08/15/2024	RECHARGE OF MULTIPLE FIRE ...	296-2403-44615	523.93
AMAZON CAPITAL SERVICES I...	1KDD-PW69-PJFX	08/15/2024	SUPPLIES FOR OFFICERS	296-2403-43999	210.45
SOUTHWEST TRAINING CONS...	2023201-O	08/23/2024	TRAINING FOR OFFICER	296-2403-48598	425.00
BANK OF AMERICA	101828051	08/29/2024	CODE ENFORCEMENT TRAINI...	296-2403-48598	171.23
BANK OF AMERICA	02WR5PVH8	08/29/2024	FINGERPRINT BACKGROUND ...	296-2403-48598	23.00
Fund 296 - PD GRT Total:					4,246.44
Fund: 303 - Vet Wall					
WINDSTREAM CORPORATION	8152024	08/23/2024	VETERANS WALL OPEN PO FY...	303-4703-43775	236.09
Fund 303 - Vet Wall Total:					236.09
Fund: 315 - CI Reserve					
WILSON & COMPANY INC ENG...	128528	08/09/2024	PROFESSIONAL SERVICES - R...	315-8010-48598	3,132.33
WILSON & COMPANY INC ENG...	128531	08/15/2024	PLANNING AND PRELIMINARY...	315-8007-48598	1,792.39
MELLOY CHEVROLET	J24135	08/15/2024	2024 JEEP GRAND CHEROKEE ...	315-8006-80810	41,746.00
POWERON TECHNOLOGY SER...	20332C	08/23/2024	NETWORK REBUILD SWITCH R...	315-8001-80845	59,462.52
Fund 315 - CI Reserve Total:					106,133.24
Fund: 320 - USDA WATER SYSTEM IMPROVEMENTS					
WILSON & COMPANY INC ENG...	122869, 123633, 124481, 125...	08/29/2024	ENGINEERING SERVICES MSD...	320-6603-80860	25,965.18
Fund 320 - USDA WATER SYSTEM IMPROVEMENTS Total:					25,965.18
Fund: 360 - NMFA PROJECTS					
SPARTAN CONSTRUCTION OF ...	PAY APPLICATION 5	08/09/2024	CONSTRUCTION SERVICES MS...	360-7009-80847	102,486.67
WILSON & COMPANY INC ENG...	128963	08/23/2024	ENG SERVICES ROADWAY IMP...	360-7009-80847	8,830.73
Fund 360 - NMFA PROJECTS Total:					111,317.40
Fund: 370 - WATER TRUST BOARD PROJECTS					
WILSON & COMPANY INC ENG...	128562	08/15/2024	ENGINEERING SERVICES CANT...	370-7019-80847	5,849.09
Fund 370 - WATER TRUST BOARD PROJECTS Total:					5,849.09
Fund: 403 - Pledge State					
NEW MEXICO FINANCE AUTH...	08012024	08/02/2024	NMFA LOAN PYMT TORC 18	403-1203-12918	690.58
NEW MEXICO FINANCE AUTH...	08012024	08/02/2024	NMFA LOAN PYMT TORC 19	403-1203-12919	7,598.75
NEW MEXICO FINANCE AUTH...	08012024	08/02/2024	NMFA LOAN PYMT PPRF-5652	403-1203-12952	16,983.90
NEW MEXICO FINANCE AUTH...	073124	08/09/2024	INTEREST & ADMIN FEES FOR ...	403-1203-90925	124.98
NEW MEXICO FINANCE AUTH...	08012024-PPRF	08/09/2024	NMFA LOAN PYMT SERIES 20...	403-1203-90905	255,000.00
NEW MEXICO FINANCE AUTH...	08012024-PPRF	08/09/2024	NMFA LOAN PYMT SERIES 20...	403-1203-90910	8,758.80
BANK OF THE SOUTHWEST	07152024	08/19/2024	INTER PYMNT WTR SYSTEM J...	403-1203-90910	3,795.81
BANK OF THE SOUTHWEST	07152024	08/19/2024	INTER PYMNT WTR SYSTEM ...	403-1203-90910	2,999.10
Fund 403 - Pledge State Total:					295,951.92
Fund: 501 - Cemetary					
CITY UTILITIES	AB8232024	08/23/2024	CEMETARY CYCLE A&B OPEN ...	501-1803-43780	1,219.40
Fund 501 - Cemetary Total:					1,219.40
Fund: 502 - Util Office - Pool					
XEROX CORP - OLD	021748189, 021748188, 0217...	08/02/2024	UTILITY OFFICE XEROX EQUIP...	502-3601-43465	107.90
TESTON'S FREEWAY CHEVRON	5930	08/02/2024	UTILITY OFFICE GAS & OIL 24/...	502-3601-43316	28.58
STAPLES CONTRACT & COMM...	6007038568	08/02/2024	UTILITY OFFICE SUPPLIES	502-3601-44606	474.31
CITY UTILITIES	C-D 7312024	08/02/2024	UTILITY BILLING OFFICE CYCLE...	502-3601-43780	738.68
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	502-3601-41226	196.68
QUILL CORPORATION	39653871, 39612400, 396098...	08/09/2024	BACK SUPPORT	502-3601-44606	41.99
XEROX CORP - OLD	021761835, 021761834, 0217...	08/15/2024	UTILITY OFFICE XEROX EQUIP...	502-3601-43465	302.42
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	502-3601-41226	196.68
XEROX CORP	6089923	08/23/2024	UTILITY BILLING OPEN PO FY2...	502-3601-43465	390.57
STAPLES CONTRACT & COMM...	7001711571	08/23/2024	Utility Office Supplies	502-3601-44606	354.91
AMAZON CAPITAL SERVICES I...	1HG3-1K1V-Q97J	08/29/2024	PRIVACY BLIND	502-3601-44606	38.47
AMAZON CAPITAL SERVICES I...	1V7T-WW6Q-RNQT	08/29/2024	SEALING SOLUTION	502-3601-44606	142.89
VERIZON WIRELESS	9971512080	08/29/2024	UTILITY BILLING OPEN PO FY2...	502-3601-43775	192.62
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL...	502-3601-41235	2,250.44
Fund 502 - Util Office - Pool Total:					5,457.14
Fund: 503 - Electric					
BANK OF AMERICA	07022024	08/02/2024	FIELD SUPPLIES- ELECTRIC	503-3702-44607	64.32
MIKE TORRES DBA CD TECHN...	1027	08/02/2024	IT SERVICE ELECTRIC DEPT OP...	503-3702-48598	568.44

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
ALTEC INDUSTRIES INC	12624592, 12622548	08/02/2024	GLOVES- LARGE	503-3702-44607	663.60
ALTEC INDUSTRIES INC	12624592, 12622548	08/02/2024	GLOVES- EXTRA LARGE	503-3702-44607	663.60
ALTEC INDUSTRIES INC	12624592, 12622548	08/02/2024	GLOVES- MEDIUM	503-3702-44607	844.71
AMAZON CAPITAL SERVICES I...	1HHK-LJLW-PFNP, 1FQF-FCMD..	08/02/2024	MILWAUKEE BATTERIES	503-3702-44607	119.99
AMAZON CAPITAL SERVICES I...	1HHK-LJLW-PFNP, 1FQF-FCMD..	08/02/2024	MILWAUKEE CHARGING STAT...	503-3702-44607	95.99
AMAZON CAPITAL SERVICES I...	1HHK-LJLW-PFNP, 1FQF-FCMD..	08/02/2024	DEWALT CHARGING STATION	503-3702-44607	105.99
AMAZON CAPITAL SERVICES I...	1HHK-LJLW-PFNP, 1FQF-FCMD..	08/02/2024	DEWALT BATTERIES	503-3702-44607	149.00
AMAZON CAPITAL SERVICES I...	1HHK-LJLW-PFNP, 1FQF-FCMD..	08/02/2024	POWER TOOL SHELF	503-3702-44613	39.99
AMAZON CAPITAL SERVICES I...	1HHK-LJLW-PFNP, 1FQF-FCMD..	08/02/2024	ORGANIZING BINS	503-3702-44613	168.72
AMAZON CAPITAL SERVICES I...	1LV3-WQNM-1GRH	08/02/2024	JEANS	503-3702-42620	179.94
AMAZON CAPITAL SERVICES I...	1LV3-WQNM-1GRH	08/02/2024	FIRE RESISTANT SHIRTS	503-3702-42620	461.94
NEW MEXICO GAS COMPANY ...	25JULY2024	08/02/2024	ELECTRIC DEPT OPEN PO FY24...	503-3702-43780	29.04
TESTON'S FREEWAY CHEVRON	5926	08/02/2024	GAS/DIESEL FUEL PURCHASES- ...	503-3702-43316	1,836.78
WESTERN UNITED ELECTRIC	6120267	08/02/2024	4/0 QUAD 600V	503-3702-44607	5,599.00
WESTERN UNITED ELECTRIC	6120267	08/02/2024	CARRIAGE BOLTS 1/2X6	503-3702-44607	143.00
WESTERN UNITED ELECTRIC	6120267	08/02/2024	MARKER HUY 8' YELLOW	503-3702-44607	139.00
WESTERN UNITED ELECTRIC	6120267	08/02/2024	INSULATED DEAD END POLYM...	503-3702-44607	688.68
WESTERN UNITED ELECTRIC	6120267	08/02/2024	4 SOLID BARE COPPER	503-3702-44607	1,680.00
WESTERN UNITED ELECTRIC	6120267	08/02/2024	ANCHOR 8-WAY EXPANDING	503-3702-44607	210.84
WESTERN UNITED ELECTRIC	6120267	08/02/2024	INSULATED COMPOSITE PIN 1...	503-3702-44607	249.84
WESTERN UNITED ELECTRIC	6120267	08/02/2024	INSULATED PIN 15KV F-NECK	503-3702-44607	253.92
WESTERN UNITED ELECTRIC	6120267	08/02/2024	MACHINE BOLT 5/8X12	503-3702-44607	270.00
WESTERN UNITED ELECTRIC	6120267	08/02/2024	CLEVIS SEC J10	503-3702-44607	364.80
WESTERN UNITED ELECTRIC	6120267	08/02/2024	NUT OVALEYE 5/8 BOLT	503-3702-44607	430.00
WESTERN UNITED ELECTRIC	6120267	08/02/2024	CROSSARM PIN 1"	503-3702-44607	509.50
WESTERN UNITED ELECTRIC	6120267	08/02/2024	MACHINE BOLT 5/8X14	503-3702-44607	97.20
WESTERN UNITED ELECTRIC	6120267	08/02/2024	CUTOUT 15KV	503-3702-44607	2,094.00
WESTERN UNITED ELECTRIC	6120268	08/02/2024	15 KVA TRANSFORMER	503-3702-44607	3,700.00
WESTERN UNITED ELECTRIC	6120268	08/02/2024	50 KVA TRANSFORMER	503-3702-44607	5,860.00
CITY UTILITIES	C-D 7312024	08/02/2024	ELECTRIC DEPT CYCLE C&D O...	503-3702-43780	5,135.17
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	503-3702-41226	420.43
TRIPLE H SOLAR LLC	0376	08/09/2024	ENGINEERING SERVICES- OPEN...	503-3702-48598	3,520.00
AMAZON CAPITAL SERVICES I...	1CHK-GMVT-1PQJ, 13YC-HMR...	08/09/2024	HARD HATS	503-3702-44615	323.76
AMAZON CAPITAL SERVICES I...	1CHK-GMVT-1PQJ, 13YC-HMR...	08/09/2024	ALCOHOL PREP PADS	503-3702-44615	5.59
AMAZON CAPITAL SERVICES I...	1CHK-GMVT-1PQJ, 13YC-HMR...	08/09/2024	HARD HAT SWEAT REPLACEM...	503-3702-44615	15.79
AMAZON CAPITAL SERVICES I...	1CHK-GMVT-1PQJ, 13YC-HMR...	08/09/2024	FIRST AID REFILL KITS	503-3702-44615	160.29
AMAZON CAPITAL SERVICES I...	1CHK-GMVT-1PQJ, 13YC-HMR...	08/09/2024	FIRE RESISTANT HARD HAT NE...	503-3702-44615	209.93
XEROX CORP - OLD	021761835, 021761834, 0217...	08/15/2024	ELECTRIC XEROX EQUIPMENT ...	503-3702-43465	94.81
SIERRA ELECTRIC CO-OP INC	08022024, 08092024	08/15/2024	MIMS CITY LIGHTS- OPEN PO ...	503-3702-43780	558.67
SIERRA ELECTRIC CO-OP INC	08022024, 08092024	08/15/2024	POWER SERVICES-OPEN PO FY...	503-3702-50795	324,234.84
SUN VALLEY INC	176204/6	08/15/2024	ELECTRIC FIELD SUPPLIES	503-3702-44607	334.24
SUN VALLEY INC	176204/6	08/15/2024	DISCOUNT	503-3702-44607	-16.71
DSI TECHNOLOGIES LLC DBA ...	334583	08/15/2024	ELECTRIC DEPT SHARP OVERA...	503-3702-43465	14.66
SIERRA AUTO/CARQUEST	6016-326906	08/15/2024	FIELD SUPPLIES- ELECTRIC	503-3702-44607	308.22
MERCHANT JOB TRAINING & ...	7704	08/15/2024	MERCHANT'S TESTING- NAVA...	503-3702-42720	1,650.00
LANDIS+GYR TECHNOLOGY INC	90397604	08/15/2024	SaaS MONTHLY FLAT FEE- OP...	503-3702-43770	1,630.00
VERIZON WIRELESS	9970582998	08/15/2024	ELECTRIC DEPT OPEN PO FY24...	503-3702-43775	58.70
BARTOO SAND & GRAVEL INC	M46951	08/15/2024	DEBRIS DISPOSAL- ARMORY	503-3702-47415	5,416.58
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	503-3702-41226	421.13
CLARK TRUCK EQUIP CO., INC.	0131124-IN	08/23/2024	JOB ROPE	503-3702-47420	581.25
TDS	08182024	08/23/2024	ELECTRIC DEPT OPEN PO FY24...	503-3702-43780	434.82
REED'S TIRE CENTER	14780	08/23/2024	TIRE REPAIR- G-01913	503-3702-47420	16.26
LYNN'S LANDSCAPE	1543	08/23/2024	REMOVAL/INSTALL FENCING- ...	503-3702-47415	731.53
XEROX CORP	6089923	08/23/2024	ELECTRIC DEPT OPEN PO FY24...	503-3702-43465	122.05
WESTERN UNITED ELECTRIC	6121326	08/23/2024	GROUND ROD 5/8X8	503-3702-44607	1,095.20
WESTERN UNITED ELECTRIC	6121327, 6119660	08/23/2024	25KVA 1PH SCP POLE 12.47/7...	503-3702-44607	8,000.00
WESTERN UNITED ELECTRIC	6121327, 6119660	08/23/2024	37.5 KVA 1PH SCO POLE, 12.4...	503-3702-44607	5,040.00
WESTERN UNITED ELECTRIC	6121327, 6119660	08/23/2024	50KVA 1PH CSP POLE, 12.47/7...	503-3702-44607	5,784.00
WESTERN UNITED ELECTRIC	6121328	08/23/2024	25 KVA TRANSFORMER	503-3702-44607	10,400.00
WESTERN UNITED ELECTRIC	6121440	08/23/2024	50' CLASS 2- WEATHERED FINI...	503-3702-44607	9,179.16

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
CITY UTILITIES	8232024	08/23/2024	ELECTRIC DEPT OPEN PO FY24...	503-3702-43780	22.06
CITY UTILITIES	AB8232024	08/23/2024	ELECTRIC DEPT CYCLE A&B OP...	503-3702-43780	214.93
WESTERN AREA POWER ADM...	JJPB1798A0724	08/23/2024	BASE DEMAND & BASE ENER...	503-3702-50795	50,798.09
TRI-STATE GENERATION & TR...	1001026	08/29/2024	POWER SERVICE- OPEN PO FY...	503-3702-50795	31,835.02
NEW MEXICO GAS COMPANY ...	26AUG2024	08/29/2024	ELECTRIC DEPT OPEN PO FY24...	503-3702-43780	29.20
SILVERSKY, INC.	510153-SI	08/29/2024	ELECTRIC DEPT OPEN PO FY24...	503-3702-43815	111.57
TESTON'S FREEWAY CHEVRON	5966	08/29/2024	GAS/DIESEL FUEL PURCHASES-...	503-3702-43316	1,667.92
VERIZON WIRELESS	9971512080	08/29/2024	ELECTRIC DEPT OPEN PO FY24...	503-3702-43775	193.38
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	503-3702-41235	3,483.28
Fund 503 - Electric Total:					502,517.65

Fund: 504 - Water

FERGUSON US HOLDINGS INC	0542542	08/02/2024	WTR- EMERGENCY CLAMPS	504-3803-44607	3,078.26
FERGUSON US HOLDINGS INC	0544857	08/02/2024	MATERIALS FOR 3 TAPS + STO...	504-3803-44607	840.38
MIKE TORRES DBA CD TECHN...	1027	08/02/2024	IT SERVICE WATER DEPT OPEN...	504-3803-48598	568.43
SOUTHWEST FIRST AID AND S...	1140131583	08/02/2024	DISPOSABLE GLOVES	504-3803-44615	216.00
AMAZON CAPITAL SERVICES I...	16DG-XHVN-1PC6	08/02/2024	Hsbang Spare Tire Holst	504-3803-47420	32.00
AMAZON CAPITAL SERVICES I...	16DG-XHVN-1PC6	08/02/2024	DayPlus Spare Tire Tool Kit For..	504-3803-47420	50.50
AMAZON CAPITAL SERVICES I...	16DG-XHVN-1PC6	08/02/2024	EXTRA SHIPPING	504-3803-47420	6.99
AMAZON CAPITAL SERVICES I...	1CCT-XNR6-VJWH	08/02/2024	HYDRANTS	504-3803-47415	512.12
NEW MEXICO GAS COMPANY ...	25JULY2024	08/02/2024	WATER DEPT OPEN PO FY24/...	504-3803-43780	32.75
TESTON'S FREEWAY CHEVRON	5921	08/02/2024	OPEN PO FOR FUEL FOR WAT...	504-3803-43316	1,758.58
SMITHCO CONSTRUCTION INC	595-24-006	08/02/2024	EMERGENCY LEAK REPAIR ON...	504-3803-48598	2,622.94
CITY UTILITIES	C-D 7312024	08/02/2024	WATER DEPT CYCLE C&D OP...	504-3803-43780	22,537.10
FULL SOURCE LLC	FS4510900-IN	08/02/2024	BASEBALL CAPS WITH LOGO	504-3803-42620	269.69
USA BLUEBOOK	INV00432630	08/02/2024	TESTS FOR KITS FOR SAMPLES	504-3803-44605	253.13
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	504-3803-41226	439.94
TAXATION AND REVENUE	073124	08/09/2024	WATER CONSERVATION FEE FY...	504-3803-43797	1,500.20
NEW MEXICO ONE CALL INC	153010654	08/09/2024	W/WW- NM 811 CALLS FOR L...	504-3803-43770	245.97
NEWGEN STRATEGIES AND SO...	19294	08/09/2024	REMAINING AMT OF PO + INC...	504-3803-48598	2,113.23
STEVE BELL CONSTRUCTION	C18625	08/09/2024	WATER TAP FOR ROUNDABO...	504-3803-48598	2,709.38
TRAFFIC SIGNAL CONTROLS, I...	127428A	08/15/2024	TRAFFIC CONTROL SUPPLIES	504-3803-44615	2,003.75
SUN VALLEY INC	175885, 175937, 175941, 175...	08/15/2024	W/WW-OPEN PO FOR JULY 2...	504-3803-44607	492.19
BULLOCKS, INC.	40846, 51354, 01222, 90733, ...	08/15/2024	W/WW- JULY 2024 OPEN PO ...	504-3803-44607	67.11
VERMEER MOUNTAIN WEST I...	60016922	08/15/2024	HEAVY EQUIPMENT	504-3803-80845	28,723.91
MELLOY CHEVROLET	FC24164J	08/15/2024	2024 CHEVY COLORADO	504-3803-80810	36,482.00
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	504-3803-41226	439.94
BOOT BARN	00394102	08/23/2024	WTR-6 PAIRS OF JEANS FOR L...	504-3803-42620	216.00
FERGUSON US HOLDINGS INC	0267054, 067055	08/23/2024	HYDRANT WRENCH & DIFFUS...	504-3803-44607	725.61
FERGUSON US HOLDINGS INC	0529627, 0529628	08/23/2024	WATER VALVES AND HYMAXS ...	504-3803-44607	4,173.16
TDS	08182024	08/23/2024	WATER DEPT OPEN PO FY24/...	504-3803-43780	434.82
REED'S TIRE CENTER	14807	08/23/2024	WTR- TIRES FOR DOLLY	504-3803-44607	96.90
AMAZON CAPITAL SERVICES I...	1CXJ-61WD-R93C	08/23/2024	W/WW- TABLES FOR MAP RO...	504-3803-44607	103.31
AMAZON CAPITAL SERVICES I...	1CXJ-61WD-R93C	08/23/2024	W/WW- TABLES FOR MAP RO...	504-3803-47420	182.02
BAKER UTILITY SUPPLY CORP	324791, 324929	08/23/2024	WTR- 2" CLAMPS FOR TAPS	504-3803-44606	960.85
B & H OIL CO.	56851, 56859	08/23/2024	OPEN PO FY 24-25 FUEL WTR ...	504-3803-43316	130.43
STAPLES CONTRACT & COMM...	6008810793, 6008810794	08/23/2024	W/WW-DESKS, CALENDAR, P...	504-3803-44606	765.06
DPC INDUSTRIES, INC.	747001610-24	08/23/2024	WTR- 6 CYCLINDARS OF CHLO...	504-3803-44605	1,490.67
CITY UTILITIES	AB8232024	08/23/2024	WATER DEPT CYCLE A&B OPEN...	504-3803-43780	465.39
PURE OPERATIONS, LLC	NI240528	08/23/2024	PARTS FOR WATER TAPS	504-3803-44607	925.71
FERGUSON US HOLDINGS INC	SC21307	08/23/2024	WTR- FINANCE CHARGES FOR ...	504-3803-44607	3.62
MUNICO CORP DBA TRAFFIC ...	127428A	08/29/2024	W/WW-TRAFFIC CONTROL SU...	504-3803-44615	2,003.75
NEWGEN STRATEGIES AND SO...	19533-REVISED	08/29/2024	REMAINING AMT OF PO + INC...	504-3803-48598	237.79
NEW MEXICO GAS COMPANY ...	26AUG2024	08/29/2024	WATER DEPT OPEN PO FY24/...	504-3803-43780	38.33
SILVERSKY, INC.	510153-SI	08/29/2024	WATER DEPT OPEN PO FY24/...	504-3803-43815	111.56
TESTON'S FREEWAY CHEVRON	5960	08/29/2024	OPEN PO FOR FUEL FOR WAT...	504-3803-43316	2,545.69
VERIZON WIRELESS	9971512080	08/29/2024	WATER DEPT OPEN PO FY24/...	504-3803-43775	562.18
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	504-3803-41235	1,627.73
L-E ELECTRIC INC	WO4565	08/29/2024	WTR- WELL REPAIRS & MAIN...	504-3803-44810	2,255.60
Fund 504 - Water Total:					128,052.67

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
Fund: 505 - Solid Waste					
MIKE TORRES DBA CD TECHN...	1027	08/02/2024	IT SERVICE SANITATION DEPT ...	505-3904-48598	568.44
CITY OF LAS CRUCES	103348	08/02/2024	SCSWA WASTE DISPOSAL	505-3904-45601	63,082.73
REED'S TIRE CENTER	14668	08/02/2024	285 70/17 & 265 70/17	505-3904-47420	1,500.00
NEW MEXICO GAS COMPANY ...	25JULY2024	08/02/2024	RECYCLE CENTER OPEN PO FY...	505-3904-43780	29.32
NM MUNICIPAL LEAGUE	8620	08/02/2024	ANNUAL DUES JULY 01,2024 - ...	505-3904-43770	100.00
CITY UTILITIES	C-D 7312024	08/02/2024	SANITATION DEPT CYCLE C&D...	505-3904-43780	1,179.38
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	505-3904-41226	585.86
BORDER RECAPING LLC / B...	24-0194273-003	08/09/2024	REPLENISH TRASH TRUCK TIRES	505-3904-44607	1,854.88
BORDER RECAPING LLC / B...	24-0194677-003	08/09/2024	16202 11R22.5 UIROYAL HS2 ...	505-3904-44607	6,224.00
WEX BANK	98813760-TR	08/09/2024	WEX- DIESEL & GASOLINE	505-3904-43316	3,953.24
XEROX CORP - OLD	021761835, 021761834, 0217...	08/15/2024	SOLID WASTE XEROX EQUIPM...	505-3904-43465	30.18
O'REILLY AUTO PARTS, INC.	2162-157343	08/15/2024	FUEL PUMP	505-3904-47420	133.80
DSI TECHNOLOGIES LLC DBA ...	334583	08/15/2024	SANITATION DEPTSHARP OVE...	505-3904-43465	47.65
SIERRA AUTO/CARQUEST	6016-326915	08/15/2024	MISC PARTS FOR TRASH TRUCK	505-3904-47420	160.18
SIERRA AUTO/CARQUEST	6016-327407	08/15/2024	SPARK PLUGS	505-3904-47420	65.20
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	505-3904-41226	585.86
TDS	08182024	08/23/2024	SANITATION OPEN PO FY24/25	505-3904-43780	434.82
AMAZON CAPITAL SERVICES I...	1GYD-3HTD-RQKP, 1CH1-HG...	08/23/2024	FIELD SUPPLIES	505-3904-44607	812.86
AUTOZONE STORES, LLC	2529268811	08/23/2024	SP-DEF SHOP PRO DEF	505-3904-44607	215.76
XEROX CORP	6089923	08/23/2024	SOLID WASTE OPEN PO FY24/...	505-3904-43465	122.05
CITY UTILITIES	8232024	08/23/2024	SANITATION DEPT OPEN PO F...	505-3904-45601	25,877.88
RJ BORDER INTERNATIONAL T...	X400111505.01	08/23/2024	8.25X225 STEEL WHEEL	505-3904-47420	261.12
RJ BORDER INTERNATIONAL T...	X400112419.01	08/23/2024	HD LEGEND GRILLE	505-3904-47420	868.52
NEW MEXICO GAS COMPANY ...	26AUG2024	08/29/2024	RECYCLE CENTER OPEN PO FY...	505-3904-43780	29.49
SILVERSKY, INC.	510153-SI	08/29/2024	SOLID WASTE DEPT OPEN PO ...	505-3904-43815	111.56
VERIZON WIRELESS	9971512080	08/29/2024	SANITATION OPEN PO FY24/25	505-3904-43775	166.58
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	505-3904-41235	4,388.17
NM DEPT OF AGRICULTURE	LICENSE NO 593 2024	08/29/2024	WEIGHMASTER LICENSE REN...	505-3904-43770	350.00
Fund 505 - Solid Waste Total:					113,739.53
Fund: 506 - WWTP					
MIKE TORRES DBA CD TECHN...	1027	08/02/2024	IT SERVICE WASTE WATER OP...	506-4005-48598	568.44
SOUTHWEST FIRST AID AND S...	1140131583	08/02/2024	DISPOSABLE GLOVES	506-4005-44615	216.00
TESTON'S FREEWAY CHEVRON	242	08/02/2024	FUEL FOR WASTE WATER DEP...	506-4005-43316	415.47
NEW MEXICO GAS COMPANY ...	25JULY2024	08/02/2024	VACUUM STATION OPEN PO F...	506-4005-43780	31.47
EUROFINS ENVIRONMENTAL ...	8850000859, 8850000833, 88...	08/02/2024	EPA 200.8 METALS/200.7 ME...	506-4005-48598	385.00
EUROFINS ENVIRONMENTAL ...	8850000859, 8850000833, 88...	08/02/2024	EPA METHOD 625 SVOCs	506-4005-48598	225.00
EUROFINS ENVIRONMENTAL ...	8850000859, 8850000833, 88...	08/02/2024	BOTTLE CHARGE	506-4005-48598	12.00
EUROFINS ENVIRONMENTAL ...	8850000859, 8850000833, 88...	08/02/2024	SM5210B-BOD	506-4005-48598	120.00
EUROFINS ENVIRONMENTAL ...	8850000859, 8850000833, 88...	08/02/2024	TAX ON LABOR 7.875%	506-4005-48598	64.22
EUROFINS ENVIRONMENTAL ...	8850000859, 8850000833, 88...	08/02/2024	EPA METHOD 624 VOCs	506-4005-48598	100.00
EUROFINS ENVIRONMENTAL ...	8850005124, 8850005339, 88...	08/02/2024	WEEKLY TESTING	506-4005-44605	667.28
AIRVAC INC	90314835	08/02/2024	2-VACUUM MOTOR SEWER V...	506-4005-80845	66,730.50
GRAINGER INC	9180674732	08/02/2024	PROTECTIVE COVERALLS	506-4005-44615	241.35
GRAINGER INC	9190820184	08/02/2024	SURFACE AERATOR FOR PLANT	506-4005-44810	1,692.12
CITY UTILITIES	C-D 7312024	08/02/2024	WASTE WATER DEPT CYCLE C...	506-4005-43780	15,104.57
FULL SOURCE LLC	FS4510900-IN	08/02/2024	BASEBALL CAPS WITH LOGO	506-4005-42620	269.69
TALON SEPTIC & POTTY SERVI...	11736	08/02/2024	EMERGENCY PUMPOUT PITS- ...	506-4005-48598	4,340.00
USA BLUEBOOK	INV00432630	08/02/2024	TESTS FOR KITS FOR SAMPLES	506-4005-44605	253.12
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	506-4005-41226	152.26
L-E ELECTRIC INC	WO4526	08/02/2024	WIRING NEW SEWER PUMP	506-4005-44607	570.59
VILLAGE OF WILLIAMSBURG	073124	08/09/2024	SEWER RECEIPTS FY 2024 - 20...	506-4005-48798	4,814.62
NEW MEXICO ONE CALL INC	153010654	08/09/2024	W/WW- NM 811 CALLS FOR L...	506-4005-43770	245.98
NEWGEN STRATEGIES AND SO...	19294	08/09/2024	REMAINING AMT OF PO + INC...	506-4005-48598	2,113.24
EUROFINS ENVIRONMENTAL ...	8850004811, 8850005339, 88...	08/09/2024	WEEKLY TESTING	506-4005-44605	1,259.22
EUROFINS ENVIRONMENTAL ...	8850005001	08/09/2024	WW-EUROFINS LAST TEST	506-4005-44605	516.60
EUROFINS ENVIRONMENTAL ...	8850005793	08/09/2024	LIQUID WASTE TESTING FOR F...	506-4005-44605	258.30
SPECTRUM NEW MEXICO LLC ...	IC-24-2097	08/09/2024	COPY OF MAPS FOR MAP RO...	506-4005-44607	422.40
XEROX CORP - OLD	021761835, 021761834, 0217...	08/15/2024	WASTEWATER XEROX EQUIP...	506-4005-43465	158.20
TRAFFIC SIGNAL CONTROLS, I...	127428A	08/15/2024	TRAFFIC CONTROL SUPPLIES	506-4005-44615	2,003.75

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
SUN VALLEY INC	175885, 175937, 175941, 175...	08/15/2024	W/WW-OPEN PO FOR JULY 2...	506-4005-44607	492.18
WESTERN OILFIELDS SUPPLY ...	2040897	08/15/2024	EMERGENCY PUMP AND TANK	506-4005-48598	4,019.71
JAMES, COOKE & HOBSON, IN...	235532	08/15/2024	WW-EMERGENCY- CENTRAL L...	506-4005-48598	850.74
JAMES, COOKE & HOBSON, IN...	235533	08/15/2024	WW-EMERGENCY SERVICE CA...	506-4005-48598	850.74
JAMES, COOKE & HOBSON, IN...	235535	08/15/2024	EMERGENCY PUMP REPAIR W...	506-4005-48598	850.74
FOXWORTH-GALBRAITH	2907383	08/15/2024	WASTEWATER SUPPLIES	506-4005-44607	519.90
DSI TECHNOLOGIES LLC DBA ...	334583	08/15/2024	WASTE WATER DEPT SHARP ...	506-4005-43465	181.17
BULLOCKS, INC.	40846, 51354, 01222, 90733, ...	08/15/2024	W/WW- JULY 2024 OPEN PO ...	506-4005-44607	67.12
VERMEER MOUNTAIN WEST I...	60016922	08/15/2024	HEAVY EQUIPMENT	506-4005-80845	28,723.92
SIERRA AUTO/CARQUEST	6016-326577	08/15/2024	22" XTRACLEAR	506-4005-47420	19.98
SIERRA AUTO/CARQUEST	6016-326900	08/15/2024	FILTER FOR BLOWER	506-4005-44607	332.28
HURT FENCE COMPANY LLC	809573	08/15/2024	LOADING GATE AT PLANT	506-4005-47415	5,275.04
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	506-4005-41226	152.26
NMED GROUND WATER QUAL...	082224-DP-1162	08/22/2024	PERMIT RENEWAL FEE WWTP	506-4005-43770	100.00
TDS	08182024	08/23/2024	WASTE WATER OPEN PO FY24...	506-4005-43780	434.82
Q A BALANCE SERVICES INC	15635	08/23/2024	MONITORING SUPPLIES	506-4005-44605	1,110.00
AMAZON CAPITAL SERVICES I...	1CXJ-61WD-R93C	08/23/2024	W/WW- TABLES FOR MAP RO...	506-4005-44607	103.31
B & H OIL CO.	56860, 56862	08/23/2024	OPEN PO FY 24-25 FOR DESIEL...	506-4005-43316	114.21
STAPLES CONTRACT & COMM...	6008810793, 6008810794	08/23/2024	W/WW-DESKS, CALENDAR, P...	506-4005-44606	765.06
XEROX CORP	6089923	08/23/2024	WASTE WATER OPEN PO FY24...	506-4005-43465	292.93
CITY UTILITIES	8232024	08/23/2024	WASTE WATER DEPT OPEN PO...	506-4005-43780	578.97
EUROFINS ENVIRONMENTAL ...	8850006146, 8850005908	08/23/2024	WEEKLY TESTING	506-4005-44605	591.94
EUROFINS ENVIRONMENTAL ...	8850006244	08/23/2024	LIQUID WASTE TESTING FOR F...	506-4005-44605	264.76
CITY UTILITIES	AB8232024	08/23/2024	WASTE WATER DEPT CYCLE A...	506-4005-43780	1,456.88
USA BLUEBOOK	INV00372109	08/23/2024	WW- LAB SUPPLIES/PO 80074	506-4005-44607	414.92
MUNICO CORP DBA TRAFFIC ...	127428A	08/29/2024	W/WW-TRAFFIC CONTROL SU...	506-4005-44615	2,003.75
NEWGEN STRATEGIES AND SO...	19533-REVISED	08/29/2024	REMAINING AMT OF PO + INC...	506-4005-48598	237.80
NEW MEXICO GAS COMPANY ...	26AUG2024	08/29/2024	VACUUM STATION OPEN PO F...	506-4005-43780	31.65
BANK OF AMERICA	461729	08/29/2024	TRAILER FOR SEWER	506-4005-44607	1,999.99
SILVERSKY, INC.	510153-SI	08/29/2024	WASTE WATER DEPT OPEN PO...	506-4005-43815	111.56
TESTON'S FREEWAY CHEVRON	5961	08/29/2024	FUEL FOR WASTE WATER DEP...	506-4005-43316	562.22
VERIZON WIRELESS	9971512080	08/29/2024	WASTE WATER DEPT OPEN PO...	506-4005-43775	407.38
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL...	506-4005-41235	2,504.78
NEWTERRA CORPORATION IN...	PSINC-005809	08/29/2024	AIR DUCK HOSE FOR BLOWER	506-4005-44607	593.42
Fund 506 - WWTP Total:					160,967.52

Fund: 508 - Golf Course

MASEK ROCKY MOUNTAIN GO...	02-87885	08/02/2024	GOLF CART LEASE FY 24-25 M...	508-4303-43465	979.28
AMAZON CAPITAL SERVICES I...	1D3T-FPHY-TC3R	08/02/2024	BEST AUTO CLUB CAR PRIMA...	508-4303-47420	105.78
AMAZON CAPITAL SERVICES I...	1DIG-PXDK-3NRQ	08/02/2024	40 CT. PLASTIC DISPLAY BOXES...	508-4303-44607	33.98
BARTOO SAND & GRAVEL INC	M46759	08/02/2024	GRAVEL FOR CART PATH REPA...	508-4303-44607	864.17
NM RETIREE HEALTH CARE	PPE 2024-07-06	08/02/2024	PPE 2024-07-26	508-4303-41226	127.32
EASY PICKER GOLF PRODUCTS	0208869-IN	08/15/2024	ST2000 SMART-FIT ALUMINU...	508-4303-44613	396.00
SUN VALLEY INC	176291, 176310, 176329, 176...	08/15/2024	FIELD SUPPLIES GOLF COURSE...	508-4303-44607	522.47
AMAZON CAPITAL SERVICES I...	1N3T-H7PM-Q6MR	08/15/2024	WORK JEANS, SHIRTS, BOOTS ...	508-4303-42620	497.80
SIERRA AUTO/CARQUEST	327295, 327141	08/15/2024	FIELD SUPPLIES GOLF COURSE ...	508-4303-44607	569.53
DSI TECHNOLOGIES LLC DBA ...	334583	08/15/2024	GOLF COURSE SHARP OVERA...	508-4303-43465	39.79
NM RETIREE HEALTH CARE	PPE 2024-08-09	08/15/2024	PPE 2024-08-09	508-4303-41226	127.32
TDS	08182024	08/23/2024	GOLF COURSE OPEN PO FY24/...	508-4303-43780	434.82
AMAZON CAPITAL SERVICES I...	16NW-DYXV-QJTX, 1HHK-LJLW...	08/23/2024	SHELVING, FILE BOXES, COPY ...	508-4303-44606	354.04
XEROX CORP	6089923	08/23/2024	GOLF COURSE OPEN PO FY24/...	508-4303-43465	244.11
CITY UTILITIES	AB8232024	08/23/2024	GOLF COURSE CYCLE A&B OP...	508-4303-43780	3,469.75
MASEK ROCKY MOUNTAIN GO...	02-88568	08/29/2024	GOLF CART LEASE FY 24-25 M...	508-4303-43465	979.28
ADMIRAL BEVERAGE CORPOR...	3499269989	08/29/2024	BEER FOR PRO SHOP AT GOLF...	508-4303-44607	144.99
TAYLORMADE GOLF COMPAN...	37698772	08/29/2024	GOLF BALLS FOR PRO SHOP G...	508-4303-44607	629.28
BANK OF AMERICA	4036-1094642	08/29/2024	FUSES FOR PUMP HOUSE GOL...	508-4303-44607	462.22
BANK OF AMERICA	52048EC	08/29/2024	MOASURE DEVICE, MOASURE ...	508-4303-44613	574.00
VERIZON WIRELESS	9971512080	08/29/2024	GOLF COURSE OPEN PO FY24/...	508-4303-43775	80.60
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL...	508-4303-41235	959.32
ALPHA SOUTHWEST INC	P0013437	08/29/2024	SERVICE CALL FOR IRRIGATION...	508-4303-47420	731.55
Fund 508 - Golf Course Total:					13,327.40

AP EOM REPORT

Payment Dates: 8/1/2024 - 8/31/2024

Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
Fund: 509 - Muni Airport					
CHAD ROSACKER DBA TECH 45...	1113	08/09/2024	MONTHLY MANAGEMENT FEE...	509-4403-48598	20,379.44
SIERRA ELECTRIC CO-OP INC	2154-8224	08/09/2024	OPEN PO FOR UTILITIES AT AI...	509-4403-43780	875.76
XEROX CORP - OLD	021761835, 021761834, 0217...	08/15/2024	AIRPORT XEROX EQUIPMENT ...	509-4403-43465	31.58
XEROX CORP	6089923	08/23/2024	AIRPORT OPEN PO FY24/25	509-4403-43465	48.83
WINDSTREAM CORPORATION	8152024	08/23/2024	AIRPORT OPEN PO FY24/25	509-4403-43775	443.85
VERIZON WIRELESS	9971512080	08/29/2024	AIRPORT OPEN PO FY24/25	509-4403-43775	124.18
STATE OF NM GENERAL SERVI...	GSD-104973	08/29/2024	UNEMPLOYMENT BILL 31-JUL-...	509-4403-41235	830.97
Fund 509 - Muni Airport Total:					22,734.61
Fund: 600 - Internal Serv					
DESERT GRAPHICS INC.	6962	08/09/2024	CITY LOGOS/PHONE NUMBERS..	600-7003-44607	1,739.00
DSI TECHNOLOGIES LLC DBA ...	334583	08/15/2024	FLEET DEPT SHARP OVERAGE ...	600-7003-43465	22.51
SIERRA AUTO/CARQUEST	6016-326702	08/16/2024	FUEL TREATMENT	600-7003-44607	33.99
XEROX CORP	6089923	08/23/2024	FLEET DEPT OPEN PO FY24/25	600-7003-43465	73.23
RJ BORDER INTERNATIONAL T...	X400108602.01	08/29/2024	ASSORTED AIR FILTERS/OIL FIL...	600-7003-44607	1,208.76
RJ BORDER INTERNATIONAL T...	X400110247.01	08/29/2024	MISC BRASS FITTINGS	600-7003-44607	629.79
RJ BORDER INTERNATIONAL T...	X400110946.01	08/29/2024	OW-20 SYNTHETIC OIL	600-7003-43316	1,896.16
RJ BORDER INTERNATIONAL T...	X400111312.01	08/29/2024	R1234YF FREON	600-7003-44607	701.54
RJ BORDER INTERNATIONAL T...	X400111816.01	08/29/2024	CHAMBER FLEETRITE-BACK	600-7003-44607	323.82
RJ BORDER INTERNATIONAL T...	X400111816.01	08/29/2024	SUPPLY REPLENISHMENT	600-7003-44607	237.15
RJ BORDER INTERNATIONAL T...	X400111816.01	08/29/2024	CONNECTOR HOSE	600-7003-44607	110.12
RJ BORDER INTERNATIONAL T...	X400111816.01	08/29/2024	SPRING LOADED BOLT HOSE	600-7003-44607	49.60
RJ BORDER INTERNATIONAL T...	X400111867.01	08/29/2024	CABIN FILTER	600-7003-44607	148.68
RJ BORDER INTERNATIONAL T...	X400111868.01	08/29/2024	MUNCIE HYDRAULIC ACCESS...	600-7003-44607	227.00
RJ BORDER INTERNATIONAL T...	X400112116.01	08/29/2024	GRP 31 BATTERY	600-7003-44607	399.96
Fund 600 - Internal Serv Total:					7,801.31
Grand Total:					2,129,281.31

Report Summary

Fund Summary

Fund	Payment Amount
101 - General	208,836.29
201 - Corrections	5,170.00
209 - Fire	65,644.52
211 - Law Enforce Prot	11,668.55
214 - Lodgers Tax	13,905.55
216 - Muni Street	314,825.97
294 - State Library	628.29
295 - Muni Pool	3,085.55
296 - PD GRT	4,246.44
303 - Vet Wall	236.09
315 - CI Reserve	106,133.24
320 - USDA WATER SYSTEM IMPROVEMENTS	25,965.18
360 - NMFA PROJECTS	111,317.40
370 - WATER TRUST BOARD PROJECTS	5,849.09
403 - Pledge State	295,951.92
501 - Cemetary	1,219.40
502 - Util Office - Pool	5,457.14
503 - Electric	502,517.65
504 - Water	128,052.67
505 - Solid Waste	113,739.53
506 - WWTP	160,967.52
508 - Golf Course	13,327.40
509 - Muni Airport	22,734.61
600 - Internal Serv	7,801.31
Grand Total:	2,129,281.31

Account Summary

Account Number	Account Name	Payment Amount
101-1000-43597	ATTORNEY FEES-GOVER...	8,087.25
101-1000-43598	PROFESSIONAL SERV-G...	3,238.13
101-1000-43770	SUBSCRIPTION & DUES	2,187.00
101-1000-44606	OFFICE SUPPLIES-GOVE...	149.27
101-1001-41226	RETIREE INSURANCE	312.72
101-1001-41235	UNEMPLOYMENT INS-O...	1,156.29
101-1001-42720	EMPLOYEE TRAINING-OF...	30.00
101-1001-43465	RENT OF EQUIPMENT	244.11
101-1001-43740	PRINTING/PUBLISHING	1,890.58
101-1001-43770	SUBSCRIPTION & DUES	3,694.87
101-1001-43775	TELEPHONE	279.29
101-1001-44606	OFFICE SUPPLIES	227.66
101-1001-44611	NON-CAPITAL EQUIPME...	302.56
101-1003-41226	RETIREE INSURANCE	336.57
101-1003-41235	UNEMPLOYMENT INSUR...	1,718.14
101-1003-42720	EMPLOYEE TRAINING-OF...	61.95
101-1003-43465	RENT OF EQUIPMENT	939.20
101-1003-43770	SUBSCRIPTION & DUES	4,609.37
101-1003-43775	TELEPHONE	349.30
101-1003-44606	OFFICE SUPPLIES	284.70
101-1004-41226	RETIREE INSURANCE	558.65
101-1004-41235	UNEMPLOYMENT INSUR...	2,633.53
101-1004-42720	EMPLOYEE TRAINING-A...	379.11
101-1004-43465	RENT OF EQUIPMENT	664.61
101-1004-43740	PRINTING/PUBLISHING	717.16
101-1004-43770	SUBSCRIPTION & DUES	150.00
101-1004-43775	TELEPHONE	251.81
101-1004-44606	OFFICE SUPPLIES	59.18
101-1004-48599	OTHER CONTRACTUAL S...	521.20

Account Summary

Account Number	Account Name	Payment Amount
101-1006-41226	RETIREE INSURANCE	322.77
101-1006-41235	UNEMPLOYMENT INS-A...	923.20
101-1006-42720	EMPLOYEE TRAINING-AN..	776.63
101-1006-43775	TELEPHONE	110.76
101-1006-44606	OFFICE SUPPLIES	83.25
101-1006-44607	FIELD SUPPLIES	536.81
101-1006-47420	MAINTENANCE VEH/EQU..	2,222.92
101-1006-48598	PROFESSIONAL SERVICES	1,863.12
101-1007-41226	RETIREE INSURANCE	2,573.20
101-1007-41235	UNEMPLOYMENT INSUR...	7,423.00
101-1007-42720	EMPLOYEE TRAINING-P...	350.00
101-1007-43316	GAS & OIL	7,451.29
101-1007-43465	RENT OF EQUIPMENT	1,244.94
101-1007-43770	SUBSCRIPTION & DUES	650.28
101-1007-43775	TELEPHONE	2,167.44
101-1007-43815	SOFTWARE	127.00
101-1007-44606	OFFICE SUPPLIES	47.49
101-1007-47420	MAINTENANCE VEHICLE...	680.00
101-1007-48598	PROFESSIONAL SERVICES	300.00
101-1008-41226	RETIREE INSURANCE	80.40
101-1008-41235	UNEMPLOYMENT INS-C...	865.02
101-1008-43316	GAS & OIL	204.02
101-1008-43770	SUBSCRIPTION & DUES	35.00
101-1008-43775	TELEPHONE	249.95
101-1009-41226	RETIREE INSURANCE	224.54
101-1009-41235	UNEMPLOYMENT INS-...	1,193.26
101-1009-43316	GAS & OIL	1,242.70
101-1009-43465	RENT OF EQUIPMENT	1,244.11
101-1009-43775	TELEPHONE	145.83
101-1009-44607	FIELD SUPPLIES-MUNI R...	17,648.08
101-1009-47415	MAINTENANCE--REPAIRS..	1,550.25
101-1010-41226	RETIREE INSURANCE	201.32
101-1010-41235	UNEMPLOYMENT INS	739.91
101-1010-43770	SUBSCRIPTION & DUES	35.00
101-1010-43775	TELEPHONE	69.35
101-1010-44606	OFFICE SUPPLIES	235.20
101-1010-44613	NON-CAPITAL ITEMS	38.98
101-1010-48598	PROFESSIONAL SERVICES	18,168.42
101-1011-41226	RETIREE INSURANCE	643.16
101-1011-41235	UNEMPLOYMENT INS-ST...	2,970.99
101-1011-43775	TELEPHONE	152.28
101-1012-41226	RETIREE INSURANCE	251.21
101-1012-41235	UNEMPLOYMENT INSUR...	932.87
101-1012-43316	GAS & OIL	611.85
101-1012-43465	RENT OF EQUIPMENT	64.69
101-1012-43775	TELEPHONE	86.49
101-1012-44607	FIELD SUPPLIES-FLEET M...	1,777.58
101-1013-41226	RETIREE INSURANCE	154.60
101-1013-41235	UNEMPLOYMENT INS	591.18
101-1013-43316	GAS & OIL	324.91
101-1013-47420	MAINTENANCE VEHICLE...	76.50
101-1014-41226	RETIREE INSURANCE	432.62
101-1014-41235	UNEMPLOYMENT INSUR...	1,588.19
101-1014-42620	UNIFORM/UNEN-FACILI...	672.00
101-1014-43316	GAS & OIL	1,060.27
101-1014-43403	REGULAR BUILDING MA...	4,366.06
101-1014-43465	RENT OF EQUIPMENT	97.99
101-1014-43775	TELEPHONE	120.61

Account Summary

Account Number	Account Name	Payment Amount
101-1014-44607	FIELD SUPPLIES-FACILITY...	723.82
101-1014-47410	MAINTENANCE CONTRA...	53.82
101-1016-41226	RETIREE INSURANCE	408.88
101-1016-41235	UNEMPLOYMENT INSUR...	1,207.11
101-1017-48599	OTHER CONTRACTUAL S...	46,177.84
101-1018-43780	UTILITIES	23,814.12
101-1018-43815	SOFTWARE LIC/SOFTWA...	1,450.32
101-1018-48598	PROFESSIONAL SERVICES	7,389.68
101-1099-34348	RENT OF PUBLIC FACILIT...	575.00
201-1903-48710	CARE OF PRISONERS-CO...	5,170.00
209-1603-43316	GAS & OIL	499.21
209-1603-43465	RENT OF EQUIPMENT	516.87
209-1603-43775	TELEPHONE	4,207.29
209-1603-43780	UTILITIES	1,414.83
209-1603-43815	SOFTWARE LIC/SOFTWA...	810.00
209-1603-44607	FIELD SUPPLIES	6,401.59
209-1603-44615	SAFETY EQUIPMENT	47,438.00
209-1603-44810	EQMT/MACHIN-WALMA...	1,948.15
209-1603-47415	MAINTENANCE-REPAIRS..	471.43
209-1603-47420	MAINTENANCE VEHICLE...	1,937.15
211-2003-42535	EMPLOYEE TRAINING	4,198.66
211-2003-44573	UNIFORM & EQUIPMENT	472.40
211-2003-44607	FIELD SUPPLIES	73.99
211-2003-44615	SAFETY EQUIPMENT	931.00
211-2003-80810	OTHER CAPITAL EQUIPM...	5,992.50
214-2503-47406	PROMOTIONAL/ADVERT...	10,378.71
214-2540-43466	RENT OF LAND/BUILDING	1,875.26
214-2540-60725	GRANTS TO SUB-RECIPI...	1,651.58
216-4503-43316	GAS & OIL	3,314.33
216-4503-43465	RENT OF EQUIPMENT	192.75
216-4503-44607	FIELD SUPPLIES-STREETS	197.94
216-4503-44615	SAFETY EQUIPMENT	400.00
216-4503-47420	MAINT.VEHICLE/FURN/...	3,578.86
216-4503-80810	OTHER CAPITAL EQUIPM...	290,000.00
216-7025-48598	Professional Serv/Contra...	9,532.07
216-7026-48598	Professional Serv/Contra...	7,610.02
294-5003-43465	RENT OF EQUIPMENT	359.60
294-5003-43775	TELEPHONE	168.74
294-5003-60834	STATE LIBRARY GRANT-S...	99.95
295-4803-41226	RETIREE INSURANCE	80.20
295-4803-41235	UNEMPLOYMENT INSUR...	889.88
295-4803-43465	RENT OF EQUIPMENT	48.82
295-4803-43775	TELEPHONE	109.99
295-4803-43780	UTILITIES-MUNI POOL	1,956.66
296-2403-43999	OPERATING COSTS	210.45
296-2403-44613	NON-CAPITAL ITEMS	2,892.83
296-2403-44615	SAFETY EQUIPMENT	523.93
296-2403-48598	PROFESSIONAL SERVICES	619.23
303-4703-43775	TELEPHONE	236.09
315-8001-80845	CAPITAL IMPROVEMENT...	59,462.52
315-8006-80810	CAPITAL PURCHASES VE...	41,746.00
315-8007-48598	PROFESSIONAL SERVICES	1,792.39
315-8010-48598	Professional Serv/Contra...	3,132.33
320-6603-80860	INFRASTRUCTURE	25,965.18
360-7009-80847	ROADWAYS/BRIDGES	111,317.40
370-7019-80847	ROADWAYS AND BRIDG...	5,849.09
403-1203-12918	CWPA PPRF-2613 TORC ...	690.58
403-1203-12919	CWPA PPRF-2737 TORC ...	7,598.75

Account Summary

Account Number	Account Name	Payment Amount
403-1203-12952	PPRF-5652 ELECTRIC TR...	16,983.90
403-1203-90905	DEBT SERVICE PRINCIPAL..	255,000.00
403-1203-90910	DEBT SERVICE INTEREST	15,553.71
403-1203-90925	COMMITMENTS & OTHE...	124.98
501-1803-43780	UTILITIES	1,219.40
502-3601-41226	RETIREE INSURANCE	393.36
502-3601-41235	UNEMPLOYMENT INSUR...	2,250.44
502-3601-43316	GAS & OIL	28.58
502-3601-43465	RENT OF EQUIPMENT	800.89
502-3601-43775	TELEPHONE	192.62
502-3601-43780	UTILITIES	738.68
502-3601-44606	OFFICE SUPPLIES	1,052.57
503-3702-41226	RETIREE INSURANCE	841.56
503-3702-41235	UNEMPLOYMENT INSUR...	3,483.28
503-3702-42620	UNIFORM/LINEN-ELECTR..	641.88
503-3702-42720	EMPLOYEE TRAINING-EL...	1,650.00
503-3702-43316	GAS & OIL	3,504.70
503-3702-43465	RENT OF EQUIPMENT	231.52
503-3702-43770	SUBSCRIPTION & DUES	1,630.00
503-3702-43775	TELEPHONE	252.08
503-3702-43780	UTILITIES	6,423.89
503-3702-43815	SOFTWARE LIC/SOFTWA...	111.57
503-3702-44607	FIELD SUPPLIES	65,121.09
503-3702-44613	NON-CAPITAL ITEMS	208.71
503-3702-44615	SAFETY EQUIPMENT	715.36
503-3702-47415	MAINTENANCE--REPAIRS..	6,148.11
503-3702-47420	MAINTENANCE-VEHICLE...	597.51
503-3702-48598	PROFESSIONAL SERVICES	4,088.44
503-3702-50795	WHOLESALE POWER CO...	405,867.95
504-3803-41226	RETIREE INSURANCE	879.88
504-3803-41235	UNEMPLOYMENT INSUR...	1,627.73
504-3803-42620	UNIFORM/LINEN-WATER..	485.69
504-3803-43316	GAS & OIL	4,434.70
504-3803-43770	SUBSCRIPTION/DUES	245.97
504-3803-43775	TELEPHONE	562.18
504-3803-43780	UTILITIES	23,508.39
504-3803-43797	WATER CONSERVATION...	1,500.20
504-3803-43815	SOFTWARE LIC/SOFTWA...	111.56
504-3803-44605	CHEMICALS/LABORATO...	1,743.80
504-3803-44606	OFFICE SUPPLIES	1,725.91
504-3803-44607	FIELD SUPPLIES-WATER ...	10,506.25
504-3803-44615	SAFETY EQUIPMENT	4,223.50
504-3803-44810	EQUIPMENT & MACHIN...	2,255.60
504-3803-47415	MAINTENANCE--REPAIRS..	512.12
504-3803-47420	MAINTENANCE-VEHICLE...	271.51
504-3803-48598	PROFESSIONAL SERVICES	8,251.77
504-3803-80810	OTHER CAPITAL EQUIPM...	36,482.00
504-3803-80845	CAPITAL IMPROVEMENT...	28,723.91
505-3904-41226	RETIREE INSURANCE	1,171.72
505-3904-41235	UNEMPLOYMENT INSUR...	4,388.17
505-3904-43316	GAS & OIL	3,953.24
505-3904-43465	RENT OF EQUIPMENT	199.88
505-3904-43770	SUBSCRIPTION & DUES	450.00
505-3904-43775	TELEPHONE	166.58
505-3904-43780	UTILITIES	1,673.01
505-3904-43815	SOFTWARE LIC/SOFTWA...	111.56
505-3904-44607	FIELD SUPPLIES-SOLID ...	9,107.50
505-3904-45601	WASTE DISPOSAL	88,960.61

Account Summary

Account Number	Account Name	Payment Amount
505-3904-47420	MAINTENANCE-VEHICLE...	2,988.82
505-3904-48598	PROFESSIONAL SERVICES	568.44
506-4005-41226	RETIREE INSURANCE	304.52
506-4005-41235	UNEMPLOYMENT INSUR...	2,504.78
506-4005-42620	UNIFORM/LINEN-WAST...	269.69
506-4005-43316	GAS & OIL	1,091.90
506-4005-43465	RENT OF EQUIPMENT	632.30
506-4005-43770	SUBSCRIPTION & DUES	345.98
506-4005-43775	TELEPHONE	407.38
506-4005-43780	UTILITIES	17,638.36
506-4005-43815	SOFTWARE LIC/SOFTWA...	111.56
506-4005-44605	CHEMICALS/LABORATO...	4,921.22
506-4005-44606	OFFICE SUPPLIES	765.06
506-4005-44607	FIELD SUPPLIES-WASTE...	5,516.11
506-4005-44615	SAFETY EQUIPMENT	4,464.85
506-4005-44810	EQUIPMENT & MACHIN...	1,692.12
506-4005-47415	MAINTENANCE--REPAIRS..	5,275.04
506-4005-47420	MAINTENANCE-VEHICLE...	19.98
506-4005-48598	PROFESSIONAL SERVICES	14,737.63
506-4005-48798	VILLAGE OF WILLIAMSB...	4,814.62
506-4005-80845	CAPITAL IMPROVEMENT...	95,454.42
508-4303-41226	RETIREE INSURANCE	254.64
508-4303-41235	UNEMPLOYMENT INSUR...	959.32
508-4303-42620	UNIFORMS/LINEN	497.80
508-4303-43465	RENT OF EQUIPMENT	2,242.46
508-4303-43775	TELEPHONE	80.60
508-4303-43780	UTILITIES	3,904.57
508-4303-44606	OFFICE SUPPLIES	354.04
508-4303-44607	FIELD SUPPLIES	3,226.64
508-4303-44613	NON-CAPITAL ITEMS	970.00
508-4303-47420	MAINTENANCE VEHICLE...	837.33
509-4403-41235	UNEMPLOYMENT INSUR...	830.97
509-4403-43465	RENT OF EQUIPMENT	80.41
509-4403-43775	TELEPHONE	568.03
509-4403-43780	UTILITIES	875.76
509-4403-48598	PROFESSIONAL SERVICES	20,379.44
600-7003-43316	GAS & OIL	1,896.16
600-7003-43465	RENT OF EQUIPMENT	95.74
600-7003-44607	FIELD SUPPLIES	5,809.41
Grand Total:		2,129,281.31

Project Account Summary

Project Account Key	Payment Amount
None	2,129,281.31
Grand Total:	2,129,281.31



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: G.1

SUBJECT: Resolution No. 07 24/25 Budget Adjustment Request

DEPARTMENT: Finance Department

DATE SUBMITTED: September 5, 2024

SUBMITTED BY: Kerin Salcedo, Accounting Officer

WHO WILL PRESENT THE ITEM: Jocelyn Holguin, Finance Director

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

Recommendation:

Approval Resolution No. 07 24/25 Final Budget Adjustment Requests for Fiscal Year 2024-2025

Attachments:

Resolution No 07 24/25

- Schedule of Budget Adjustments, Supporting Documentation

Fiscal Impact (Finance): Yes

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

Legal Review (City Attorney): N/A

Approved For Submittal By: ☒ Department Director

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

Final Approval: ☒ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

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

Continued To: . Referred To: .

☐ Approved ☐ Denied ☐ Other: .

File Name: CC Agendas 9-11-24



RESOLUTION NO. 07 24/25

A RESOLUTION REQUESTING FINAL BUDGET ADJUSTMENTS IN THE REVENUE AND EXPENDITURE BUDGET FOR FISCAL YEAR 2024-2025.

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

WHEREAS, the City Commission in and for the City of Truth or Consequences, State of New Mexico needs to adjust the current approved budget for Fiscal Year 2023-2024; and

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

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

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

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

PASSED, ADOPTED and APPROVED this **11th day of September, 2024.**

Rolf Hechler, Mayor

ATTEST:

Angela A. Torres, City Clerk-Treasurer

Department of Finance and Administration
Local Government Division
Financial Management Bureau
SCHEDULE OF BUDGET ADJUSTMENTS

ENTITY NAME: City of Truth or Consequences
FISCAL YEAR: 2024-25 9/11/2024
DFA Resolution Number: 7 24/25
BAR NUMBER 2

For Local Government Division use only:

DOCUMENT NUMBER	FUND	ACCOUNT STRING	ACCOUNT NAME	REVENUE, EXPENDITURE, or TRANSFER (TO or FROM)	APPROVED BUDGET	ADJUSTMENT / INCREASE	ADJUSTMENT / DECREASE	ADJUSTED BUDGET	PURPOSE
1	213	213-3001-49930	Transfer Out	Expense	\$ -	\$ 1,119		\$ 1,119	Return unused LER funds. 1st year
1	101	101-1099-39935	Transfer In	Revenue	\$ 65,000.00	\$ 1,119		\$ 66,119	Return unused LER funds. 1st year
2	403	403-1203-90910	Debt Service Interest	Expense	\$ 259,691.00	\$ 36,000		\$ 295,691	Interest payments for Water System improvement loan BOSW
2	403	403-1203-39935	Transfer In	Revenue	\$ 1,032,494.00	\$ 36,000		\$ 1,068,494	Interest payments for Water System improvement loan BOSW
2	504	504-3803-49930	Transfer Out	Expense	\$ 536,099.00	\$ 36,000		\$ 572,099	Interest payments for Water System improvement loan BOSW
3	403	403-1203-90905	Debt Service Principal	Expense	\$ 1,179,635.00	\$ 80,644		\$ 1,260,279	USDA WSI-MSD Loan payments FY24
3	403	403-1203-90910	Debt Service Interest	Expense	\$ 259,691.00	\$ 106,467		\$ 366,158	USDA WSI-MSD Loan payments FY24
3	403	403-1203-39935	Transfer In	Revenue	\$ 1,032,494.00	\$ 187,110		\$ 1,219,604	USDA WSI-MSD Loan payments FY24
3	504	504-3803-49930	Transfer Out	Expense	\$ 536,099.00	\$ 187,110		\$ 723,209	USDA WSI-MSD Loan payments FY24
4	503	503-3702-80810	Other Capital Equip/Vehicle	Expense	\$ 230,000	\$ 12,820		\$ 242,820	Purchase Backhoe thru CES
5	216	216-4503-32390	Streets Revenue Bond 2023	Revenue	\$ 250,000		\$ (250,000)	\$ -	Move Streets Revenue Bond 2023 to Capital Projects
5	315	315-4503-32390	Streets Revenue Bond 2023	Revenue	\$ -	\$ 250,000		\$ 250,000	Streets GO Bond Revenue 2023
5	315	315-4503-80860	Infrastructure	Expense	\$ -	\$ 250,000		\$ 250,000	Streets GO Bond Revenue 2023
5	315	315-4504-32390	Streets Revenue Bond 2024	Revenue	\$ -	\$ 250,000		\$ 250,000	Streets GO Bond Revenue 2023
5	315	315-4504-80860	Infrastructure	Expense	\$ -	\$ 250,000		\$ 250,000	Streets GO Bond Revenue 2023
5	315	315-3803-80860	Infrastructure	Expense	\$ -	\$ 250,000		\$ 250,000	Water GO Bond Revenue 2023
5	315	315-3804-80860	Infrastructure	Expense	\$ -	\$ 250,000		\$ 250,000	Water GO Bond Revenue 2024
5	315	315-4003-80860	Infrastructure	Expense	\$ -	\$ 250,000		\$ 250,000	WW GO Bond Revenue 2023
5	315	315-4004-80860	Infrastructure	Expense	\$ -	\$ 250,000		\$ 250,000	WW GO Bond Revenue 2024
								\$ -	
								\$ -	

ATTEST:

Angela Torres, Clerk-Treasurer (Date)

Rolf Hechler, Mayor (Date)

Column A: Enter the Resolution Number;
Column B: Enter the FUND Number affected;
Column C: Enter REVENUE, EXPENDITURE or TRANSFER TO or TRANSFER FROM;
Column D: Enter APPROVED BUDGET;
Column E: Enter ADJUSTMENT INCREASE (+), DECREASE (-);
Column F: Enter ADJUSTED BUDGET;
Column G: Enter PURPOSE.

*****MAKE SURE TRANSFERS NET TO ZERO



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: H.1

SUBJECT: Discussion/Action – Review/Accept offers to Purchase Reed Rocket Sculpture

DEPARTMENT: Community Development

DATE SUBMITTED: September 5, 2024

SUBMITTED BY: Traci Alvarez

WHO WILL PRESENT THE ITEM: Traci Alvarez Assistant City Manager

Summary/Background:

Commission tabled item at the meeting on 8/28 and requested offerors either attended the meeting on 9/11/2024 to discuss scope plans or submit scope plans in writing.

Recommendation:

Discuss scope plans of potential offerors and/or Review offers for potential acceptance

Attachments:

-
-

Fiscal Impact (Finance): TBD

[Click here to enter text.](#)

Legal Review (City Attorney): Yes

Approved For Submittal By: ☐ Department Director

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

Final Approval: ☐ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

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

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC agendas 9-11-24



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: H.2

SUBJECT: Discussion/Action – Vector Control Service Agreement between the City of T or C and the Village of Williamsburg

DEPARTMENT: Community Development

DATE SUBMITTED: September 5, 2024

SUBMITTED BY: Traci Alvarez

WHO WILL PRESENT THE ITEM: Traci Alvarez Assistant City Manager

Summary/Background:

Village of Williamsburg is requesting Vector Control services. Current agreement needs to be established to proceed with services.

Recommendation:

Approve Service Agreement

Attachments:

- Vector Control Service Agreement
-

Fiscal Impact (Finance): Yes

[Click here to enter text.](#)

Legal Review (City Attorney): Yes

Approved For Submittal By: ☐ Department Director

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

Final Approval: ☐ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

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

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC agendas 9-11-24

**SERVICE AGREEMENT
VECTOR CONTROL**

THIS AGREEMENT, made this _____ day of _____, 2024, by and between the City of Truth or Consequences, New Mexico hereinafter called "City", and the Village of Williamsburg, New Mexico, hereinafter called "Village."

WITNESSETH

WHEREAS, the Village is in need of Vector Control services, and;

WHEREAS, the City is in a position to provide Vector Control services in this area.

It is therefore agreed by and between the parties as follows:

1. The City shall provide Vector Control treatment, which shall include the following services:
 - a. Cost of site surveying
 - b. Mapping
 - c. Record keeping larvicide treatment and adult mosquito fogging
2. The City shall provide a minimum of four (4) Vector Control treatments per month for the Village. These treatments may be increased at the discretion of the Vector Control Superintendent for the City. The City represents that all Vector Department employees are Licensed Public Applicators with the State of New Mexico's Environment Department.
3. Either party may terminate this contract without cause by providing a thirty (30) day written notice to the other party.
4. The Village shall pay the City the sum of two hundred seventy-five dollars and thirty-two cents (\$275.32) per month for the services provided in this contract.
5. Indemnity:
 - a. City of Truth or Consequences' Indemnity
City of Truth or Consequences shall indemnify the Village of Williamsburg and save the Village of Williamsburg harmless from and against all claims, losses, expenses and liabilities arising out of damage to property, injury to or death of persons (including the property and persons of the parties hereto and their agents, servants, contractors and employees), or loss of use of property, loss of revenue or other economic losses arising out of or occasioned by or in connection with the negligence or willful act or omission of City of

Truth or Consequences or City of Truth or Consequences' agents, servants, employees and subcontractors.

b. Village of Williamsburg's Indemnity

To the extent permitted by state law the Village of Williamsburg shall indemnify the City of Truth or Consequences and save the City of Truth or Consequences harmless from and against all claims, losses, expenses and liabilities arising out of damage to property or injury to or death of persons (including the property and persons of the parties hereto and their agents, servants, contractors and employees) arising out of or occasioned by or in connection with the negligence or willful act or omission of the Village of Williamsburg or the Village of Williamsburg's agents and contractors, other than the City of Truth or Consequences, and the City of Truth or Consequences' agents, servants, employees and subcontractors.

6. This Agreement shall be effective from September 11, 2024, until June 30, 2028.

CITY OF TRUTH OR CONSEQUENCES

Rolf Hechler, Mayor

Date

ATTEST:

Angela Torres, City Clerk

Date

VILLAGE OF WILLIAMSBURG

Deb Stubblefield, Mayor

Date

ATTEST:

Amanda Cardona, Village Clerk

Date



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: H.3

SUBJECT: Approve City of Truth or Consequences Tenant Lease Agreement

DEPARTMENT: Community Development

DATE SUBMITTED: September 5, 2024

SUBMITTED BY: Tammy Gardner

WHO WILL PRESENT THE ITEM: Traci Alvarez

Summary/Background:

City desires to enter into a lease agreement with Water/Wastewater Director Arnulfo Castaneda for the purpose of residing in the residential building located at 625 W. Marie, within the T or C Municipal Golf Course located at 685 W. Marie.

Recommendation:

Approve Lease Agreement

Attachments:

- Lease Agreement
-

Fiscal Impact (Finance): Yes

[Click here to enter text.](#)

Legal Review (City Attorney): Yes

Approved For Submittal By: ☒ Department Director

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

Final Approval: ☐ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

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

Continued To: - Referred To: -

☐ Approved ☐ Denied ☐ Other: -

File Name: CC Agendas 9-11-2024

CITY OF TRUTH OR CONSEQUENCES

TENANT LEASE AGREEMENT

THIS TENANT LEASE AGREEMENT (Agreement) is made between **THE CITY OF TRUTH OR CONSEQUENCES (Lessor), and ARNULFO (ARNIE) CASTANEDA (Lessee).**

WHEREAS, the parties agree as follows:

1. Property Leased:

In consideration of the conditions and covenants herein, Lessor leases the following described property (Premises) at the Municipal Golf Course:

The residence building is located at 625 W. Marie St. within the Truth or Consequences Municipal Golf Course located at 685 W. Marie St..

2. Term:

This agreement shall be for a term commencing on September 11, 2024 and shall expire on June 30, 2025 unless terminated sooner pursuant to Section 13, Right to Terminate, below.

3. Rent:

Lessor and Lessee acknowledge that Lessee shall perform certain services during this Agreement's term in exchange for the fair market value of the rental fee for these Premises as consideration for this Agreement. Fair market value is currently \$500.00 per month. These services shall include, but are not limited to the following:

A. When off-duty, Lessee shall be alert to any unauthorized use of the Premises and the area in the vicinity of the Premises, including the Golf Course and Pro Shop. Lessee will notify the appropriate law enforcement officials and Lessor of any acts of destruction to property, vandalism, trespass, etc., as soon as practicable.

B. When off-duty, Lessee shall provide reasonable assistance and information to individuals inquiring about the Golf Course when City Employees are not available.

4. Use of Leased Property:

Lessee shall use the Premises for residential purposes only for immediate family. Lessee shall not violate or tolerate or permit others to violate, federal, state, or applicable local criminal or civil laws, regulations, rules or ordinances, including Lessor's terms of this Agreement on the Premises. Any such violation shall be grounds for Lessor, in the sole exercise of its discretion, to terminate this Agreement immediately by giving written notice to Lessee at the address set forth below.

5. Condition of Premises:

Lessee hereby assumes any and all risks to Lessee, Lessee's family, invitees, or social guests that may result from any dangerous or unsafe conditions or the Premises.

6. Utilities:

Lessee shall pay for all utilities associated with the leased premises, including gas, water, sewer, garbage service and electric.

7. Alterations and Improvements:

Lessee shall not make any alterations or improvements to the Premises without Lessor's prior written approval. All of Lessee's alterations and improvements made to or placed on the Premises that can be removed without undue damage to the Premises are, and shall remain, Lessee's property except as Lessor and Lessee mutually agree in writing. Lessee's alterations and improvements of a permanent nature that cannot be removed without undue damage to the Premises shall become Lessor's property, except as the parties mutually agree otherwise in writing.

8. Condition of Premises on Termination of Lease:

At this Agreement's termination, Lessee shall surrender the Premises in the condition in which they were at the inception of this Agreement, normal wear and tear considered, excepting alterations, improvements, or conditions made with Lessor's written approval and any change, damage, or destruction not resulting from Lessee's willful act.

9. Right of Entry:

Lessor or its agent has a right to enter upon the Premises to inspect, to make repairs and for other reasonable purposes, with Lessee's permission, which shall not be unreasonably withheld upon delivery of 24 hours written notice to Lessee. In an emergency, such as fire, Lessor or its agent may enter the Premises without securing Lessee's prior permission or the providing of 24 hour notice to Lessee, but shall give Lessee written notice of entry as soon thereafter as practicable.

10. Duty to Maintain Premises:

Lessor has the duty to maintain the Premises in a safe condition and in good repair. Lessee shall keep the lawn and landscaped areas free of trash and unnecessary clutter and water the grass and shrubs as necessary to maintain the health and vigor of these plants. Lessee shall mow and trim these areas on a regular basis to maintain a neat, kept appearance as Lessor defines. Lessee shall be allowed no more than two (2) pets. Lessor must approve any additional other pets in writing. When outside, pets must be on a leash or within the fenced yard. Pets do not include domestic livestock, which are not allowed.

11. Right to Assign or Sublease:

Lessee has no right to assign or sublease the rights to the Premises or any part of them pursuant to this Agreement to any other individual or entity.

12. Duty to Insure:

During the term of this Agreement and any extension thereof, Lessee shall provide insurance coverage for liability arising from Lessee's, Lessee's family or guest activities on the Premises and for Lessee's personal property on the Premises. Lessee releases and discharges Lessor from any and all claims, damages and causes of action arising out of any damage to or destruction of Lessee's property or injuries occurring on the Premises. At Lessor's request, Lessee shall provide Lessor with a copy of that insurance coverage. Lessee shall notify Lessor Ten (10) days before cancellation of such coverage.

13. Right to Terminate:

Either Lessor or Lessee may declare this Agreement terminated for any reason or no reason at any time. Notice of Termination shall be in writing to the other party. Lessee shall surrender the Premises within Thirty (30) days of receipt of Notice of Termination.

14. Succession:

The parties acknowledge that this Agreement is personal to Lessee; and Lessee's heirs, executors, administrators, personal representatives, assigns and successors shall have no interest to the Premises or to the rights pursuant to this Agreement.

15. Amendments:

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

16. Contact Information:

Any notice provided for or concerning this Agreement shall be in writing and shall be sufficiently given when sent by certified or registered mail to the parties respective addresses, or at such other addresses as each party may provide to the other in writing. Lessor Contact: Angie Gonzales, City Manager, City of Truth or Consequences, 505 Sims Street, Truth or Consequences, New Mexico 87901, Telephone 575-894-6673. Lessee Contact: _____

17. Applicable Law:

This Agreement shall be governed by the laws of the State of New Mexico.

IN WITNESS WHEREOF, the parties have executed this Agreement.

LESSOR:

By: _____
Angie Gonzales, City Manager

Date: _____

LESSEE:

By: _____
Arnulfo Castaneda, WA/WW Director,
Truth or Consequences
Water/Wastewater Department

Date: _____



City of Truth or Consequences

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: H.4

SUBJECT: Approval of Purchase Requisitions Over \$20,000
DEPARTMENT: Finance
DATE SUBMITTED: September 5, 2024
SUBMITTED BY: Leiandra Guerra, CPO
WHO WILL PRESENT THE ITEM: Jocelyn Holguin, 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 Finance Director

Attachments:

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

Fiscal Impact (Finance): Choose an item.

As Per Total on Listing of Purchase Requisitions

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. 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 9-11-24



City of Truth or Consequences
505 Sims Street
Truth or Consequences, New Mexico 87901
City (575) 894-6673 ▪ Fax (575) 894-7767

September 11, 2024

Dear Mayor Hechler, Mayor Pro-Tem Forrister and City Commissioners:

RE: 4 RIVERS EQUIPMENT- CES CONTRACT

The ELECTRIC DEPARTMENT, would like to utilize their, Other Capital Equipment-Vehicles funds, to purchase a new 2024 John Deere Model 320P Backhoe. The new purchase request is the result of the need for replacement of the older 1987 model. These items are subject to approval based on the requirement for approvals over the \$20,000 Dollar threshold.

I am requesting our City Commission to publicly approve this purchase and allow me to move forward with this procurement, once the official BAR approval from DFA has been fully executed and processed.

Please, see attached:

Fund: 503-3702-80810 Other Capital Equipment-Vehicles Fund
Total Cost: \$128,016.08

Respectively,

Leiandra Guerra,
Chief Procurement Officer

ROLL CALL APPROVED OR DENIED:

Mayor, Rolf Hechler: Approved: ____/Denied: ____/Absent: ____
Mayor Pro Tem, Amanda Forrister: Approved: ____/Denied: ____/Absent: ____
Commissioner, Destiny Mitchell: Approved: ____/Denied: ____/Absent: ____
Commissioner, Merry Jo Fahl: Approved: ____/Denied: ____/Absent: ____
Commissioner, Ingo Hoepfner: Approved: ____/Denied: ____/Absent: ____

Final Motion: Approved: ____/Denied: ____

Date:_____Purchase Order No. #_____

PURCHASE REQUISITION APPROVAL **2024-25 Fiscal Year**
COMMISSION MEETING 08/14/2024

2024-25 Fiscal Year[illegible]

ATTEST:

Angela Torres, Clerk-Treasurer

Date _____

Rolf Hechler, Mayor

Date _____



Contract Award Letter

July 26, 2022

Collin James
4 Rivers Equipment LLC
2301 Candelaria RD NE
Albuquerque, NM 87107

Re: ACCEPTANCE of OFFER and CONTRACT AWARD for:

CES RFP 2022-10 for CES Contract # 2022-10-C102-ALL - Heavy Equipment, Parts, Accessories, Leasing and Related Services

Dear Procurement Partner,

Cooperative Educational Services (CES) thanks you for responding to CES RFP 2022-10 solicitation. The responses have been reviewed and it is our pleasure to inform you that your company has been selected to provide the products and services indicated in your response.

The enclosed Acceptance of Offer and Contract Award, in conjunction with the Bid documents that you submitted with your proposal, constitute the Agreement between the parties. Please retain all documents for your records. The term of this Indefinite Quantity Contract Award as defined in NMSA 13-1-63; is for five (5) years from the effective contract award date July 26, 2022 through July 25, 2027, Pursuant to 13-1-150 NMSA.

It is the vendor's responsibility to keep pricing up-to-date, throughout the life of the contract.

Sincerely Yours,

Cooperative Educational Services

A handwritten signature in black ink, appearing to read 'David Chavez', is written over a horizontal line.

David Chavez
Executive Director
Ofc: 505.344.5470
Fax: 505.344.9343

ACCEPTANCE OF PROPOSAL AND CONTRACT AWARD

CES RFP NUMBER: 2022-10

RFP DESCRIPTION: Heavy Equipment, Parts, Accessories, Leasing and Related Services

CES CONTRACT NUMBER: 2022-10-C102-ALL

CONTRACT

This contract award is being made by Cooperative Educational Services ("CES"), 4216 Balloon Park Rd. NE, Albuquerque, New Mexico 87109 effective this July 26, 2022, to 4 Rivers Equipment LLC, with its principal office located at 2301 Candelaria RD NE, Albuquerque, NM 87107 pursuant to the above referenced CES conducted Request for Proposal ("RFP"), or Request for Bids ("RFB") procurement, and Contract Holder accepts the award and enters into this contract pursuant to the following terms and conditions.

RECITALS

Cooperative Educational Services (CES) is a cooperative procurement agency created by a Joint Powers Agreement as authorized by Section 11-1-1, et. seq., N.M.S.A., 1978, and Section 13-1-135 and procures tangible personal property, services and construction services ("Products, Services and/or Construction Services") pursuant to the New Mexico Procurement Code for the benefit of its Members and Participating Entities. The Members consist of public educational institutions in New Mexico that are signatories to a Joint Powers Agreement establishing CES as their procurement agency. The Participating Entities are governmental and 501(C) (3) organizations that have entered into Participating Entity Agreements with CES which allow them to take advantage of the procurement efforts of CES.

The undersigned (Contract Holder) has successfully responded to a RFP or RFB published by CES in accordance with the Procurement Code, (13-1-103, 111, 112), and Contract Holder is being awarded this RFP or RFB contract by CES which allows Contract Holder to offer Products, Services and Construction Services in accordance with the terms and conditions set forth herein and in the RFP or RFB documents and this contract award.

CONTRACT TERMS

1. The contract term shall be for five (5) years from the effective contract award date July 26, 2022 through July 25, 2027. CES reserves the right to renew the Contract through a written amendment signed by all required signatories, but in any case, the Contract shall not exceed the total number of years allowed pursuant to NMSA 1978 13-1-150. CES reserves the right to offer month-to-month extensions if it is determined by CES to be in the best interest of CES Members/Participating Entities.

2. Contract Holder agrees and acknowledges that the contract terms and provisions are those contained in the above referenced RFP or RFB and agrees to furnish all Products, Services and/or Construction Services in compliance with all terms, conditions, specifications of and amendments to this RFP, IFB or RFB. Contract Holder understands that his obligations under this RFP or RFB contract extend to CES Members and Participating Entities who are third party beneficiaries of this RFP or RFB procurement process. The Members/Participating Entities may negotiate with Contract Holder certain additional terms and conditions relating to the scope of services and other performance details. However, the terms and conditions of the RFP or RFB may not be altered or amended except with the approval of CES and in accordance with the State Procurement Code.

3. Contract Holder acknowledges and agrees that CES' purpose and function is to act as a cooperative procurement agent on behalf of its Members and Participating Entities so that they may take advantage of these procurement efforts. CES does not have any subsequent responsibility relating to the quality and fitness of any Products, or the performance of any Services and Construction Services by Contract Holder. Any purchase orders placed by a CES Member or Participating Entity with Contract Holder directly or through CES and any resulting contract between the Contract Holder and a CES Member or Participating Entity do not create any additional obligations on the part of CES.

4. For transactions which involve CES transmitting purchase orders from a CES Member/Participating Entity to Contract Holder, CES volunteers to act as a payment facilitator to make payments to Contract Holder with funds transferred to CES by the CES Member/Participating Entity in accordance with CES Member/Participating Entity's written instructions and to provide an accounting of all monies paid or received by CES pursuant to this Agreement. CES also volunteers to provide informal mediation services between Contract Holder and CES Member/Participating Entity in the event any dispute arises between them.

5. Contract Holder understand and agree that upon CES' receipt of funds from CES Member/Participating Entity, CES has no right or authority to thereafter apply those funds to any purpose other than as instructed by CES Member/Participating Entity. CES shall incur no liability to Contract Holder except for liability arising from CES' own gross negligence or willful misconduct, to the extent allowed by New Mexico law. Through this procurement process, Contract Holder is authorized to provide the described Products, Services or Construction Services. CES has no obligation or right to involve itself with the manner or method by which Contract Holder provides these Products, Services or Construction Services.

6. To the extent allowed by New Mexico law, Contract Holder agrees to hold CES harmless from all costs, expenses, attorney fees and judgments based upon claims between a CES Member/Participating Entity and Contract Holder in connection with the specified Products, Services or Construction Services provided by Contract Holder

7. Contract Holder agrees that it will not assert any claim against CES in the event that a dispute arises regarding the alleged failure of Contract Holder or CES Member/Participating Entity to perform as provided for in the RFP or RFB documents, any purchase order or other contract between Contract Holder and a CES Member/Participating Entity. This does not include claims against CES based upon the alleged gross negligence or intentional acts of CES.

8. Any liability incurred in connection with this Agreement shall be subject to the immunities and limitations of the New Mexico Tort Claims Act, §§ 41-4-1 et seq, NMSA 1978, as amended.

9. The Recitals are incorporated herein as contract terms.

Agreed effective the above date:

Cooperative Educational Services

4 Rivers Equipment LLC

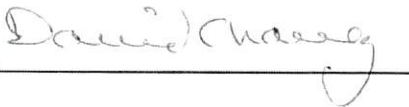
David Chavez

Collin James

Printed Name

Printed Name

By:



By:

DocuSigned by:

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Title: Executive Director

Title: Branch Manager

**ATTACHMENT A
TO CONTRACT 2022-10-C102-
ALL ACCEPTANCE OF PROPOSAL
AND CONTRACT AWARD**

**GENERAL SCOPE OF WORK AND SPECIFICATIONS
CES RFP 2022-10 Heavy Equipment, Parts, Accessories, Leasing and Related Services**

PART I INTRODUCTION

A. GENERAL

The purpose of this Request for Proposal is to solicit sealed proposals to establish, through competitive public solicitation and negotiation, a multi-year cooperative contract, or contracts, between Cooperative Educational Services (CES) and the successful Offeror(s).

Cooperative Educational Services is seeking proposals from Offerors who have the capability and capacity to provide Heavy Equipment, Parts, Accessories, Leasing and Related Services to CES Members and Participating Entities.

B. NOTICE

If practicable, CES intends to make multiple awards for sufficient coverage statewide. Price agreements term, resulting from this RFP, are pursuant to New Mexico Procurement Code, NMSA, 1978, 13-1-150.

PART II SCOPE OF WORK AND SPECIFICATIONS

A. Categorical Scope of Work

Cooperative Educational Services (CES), on behalf of its current and future Members and Participating Entities which consist of over 440 educational and governmental entities in New Mexico, is requesting proposals from qualified and experienced firms to provide a diverse and extensive offering of heavy equipment and services from national and international manufacturers for purchase, lease and/or rental with locations throughout New Mexico. Heavy equipment will include, but not limited to the following equipment categories: Earth Moving, Landfill, Construction Vehicles, Pavement, Sweepers, Trailers, Material handling, Portable and Stationary Power Generation options, Governmental Leasing, Repair and Maintenance Services, Trade-In or Buyback Options, Rentals, etc. All heavy equipment offered must meet or exceed federal and state regulations which govern the equipment.

DEFINITIONS

None

B. SPECIFICATIONS

CES understands every Offeror is unique and has its own capabilities when approaching a project. The scope of work listed above, and the specifications listed below, are to provide Offerors with guidance and insight as to what is being sought in this solicitation.

- A. Unless otherwise noted, the categorical specifications include those generally understood and accepted within industry that apply to heavy equipment, parts, accessories, supplies and services as those equal to, or superior than, those supplied by companies such as, but not limited to Volvo, Case, John Deere, Caterpillar, Bomag, Bobcat, Doosan, Ditch Witch, Hitachi, New Holland, Terex, Komatsu, JCB, Wirtgen, Voge, Hamm, Kleeman, New Holland, Liebherr etc.
- B. All new equipment and products offered shall be:
 - 1. New, current, or ongoing production.
 - 2. Formally announced for general marketing purposes.
 - 3. Capable of meeting or exceeding all specifications and requirements set forth in this solicitation.
 - 4. To be in compliance with current emission standards applicable at the time of manufacture.
 - 5. When new models are developed during the contract period, they can be added to the contract upon written approval of CES.
- C. The Offeror may include value-add services in their response and these services may be provided by the authorized manufacturer or dealer. Categories include but are not limited to:
 - 1. Repair Services: The ability to provide repair services through authorized manufacturer's facilities or dealers. Repairs services may include, but not limited to, hourly rate for repairs in shop, hourly rate for repairs in field, weld repairs, machining work, custom fabrication, etc.
 - 2. Maintenance Services:
 - a. The ability to provide various maintenance services and options through authorized manufacturer's facilities or dealers.
 - b. Maintenance services may include scheduled services based upon the manufactures recommended guidelines, to include but not limited to, daily scheduled services, daily fuel dispensing, major/ minor machine cleaning, etc.
 - c. The Offeror is to provide to CES Member or Participating Entity the option of a loaner or rental equipment if the machine is down for more than 24 hours.
 - 3. Warranties: The ability to provide a full range of extended warranties.
 - 4. Financing Options: The ability to provide governmental lease financing options which comply with the laws of the State of New Mexico. All governmental lease agreements will have the following:
 - a. Non-Appropriation clause if funding for the lease payments cannot be approved by the governmental agency.
 - b. The governmental lease needs to have a buyout option at fair market value. The buyout option at the end of the lease cannot be \$1.00 it must be at fair market value.
 - c. The leasing company will be responsible for all New Mexico Property and Gross Receipts Taxes.
 - d. The leasing company will provide at no cost pickup of equipment at the end of the lease period.
 - 5. Trade-In or Buyback Options:
 - a. The ability to trade-in used equipment or to obtain a guaranteed buy back price at the time of purchase.
 - b. If trading in a piece of Heavy Equipment or other tangible person property is part of a purchase, it must comply with NMSA 1978 Chapter 13 Article 6.
 - 6. State political subdivisions are exempt from Federal Excise Tax.

7. Rental: The ability to rent equipment through the manufacturer or dealer at a daily, weekly, or monthly rate.
- D. All applicable new equipment will meet current Federal Emissions Standards and include the appropriate diesel particulate filter exhaust after the treatment system. Used equipment, at a minimum, will need to meet the Federal Emissions Standards at time of manufacturer. If the federal emission standards change during the term of the contract, then the Offeror must provide equipment that meets the latest federal emission standards.
- E. The Offeror shall provide support documentation including, but not limited to, company policies on replacements and returns, restocking charges, after hours service, after sales support, technical feedback, quality assurance for orders, and drop shipments.
- F. A complete and comprehensive line of equipment is requested, however, CES reserves the right to award contracts for specific types of equipment if this is determined to be in the best interest of its Members and Participating Entities.
- G. Heavy equipment can be offered that is powered by, but not limited to gasoline, liquid propane, diesel, compressed natural gas, electric, or batteries. New engine technology may be added to the contract when it becomes available.
- H. Following are examples of the types of equipment and services requested, however, this is not meant to be all inclusive. An Offeror may include all products, a portion of the products, or additional products that meet the requirements of this solicitation in their response. Examples include the following:
 1. Construction equipment including but not limited to:
 - a. Articulated trucks; off-highway trucks; bulldozers; track and wheel dozers; track and wheel excavators; backhoe; skid steer; track wheel and multi-terrain loaders; graders; scrapers; soil compactors; trenchers; water trucks; and water wagons.
 - b. Part and accessories.
 2. Landfill equipment including but not limited to:
 - a. Waste handlers; landfill compactors; landfill scrapers; walking floor and transfer trailers; track and wheel loaders; track and wheel tractors; articulated trucks or off-highway trucks; hydraulic excavators; bulldozers; etc.
 - b. Part and accessories
 3. Material handling equipment including but not limited to:
 - a. Track and wheel cranes; Aerial work platform; Boom Lift; Telehandler; Forklift, Single Manlift; Scissor Lift; etc.
 - b. Part and accessories
 4. Trailers including but not limited to:
 - a. Drop neck, flatbed, tilt, and utility types.
 - b. Part and accessories
 5. Pavement repair and maintenance equipment including but not limited to:
 - a. Asphalt cold planer; asphalt rotary mixer, bituminous distribution truck; chip spreader; crack sealer; track and wheel pavers; vibratory, pneumatic, drum, wheel rollers; and patcher truck; etc.
 - b. Part and accessories
 6. Sweeping equipment including but not limited to:
 - a. Scrubber, street, and walkway sweepers; etc.
 - b. Part and accessories
 7. Miscellaneous equipment including but not limited to:

- a. Bucket trucks; cement mixers; boom mower tractor; etc.
 - b. Part and accessories.
8. Portable and Fixed Power Options including but not limited to:
 - a. Portable and Stationary Generators; power systems; switchgears and uninterruptible power supplies (UPS); etc.
 - b. Part and accessories.
9. Work tools to include with not limited to:
 - a. Augers; blades; brooms; brushcutters; excavation and loading buckets; excavator shear; compactors; forks; grapples; racks; rippers; saws; snow removal equipment and accessories; grinders; trenchers; and winches; power take off; etc.
 - b. Part and accessories.
10. Miscellaneous Products to include but not limited to:
 - a. Air compressors; heaters washers; towable light towers and related lighting; aerial equipment; demolition equipment; trenching equipment.
 - b. Part and accessories.
11. OEM and Aftermarket products.
- I. Rental equipment:
 1. All rental equipment must be in serviceable condition and ready for immediate operation.
 2. The Offeror is responsible, prior to pick-up or delivery, to make sure there are no missing or broken parts or accessories, and that equipment and attachments are working appropriately.
 3. All equipment will have current safety inspection and provided to CES Member upon request.
 4. The Offeror can provide daily, weekly, and monthly rental rates. Whenever one rate equals or exceeds the next category, the rate shall change to the greater category. For example: A daily rate may equal a weekly rate after 4 days, etc. The lowest rate then becomes effective for the remaining rental period.
 5. Rental rates must include all incidentals and associated costs.
 6. The Offeror shall ensure that all equipment rented that requires fuel is at the "full" level when equipment is picked up or delivered. If equipment is returned with a lower amount of fuel than the initially rented, then contractor shall 1) choose to not charge the CES Eligible Agency for fuel replacement or 2) fill equipment with fuel at a cost of no more than \$.50 over the average price per gallon for the fuel used to operate the equipment.
 7. All charges to bring the equipment to or removed from the site can be billed separately but this option will need to be identified in the rental contract.
 8. Any mechanical breakdown or failure occurring between delivery and pick-up shall be repaired promptly by the Offeror.
 9. The Offeror can offer optional damage waiver coverage for equipment rental.
 10. The Offeror shall supply all consumables, except fuel, to utilize the equipment being rented at no additional charge to the Agency. Equipment must be issued with new or nearly new consumables. The Agency may not be charged for consumables, regardless of condition at return. The Contractor is responsible for all damaged, defective, or malfunctioning equipment, except to the extent caused by the CES Member or Participating Entity.
 11. Rental Payments Options
 - A. Provide the option for P-card payment by renting agency.
 - B. Provide for monthly billing.

- C. Invoices shall contain, at a minimum information:
 - 1) CES Contract and Member purchase order number
 - 2) Equipment Identification Number
 - 3) Delivery Date and Time
 - 4) Return Date and Time
 - 5) Renter's Name
 - 6) Rental Cost
- 12. Rental Reporting Requirements:
 - A. Contractor shall furnish to CES and or its Members or Participating Entities as requested a quarterly report of goods and services provided. Reports shall provide, at a minimum, the following:
 - 1) Equipment description
 - 2) Quantity Rented
 - 3) Number of Days Rented
 - 4) Unit Price
 - 5) Total Dollar Amount
 - 6) Method of Payment
- 13. Rental equipment:
 - a. The ability to rent equipment through the manufacturer or dealer at a daily, weekly, or monthly rate.
 - b. All rental equipment must be in serviceable condition and ready for immediate operation.
 - c. The Offeror is responsible, prior to pick-up or delivery, to make sure there are no missing or broken parts or accessories, and that equipment and attachments are working appropriately.
 - d. All equipment shall be late model equipment with current safety inspection available upon request.
 - e. The Offeror shall provide daily, weekly, and monthly rates for rental equipment requested by the CES Eligible Agency. Whenever one rate equals or exceeds the next category, the rate shall change to the greater category. For example: A daily rate may equal a weekly rate after 4 days, etc. The lowest rate then becomes effective for the remaining rental period.
- 14. Rental rates must include all incidentals and associated costs.
 - a. The Offeror shall ensure that all equipment rented:
 - i. Shall state the amount of fuel the equipment needs to be returned with.
 - ii. State the cost of the fuel in the rental contract if not returned with the correct amount of fuel.
 - iii. All charges to bring the equipment to the site(s) or remove from the site(s) it must be state in the rental contract.
 - iv. Any mechanical breakdown or failure occurring between delivery and pick-up shall be repaired promptly by the Offeror.
 - b. The Offeror can offer optional damage waiver coverage for equipment rental.
 - c. The Contractor is responsible for all damaged, defective, or malfunctioning equipment, except to the extent caused by the CES Member or Participating Entity.
- 15. Payments
 - a. Provide the option for credit card payment by renter.
 - b. Provide for direct and monthly billing to CES
 - c. Invoices shall contain, at a minimum information:

- d. Contract and/or purchase order number
- e. Equipment Identification
- f. Delivery Date and Time
- g. Return Date and Time
- h. Renter's Name
- i. Rental Cost

16. Rental Reporting Requirements:

- a. Contractor shall furnish to CES and or its Members or Participating Entities as requested a quarterly report of goods and services provided. Reports shall provide, at a minimum, the following:
 - i. Equipment description
 - ii. Quantity Rented
 - iii. Number of Days Rented
 - iv. Unit Price
 - v. Total Dollar Amount

J. Service

- 1. The Offeror may include value-add services and these services can be provided by either the authorized manufacturer or dealer. Categories include, but not limited to:
 - a. Repair Services: The ability to provide repair services through authorized manufacturer's facilities or dealers. Repairs services may include, but not limited to, hourly rate for repairs in shop, hourly rate for repairs in field, weld repairs, machining work, custom fabrication, etc.
 - b. Maintenance Services:
 - i. The ability to provide various maintenance services and options through authorized manufacturer's facilities or dealers.
 - ii. Maintenance services may include scheduled services based upon the manufactures recommended guidelines
 - c. All equipment delivered shall be subject to a complete inspection by the CES Member's staff prior to acceptance. Inspection criteria shall include, but not be limited to, conformity to the specifications, mechanical integrity, quality, workmanship, and materials. If delivered equipment is returned to the Contractor prior to acceptance for any reason, all corrections shall be made without any inconvenience to the CES Member.
 - d. If the equipment requires repairs prior to acceptance, the Contractor will be responsible to transport of equipment to and from his place of business for repairs until such time as the equipment is placed in service, at no additional cost, to the CES Member.
 - e. The Offeror is to provide to CES Member or Participating Entity the option of a loaner or rental equipment if the machine is down for more than 24 hours.
 - f. The Offeror will provide and maintain a factory authorized parts and service facility(s).

K. Optional Equipment and Features:

- 1. The Offeror is to provide a list of optional equipment and features that can be used by the CES Member to customize the equipment.
- 2. The Offeror will need to provide detail on the process used by CES Members or Participating Entities to identify the optional equipment and features and how to implement into the design of the equipment.

L. Replacement Parts

1. OEM or aftermarket parts approved by the OEM.
2. If aftermarket parts used for warranty repair, they must not void the manufacturer's warranty.

M. Warranties:

1. At the minimum, warranties shall be the manufacturer's standard new equipment warranty. All warranties shall begin when the equipment is placed in service. It shall be the responsibility of the CES Member or Participating Entity to notify the contractor when the equipment is put into service.
2. The terms, conditions, stipulation, exceptions, limitations, and warranty periods will be clearly identified.
3. The Offeror must provide all warranty work, ongoing maintenance, have an inventory of parts and have access to specialized or custom parts within 72 hours.
4. Warranty Information: All equipment will have a published listing of contractor warranty repair locations, including address, telephone number, and contact name.

N. Extended Warranty Options

1. Offerors are encouraged to offer extended warranties for all major mechanical, electrical, and electronic components to cover the member after the standard warranty has expired.
2. The terms, conditions, stipulation, exceptions, limitations, and warranty periods will be clearly identified.

O. Training

1. Training for maintenance staff on the proper service and repair of the equipment and options.
2. Training for drivers on the proper and safe operation of the equipment and options.

P. Publications and Printed Materials:

1. All equipment and options will have a complete set of operating and warranty instructions.
2. Operation Manual: A complete operations manual with a troubleshooting guide with comprehensive instructions and detailed manufacturer's parts list that covers all the features of the equipment shall be provided at time of delivery.

Q. Vehicle Recall Notices: In the event of any recall notice, technical service bulletin, or other important notification affecting an equipment purchased from this contract, a notice shall be sent to the purchasing agency's representative.

R. Used Equipment Purchase Option:

1. Used equipment will need an independent "certificate of working condition" from a qualified mechanic who shall have made a detailed inspection of each major working or major functional part and certified the working condition of each.
2. All equipment delivered shall be subject to a complete inspection by the CES Member's staff prior to acceptance. Inspection criteria shall include, but not be limited to, conformity to the specifications, mechanical integrity, quality, workmanship, and materials. If delivered equipment is returned to the Contractor prior to acceptance for any reason, all corrections shall be made without any inconvenience to the CES Member.
3. The Offeror to provide a minimum of a 90-day warranty after the equipment has been put into service.
4. If the equipment requires repairs prior to acceptance, the Contractor will be responsible to transport of equipment to and from his place of business for repairs until such time as the equipment is placed in service, at no additional cost, to the CES Member.

**ATTACHMENT B
TO CONTRACT 2022-10-C102-ALL
ACCEPTANCE OF PROPOSAL
AND CONTRACT AWARD**

PRICING

A. CES Members and Participating Entities will pay Contractor for Heavy Equipment, Parts, Accessories, Leasing and Related Services rendered at the rates set forth as part of Attachment B and all other pricing documentation approved by CES.

B. **New Technology and Products:** New products or related services announced by the manufacturer and/or Contractor may be added to this existing contract. Pricing shall be equivalent to the percentage discount of other products. Contractors may replace or add product lines to an existing contract, if the line is replacing previous products; is substantially superior to the original products offered; is discounted in a similar or to a greater degree; and if the products meet the requirements of the original RFP. No products may be added to avoid competitive procurement procedures. CES is responsible for approving any new product, service or technology for this contract. CES can reject any approved additions, any new product, service or technology for this contract, without cause.

Heavy Equipment, Parts, Accessories, Leasing and Heavy Equipment, Parts, Accessories, Leasing and
Related Services - Lot 1 - Heavy Equipment, Parts,
Accessories, Leasing and Related Services

4 Rivers Equipment LLC

Related Services
Number: 2022-10

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Offeror's Support for CES Pricing	Offerors Support for CES Pricing, Percent of difference between CES price and individual entity price.	Percent	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %
Alternative Costing O/P	Alternative Methods of Costing - percent of overhead/markup and profit added to invoice cost of your supplier	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Alternative Costing CES Discount	Discounts Offered Off Alternative Costing Methods (cost plus profit and overhead) Less Rate of Discount	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Articulated Trucks	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	26 %	26 %	26 %	26 %	26 %	26 %	26 %	26 %	26 %
Construction Equipment - Off-Highway Trucks	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Track Dozers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	21 %	21 %	21 %	21 %	21 %	21 %	21 %	21 %	21 %
Construction Equipment - Wheel Dozers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Track Excavators	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	29 %	29 %	29 %	29 %	29 %	29 %	29 %	29 %	29 %
Construction Equipment - Wheel Excavators	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	38 %	38 %	38 %	38 %	38 %	38 %	38 %	38 %	38 %
Construction Equipment - Backhoe	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	39 %	39 %	39 %	39 %	39 %	39 %	39 %	39 %	39 %

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Construction Equipment - Mini Excavator	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Construction Equipment - Skid Steer	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	23 %	23 %	23 %	23 %	23 %	23 %	23 %	23 %	23 %
Construction Equipment - Track Loader	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	23 %	23 %	23 %	23 %	23 %	23 %	23 %	23 %	23 %
Construction Equipment - Wheel Loaders	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	30 %	30 %	30 %	30 %	30 %	30 %	30 %	30 %	30 %
Construction Equipment - Multi-Terrain Loaders	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Motor Graders	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	42 %	42 %	42 %	42 %	42 %	42 %	42 %	42 %	42 %
Construction Equipment - Scrapers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Soil Compactors	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Tractors	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Trenchers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Wheel Loaders	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	30 %	30 %	30 %	30 %	30 %	30 %	30 %	30 %	30 %

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Construction Equipment - Pneumatic Compactors & Rollers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Pothole Patchers Trailer	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Road Broom Equipment	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Road Reclaiming Equipment	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Asphalt Compactors	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Asphalt Cutters	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Asphalt Pavers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Water Trucks	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Water Wagons	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Construction Equipment - Articulated Trucks	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	26 %	26 %	26 %	26 %	26 %	26 %	26 %	26 %	26 %
Construction Equipment - Parts	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Construction Equipment - Accessories	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Landfill Equipment - Recycling	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Landfill Equipment - Waste Handlers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	29 %	29 %	29 %	29 %	29 %	29 %	29 %	29 %	29 %
Landfill Equipment - Landfill Compactors	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Landfill Equipment - Landfill Scrapers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Landfill Equipment - Walking And Transfer Trailers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Landfill Equipment - Track Loaders	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Landfill Equipment - Wheel Tractors	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Landfill Equipment - Parts	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Landfill Equipment - Accessories	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Material Handling Equipment - Track Cranes	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Material Handling Equipment - Wheel Cranes	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Material Handling Equipment - Aerial Work Platform	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Material Handling Equipment - Boomtruck	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Material Handling Equipment - Telescopic Handlers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Material Handling Equipment - Parts	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Material Handling Equipment - Accessories	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Equipment Trailers - Drop Neck Trailer	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %
Equipment Trailers - Flatbed Trailer	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %
Equipment Trailers - Tilt Types Trailer	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %
Equipment Trailers - Utility Types Trailer	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %
Equipment Trailers - Walking Floor Trailer	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Equipment Trailers - Parts	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Equipment Trailers - Accessories	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %	5 %
Pavement Equipment - Asphalt Cold Planer	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Pavement Equipment - Asphalt Rotary Mixer	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Pavement Equipment - Bituminous Distribution Truck	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Pavement Equipment - Chip Spreader	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Pavement Equipment - Crack Sealer	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Pavement Equipment - Track And Wheel Pavers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Pavement Equipment - Vibratory Rollers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Pavement Equipment - Pneumatic Rollers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Pavement Equipment - Drum Rollers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Pavement Equipment - Wheel Rollers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Pavement Equipment - Patcher Truck	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Pavement Equipment - Parts	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Pavement Equipment - Accessories	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Sweeping Equipment- Scrubber	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Sweeping Equipment- Street Sweepers.	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	10 %	10 %	10 %	10 %	10 %	10 %	10 %	10 %	10 %
Sweeping Equipment- Walkway Sweepers.	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Sweeping Equipment- Parts	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Sweeping Equipment- Accessories	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment- Bucket Trucks	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment- Cement Mixers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Misc. Equipment- Boom Mower Tractor	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment - Grinders	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Misc. Equipment - Trenchers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Misc. Equipment - Winches	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	15 %	15 %	15 %	15 %	15 %	15 %	15 %	15 %	15 %
Misc. Equipment - Power Take Off	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment - Air Compressors	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment - Heaters Washers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment - Light Towers And Related Lighting	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment - Aerial Equipment	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment - Demolition Equipment	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment - Trenching Equipment	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Misc. Equipment - Light Towers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment - Parts	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment - Accessories	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment- Parts	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment- Accessories	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment - Snow Removal	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Misc. Equipment- Snow Removal Parts	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Misc. Equipment- Snow Removal Accessories	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Work Tools - Augers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Work Tools - Blades	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Work Tools - Brooms	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Work Tools - Brushcutters	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Work Tools - Loading Buckets	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Work Tools - Excavation Buckets	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	15 %	15 %	15 %	15 %	15 %	15 %	15 %	15 %	15 %
Work Tools - Excavator Shear	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Work Tools - Compactors	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Work Tools - Forks	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Work Tools - Grapples	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Work Tools - Racks	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Work Tools - Rippers	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Work Tools - Saws	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %	20 %
Work Tools - Parts	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Work Tools - Accessories	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Portable Power Generation Equipment	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Stationary Power Generation Equipment	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Power Generation - Parts	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Power Generation - Accessories	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Optional OEM and Aftermarket Products and Equipment	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %	0 %
Hourly Rates for Installation of Accessories and Equipment	Cost Per Hour	cost	\$	\$	\$	\$	\$	\$	\$	\$	\$
Hourly Rates for Installation of Accessories and Equipment After Hours, Weekends, and Holidays	Cost Per Hour	cost	\$	\$	\$	\$	\$	\$	\$	\$	\$
Maintenance Services Regular Business Hours	Cost Per Hour	cost	\$	\$	\$	\$	\$	\$	\$	\$	\$
Maintenance Services After Hours, Weekends, and Holidays	Cost Per Hour	cost	\$	\$	\$	\$	\$	\$	\$	\$	\$
Repair Services Regular Business Hours	Cost Per Hour	cost	\$	\$	\$	\$	\$	\$	\$	\$	\$
Repair Services After Hours, Weekends, and Holidays	Cost Per Hour	cost	\$	\$	\$	\$	\$	\$	\$	\$	\$
Maintenance Service Plans	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	%	%	%	%	%	%	%	%	%

Product Name	Product Description	Unit of Measure	All Regions	Region 1	Region 2	Region 3	Region 4	Region 5	Region 6	Region 7	Region 8
Extended Warranty	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	%	%	%	%	%	%	%	%	%
Equipment Delivery Cost over 100 miles	Cost per mile over 100 miles	cost	\$	\$	\$	\$	\$	\$	\$	\$	\$
Equipment - Daily Rental	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	%	%	%	%	%	%	%	%	%
Equipment - Weekly Rental	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	%	%	%	%	%	%	%	%	%
Equipment - Monthly Rental	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	%	%	%	%	%	%	%	%	%
Equipment - Yearly Rental	Discounts offered on individual manufacturer's published price lists/catalogs.	Percent	%	%	0 %	%	%	%	%	%	%
On-site training	Cost Per Hour	cost	\$	\$ 0	\$	\$	\$	\$	\$	\$	\$
Off-site training	Cost Per Hour	cost	\$	\$	\$	\$	\$	\$	\$	\$	\$
Web Bases Training	Cost Per Hour	cost	\$	\$	\$	\$	\$	\$	\$	\$	\$

4RIVERS

E Q U I P M E N T

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

REVISED EQUIPMENT PROPOSAL - BACKHOE
CES (Cooperative Educational Services) Purchasing Coop
CES Contract No. 2022-10-C102-ALL

City of T or C
Current CES Member
9/05/2024



Picture used may not reflect actual configuration quoted
New 2024 John Deere Model 320P Backhoe
Factory Ordered Unit

EQUIPMENT SPECIFICATIONS

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

Enclosed Cab with A/C and Heat

Air Suspension Cloth Seat

Joystick "Pilot" Backhoe Controls

LED Full Light Package

Bosch Basic Radio Package

4 Wheel Drive w/ Limited Open Differential

Auto Shift Transmission

Tires - Galaxy 19.5L-24 Rear & 12.5/80-18 Front

Auto Ride Control

1.3 Cubic Yard 92 in. Loader Bucket

Heavy Lift Extendable Dipperstick

1,000 lb. Front Counterweight

24" BH Bucket

Standard Stabilizer Pads

Strobe Light with Magnetic Mount

Plus Other Additional Standard Factory Features

WARRANTY

1 Year (12 Months) Comprehensive Full Machine Factory Warranty

Additional Extended Warranty available at an Additional Cost.

CONFIGURATION PRICING
BASED OFF OF CES COOPERATIVE PURCHASING PRICING
CES Contract No. 2022-10-C102-ALL
Effective July 26, 2022 through July 25, 2027

2024 John Deere Model 320P Backhoe – New Factory Ordered Unit

John Deere List Price -	\$ 216,344.00
<u>Less CES Discount (43%) -</u>	<u>(\$ 93,027.92)</u>
Factory Freight -	\$ 3,450.00
<u>Local Delivery to Truth or Consequences -</u>	<u>\$ 1,250.00</u>
Total Sales Price -	\$ 128,016.08

Note – As of 8/23/24, lead time for this backhoe from the Factory is 5 to 6 months upon receipt of order.

Accepted By: _____ Date: _____

Printed Name: _____ Title: _____

Quoted By: _____ Date: _____

Rigo Ordenez, NM Territory Sales Representative
4 Rivers Equipment, LLC.
Cell Phone (915) 538-9452



REQUISITION

Requisition #: 93002

Date: 09/03/2024

Vendor #: 7721

ISSUED TO: 4 RIVERS EQUIPMENT
1557 PROMONTORY CIRCLE #110
GREELEY, CO 80634-

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 2024 JOHN DEERE 320P BACKHOE- ELEC		0.00 503-3702-80810	128,016.08
PO Description: 2024 JOHN DEERE 320P BACKHOE- ELECTRIC Detailed Description: 2024 JOHN DEERE 320P BACKHOE- ELECTRIC CES AWARD LETTER CES CONTRACT # 2022-10-C102-ALL HEAVY EQUIPMENT, PARTS, ACCESSORIE, LEASING AND RELATED SERVICES				

Authorized By: _____

SUBTOTAL:	128,016.08
TOTAL TAX:	0.00
SHIPPING:	0.00
TOTAL	128,016.08



City of Truth or Consequences

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: H.5

SUBJECT: Contract renewal with Jamie F. Rubin, LLC Attorney at Law

DEPARTMENT: City Manager's Office

DATE SUBMITTED: September 6, 2024

SUBMITTED BY: Tammy Gardner

WHO WILL PRESENT THE ITEM: Angie Gonzales, City Manager

Summary/Background:

The City wishes to renew the contract with Jamie F. Rubin, Attorney at Law based on award from RFP 21-22-002 for Annual Legal Services. This will be year 2 of a possible 4 year contract.

Recommendation:

Approval

Attachments:

- Contract Extension 3 of 4.

-

Fiscal Impact (Finance): Yes

\$200 per hour not to exceed \$60,000 not including gross receipts tax

Legal Review (City Attorney): Yes

[Click here to enter text.](#)

Approved For Submittal By: ☒ Department Director

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

Final Approval: ☐ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

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

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

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

File Name: CC Agendas 9-11-2024

CITY OF TRUTH OR CONSEQUENCES PROFESSIONAL SERVICES CONTRACT

THIS AGREEMENT is made and entered into by and between the **City of Truth or Consequences New Mexico** (the "City"), a municipal corporation and political subdivision of the State of New Mexico, and **Jaime F. Rubin, LLC Attorney at Law** (the "Contractor") and is effective as of the date set forth below upon which it is executed.

WHEREAS, pursuant to the Procurement Code, NMSA 1978 13-1-28 *et. seq.* and Procurement Code Regulations, NMAC 1.4.1 *et. seq.* the Contractor has held itself out as an entity with the ability to provide the required services to implement the Scope of Work as contained herein and the Procuring Agency has selected the Contractor as the offeror most advantageous to the City of Truth or Consequences; and

WHEREAS, all terms and conditions of the Request For Proposal Number 21-22-002 Annual Legal Services and the Contractor's response to such document(s) are incorporated herein by reference (Exhibit B).

NOW, THEREFORE, THE FOLLOWING TERMS AND CONDITIONS ARE MUTUALLY AGREED BETWEEN THE PARTIES:

1. Scope of Work.

- a. The Contractor shall perform the work as outlined in Exhibit A, attached hereto and incorporated herein by reference.
- b. This contract is year three (3) of a possible four (4) year contract.

2. Compensation.

- a. The City shall pay to the Contractor an hourly rate of Two Hundred Dollars (\$200.00), plus New Mexico Gross Receipts Tax not to exceed an annual amount of Sixty-Six Thousand Dollars plus New Mexico Gross Receipts Tax for services satisfactorily performed.
- b. Payment is subject to availability of funds pursuant to the Appropriations Paragraph set forth below and to any negotiations between the parties from year to year pursuant to Paragraph 1, Scope of Work. All invoices MUST BE received by the City no later than fifteen (15) days after the termination of the Fiscal Year (the fiscal year is July 1 to June 30) in which the services were delivered.
- c. Contractor must submit a detailed statement accounting for all services performed and expenses incurred to the City Manager at 505 Sims Street, Truth or Consequences, NM 87901. If the City finds that the services are not acceptable, within thirty days after the date of receipt of written notice from the Contractor that payment is requested, it shall provide the Contractor a letter of exception explaining

the defect or objection to the services, and outlining steps the Contractor may take to provide remedial action. Upon certification by the City that the services have been received and accepted, payment shall be tendered to the Contractor within thirty days after the date of acceptance. If payment is made by mail, the payment shall be deemed tendered on the date it is postmarked. However, the City shall not incur late charges, interest, or penalties for failure to make payment within the time specified herein.

3. Term.

- a. This Agreement shall be in effect as of **October 1, 2024** and will expire on **September 30, 2025**.
- b. This contract is year four (4) of a possible four year contract.

4. Contract Renewal.

- a. This contract may be renewed up to two (2) additional years after this contract per response to RFP #21-22-002 Annual Legal Services as follows:

Year 4 (10/01/2024 thru 9/30/2025) \$200.00 per hour plus GRT

- b. Renewal can only be initiated by the City after approval of the City Commission.

5. Termination.

- a. Termination. This Agreement may be terminated by either of the parties hereto upon written notice delivered to the other party at least thirty (30) days prior to the intended date of termination. Except as otherwise allowed or provided under this Agreement, the City's sole liability upon such termination shall be to pay for acceptable work performed prior to the Contractor's receipt of the notice of termination along with contractors expenses to comply with City's termination notice, if the City is the terminating party, or the Contractor's sending of the notice of termination, if the Contractor is the terminating party; provided, however, that a notice of termination shall not nullify or otherwise affect either party's liability for pre-termination defaults under or breaches of this Agreement. The Contractor shall submit an invoice for such work within thirty (30) days of receiving or sending the notice of termination. Notwithstanding the foregoing, this Agreement may be terminated immediately upon written notice to the Contractor if the Contractor becomes unable to perform the services contracted for, as determined by the City, and fails to implement corrective action within ten (10) business days of the City's notice, or if, during the term of this Agreement, the Contractor or any of its officers, employees or agents is indicted for fraud, embezzlement or other crime due to misuse of state funds or due to the Appropriations paragraph herein and contractors failure to implement corrective actions for fault. THIS PROVISION IS NOT EXCLUSIVE AND DOES NOT WAIVE THE CITY'S OTHER LEGAL RIGHTS AND REMEDIES CAUSED BY THE CONTRACTOR'S DEFAULT/BREACH OF THIS AGREEMENT.

- b. Termination Management. Immediately upon receipt by either the City or the Contractor of notice of termination of this Agreement, the Contractor shall: 1) not incur any further obligations for salaries, services or any other expenditure of funds under this Agreement without written approval of the City; 2) comply with all directives issued by the City in the notice of termination as to the performance of work under this Agreement; and 3) take such action as the City shall direct for the protection, preservation, retention or transfer of all property titled to the City and records generated under this Agreement. Any non-expendable personal property or equipment provided to or purchased by the Contractor with contract funds shall become property of the City upon termination and shall be submitted to the City as soon as practicable.

6. Appropriations.

- a. The terms of this Agreement are contingent upon sufficient appropriations and authorization. If sufficient appropriations and authorization do not exist, this Agreement shall terminate immediately upon written notice being given by the City to the Contractor. The City's decision as to whether sufficient appropriations are available shall be accepted by the Contractor and shall be final. If the City proposes an amendment to the Agreement to unilaterally reduce funding, the Contractor shall have the option to terminate the Agreement or to agree to the reduced funding, within thirty (30) days of receipt of the proposed amendment.

7. Status of Contractor

- a. The Contractor and its agents and employees are independent contractors performing professional services for the City and are not employees of the City of Truth or Consequences. The Contractor and its agents and employees shall not accrue leave, retirement, insurance, bonding, use of state vehicles, or any other benefits afforded to employees of the City of Truth or Consequences as a result of this Agreement. The Contractor acknowledges that all sums received hereunder are reportable by the Contractor for tax purposes, including without limitation, self-employment, and business income tax. The Contractor agrees not to purport to bind the City of Truth or Consequences unless the Contractor has express written authority to do so, and then only within the strict limits of that authority.

8. Discrimination Prohibited

- a. In performing the services required hereunder, the Contractor shall not discriminate against any person on the basis of race, color, religion, sex, national origin or ancestry, age, physical handicap or disability.

9. ADA Requirement

- a. In performing the Services required hereunder, the Contractor agrees to meet all the requirements of the regulations, (the "ADA"), which are imposed directly on the Contractor or which would be imposed on the City as a public entity. The Contractor agrees to be responsible for knowing all applicable rules and requirements of the ADA and to defend, indemnify and hold harmless the City, its officials, agents, and employees from and against any claims, actions, suits or proceedings of any kind brought against the Contractor as a result of any act or omissions of the Contractor or its agents in violation.

10. Reports and Information

- a. At such times and in such forms as the City may require, there shall be furnished to the City such statements, records, reports, data and information, as the City may request pertaining to matters covered in this Agreement. (additional requirements may be added)

11. Establishment and Maintenance of Records

- a. Records shall be maintained by the Contractor in accordance with applicable law and requirements prescribed by the City with respect to all matters covered by this Agreement. Except as otherwise authorized by City, such records shall be maintained for a period of three years after receipt of final payment under this Agreement. Copies and originals of pertinent documents shall be provided to the City as directed by the City Manager.

12. Publication, Reproduction and Use of Materials

- a. No material(s) produced in whole or in part under this Agreement shall be subject to copyright in the United States or in any other country. The City shall have unrestricted authority to publish, disclose, distribute and otherwise use, in whole or in part, any reports, data or other materials prepared under this Agreement. The City and the Contractor acknowledge that the above is not meant to affect the attorney/client privilege unless waived by the City Commission.

13. Construction and Severability

- a. If any part of this Agreement is held to be invalid or unenforceable, such holding will not affect the validity or enforcement of any part of this Agreement, so long as the remainder of the Agreement is reasonably capable of completion.

14. Claims

- a. The Contractor shall defend, save and hold harmless the City from claims to the extent caused or allegedly caused by negligence on the part of the Contractor in performance of Contractor's scope of work under this Agreement.

15. Subcontracting

- a. The Contractor shall not subcontract any portion of the services to be performed under this Agreement without the prior written approval of the City. No such subcontract shall relieve the primary Contractor from its obligations and liabilities under this Agreement, nor shall any subcontract obligate direct payment from the City.

16. Release

- a. Final payment of the amounts due under this Agreement shall operate as a release of the City, its officers and employees, and the State of New Mexico from all liabilities, claims and obligations whatsoever arising from or under this Agreement.

17. Confidentiality

- a. Any confidential information provided to or developed by the Contractor in the performance of this Agreement shall be kept confidential and shall not be made available to any individual or organization by the Contractor without the prior written approval of the City.

18. Product of Service - Copyright.

- a. All materials developed or acquired by the Contractor under this Agreement shall become the property of the City and shall be delivered to the City no later than the termination date of this Agreement. Nothing developed or produced, in whole or in part, by the Contractor under this Agreement shall be the subject of an application for copyright or other claim of ownership by or on behalf of the Contractor.

19. Conflict of Interest; Governmental Conduct Act.

- a. The Contractor represents and warrants that it presently has no interest and, during the term of this Agreement, shall not acquire any interest, direct or indirect, which would conflict in any manner or degree with the performance or services required under the Agreement.
- b. The Contractor further represents and warrants that it has complied with, and, during the term of this Agreement, will continue to comply with, and that this Agreement complies with all applicable provisions of the Governmental Conduct Act, Chapter 10, Article 16 NMSA 1978.

20. Merger.

- a. 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 Agreement or understanding, oral or otherwise, of the parties or their agents shall be valid or enforceable unless embodied in this Agreement.

21. Penalties for Violation of Law.

- a. The Procurement Code, Sections 13-1-28 through 13-1-199, NMSA 1978, imposes civil and criminal penalties for its violation. In addition, the New Mexico criminal statutes impose felony penalties for illegal bribes, gratuities and kickbacks.
- b. The parties hereto affirmatively state that no illegal bribes, gratuities or kickbacks of any sort have been or will be made or requested in connection with this Agreement.

22. Equal Opportunity Compliance.

- a. The Contractor agrees to abide by all federal and state laws and rules and regulations, and executive orders of the Governor of the State of New Mexico, pertaining to equal employment opportunity. In accordance with all such laws of the State of New Mexico, the Contractor assures that no person in the United States shall, on the grounds of race, religion, color, national origin, ancestry, sex, age, physical or mental handicap, or serious medical condition, spousal affiliation, sexual orientation or gender identity, be excluded from employment with or participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity performed under this Agreement. If Contractor is found not to be in compliance with these requirements during the life of this Agreement, Contractor agrees to take appropriate steps to correct these deficiencies.

23. Applicable Law.

- a. The laws of the State of New Mexico shall govern this Agreement, without giving effect to its choice of law provisions. Venue shall be proper only in a New Mexico court of competent jurisdiction in accordance with Section 38-3-1 (G) NMSA 1978. By execution of this Agreement, Contractor acknowledges and agrees to the jurisdiction of the courts of the State of New Mexico over any and all lawsuits arising under or out of any term of this Agreement.

24. Workers Compensation.

- a. The Contractor agrees to comply with state laws and rules applicable to workers compensation benefits for its employees. If the Contractor fails to comply with the Workers Compensation Act and applicable rules when required to do so, this Agreement may be terminated by the City.

25. Records and Audits

- a. The Contractor shall maintain accounts and records, including personnel, property and financial records, adequate to identify and account for all costs pertaining to the Agreement and such other records as may be deemed necessary by the City and to assure proper accounting for all project funds, both federal and non-federal shares. These records will be made available for audit purposes to the City or any authorized representative, and will be retained for three (3) years after the payment for the work under this Agreement unless permission to destroy them is granted by the City and the funding City.

26. Indemnification.

- a. The Contractor shall defend, indemnify and hold harmless the City from all actions, proceeding, claims, demands, costs, damages, attorneys' fees and all other liabilities and expenses of any kind from any source to the extent caused by the performance of this Agreement, caused by the negligent act or failure to act of the Contractor, its officers, employees, servants, subcontractors or agents, or if caused by the actions of any client of the Contractor resulting in injury or damage to persons or property during the time when the Contractor or any officer, agent, employee, servant or subcontractor thereof has or is performing services pursuant to this Agreement. In the event that any action, suit or proceeding related to the services performed by the Contractor or any officer, agent, employee, servant or subcontractor under this Agreement is brought against the Contractor or City the receiving party shall, as soon as practicable but no later than two (2) days after it receives notice thereof, notify the other party by certified mail.

27. Invalid Term or Condition.

- a. If any term or condition of this Agreement shall be held invalid or unenforceable, the remainder of this Agreement shall not be affected and shall be valid and enforceable.

28. Enforcement of Agreement.

- a. A party's failure to require strict performance of any provision of this Agreement shall not waive or diminish that party's right thereafter to demand strict compliance with that or any other provision. No waiver by a party of any of its rights under this Agreement shall be effective unless express and in writing, and no effective waiver by a party of any of its rights shall be effective to waive any other rights.

29. Notices.

- a. Any notice required to be given to either party by this Agreement shall be in writing and shall be delivered in person, by courier service or by U.S. mail, either first class or certified, return receipt requested, postage prepaid, as follows:

b. To the City:

- i. City Manager,
505 Sims Street
Truth or Consequences, NM 87901

c. To the Contractor:

- ii. Jaime F. Rubin, LLC
PO Drawer 151
Truth or Consequences, NM 87901

30. Authority.

- a. If Contractor is other than a natural person, the individual(s) signing this Agreement on behalf of Contractor represents and warrants that he or she has the power and authority to bind Contractor, and that no further action, resolution, or approval from Contractor is necessary to enter into a binding contract.

31. Insurance

- a. Contractor shall maintain the types and amounts of insurance required by the New Mexico State Tort Claims Act for the term of this Agreement.

32. Assignability

- a. The Contractor shall not assign any interest on this Agreement, and shall not transfer any interest in the same (whether by assignment or notation), without the prior written consent of the City thereto: Provided, however, that claims for money by the Contractor from the City under the Agreement may be assigned to a bank, trust company, or other financial institution without such approval. Written notice of any such assignment or transfer shall be furnished promptly to the City.

33. Amendment

- a. This Agreement shall not be altered, changed or amended except by instrument in writing executed by the parties hereto and all other required signatories.
- b. If the City proposes an amendment to the Agreement to unilaterally reduce funding due to budget or other considerations, the Contractor shall, within thirty (30) days of receipt of the proposed Amendment, have the option to terminate the Agreement, pursuant to the termination provisions as set forth in Article 4 herein, or to agree to the reduced funding.

34. Entire Agreement:

- a. This Agreement shall be governed and construed and enforced in accordance with the laws of the State of New Mexico and the ordinances of the City of Truth or Consequences.

IN WITNESS WHEREOF, the parties have executed this Agreement as of _____, 2024.

CITY OF TRUTH OR CONSEQUENCES

SIGNED BY: _____ DATE: _____

NAME AND TITLE: _____

SIGNED BY: _____ DATE: _____

CITY'S LEGAL COUNSEL-CERTIFYING LEGAL SUFFICIENCY

CONTRACTOR:

COMPANY NAME: JAIME F. RUBIN, LLC ATTORNEY AT LAW

SIGNED BY: _____ DATE: _____

NAME AND TITLE: _____

Attest: _____

Date: _____

EXHIBIT A
SCOPE OF WORK
ANNUAL LEGAL SERVICES

Day to Day and Routine

- Provision of legal opinion and guidance- but will ultimately leave final decisions to the City Commission and Administration- and continue to provide legal support based on those decisions.
- Advise the City Commission and the City Manager on all matters including Policies and Procedures, Open Meetings, Inspection of Public Records, Elections, Procurement, Administrative Proceedings and Hearings, Meetings Rules, Personnel Matters, Tort, and Criminal Litigations matters that may arise.
- Provide general legal services to the City Commission, City Manager, and Authorized City Staff as needed.
- Research and submission of legal counsel on municipal or other legal matters as requested by the City Manager.
- Shall notify appropriate staff of new laws, legislative mandatory requirements or other when knowledge of such changes are incurred
- Draft and send basic correspondence to individual(s) upon request.
- Perform necessary legal research and prepare briefs when required.
- Review of matters relating to municipal utility operations.
- Advise Elected officials.
- Experience with New Mexico Local Government
- Employment Laws
- Timely response to inquiries

Meeting Attendance

- Participate in authorized Meetings and/or telephone conversations with Mayor, Commission Members, or City Manager for legal consultation.
- Attend, as requested, Commission Meetings to include, but not limited to, executive sessions, planning sessions, conferences, and department meetings and advise Mayor, City Commission, or City Manager on legal matters.

Resolutions, Codes, Ordinances, Policies

- Development and drafting of municipal codes, resolutions, ordinances, and rules and regulations relating to all facets of City operations as directed by the City Manager or the City Commission.
- Provision of legal review of policy recommendations, rules and regulations relating to all facets of City operations as directed by the City Manager or the City Commission.
- Render written opinions on law when requested, including interpretation of statutes, ordinances, rules and regulations.
- Provision of legal advice regarding land use and planning and zoning issues.
- Prepare and/or evaluate developer agreements and contracts, subdivision agreements.
- Subdivision, property and road experience.

- Prepare and/or evaluate documents necessary for routine land purchases and/or sales.
- Provision of legal advice on code enforcement and related issues.
- Representation of the City on economic development related issues as may be requested.
- Represent the City, when required, in matters related to the enforcement of City buildings, subdivisions, easements maintenance and zoning codes.
- Review ordinances, resolutions, bonds, deeds, securities, and insurance requirements required by or for the City as needed.

Contracts and Procurement

- Review Procurement documents as needed.
- Draft and review of municipal contracts, including contracts for lease agreements, Memorandums of Understanding, Memorandums of Agreement, Joint Powers Agreements, public improvements, developments, subdivisions, construction, and the approval of content, form, legality, and execution as requested.

Litigation

- Representation of the City before Courts of competent jurisdiction in any pending legal actions against the City or those initiated by the City.
- Prosecution of criminal matters in City Municipal Court.
- Representation of the City before administrative agencies when requested by the City Manager.
- Represent the City at all pre-trial motions when necessary.
- Draft and review Notices of Contemplated Actions.
- Provide written legal opinions and advise City on methods to avoid civil litigation.
- Examine and advise regarding the legality of all proceedings and actions of the City Commission as may be requested.
- Prepare criminal complaints where facts warrant.
- Receive and evaluate assessment appeals as deemed necessary.
- Preparation of trial.
- Negotiate and enter plea bargains where deemed advisable.
- Investigate and evaluate claims by the City against others and recommend appropriate course of action.
- Handle disputes between the City and other governmental units, including litigation as deemed necessary.
- Examine, evaluate, and provide representation for appeals to Appellate Courts.
- Prosecution of criminal matters in the City Municipal Courts.
- Defend in court litigation where insurance coverage is unavailable. This includes but is not limited to: human rights claims, condemnation, zoning and land use regulation matters, permits and administrative actions, administrative citations, code enforcement issues, labor and employment matters.
- Handle various legal matters under construction contracts and any resulting litigation.

Employee Issues

- Provision of legal advice or opinion in respect to personnel matters of the City.
- Attend grievance hearings if requested by the City Manager.

Other Services

- Perform other legal services as necessary to protect the city.

Invoicing and Fees

- Submit a monthly invoice to the City Manager that includes the service performed, the requester, the time involved, and the specific question or matter addressed.
- Provide all of the services listed above for an hourly rate as listed in contract.



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: H.6

SUBJECT: Selection of an alternate date for the second meeting in September.

DEPARTMENT: City Clerk's Office

DATE SUBMITTED: September 6, 2024

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

WHO WILL PRESENT THE ITEM: Mayor Hechler

Summary/Background:

The second meeting in September falls on September 25, 2024. This item is to select an alternate date for that meeting.

Recommendation:

Selection of an alternate date for the second meeting in September.

Attachments:

- None.

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 9-11-2024



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: H.7

SUBJECT: Luncheon date for City Advisory Boards.

DEPARTMENT: City Clerk's Office

DATE SUBMITTED: September 6, 2024

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

WHO WILL PRESENT THE ITEM: Mayor Hechler

Summary/Background:

The Mayor and Commission would like to hold an appreciation luncheon for our City Advisory Board members. We are asking that the Commission select a date for the luncheon.

Recommendation:

Select date for appreciation luncheon.

Attachments:

- None.

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 9-11-2024



CITY OF TRUTH OR CONSEQUENCES

AGENDA REQUEST FORM

MEETING DATE: September 11, 2024

Agenda Item #: H.8

SUBJECT: Annual request to hold one meeting in November and December 2024.

DEPARTMENT: City Clerk's Office

DATE SUBMITTED: September 6, 2024

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

WHO WILL PRESENT THE ITEM: Angela A. Torres, City Clerk-Treasurer

Summary/Background:

Each year the Commission determines whether to combine meetings and only hold one meeting during the months of November and December due to the Thanksgiving and Christmas Holidays.

If any important issues arise a Special Meeting can be called if needed.

Recommendation:

Approval to hold one meeting on November 13, 2024, and one meeting on December 18, 2024.

Attachments:

- None.

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 9-11-24



City of Truth or Consequences

AGENDA REQUEST FORM

Agenda Item #: H.9

MEETING DATE: September 11, 2024

SUBJECT: Discussion/Action – Water Right Assignment Agreement Permit 02239-A

DEPARTMENT: Community Development

DATE SUBMITTED: September 5, 2024

SUBMITTED BY: Traci Alvarez

WHO WILL PRESENT THE ITEM: Traci Alvarez – Assistant City Manager

Summary/Background:

The City Commission entered into an agreement 11/20/2000 for the purpose of use of 4.65 feet per annum of surface water under permit 02239-A. This water is used for the Fishpond at Ralph Edwards Park for the rate of \$150.00 per month. Owner would like the Commission to consider an increase for the use of the water rights to \$250.00 per month.

Recommendation:

Consider request to increase monthly water right cost

Attachments:

- Agreement between City of T or C and William Buhler 11/20/2000
-
-

Fiscal Impact (Finance): Yes

\$1,200.00 per year increase

Legal Review (City Attorney): Yes

[Click here to enter text.](#)

Approved For Submittal By: ☐ Department Director

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

Final Approval: ☐ City Manager

CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

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

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

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

File Name: CC agendas 9-11-24

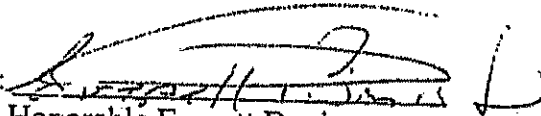
AGREEMENT

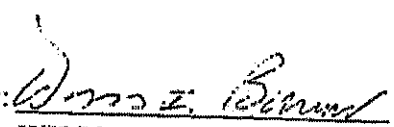
In consideration of the mutual promises and covenants contained herein, it is agreed between the undersigned parties, called the City and William I. Buhler herein, that the following Agreement is made and entered into between said parties.

1. The City desires to continue to use the 4.65 acre feet per annum of surface water under Permit 02239-A, and agrees to pay William I. Buhler the sum of \$150 per month commencing on February 12, 2000 and continuing at the rate of \$150 per month for so long as the City uses said water right.

2. This Agreement shall remain in full force and effect after the date hereof except either of the parties may sooner terminate the same by giving 30 days written notice to the other party. In the event of such termination, the water right used by the City under Permit 02239-A shall be transferred to its original location, and the parties shall equally pay the costs necessary and incidental to said transfer.

CITY OF TRUTH OR CONSEQUENCES

By: 
Honorable Everett Banister
Mayor, City of Truth or Consequences

By: 
WILLIAM I. BUHLER

Attested: 
Kathleen Terrazas, City Clerk

STATE OF NEW MEXICO)
 :SS.
COUNTY OF SIERRA)

The foregoing instrument was acknowledged before me this 20 day of November, 2000 by William I. Buhler and was further acknowledged by Everett Banister, Mayor of the City of Truth or Consequences, a municipal corporation, on behalf of said corporation.



Notary Public

My Commission Expires:
(SEAL) 6-26-04

AGREEMENT

In consideration of the mutual promises and covenants contained herein, it is agreed between the undersigned parties, called the **CITY** and **WILLIAM I. BUHLER** herein, that the following Agreement is made and entered into between said parties.

1. The City desires to continue to use the 4.65-acre feet per annum of surface water under Permit 02239-A and agrees to pay **WILLIAM I. BUHLER** the sum of **\$250.00** per month commencing on **September 11, 2024**, and continuing at the rate of **\$250.00** per month for so long as the City uses said water right.

2. This Agreement shall remain in full force and effect after the date hereof except either of the parties may sooner terminate the same by giving 30 days written notice to the other party. In the event of such termination, the water right used by the City under Permit 02239-A shall be transferred to its original location, and the parties shall equally pay the costs necessary and incidental to said transfer.

CITY OF TRUTH OR CONSEQUENCES

By: _____
Angela Gonzales
City Manager, City of Truth or Consequences

By: _____
William Buhler

Attested: _____
Angela A. Torres, City Clerk

STATE OF NEW MEXICO]
 :ss.
COUNTY OF SIERRA]

The foregoing instrument was acknowledged before me _____ day of _____ 2024 by **WILLIAM I. BUHLER** and was further acknowledged by **ANGELA GONZALES**, City Manager of the City of Truth or Consequences, a municipal corporation, on behalf of said corporation.

Notarial Officer