

**CITY COMMISSION MEETING MINUTES
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO
CITY COMMISSION CHAMBERS, 405 W. 3RD St.
WEDNESDAY, JUNE 10, 2026**

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. Destiny Mitchell, Mayor Pro-Tem
Hon. Amanda Forrister, Commissioner present via telephone
Hon. Ingo Hoepfner, Commissioner
Hon. Chaz Glines, Commissioner

Also Present: Gary Whitehead, City Manager
Traci Alvarez, Assistant City Manager
Jay Rubin, City Attorney
Angela A. Torres, City Clerk-Treasurer
Jocelyn Holguin, Chief Financial Officer
Bo Easley, Public Works Director
OJ Hechler, Public Service 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 Clerk Torres to lead the Pledge of Allegiance.

4. APPROVAL OF AGENDA:

Mayor Pro-Tem Mitchell made a motion to approve the agenda with the removal of item F12. Commissioner Hoepfner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

C. PUBLIC COMMENT (3 Minute Rule Applies):

Becca Eza, MainStreet Truth or Consequences addressed the Commission with comments related to:

- We held the first of the Dancing in the Streetlight series last Friday, and it went really well until a thunderstorm came in and we had to shut it down early. But it was really great to see that a lot of people came out. The opener, Stevie Bluetone, played through his entire set, and then the headliner, Rockabilly Strangers, got started, and then the rain came. People seemed to get the message that we were doing it, brought lawn chairs, and were having a great time up until the rain. We're excited for the next two in that series; the first Fridays of the Summer months, July 3rd, which will also include an Independence Day parade just before, we're just going to do it along Broadway, keep it a little bit shorter since it may be hot. Parade registration is open, so we're just trying to get folks to come join, it's going to be a very casual parade, no entry fee, no prizes, just for fun. After that, the Red Eye band will be opening up at the plaza, and then Tudy Romero and the Silver Bullet band is headlining that day. Then on August 7th, we have Constance opening, and Southern Blend playing. They should be good events, we have food trucks lined up for those as well.
- We're continuing to work on details of the Levitt series coming up in September and October, and excited to get the headliner announcements out as soon as we have contracts signed with those groups.
- We have 2nd Saturday Art Hop coming up this weekend on Saturday, 6pm-9pm downtown, plus whatever after-hours things might be going on.
- We are continuing to support on the Foch Street project, it's really coming along well, we've been hearing positive things about the sidewalk and the light poles, I think people are starting to get excited about what it will look like when it's finally finished.
- We're working on a grant application to the USDA for a restaurant incubator program, so if we were to get funded for this, we would do some trainings of entrepreneurs who are interested in opening a restaurant business, and kind of help people to have the skills needed; everything from the food prep side of things, menu planning, inventory, to also the business side, business plans, taxes, how to pass certifications, and all that kind of thing. The hope is that we would train a new crop of people who are excited to open a successful restaurant here. That's all I have for now, you know how to get in touch with me if you have any questions. Thank you.

Ellie Nordgren addressed the Commission with comments related to:

- My name is Ellie Nordgren, this is Linda Brandis, and we're from Sunshine Valley Garden Club. It was started in 1950 in T or C, and we have a blue star memorial that is honoring veterans, it is in a little area in front of the Rio Bravo Gallery. The memorial is in need of repair, and we're having a hard time finding out when it was put in, but we have a postcard that shows it in 1966. It's in front of a dollar store in 1966, but now it's Rio Bravo Art Gallery. I also have a picture of the sign itself, and

it's back further in the shade, and this is the front of it. The back is really what's in need of repair. We were wondering if the city would help with repairs or give us the name of somebody that could do it. There's all kinds of criteria, it has to be done with a certain kind of paint, and bring the wording up and everything. That's what we're here for today, to try to find out when, exactly, it was put in, and if the city would be willing to help with restoration.

D. REPORTS:

City Manager Whitehead reported the following:

- I would like to do a brief update; in the city right now, we're really trying to bring things to a close, the end of the fiscal year is just a few weeks away, so we're kind of scrambling to make sure that we're getting everything in order. We suspended purchase orders and those kinds of things so that we can get to our final close-out. At the next meeting, hopefully we'll be presenting final budgets, and some updates there, as well as last contracts, and those items that need to be approved to move forward. The next meeting will be a little busier than this one, potentially with some housekeeping items.
- I want to follow up with Becca, I would really like to thank MainStreet and Becca again, she's a real trooper. She hung out there Friday evening in the rain, was soaked in her blanket trying to stay warm, so really appreciate what she did. The musicians may not have all played, but they brought a lot of nice rain. Good on us for that, that was really great.
- Let's touch on Foch Street – Just to remind and keep everybody in-tune, it's really moving along well, there are lots of folks on staff out there right now. Today before coming here, I took a quick look, there are lots of folks. The contract is scheduled to end July 8th, that's the end of the construction period. I'll remind you that they have 30 days from that day to then finish the project. So that will be what we would call the punch list or anything there. We continue to stay really engaged with the crew. We expect, based on their two-week look ahead that Monday, the paving contractor will be on-site to begin paving. I think today they're pouring the last bit of curb and gutter that needs to be poured, which is on the Southeast side behind the restaurant and the insurance company. There's a hot water ditch there that needs to be constructed, so that's been one of their technical spots, and they'll be finishing that up. They're going to be pouring some seed walls this week, those are the big items that stick out. I think, as Becca pointed out, I do also receive lots of nice compliments for the path, people are walking on it, using it, and it's wide. They have done a nice job building that, so we're excited.
- Shovel ready continues to move along at a very good pace, there on Second Street, finishing up that water line. That's the water line extension off the work that you guys did with the downtown project several years back, they've reconnected. That runs all the way up to Silver Street, kind of reconnecting. And then we started the project for Silver street, the extension, yesterday, so we're excited to get that going. If you've taken a drive out towards the South part of T or C, you'll see the new water tank is almost constructed on the Cook Street side.

Our shovel ready project continues to move along really well, the contractor is doing a good job. We did have some concern that there were water leaks back in the new water line, but what they did is paved over everything – they cut, put in the water line, then they come back and pave – so they had to go back and cut out where all the valves are so they could pour those in concrete. They kind of did a little different strategy where they paved everything, and then came back. There were no leaks, just work to finish up exposing the valves.

- We are excited about WSPI-1, that's the second water project, that's been bid, it's been led, we're into our third week of construction. Contract crew is mobilized. They're currently potholing up around the elementary school. They've made a commitment to the city that they're going to bring in a couple of crews so that they can get the water line in around both schools done before school is back in session, so that we can attempt to avoid that concern of water, water outages, and kids having to be out of school because of water. Really thankful for them, they're really working that part.
- So both water projects are going, I'll remind you that the third project, WSPI-2, is ready to bid, as well as critical water, which is our biggest water line, which will be what we call the metal streets, that's ready to bid. We're trying to stagger it so we can create some balance and figure that out, but we are ready to continue down those roads, and they're going well.
- I'd like to congratulate the Parks Department, the boat ramp is finalized, I think. The skate park is close to being final, both those projects came out really well. We have seen some good feedback, people were enjoying that. Ralph Edwards Park looks great, and I think when Levitt gets in there in the Fall, and people are hanging out in the park, I think they're really going to enjoy that nice open space.
- Happy to tell you that we've started the new structure of the employees that you granted us. It took us a little while to get the job descriptions put together, and get it out, but this is the first week that we've had a Public Works Director functioning. Bo is here, and then we have our Community Service Director here to give a report, and at the same time, our Public Safety Director is going to give a report. I'm excited that our three-tier system is going to work today, and you're going to get to hear from all of them. It's been a nice couple of days for me to have somebody now in the field, and I want to thank the staff, they've been really welcoming, we're working well, and again, I applaud all the staff, it feels like we're really getting on the same page.
- We did complete a new water line extension on Cherry Lane, and then our street crew is out there now, we're patching potholes, and we're using Cherry Lane as a backfill. We have to order so much hot mix a day, it takes a little while to move around, to get it into place, and then we'll continue to patch Cherry Lane. Under the GO bond money, we do have funding to do an overlay on Cherry Lane, as well as an overlay on Arrowhead. As Bo gets up to speed with Brenden, we'll start getting those projects fully online.
- It was an exciting day last Friday, we were able to get the helicopter relocated, removed. I really want to thank Bartoo, they donated their time and energy to the Veteran's Park with Maggie and Merry Jo, through their board. The helicopter is there on a temporary trailer in a staged area so that people can at least see it, it's

on display, which is one of the requirements from the donating agency, that within a year we get it at least on display. Then we will begin working to come up with a structure, a plan, where to put it into the park in a permanent setting. That will take a little time to figure that out and raise some funds to do so.

- I will wrap up by saying that Jocelyn and I had a really nice kickoff meeting with our new audit team, kind of laid out the track and the plan. We will continue to do some work, we have several things to get done here before the end of the year, but I feel like we're in a good position, to get us a good audit and take care of a couple of those findings that we had this year. I will stand for any questions.

Mayor Hechler: Thank you, Mr. Whitehead, I guess the analogy I would use is that we have a bunch of dominoes set up, and some of them are starting to fall, and we're setting new ones up at the end trying to catch up. It's a great time for the city with all the projects that are finally coming to fruition, and the things that are happening. People are going to get tired of all the construction, I understand that, but at the end, we're going to have a better city for it. It's taken a long time to get to this stage with the city, and I appreciate your leadership, I appreciate the work of this Commission over the past few years, I think we're in a good place, and I feel really optimistic for what's going to happen in the near future for us. Thank you for that report.

City Manager Whitehead: Thank you, I appreciate that. Staff is doing great, and I feel the same way.

a. Police Department Update.

Chief Tavizon reported the following:

- We've been quite busy at the Police Department. These are our statistics for last month:
 - 1,093 calls for service
 - 17 motor vehicle accidents
 - 11 sky referrals – just a reminder, sky referrals are any kind of suspected neglect or abuse that may be reported to CYFD. They sign it out to us, we go investigate to see if the claims are substantiated or not, and a lot of those are not substantiated, just a concerned neighbor, etc. We continue to ask the community that if they suspect anything, please continue to call. It's better to check and make sure it's not anything, rather than not to say anything and it be something of concern. We appreciate members of the community calling out.
 - 3 DWI's
 - 11 arrests for the month
 - Code Enforcement had 29 properties that they were working on
 - Animal Control took 117 calls for service
 - Officers conducted 235 traffic stops, and issued 148 citations
- We had a string of auto burglaries there for a little bit. Thanks to a quick investigation from our detective, we were able to identify the suspects, and charges were filed.

- Subsequently, we had a string of commercial burglaries as well, where we collaborated with the Sheriff's Department and were able to identify, make arrests, and return some of that property. I'm extremely appreciative of the relationship we've built with the Sheriff's Department, and the collaboration that we have in providing services for the community, to provide a better service to the community.
- Just a couple tips for businesses and residential areas:
 - If you can afford to purchase cameras, they're fairly inexpensive nowadays. Invest in security cameras, it's a really good investment.
 - If you can get motion-sensor lights for your property, that's also a great idea that's fairly inexpensive.
 - Never leave your firearm in your vehicle, and never leave your vehicle unlocked. Some of the firearms we've recovered have been taken from vehicles where they've left those firearms inside those vehicles. For safety reasons all around, it's just better practice that if you're going to have them, lock them up when you're done with them, or in your house anyway.
- We've been busy working with RFP for the new building, we're going through that process. We can't talk a whole lot about that, but that is moving along. It should be in front of you here in not too long a time.
- We've been working our traffic safety grants to try and address some of these issues, try to minimize some of these crashes that we've been dealing with, and some of the traffic complaints that we've had. The way the grants work is they are federal funding that is filtered through the state. We get X amount for that purpose, so we get to address it according to whatever needs the community might have.
- On a positive note, I was approached by a member of the community who happened to be in a little bit of trouble and going through a hard time. They wanted to make sure I was aware that one of my officers, without being asked or told about anything, took it upon himself to go pay out of pocket and buy that individual some groceries and other items they needed, and they were really moved by that and appreciative of it. It's nice when you get that kind of report as a chief, going above and beyond to serve our community members. William Anderson, I don't know if you've had an opportunity to meet him yet. If not, I'll make sure to bring him in. He's a great individual, a great officer, and we're happy to have him. With that, I'll stand for any questions you may have.

Mayor Hechler: Thank you, Chief. Continue to do good work.

b. Department Head Reports.

City Manager Whitehead: I have to apologize, we normally have a five department head kind of meeting, but with the new change and structure, we just couldn't put those together. We're going to try to change it up, you'll still have departments reporting to you on a quarterly basis, the first meeting, so it'll still have the same structure, but we'll probably work it so that one time it'll be through Public Works, one time it'll be Community Service, and then the next time will be the managers' reports. I still want the

departments to at least be visible to the community, and be visible to you. Today, we're just going to kind of talk a little bit and let Bo give you a briefing.

Bo Easley, Public Works Director:

- As Gary said, on Monday, I started the new position of Public Works Director. This week I've been working with Jamie and Traci quite a bit, catching up on all the water projects. There are quite a few projects that were mentioned in meetings yesterday, I got caught up on pretty much all the projects. Also, with the North Riverside Vac Station and everything, we're working on that. Next week, I'll be meeting with all the other departments, catching up with them. I've been working with Chris, that has stepped up into the Supervisor position with the Electric Department, and been showing him everything that I've learned over the years in working with Tim. The Electric Department has been pretty busy, we finished Love's and now we're back catching up on some of the little stuff we had put off while we were building lines for Love's and getting them on. They've been replacing poles and doing new services, etc. I will stand for any questions.

Mayor Hechler: Bo, do you have any involvement with Foch Street?

Bo Easley, Public Works Director: Yes sir. Every Thursday, we have a meeting with the contractors there. Other than working with electrical, we're still waiting on the contractor to do the electrical there for the lights and everything.

Mayor Hechler: Are you satisfied with the way it's working and progressing? Are we going to have a good product at the end?

Bo Easley, Public Works Director: Yeah, I think so. I think it's coming along really good.

OJ Hechler, Public Service Director:

- We'll start with the Animal Shelter:
 - Tara is currently advertising for our spay/neuter grant, so if you qualify for it, you can get your animal fixed at no cost. For people that didn't know that, be sure to take advantage of that. She recently reapplied for the spay/neuter grant, Tara is always working with rescues to keep the no-kill status for the shelter. She's also applying for other Best Friend grants.
 - Our notice of obligation for architectural site plan for the expansion has been approved, so I'll be working on processing a purchase order for that expansion, along with all of her daily operations.
- The Library:
 - Summer reading programs started this past Monday. The theme for this year is archaeology. Pat has decorated the library with banners and dinosaur inflatables. So far she has twelve adults registered for the reading and crafts program, and twenty four children. She wants you to go by if you get a chance.
 - She's also working on getting Wonders on Wheels, which is the state's mobile museum, to come back for another program this summer.

- Facilities Department:
 - Friday night at the Golf Course, part of our golf cart storage building blew off. They're currently working on replacing that. I talked to Thomas this morning, he was on the roof actually replacing it with screws this morning, and tightening and securing it down.
 - They're also working on a leaky valve for the irrigation system over at the Civic Center, along with their daily operations of keeping the facilities clean and stocked.
- Parks Department:
 - They are getting ready to transition from baseball to soccer. They will be aerating the ball fields, as well as upping the watering schedule, to prepare for the soccer season. They'll also be aerating the smaller parks, along with cleaning up the weeds throughout the parks system.
 - As you know, for the Golf Course, we've been working on the irrigation system. Bob has staff that has been supporting him and the vision in getting the sprinkler back up and running. We recently put in an order for eighty eight new sprinklers, and we've received seventy two of them. We'll work with Gray, Bob, and the staff on getting these implemented and installed.
 - We've been working off one pump and motor at the golf course, we're supposed to have two pumps and motors, we've been limping it along. Our pump and motor has been rebuilt, it's ready for pickup. We have to make some arrangements to get to Las Cruces and pick that up, and then we should be running full-board over there with the sprinkler system, as far as the pumps, motors, and the power goes.
 - The swimming pool is open seven days a week, thank you to Mayor Pro-Tem Mitchell! The water clarity and pool temperature has been on target, attendance has been up, we've been super busy over there, you put your prices to \$1 and we've been really busy. Monday and Tuesday we conducted interviews for the pool supervisor position, we'll be offering one of the candidates a position over there. So we will get Mayor Pro-Tem Mitchell some relief over there.
 - As Gary mentioned, our boat ramp and dock project has been completed, that Trails Plus grant has been completely closed out, so we can move on from that and get ready for our next round of the Trails Plus grant. Also, the pay requests have been submitted to DFA for the state park, there were two more left, once we get the reimbursement back, we can close that grant out as well. With that, I'll stand for any questions.

Mayor Pro-Tem Mitchell: I did have one comment on the pool, I just ran the numbers, and we're averaging about ninety seven people a day. That's an average, we have had over one hundred sixty people in one day. So even though we lowered the price, we're making more money, our deposits are bigger, and people are getting to use the pool, and it's really great.

Mayor Hechler: What's the next big thing on your horizon?

OJ Hechler, Public Service Director: We've got a couple projects coming up. Obviously, we're working on the Lee Belle Johnson center, we have money for that, so we'll get that project moving. I'll be stepping into the role of the grant manager for that one. We've also been awarded some grant funding for a new playground at Family Park. It's the first phase of our Louis Armijo Sports Complex master plan. Then, Rotary Park, the master plan there, and then the feasibility study. It's going to be an exciting year, looking forward to it.

Mayor Hechler: Thank you.

2. City Commission Reports.

Commissioner Glines reported the following:

- Summer is here, it's already heating up fast, but it's not slowing down what we've got going on downtown. We still have live music going on all the time, Art Hop is this Saturday, we've got plenty of open mic's – there's karaoke all over the town and in the county right now. There are farmer's markets, wellness stuff, and outdoor activities that are really showing off that it's nice to be outside when it's sunny and hot. Turnout from locals and visitors has been great, they're showing up to these events. I do want to give a shoutout to our city board committees and county committees that have been doing outstanding work, I see a lot of stuff going on for what's supposed to be a nice little art town, getting energy out there into the rest of the state.
- Last Tuesday, I went on a tour with City Manager Whitehead and Commissioner Hoepfner, it went well, we walked Foch Street, and it's nice, I like the way it's looking a lot. It's going to turn out to be a really nice little part of our town connecting our two main streets. We stopped by the airport, it's looking really nice also. I see the vision for that, we talked about that. Fleet Department and the Service Center are doing a good job over there. Thank you to the city staff for all the hard work. I'm keeping an eye on it, watching what everybody's doing, everybody is really, really busy right now. I think we're one of the busiest little cities that New Mexico has going on right now. We still have a lot of progress to make, but as the Mayor said earlier this morning, I'm also feeling optimistic about where we're headed.
- I'll be heading to Albuquerque soon, I guess with the four of us, we'll be going up on Monday and Tuesday. It's going to be some more training, networking, learning. I'm looking forward to putting my best effort to become a better Commissioner.

Mayor Pro-Tem Mitchell reported the following:

- To touch on what Chaz said about the mall, this is the MOLI 2 training from the New Mexico Municipal League. We went to MOLI 1 in January, and once we complete enough of these trainings, we become certified public officials. So we're trying to all get that certificate.

- We had a great report on the swimming pool, we have been slam packed, it's been amazing, the water's been perfect, everybody's happy, got full staff that are great at what they do, just needing a little bit of guidance and common sense, but they are very professional and we've gotten lots of compliments on them.
- I was also going to shout out to Becca on the 4th of July parade, I'm hoping to get some more people interested in that. I keep forgetting that the American Legion wants to put in three entries but they need a form and I haven't been able to get out there and get them the form, so that's for Becca.
- I also had the pleasure of working the polls for the first time last Tuesday, I was one of the presiding judges over at the Elephant Butte center. It was a very interesting experience, and I encourage people from the community to get out and work the polls. It's a paid day, you get paid for it. You get to meet a lot of cool people, and it was just a lot of fun. It was interesting, everybody votes usually, and being there all day, seeing everybody come in, it's really fulfilling. I would just encourage more poll workers in the future.
- I went ahead and did some research on the Blue Star Memorial Park, and it was actually dedicated between September of 1958 and September of 1959, that's when the Club got started, and it was a nationwide project started by the National Garden Clubs Incorporated, in 1945. I would like to, if you got their contact info, I'd like to get them this information. There's also a microfilm of the dedication at the library, according to AI on google. Just a little update.

Commissioner Hoepfner reported the following:

- Thank you for all of the volunteers and the people who make this town a wonderful destination to visit. Keep up the good work. I'm looking forward to all the events, Art Hop is coming up, so we are all getting ready for that. Please come down and be part of the festivities. Thank you to everybody who is volunteering. When we see the numbers, it is appreciated what we do and that is the biggest thank you to everybody who volunteers that try to make these events happen. Thank you.

Mayor Hechler reported the following:

- Yesterday I had the privilege of a discussion with the campus secretary, Rob Black, he's the economic development for the state on New Mexico. We had several discussion points; from the conservation pool at Elephant Butte Lake state park, to expansion of our airport, to potential regionalization of wastewater facilities, and several other topics. The purpose of the call was to determine which representatives from other departments that representative Black will bring with him. I suggested he bring members from the Environment Department to talk about the water/wastewater issues, and things of that nature. Present with me during this meeting was Mayor Holcomb, who is the mayor of Elephant Butte. Chairman Paxon wasn't able to be present because he was certifying an election. But hopefully we can come to agreement on two or three major issues when we meet with representative Black in the near future, and we'll bring those to the Commission for consideration.

- I was honored to present at the Love's ribbon cutting. Thank you to Mayor Pro-Tem Mitchell and the Chamber of Commerce for helping facilitate that. The ceremony was well-attended by Love's management team as well as our City Manager and department heads. There was a great showing, it had energy, and I really appreciated having it. Love's is currently employing over sixty employees for our city. Some of the employees are from out of town, still, but they're training new employees, and their goal is to hire local folks to fill those positions when they depart. Within a year or so, I think 90% of the employees at Love's will be locals, hoping that's the way it works out. They're a wonderful addition to our community. They've already given \$10,000 to various groups in our community, so they will be a great partner. As I told them when I was there, there are 670 Love's nationwide, there are 16 in New Mexico, but they're the only Love's we have. I'm hoping they will continue to be a great partner down the road, and so far, so good.
- As a result of our cornhole tournament at Fiesta, I was able to recruit a major cornhole tournament here, which starts this weekend at the Civic Center on the 12th, 13th, and 14th. We already have teams from Oregon, Arizona, and Nevada signed up. Families and teams, they're coming to town. We missed Lodgers' Tax availability because of the timing, and this is kind of an impromptu meeting, but hopefully we'll be able to recruit them again for next year, and we'll get ahead of the game to facilitate this thing, because they bring a lot of folks in from out of town. I'm excited for that, I'll make a visit this weekend to go see him and welcome them to our community. They're going to be at the Civic Center because they wanted an indoor venue. Obviously, they will live stream this event. It is a regional qualifier for a national tournament, so it will be well-attended. If somebody wants to watch some good folks play cornhole, it's time to come down and take a look. They will be busy Friday, Saturday, and Sunday from 8am to 11pm, so there are going to be a lot of teams and a lot of cornhole going on.
- Finally, at the end of last month, after the meeting, we had a meeting with the South Central Regional Transportation Planning Organization, which I share. We had the meeting in Williamsburg, and Brenden from the Streets Department, presented on behalf of the city. We're looking for money and funds for Smith Street. We already have sidewalks that are funded and allocated, but now we're looking for funding for the roadway itself. We're looking for a little over \$1 million. The presentation was well-presented and well-received. I didn't get to score because I'm the city representative, but I think everybody else scores favorably, it was a good project and Brenden did a nice job, please pass that along to him.

3. City Attorney Reports:

City Attorney Rubin had no report.

E. CONSENT CALENDAR:

- 1. City Commission Regular Minutes, May 13, 2026**
- 2. City Commission Regular Minutes, May 27, 2026**
- 3. Acknowledge Regular Lodgers Tax Advisory Board Minutes, March 23, 2026**
- 4. May 2026 Accounts Payable**

Mayor Pro-Tem Mitchell made a motion to approve the agenda with the removal of item F12. Commissioner Hoepfner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

F. NEW BUSINESS:

- 1. Discussion/Action: NMDOT Aviation and FAA Grant applications for a completed Airport Layout Plan.**

Assistant City Manager Alvarez: I'll just give a brief introduction. This is Cheryl, she's with Delta Engineering Consultants. She's our airport engineer, on record. As the Commission knows, we've completed our fuel farm out there at the airport, as well as updated some safety issues that we've received over the last couple years; great funding source for that. She is here to discuss the next round of funding, the grant application process, and our proposed scope of work for this next round. Once she's all done with her presentation, we're here to answer any questions, and the City Manager may have some input regarding the airport as well. If everything looks good to the Commission, we are requesting concurrence today from the Commission to proceed with any grant application process, so we can be in the position for future development compliance and funding opportunities.

Cheryl Rodriguez, Delta Airport Consultants: It's a pleasure to be with you this morning. As Traci said, My name is Cheryl Rodriguez with Delta Airport Consultants. Our firm is the on-call airport engineering firm that does all the capital infrastructure projects and planning projects out at the airport. As Traci said, in the past couple of years, the city has been busy doing capital improvements out at the airport. Notably, we just finished up the terminal apron rehabilitation. The airport has some aging pavement infrastructure, so we focused in on the rehab being of that terminal apron, to get it up to standards for some safety improvements. We also relocated a self-fueling station to put it with the recently constructed new fuel farms. We have a consolidated facility out there, we've got great aircraft parking space now, for both current tenants, as well as travelers coming into the airport, they have a place to park now. We've also put all the circulation or fueling in one central area, so some considerable safety improvement there. We know that we need to move on into other capital infrastructure pavement projects out at the airport; the parallel taxiway, taxiway Alpha, is in need of rehabilitation or a major reconstruction. And then moving out to the runway, over the past years, the city has done a really great job of doing routine pavement maintenance, so right now, today, the runway pavement is in decent condition, but it is getting to the end of its

useful pavement life, so we will have to program that in. As we're working on our capital infrastructure improvement projects for pavement out there, typically we work from the runway centerline out to the terminal building, that's how we prioritize projects. This airport has been a little different, we've been able to prioritize the terminal apron because of some safety considerations, and then we're going to work to taxiway Alpha, and then to the runway. At the airport, the city has two key strategic funding partners, partner one is the FAA. The FAA provides funding for development projects that are eligible, and airport improvement planning handbook. Those basically are your runway, taxiway, aprons, electrical improvements, things of that nature, that's what the FAA will participate in. They will participate in revenue generating projects, but those are lower priority, and all of your other airfields needs need to be met. How the FAA funds project; because the airport is a federally-obligated airport, the airport earns what we call non-primary entitlement funding. That's \$150,000 a year that goes to what I'll call the airport's checkbook in the FAA world. The city can use funding for that for eligible projects. We can use that money annually, or we can bank money to build it up for bigger projects, which is what, historically, the airport has traditionally done. Another funding source that had come through the previous administration was called the Bipartisan Infrastructure Law Act, it's now the IIJA, which is Infrastructure Investment Jobs Act; it's called airport improvement grant funding and there was a special period of funding that was allocated to the airport, and it was a formula-based funding for five years, we're at the tail-end of that funding, we've got two years left of that funding. The airport has been able to leverage that funding source with the NPE dollars to do some great projects like the terminal apron project. The other key funding partner for the airport is the New Mexico Department of Transportation Aviation Division, they also support the airport in all capital type projects as well. Now how does the funding stream work from these two agencies? The FAA's funding participates up to 90% of total eligible project costs. The remaining 10% of the project costs is what they consider the sponsor share, in this case, the city's share. The state of New Mexico Aviation Division then steps in, and says, "We're going to help fund the sponsor's share." So right now, they fund up to 9% of the total eligible costs. Really, on any given project, the city's share on capital improvement or planning projects out at the airport is 1% of total project costs. So what does this mean moving forward for the items that you have in your agenda today? We've been having active discussions with the FAA about how we're going to prioritize and program the need to do taxiway Alpha, and eventually the runway project. When the FAA funds a project and they issue a grant, there is a grant application, assurances, and the grant conditions say that the airport should have an updated FAA-compliant airport layout plan, particularly exhibit A, which is what we also call an airport property map. That instrument is a document that gets attached to the grants and that instrument today is an antiquated document, it doesn't meet FAA standards. So the FAA said, "We know you have upcoming big rock projects for taxiway Alpha, we're going to pause in between the terminal apron project and the taxiway project, and we're recommending that the city move forward with a planning project." Which is what is presented before you today. What we're going to be doing next in between capital improvement projects is what we're calling an airport layout update with narrative. What is an airport layout plan? The airport layout plan is a critical document that shows existing and future development conditions for the airport. If you want to get funding

from the FAA, the project needs to be depicted on your airport layout plan. The exhibit A property map also shows how property within the airport boundary inside the airport was acquired historically, and whether or not any of that property acquisition historically was purchased with federal funds. The airport property map also shows the immediate adjacent properties around the airport so we can just see if there's future land acquisition, if it needs anything like that, it's all identified on the exhibit A. Exhibit A is a key document because depending on an airport's size, and I'm not saying this is specific to the city's airport, but generally speaking, if an airport is large, and they've got property that has demonstrated that it cannot be developed for air and nautical use, it can be developed for non-aeronautical use. There is a land release program that it goes through, but it all has to be on exhibit A. With that thinking, the FAA is asking airports, including the city's airport, to get everything updated so we can identify property acquisition, and also aeronautical and potential non-aeronautical uses within the airport boundary itself. What Delta has done is we prepared a scope of work that will update the airport layout plan, because right now the airport layout plan is about twenty years old. There has been some development on the airport, new fuel farm, things of that nature, so we'll have to identify where that new development is going. But also, as part of this airport layout plan, going to focus in on what we call a terminal area plan. That terminal area plan is going to identify facilities for future aeronautical use. Those are potentially facilities that are also potential revenue-generating facilities, hangar developments notably. Hangar development is eligible for funding, but it needs to be depicted on the ALP. We want to make sure that the airport has a good short-term and long-term planning document that captures the anticipated needs of growth out at the airport, and can identify the facilities that can capture potential revenue generation in the future, and then we can move forward on programming those funds in the long-term. Also what the ALP will do; right now you have a primary runway that's improved, it's an asphalt-improved runway. There's also other unimproved runways out of the airport, there are five dirt runways. We are going to evaluate those runways to determine whether or not they are needed, and the critical item in that evaluation is because when we look at runways, we don't look just at, "This is the dirt that they're landing on." We have to look at the air space out and above those runways. That's critical because there is property outside the airport boundary that could be potentially developed for other economic development type uses, and today they're constrained because of the unimproved runways. To facilitate future economic growth out at the airport, outside the airport boundary, we're going to take a look at those runways to see what can be done to mitigate that moving forward in the future. When we're doing the ALP layout plan, we're also going to write a narrative report that accompanies it, that basically documents the planning that went behind the ALP, and identifies existing and future facilities. And then we're going to do a couple of development alternatives of hangar layouts, things of that nature, for the city to consider, and for the city to adopt, and then developed a capital improvement plan moving forward that supports the long-term growth at the airport. In addition to the scope for this project, we're also going to develop what we call minimum standards and rules and regulations. One of the things that, when you have FAA grant assurances, we're up to 40 grant assurances now, but basically as development occurs at the airport, you want it to have an even playing field so that everybody is operating under the same rules, regulations, and policies. And you

want to make those policies and everything transparent. We're going to develop the minimum standards and rules and regulations for the airport, as part of this planning exercise as well. Those are instruments that the city can use to help say, "Yes, FAA, we are meeting our grant assurances, and these are policy documents that we can use to help mitigate potential future risks at the airport for development." That's the program in front of you today. I did provide a slide that kind of talks about all the components of an ALP, it's a really involved document, there are several different sheets, I'm not going to get into the nuts and bolts of them, but basically what's important for this exercise moving forward is that we will be identifying the existing layout, the terminal area plan, and the airport property map. Those are the key, critical components of this exercise. It's hard to read, but this [\(Page 128 in the packet, page 2 on item F1\)](#) is the existing ALP for the airport today. You can see all of the items that go in, that ALP identifies all the runways, both your improved runway, and all of the unimproved runways. It also identifies some aircrafts characteristics that help facilitate future development. What we're going to be doing is updating this key sheet, and then updating exhibit A, which is a document that actually gets attached to current and future FAA grant applications. One of the things that we do, like how do we get to this point, every year we work with Traci and her staff to develop what we call an airport capital improvement plan, that outlines the next five-year needs for the airport. The planning document that we're going to be working on, we will be updating that, but we're also going to be looking at five, ten, and fifteen years out, developing that capital improvement plan. I included a slide of what the current ACIP looks at today. We're in federal fiscal year 2026, so before you, you have the FAA grant applications that are applying for the funding source to use AIG funds to fund a component of this overall project. It doesn't fund it all in its totality, NMDOT Aviation Division is going to be a key partner on this, they're funding the bulk of this. The FAA is going to be funding the components that they wanted, which is exhibit A, so we're going to leverage their dollars under our Delta scope to do this planning document. Grant applications are due now to the FAA, so before you, it's my understanding that action today allows city management to sign those applications and receive those funds when they come in. How the FAA grant application works is typically they issue grants in the late summer/early fall, but before the end of the federal fiscal year, which is September 30th. Usually in August, it's a mad dash to get grants that come in, and they come in through Docusign, and then they flow through into the city, they'll go to the city attorney, and then to city management for execution. Then the funds become available after October 1st. Once funding becomes available for this project through both the FAA and the state, that's when we would anticipate the city to give Delta notice to proceed, so we wouldn't start this project, I would say, until October/November of this year, once all the funding is completely in place. After we finish up this project, which is expected to last about twelve months, because we do need to do some aerial obstruction evaluation for the runway and things of that nature. It's a twelve-month planning project, but meanwhile, we're already working on federal fiscal year 2027, we have a planning project underway, I keep my eye on the prize for federal fiscal year 2027, and we're refocusing back onto taxiway Alpha. I anticipate I'll be back before you in the next couple of months to talk about the taxiway Alpha project, but that's the next *big* capital improvement project that we'll need to do at the airport. Once that project is done, then we'll move over to the runway. So right now, the FAA is

aware, and they've had staff out at the airport, they've seen the pavement conditions, and they agree that this is the best path forward. We are working diligently to get the planning exercise done and move into taxiway Alpha, move into the runway. From there, we'll look at other capital improvement projects, because we can only say, "Have we met our airfield needs? Yes. Can we shift funding now to other potential revenue generating development such as hangar development?" but that would probably be about 10-15 years out at that point. It's a tedious process, but we're happy that the FAA and the state have been tremendous partners, through the fuel farm and the apron project, and now through the planning exercise, and they're supporting the next project, taxiway Alpha. That concludes my presentation, I'm happy to answer any questions that you may have. Thank you.

City Attorney Rubin: I just want to clarify that I have everything in my packet that I should be looking at. I have here the scope of services document that goes from the table of contents, paragraph 1 to paragraph 4.5, and then there's a letter that I think you prepared from December 19th, on the letterhead it says Delta Airport Consultants, that went to Mr. Douglas Fuller. And then there is another letter from him back to you, oh it was actually signed by Lance Foster, what else do we have here?

Cheryl Rodriguez, Delta Airport Consultants: That's a very good question. As part of Delta's scope, we have two subconsultants on our team to do key work. One of them is Souder, Miller & Associates, who will be doing the surveying and mapping of the airport property boundary, and then we have NV5, they're going to be doing the aerial surveying. They will be flying the airport, identifying potential obstructions and identifying elevations because we have to get some key data that goes into developing the ALP. Our scope says we are going to be FAA, SOP 2.0 and SOP 3.0 compliant, so our subs are key partners that ensure we can meet all of those checklist requirements for the FAA.

City Attorney Rubin: So what you're asking us to do is sign the grant agreement. So how does that play into what I have here? I'm sorry for the confusion.

City Manager Whitehead: Attorney Rubin, what you have in front of you is simply a grant agreement. That's the presentation of the vendors and the subcontractors that will participate within that program, should we be granted the grant agreement. We have to make an application not only to the FAA, but also to the NMDOT Aviation Division, this is their funding cycle, so what we're asking for today would be authorization to apply for the grant, the grant would include the work done by Delta Engineering. If you look inside your packets, you have a bid proposal that has been reviewed by the funding sources, so you have a proposal from Delta for engineering costs of \$303,000, you have an NV5 sub contract for the aeronautical support of \$137,000, and then the boundary survey of the airport at \$87,000, miscellaneous expenses gross receipts tax, for a total project of \$582,000. The total project will be funded in three parts: the FAA will fund their portion, NMDOT will fund their portion, and the City of Truth or Consequences will have to fund our 1% portion, as our 10% grant is being matched 9-1. The proposal, again, today is to grant us permission to make the applications. We did sign a document earlier this year

where the Commission granted us the authority for the Mayor or the City Manager to use electronic funding and signing on those grants that you apply for. The final contract, once awarded, would come back before the Commission to approve the contract, the scope of work, and the budget and budget adjustment if necessary. Did that answer the question?

City Attorney Rubin: Yeah, really, I'm being even more basic than that, I'm just trying to understand the document that we're going to be signing, the grant application, is that included in what we have here, or that's something separate?

City Manager Whitehead: It would seem that we did not add the grant application into the packet for your review today, we only added the concept, the planning documents from Delta, and the budgetary amount for the grant application.

Assistant City Manager Alvarez: I will say it's not your standard grant application. What you're looking at there, for lack of a better word, is the proposal that's submitted.

Cheryl Rodriguez, Delta Airport Consultants: What's being applied for is Delta's professional services fee, \$582,000. That includes the sub costs, the NM standards, as well as NM gross receipts tax. The FAA grant application is to use for applying for the available airport improvement grant funding of AIG funds to the tune of \$274,000. Then, there's going to be a grant request up to NMDOT Aviation Division for \$301,190. The city's portion is about \$6,810, that represents the 1% share on the federal side. And then the rules and regulations and minimum standards is not federally eligible for funding, the state is going to participate in that at a 90-10 split for that. That's why the math doesn't quite work out to a true 1%, but overall the bulk of the project, the city's share is 1% on the ALP update with the narrative.

City Attorney Rubin: Let me apologize to you and everybody else, because I've had this packet for a few days, so I'm noticing this now, which is not really a good thing, but I'm noticing it now. So is there anything legally that I need to be aware of? I'm just trying to protect the city, so is there anything I need to be aware of regarding this application we're going to be approving?

Cheryl Rodriguez, Delta Airport Consultants: At this time, no. However, you will be the first signature on the FAA grant in August. What I can do is send you the FAA grant assurances, I can forward them to Traci and she can share those with you, so that you can take a look at what the assurances are that get attached to a grant agreement that your signature will be going on.

City Attorney Rubin: The document you are presenting up there, is that part of what we're talking about and submitting?

Cheryl Rodriguez, Delta Airport Consultants: This document, no.

Mayor Hechler: I'm not sure that the community is aware of the jewel that we have so close to the outside borders of our community. Not many communities of our size enjoy an airport of this magnitude. This is perfect timing, as far as I'm concerned, to have this plan done because there are so many things happening in the near future for us that are going to be impacting our community, and certainly the upgrade and expansion of the airport, however we get it done, is going to be an intricate part of what we're trying to get ahead of here, so great. What's really important to us, and I know this is a little bit premature, is our relationship with Spaceport. I'm hoping that once we get the grant agreements, we have our planning underway, and we have our public meetings, that they're going to be a key player. I want to know how this community can service Spaceport, because you can't fly a private plane into Spaceport, you have to hub from here. So that's going to be a very important part of the plan for me in how we get those partners to the table and figure out what they need that we can support them with, and here's a perfect vehicle to get those things done, so I'm excited for it. Our payments to Spaceport end in 2029. We need a carrot or two from Spaceport for this community to keep us positive, to get us to support Spaceport for more tax dollars down the road. This might be a good vehicle to get that done. I appreciate your presentation, it was very informative, and thank you so much.

City Attorney Rubin: Thank you, Ms. Rodriguez, I learned a lot from that as well.

Cheryl Rodriguez, Delta Airport Consultants: Thank you, I appreciate it. And Mayor, you're absolutely right, communities have numerous gateways into their community, and the airport absolutely serves as one of those economic gateways into a community. We're pleased to be a partner in developing the airport and improving that gateway into the City of Truth or Consequences and Sierra County. I was recently at a conference where Spaceport America was present, and they did an amazing presentation, but Spaceport America actually said that members of the public cannot fly into Spaceport America, but members of the public can fly into public-use airports in and around Spaceport America. So the fact that we can hopefully develop that partnership there and develop the facilities to support that endeavor is exciting.

City Manager Whitehead: Let me reasonably address the attorney's question; the only thing that's not within the packet is the grant application itself, which would include transposing all the information that's in your packet into a pre-formed document. But the scope of work, every schedule, every cost, etc. is presented by Delta Engineering, and again, that document, if approved, this information would go into the grant application, which would then bear your signature and go out to receive those funds. To assure you, our process would then have that grant come back to you once received for approval and inclusion in the budget.

City Attorney Rubin: I'm glad you said that because as I'm going through all these things in the scope of work, I was thinking the application was included, and then I realized that it wasn't. So that's probably what the hangup was.

City Manager Whitehead: It would appear so, and it would have been an easy – not necessarily a miss – but it's so well-defined within your packet, you can see every document, everything that Delta will perform and do for us. And again, it will be transformed into a boiler plate grant application, which is not included in the packet. The Assistant City Manager has also indicated that it will be uploaded online as well. Our recommendation remains to allow us to apply for such a grant, and what I like to do is always bring things back down to home – Cheryl did a great job and talked about a lot of stuff, but what I'm excited about with this project is, put yourself in a vision for five years, we really have a five-year plan that we don't have to go seek funding for. The funding sources have said, "If you'll do step one first, then you can go to step two, then you can go to step three." We have the right partner in place to help us direct that, so as this moves, we will have a new airport plan, then we'll get started on the taxiway, then we'll get started on the runway. So by 2030 or 2031, we should have the airport back in good shape. What's exciting for me is that we're not going to have to go beat doors down to go find the funding. The funding sources have said, "It's time, you're in line, do these things in this order." So it feels really good. The airport is near and dear to Traci, this is a project that she's worked hard on, it carries a lot of pride, so this one is definitely in her basket, and I carry the confidence that her and Cheryl will put together a great, solid plan here. The last piece; in the study, as Cheryl has indicated, we are going to look at removing two dirt runways. The opportunity would be not to weaken or create a challenge for the airport, but to open that door for the possibility of the airport having additional economic development around it. The document would prove the safety, the nature, the intent, and it wouldn't happen unless the document verifies those things would be done correctly.

Mayor Pro-Tem Mitchell made a motion to approve the NMDOT Aviation and FAA Grant applications for a completed Airport Layout Plan. Commissioner Glines seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

2. Discussion/Action: Approval of Government Relations Contract with Civility Government Relations.

City Manager Whitehead: In front of you today is next year's budgeted proposal with Civility Government Relation, technically our lobbyist. As you'll remember, three years ago, the city entered into a partnership as you were trying to raise funds for water and water projects, last year we kind of brought that down a little bit. The contract came down from \$36,000 to \$18,000 last year; we're proposing the same concept. We had what I would consider a very good year with our lobbyist. She attends many of the finance committee meetings across the state, and then is providing us a report. So we're getting our eyes and ears on projects, the state funding, anything that would be available. Throughout the legislative process is an absolute conduit. This year we were able to really facilitate some meetings. Through the association, we did end up with a meeting with the governor's chief of staff. It didn't produce any fruit, but we were in a room for about 45 minutes at the 11th hour trying to arrange funds for our wastewater

treatment plant. It's our recommendation that we continue to work with this project at least one more year and see if it continues to bear fruit. Again, we invested \$18,000 last year and we brought home \$850,000 in funding, \$500,000 for Lee Belle, and \$350,000 for Marie Street. Civility was an intricate part of that while we were at the legislative session. I would stand for any questions.

City Attorney Rubin: The contract on the last page, it has an acknowledgement that Civility is acknowledging it's aware of the procurement code, I don't see that as a problem because we're talking about a one-year contract for \$18,000, so I think it falls within small purchases, I don't see any issue there.

Mayor Hechler: I'm on the same page with you, Manager Whitehead, I think we keep going a year at a time, as long as this relationship bears fruit, I think it did last year, we'll work at it this year, certainly the discussion you and I had, we're very capable of doing our own lobbying at certain times, but we can't attend all the meetings, and that's what this person does for us. I appreciate that part of it, and as long as we're successful, it would be my inclination to keep going with it. Thank you.

Commissioner Glines made a motion to approve the Government Relations Contract with Civility Government Relations. Commissioner Hoepfner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

3. Discussion/Action: Vector Control Operations Agreement.

OJ Hechler, Public Service Director: This agreement establishes a five-year partnership with Superior Weed & Pest Control to provide professional mosquito and vector control services. The contractor will perform licensed mosquito control operations, respond to public concerns, maintain required documents and reporting, and assist with emergency mosquito response activities. You'll see that the county is referenced in this agreement, the city will act as the fiscal agent. The city's contribution for the four months, July through October, will be \$10,600 and the county's contribution will be \$15,600. This will be paid in monthly installments of \$2,650 to the city, and then \$3,900 in monthly installments from the county to the city. Part of the reason that the city will act as the fiscal agent is because the contractors will be using city equipment. The contractor will be required to provide insurance and insure the equipment as well. Any cost to maintenance during mosquito-spraying season to the equipment, like if a component goes out on it, the fan needs to be replaced, or something of that nature, the county and the city will split the cost of repairing the equipment. Included in your packet are equipment logs, fuel logs, and a mosquito spraying map for the city. It's been fun jumping into this. As you know, our vector sprayer for the city retired last year, so it's been fun learning and jumping into this new contract. With that, I will open up for any questions or discussion.

Mayor Pro-Tem Mitchell: What do the yellow and red areas mean?

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City Clerk Torres: On one day they follow the yellow route, and on the other day they follow the red route. I believe they did Tuesdays and Thursdays, so on Tuesdays they would cover the area highlighted in yellow and on Thursdays they would cover the areas highlighted in red.

Commissioner Glines: How do we coordinate the no-spray list versus the please-spray list if it's on the same street or next to the same address?

City Clerk Torres: They would call into the City Clerk's Office to get on either list. Unfortunately, if they're on the no-spray list, even if somebody does request to be sprayed, we cannot spray within a certain radius. I know it used to be within that lock, but right now we're talking about doing a certain radius.

OJ Hechler, Public Service Director: Within 400 feet.

City Clerk Torres: I know it's unfortunate for the people that do want to be sprayed, but we can't, there is a law against it in case someone has allergies against it, or situations like that. But if you would like to request to be on either list, please contact the City Clerk's Office and we will coordinate with OJ and our contractor to get you on those lists.

OJ Hechler, Public Service Director: I will also say that this has to go to the County Commission for approval as well, they're working on their contract for the mosquito spraying with the city. We're using our city equipment, so if some reason this wouldn't pass, we can procure the contractor directly. He'd still be required to insure it, obviously.

Mayor Pro-Tem Mitchell: So from here on out, will we just be using a contractor, or will we be looking at getting our own sprayer again?

OJ Hechler, Public Service Director: We will look to see what the future holds. The city lost their vector sprayer. It's a class, you've got to take it, then you've got to be responsible, so you've got to find somebody who can do that and obligate that to. We have had a couple people from the city go and take the test, and they haven't been able to pass the test. This is a five-year agreement, either party can terminate the agreement during that process. I think for the time being, this is the direction that I would like to work towards.

Mayor Hechler: The other issue is, you spray at night, and you'd have to take someone off their job in order to spray at night, they wouldn't be available during the day at their regular job. So you'd have to find an outside person or a different person to be hired from the city, is that correct?

OJ Hechler, Public Service Director: Yes, that's correct.

Mayor Hechler: You only spray when there's no wind, if I'm understanding correctly. So what happens if there's a prolonged period of time where you don't spray? Do we still pay? Is the contract lump-sum or is it –

OJ Hechler, Public Service Director: Yes, it's set in monthly installments. There are going to be times, weather permitting, that they will not be able to spray. For that, like Angela mentioned, they spray along those separate routes, so that route won't get sprayed that week.

Mayor Hechler: But they keep track of the hours that they do spray, and they report those hours in so that we can make that assessment down the road?

OJ Hechler, Public Service Director: Correct, yes sir.

Mayor Pro-Tem Mitchell: This seems like it would be cheaper than having a full-time vector control person.

OJ Hechler, Public Service Director: I'm glad you asked that, you know, we broke down the costs, and these are things that you would have to take into consideration: employee overtime, licensing and training, chemical purchasing, fuel costs, vehicle costs, equipment and maintenance calibration, administrative reporting and record keeping, compliant response and public callouts, estimated internal program costs, and obviously the costs between the county – the county was paying \$6,500 for their services in the previous contract – and the city was eating most of that cost, the county is a larger area, so for the city I think this is a good way to go for us.

Jocelyn Holguin, Chief Financial Officer: This is just during the mosquito time, right? Not all year?

OJ Hechler, Public Service Director: Correct.

Commissioner Hoepfner: When would they start?

OJ Hechler, Public Service Director: July 1st.

Mayor Hechler: Any further comments?

City Manager Whitehead: Just want to support OJ, he did a lot of work, we had good conversations, he touched on everything within the contract. I think I share the thoughts, probably a little bit of an additional cost rather than having somebody on staff, but you offset the burden that we put on an employee. By getting this in and putting it in a five-year agreement, next year, Community Services will be able to contract this sooner and get out faster. Because this year, we've already started seeing rain. I think we already have a mosquito infestation starting, where last year we didn't. I'm supportive, I think it's the right decision for us.

Mayor Pro-Tem Mitchell made a motion to approve the Vector Control Operations Agreement. Commissioner Hoeppner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

4. Discussion/Action: Lease Amendment for 523 Broadway, Suites B & C (Geronimo Trails Scenic Byway Visitor Center) – Integrated Environmental Services QOZB, LLC.

City Manager Whitehead: In front of you today is a lease extension for the commercial property that we use for Geronimo Trails Scenic Byway. A bit of history, they were in the Lee Belle facility when it was closed, and the city worked to procure this particular spot. This is in the parking lot opposite the West end of the Bank of the Southwest parking lot, for reference. The contract was set to expire on June 1st of 2026. We worked directly with Integrated Environmental Services, also known as PreReal, they own the property, their lease was set to go up, it had a month-to-month lease extension rate which we could have stayed at, the lease would have put it a little over \$2,100 monthly. I worked directly with them, they were very favorable, we negotiated a lease for a three-year extension, the rate would be set at \$2,000 (it was \$1946 and some change last year) and the nice part is we agreed to a 60-day lease termination clause at the end of any one year. My hope is that with Lee Belle, we can get that resolved this year, and then potentially, 60 days before the lease expires, I would be able to then say, "We're going to move out in the 60-day period." And then be able to move on. If we started the second year of the contract, then we would be subject to stay the entire year. Where the previous contract was a full three-year lease, which required that we stay, it had lease extensions and multipliers within it, and we just tried to negotiate that out, so we'd have a set cost, I know exactly where we're going to be, and we have a way to move out. Our recommendation is that you adopt the extension, and I think Attorney Rubin had a couple of changes to the lease language that he wanted to propose, and we would get that resolved.

City Attorney Rubin: Very minor change. The document is called an amendment/assignment to lease agreement, and it really wouldn't be assignment, it would really just be an extension, so we would call it an amendment/extension to lease agreement, and that's in a couple of places.

City Manager Whitehead: The subject item was under the \$60,000 limits, \$24,000. It came into us on May 26th, and was set to expire June 1st. I signed and executed the extension, so we would accept the new payment. What you would be doing today would technically be acknowledging the action by the manager according to our policies, and then recommending that we make the changes of replacing "assignment" with "extension".

Commissioner Glines made a motion to approve the Lease Amendment for 523 Broadway, Suites B & C (Geronimo Trails Scenic Byway Visitor Center) – Integrated Environmental Services QOZB, LLC with the changes noted by Attorney Rubin.

Mayor Pro-Tem Mitchell seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

5. Discussion/Action: Letter of Support for Davis-Fleck Pharmacy.

City Manager Whitehead: At this point, we have a member of the public that has come today and patiently waited. If I can, I'd like to give them an opportunity to speak and address the issue, and then we'll talk about opportunities that you might have to support.

Grace Bauman, Davis Fleck United Pharmacy: My name is Grace Bauman, I'm the lead technician and DEA case manager with Davis Fleck Pharmacy. We currently are going through this DEA case, they came in on 6/23/2025 to inspect our building. They found numerous red flag violations, no acts of diversion, aside from numbers that they don't have in record-keeping. We're moving forward with a hearing, they sent us a letter stating that we should relieve our license, which is technically not a legal action that they can do towards us without any type of hearing. We choose not to relieve our license to them, so we are looking for support from our community. I have as much information as I possibly can give, if you have any questions for me. Our key goals right now are trying to keep the business open, and work on our record-keeping. We do have a numerous amount of elderly folks, chronically ill people, and people who have mental health issues who get controlled substances with us. Controlled substances in our building are one of the highest-selling, unfortunately, medications that we carry due to the fact that we live in a retirement town, as well as a town of people who have been burdened with being addicted to substances and other things. Best way to treat that, unfortunately, is with another controlled substance. We are left in kind of a hot spot, trying to figure out what we can do in terms of our community, and trying to help the people.

Mayor Hechler: Thank you.

Mayor Pro-Tem Mitchell: Are there any other pharmacies in the community that prescribes controlled substances, or are you guys the only one?

Grace Bauman, Davis Fleck United Pharmacy: We do, Wal-Mart does as well, but they are very selective about what they are willing to fill. We are also very selective, but we do supply the largest number of prescriptions from elite primary care. We are their main people they send prescriptions to that are controlled substances for chronic pain management. So we specialize in taking care of their folks.

City Attorney Rubin: Because you brought that question up, Mayor Pro-Tem Mitchell, that is something we talked about during the agenda review sessions. So there is another pharmacy, Wal-Mart, so there is a letter of support that Davis Fleck is requesting. You might consider throwing a sentence in there that says that you are

supporting the efforts of both pharmacies, that way you're not really showing favoritism to one business over another.

Mayor Hechler: Speaking personally, Davis Fleck has been a landmark for our community for many years. It provides another location where folks can get their pharmaceuticals. Many of our community is on foot, and a lot of people that live in the downtown area are in efficiencies, they walk to Davis Fleck, it's convenient. It's going to be difficult for them to get to Wal-Mart. It's an institution that I would whole-heartedly support. I think what I'd like to have done is, the letter looks fine, Manager Whitehead, I'd like our attorney to review it, and then I would like to request, if we're in support, to allow the mayor and the Commissioners to sign the letter along with Manager Whitehead to signify our support for this institution for our community. Those are personal words on my part, if anybody else would like to speak to this, they are welcome to.

Mayor Pro-Tem Mitchell: I will speak to that. Personally, living right down the street from Davis Fleck my whole life, that was our pit stop getting off the school bus, going there to grab a candy bar before we got home. I've had my prescriptions there for years. Currently I'm not, I'm at Ben Archer, but I think that they really do fill that niche, especially in the downtown. We have our mom and pop shops, that's part of the downtown, and if you've met the pharmacist, the staff there, they're all amazing people, super friendly, and I feel like we need to support them in any way that we can.

Grace Bauman, Davis Fleck United Pharmacy: I'd like to talk briefly about changes that we're making to the pharmacy, as they did present some red flags that are valid assumptions of the business. Our record-keeping was not managed very well previously, we had previous staff that did not manage it properly. We've changes all of our record-keeping, we're now doing it electronically, as well as physically, so that we won't have any record-keeping issues from here on out.

Mayor Hechler: Thank you for that, that's important.

Commissioner Hoepfner: I just wanted to say thank you for being there. You've helped me a few times. For example, when my prescription ran out, I got on the phone with you, and a short time after I got a text that my prescription was ready. I appreciate all the work you do, the friendliness, and especially with me, patience with my dialect and trying to understand. When it comes to medical terms, English can be tough, but you always were there to assist and I'm grateful for you guys being here as an independent pharmacy. We see more and more that corporations are swallowing up small businesses. I'm very happy to see that you're standing tall and representing independent pharmacies.

Mayor Pro-Tem Mitchell made a motion to approve the Letter of Support for Davis-Fleck Pharmacy with the Mayor and Commissioners' signatures, along with City Manager Whitehead's signature, subject to review by the City Attorney. The letter shall include language clarifying that the City's position is in support of the

health, safety, and welfare of the community, including access to healthcare, access to quality and competent providers, patient choice, and the continued availability of medical services. The letter shall also recognize that Wal-Mart is an existing provider in the community and clarify that the City would support any qualified provider offering such services, and that the City's position is not intended to favor Davis-Fleck Pharmacy over any other provider. Commissioner Glines seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

6. Discussion/Action: Amendment to MainStreet Truth or Consequences FY 25/26 Subrecipient/Lodgers tax Agreement. City Clerk Torres

City Clerk Torres: At the beginning of this fiscal year, 25/26, our City Manager budgeted \$110,000 to MainStreet for MainStreet operations, Fiesta marketing and promotion, Fiesta facility purposes, and MainStreet marketing. It's all laid out in your packet with the amounts listed. I was new to Lodgers' Tax this fiscal year, and instead of having separate contracts, we put everything together. So when we did the contract, we made it for \$85,000 and we didn't include the \$25,000 for Fiesta because they usually go to Lodgers' Tax to request that. There was a bit of miscommunication, so instead of them going and requesting from the board, they did a report. About the time we caught it, it was too late for them to go back and request it. Since it was already budgeted, we wanted to come back and add it to their agreement, just so we can cover all of the expenses for this fiscal year. Then, starting new fiscal year 26/27, we have a new process that I've been using, I understand how everything works, and we will have everything separated so we don't fall into this again. So I'm just bringing this to you so we can add that additional \$25,000 for the Fiesta event to the agreement so we can get everything paid out for this fiscal year.

City Attorney Rubin: And the agreement does set forth in the red line the \$25,000. We're also going to change the first line where it says, "The city shall provide up to the some of" instead of it saying \$85,000 it will say \$110,000.

Mayor Hechler: So to be clear, this isn't extra money. Fiesta, itself, would be asking for that money independently if it wasn't allocated to MainStreet. So it's not extra money, it's the same pot of money, we're just moving things around to make it more efficient and to have it managed of that \$25,000.

City Clerk Torres: Correct. In your packet, there is a sheet where it shows that City Manager Whitehead did do the allocation, and it showed that \$25,000 in there that was approved during our budget.

Mayor Pro-Tem Mitchell made a motion to approve the Amendment to MainStreet Truth or Consequences FY 25/26 Subrecipient/Lodgers tax Agreement.

Commissioner Hoeppner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

Mayor Hechler: Ms. Torres, thank you for taking this project on, I know it wasn't in your basket a while ago. You're doing a good job managing it and I appreciate the particular hands-on, so thank you.

7. Discussion/Action: Approval of FY 26/27 Contract and Allocation of Funds to the Geronimo Trail Scenic Byway for Website Hosting & Maintenance

City Clerk Torres: Items 7-11 are Lodgers' Tax allocations for our upcoming fiscal year 26/27, and they're all annual requests. Starting with this one, this application is from the Geronimo Trails Scenic Byway. This is their annual request for website hosting and maintenance. The applicant requested \$600 and the board recommended the full award of \$600. I recommend approval of this agreement.

City Attorney Rubin: And in all these agreements, I won't repeat this for every item, but what you're basically implying is that by approving the contract, we're gaining the benefit that's set forth within the contract, exchanged for the funds that are being spent. That way we're not having any anti-donation clause issues here.

Commissioner Glines made a motion to approve the Geronimo Trail Scenic Byway agreement for Website Hosting & Maintenance in the amount of \$600. Commissioner Hoeppner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

8. Approval of FY 26/27 Contract and Allocation of Funds to MainStreet Truth or Consequences for the 2026 T or C Desert Ultra Event.

City Clerk Torres: This is their annual request for the Desert Ultra event, which will be held on November 14th, 2026. The applicant requested \$5,650 and the board recommended approval of the entire amount.

Mayor Hechler: I think we can all agree that this has been a great event over the years. Glad that it's an annual event, and it's currently one of our signature events. It's nice to have this as a reoccurring event.

Mayor Pro-Tem Mitchell made a motion to approve the MainStreet T or C agreement for the 2026 Desert Ultra Event in the amount of \$5,650.00 Commissioner Hoeppner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

9. Discussion/Action: Approval of FY 26/27 Contract and Allocation of Funds to Sierra County Arts Council for the Artists of Sierra County Tour 2026.

City Clerk Torres: This is another annual request from the Sierra County Arts Council. The Artists of Sierra County Tour will be November 7th – 8th of 2026. The applicant requested \$7,000 however, the board only recommended approval of \$4,500 due to the marketing and tour coordinator staff positions not being eligible expenses for this. I recommend approval in the amount of \$4,500.

Commissioner Glines: I did just see in the minutes that they said they could make that up internally.

Mayor Pro-Tem Mitchell made a motion to approve the Sierra County Arts Council agreement for the Artists of Sierra County Tour 2026 in the amount of \$4,500.00 Commissioner Hoeppner seconded the motion. Roll call was taken by the Clerk-Treasurer.

10. Approval of FY 26/27 Contract and Allocation of Funds to Sierra County Arts Council for Promoting T or C as an Art Destination.

City Clerk Torres: On this application, the applicant requested \$17,049 however, the board recommended approval of \$16,049. During the meeting when it was being discussed, we determined that the Pasatiempo ad was not eligible for this upcoming fiscal year because it was going to be done during this fiscal year. They redacted that amount from there, and I recommend approval of \$16,049.

Mayor Pro-Tem Mitchell made a motion to approve the Sierra County Arts Council agreement for Promoting T or C as an Art Destination in the amount of \$16,049.00. Commissioner Hoeppner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

11. Discussion/Action: Approval of FY 26/27 Contract and Allocation of Funds to the Veterans Memorial Park & Museum for their Billboard Contract.

City Clerk Torres: This is their annual contract for the billboard rental. The applicant requested \$4,489.32 and the board recommended approval of the entire amount, so I recommend approval for this agreement.

Commissioner Glines made a motion to approve the Veterans Memorial Park & Museum agreement for their Billboard Contract in the amount of \$4,489.32. Commissioner Hoeppner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

G. ORDINANCES/RESOLUTIONS/ZONING

1. Discussion/Action: Resolution No. 57 25/26 Sierra County 2026 Hazard Mitigation Action Plan.

Chief Tavizon: What you have within your packet is a public version of the hazard mitigation plan that was filled out and conducted by H2 consulting firm, who specializes in hazard mitigation, as well as a sample resolution. The hazard mitigation plans are important for our community. The last one we had and the one that is currently active until this one is approved is from 2019. On average, they like to have those done every five years. Hazard mitigation plans assist us in making informed decisions as an entity. Not only can we make the decisions as to our zoning within our city, but we also could make ordinance decisions based off the hazard mitigation plan. They help empower our municipality to proactively identify any kind of vulnerabilities within our community. These vulnerabilities could be potential fire hazards like we dealt with in Mims Park, or flood situations like we had downtown. Having a FEMA-approved hazard mitigation plan is a strict requirement for funding for non-emergency hazard mitigation grants, as you're aware, and then it also is required for any kind of post-disaster public assistance that we may submit for afterwards. With that, I stand for any questions you may have, and I will open the floor to our emergency manager as well, who was part of the entire process with that company.

Ryan Williams, Emergency Services Administrator: It's been a long two-year process. The reason it took a little longer than our five-year gap was, first of all, it was FEMA funding, the first step was applying for about a \$96,000 grant to get this process going. That took a little while because we had some delays with FEMA funding coming through, so I had to file for an extension, which we got the grant award, and then we had to do an ITB for a vendor to come in, and we selected H2O as the contractor to develop the plan for us. In that two-year timeframe, we had a lot of community meetings, public input, stakeholder meetings, everyone with the Village of Williamsburg, the City of Truth or Consequences, the City of Elephant Butte, and Sierra County. It's a long, drawn-out process, and I'm really happy we're at this point right now because this is the last process; having the local jurisdictions submit their resolutions for adopting the plan. FEMA's already approved it, the state's already approved it, as soon as the resolutions come in at the end of the month from all the jurisdictions, FEMA will bless it, we go into publishing, and then we go into distribution. Just to give you some historical context, the 2019 plan only identified six risks to our communities. Those risks included dam failure, drought, flood, wildfire, winter storm, and severe storms. What that implies is that we would have to experience just those situations in order to get state disaster funding for recovery. If we wanted to do mitigation projects, if there was something not on that list, it wouldn't be identified and we wouldn't get the funding. So this year, I identified sixteen risk assessments. To include: earthquakes, expansive soil, landslide an rockfall, land subsidence, volcano, lightening, tornado, high wind, hail, extreme heat, and extreme cold. A lot of people say, "Volcano?" but we are situated right over geothermal vents, correct? That's a huge thing that is effected globally when something happens, as we know, when Kīlauea erupts, the hot springs increases in temperature, so it's all connected in the arteries. Hopefully it's just water that comes out of our vents,

but we want to ensure that the possibility of something happening in the future is identified on the plan, then we can utilize that for funding. I also added five human-caused events on there, it's for official use only, not released to the public, but it affects our community lifelines which would be critical infrastructure, food and supply chains, resource allocation, communities at risk, and health and medical. I wanted to include as much as we could on there, there were a lot of things we didn't include, like typhoons, tsunamis, etc. If we ever got there, then I think those are end of times. To mirror what Chief Tavizon said, it allows us to get funding for mitigation projects, it allows us to apply for post-disaster recovery efforts, and it's a really great plan, I'm excited to see it come out, I've reviewed it numerous times, and it's going to be really good and it will be nice to see it published out. Also then we won't have to worry about it for another five years. It's been a long, drawn-out project, and I will stand for any questions.

Mayor Pro-Tem Mitchell: It's interesting to see all the historical maps based on the different floods, volcanoes, earthquakes, and stuff like that. I thought it was fascinating, we are right in the middle of the Rio Grande valley, and Socorro is hit with earthquakes every year, so we definitely need to have that in our plan, because it could happen. So thank you for adding in the extra stuff, I really appreciate it.

Ryan Williams, Emergency Services Administrator: I hate to be a worst-case-scenario planner, but it's my job and my duty to forecast what might come our way.

Mayor Pro-Tem Mitchell: One thing I saw missing was the zombie apocalypse.

Ryan Williams, Emergency Services Administrator: That's for official use only, I didn't want to release that to the public because I didn't want to cause panic. There is actually a lot of stuff for official use only, like our agricultural disasters, things we're experiencing right now that are in Texas that might be coming in, like screwworm. So there's a lot of those different things included in that report. There are appendixes that are included. When the official use only version comes out, the public will have a copy, and you will all be able to review a pdf or Dropbox version, as well as a hard copy. So you will all have them for review in your office. It's interesting to read through, it gives a lot of data and historical value to what's going on in our communities.

Mayor Hechler: Could you describe a little bit on how this is going to be used, in other words, do we wait for a disaster to happen and then apply for funds? Or do we get ahead and mitigate things that we anticipate?

Ryan Williams, Emergency Services Administrator: Preparedness. We did a lot of studies with our stakeholder meetings, and we've identified certain areas within the local jurisdiction in T or C, and other jurisdictions in the county. It could be bridge repair, flooding, all the dams were included on there, you have all the outflows from below to make sure that we're protecting our communities and residents down below. I know we all collaboratively are working on dam projects as we speak. If they're all identified on the list, and we go out to request funding, and it shows it's on the list as we have identified it, then it's an easier approval process. If we came out and said we want

funding to prepare for the zombie apocalypse and it's not on the chart, they're going to say, "Why didn't you identify it? Now you're going to have to amend this document." And the amendment process will be years. Also definitely post-disaster recovery, I plan to schedule another meeting with you all to brief you, the president's council has done a FEMA review council, which is going to impact everyone greatly. There's a report out, they made ten recommendations to – not restructure, but change some of the processes. It will affect all of us drastically. As far as the burden of recovery, it will fall more on the local jurisdictions. The federal government will not come in and prop us up. I just attended a conference Saturday, Sunday, and got back yesterday, it was with 33 counties, with the Emergency Management Association, and we're planning, we have to rely on each other, FEMA will not come in and prop us up. The numbers increased, so the county threshold was \$54,000 and that's per capita, so if we exhaust \$54,000 and our local resources, then we can apply for state assistance. That's jumping from \$1.94 to \$2.99 which is a 54% increase. Big. That means our disasters, we can't just declare. We're 54% increased on it, and the numbers – so 29% of all disasters declared between 2012 and 2025 would not have qualified with these new thresholds. So we have to think how to rely on each other, how to better plan, how to mitigate, and how to be prepared for stuff. It's a good thing, you know, we don't want to rely on the federal government or the state at all times. We know it takes a long time, but the funding is critical to have, so we're working on alternative avenues to have funds in certain accounts at the state and local levels, so that you have a cushion if something were to happen. FEMA review council report has hard numbers, I'd like to come do a presentation so that all jurisdictions are aware. We can't just hit the panic button and they all show up and help us out. We're going to have to rely on each other.

Mayor Hechler: Okay. Well it's 400+ pages it looks like, and certainly comprehensive.

Ryan Williams, Emergency Services Administrator: Yeah, there were a few things I made some changes to, one of them was graphics, I didn't feel it was necessary to have a saguaro cactus in there, we don't have any here in the county, but other than that, the contractor did a fantastic job, I'm pleased with it.

Mayor Hechler: So how is this information archived? Who is the "keeper of the book" per se, so that if we have any issues or questions, do we just come to you?

Ryan Williams, Emergency Services Administrator: Each local jurisdiction will have both a digital copy and a hardback copy, and they will be stored. The official one that the local jurisdictions have, that's for internal use. Then there's the public copy that you can put on the website or anywhere else where folks can look through it.

City Attorney Rubin: I have a question regarding the wording of the resolution. There are a couple places you use the words "city council" and we would want to say City Commission. On the very last sentence under the "now therefore" clause, it reads, "this only applies to this specific plan and does not absolve the community from updating the plan in five years." You're using the word "absolve" did you mean to use the word

"prevent"? It seemed like maybe that would make more sense, maybe I'm misreading this.

Ryan Williams, Emergency Services Administrator: The contractor put this resolution together. I had an attorney Pato review it, and sometimes the verbiage in there on the legal side can be translated differently, but I understand what your concerns are on it. If you all would like to make an amendment to the resolution, the local jurisdiction can do it, they can change it.

City Attorney Rubin: I'm not sure how the word "absolve" – you know, absolve is like you're bringing someone an obligation, but I'm not sure if that's what we're intending here. I think what we're saying is that this does not prevent us from updating this in five years, that's why I thought prevent was the better word, that's how I saw it.

Ryan Williams, Emergency Services Administrator: You are more than welcome to amend any verbiage in this resolution. I was thinking each local jurisdiction was probably going to tailor it a little bit.

City Attorney Rubin: Well if we're allowed to do it, I would recommend we do so. That's up to the Commission on how they want to proceed.

Mayor Hechler: So if we're going to approve the plan, if we want to make any caveats to it, maybe have the attorney review and make a recommendation, do we approve the resolution now or do we wait for that to happen?

City Attorney Rubin: You need the resolution approved today, don't you?

Ryan Williams, Emergency Services Administrator: At the end of this month. You have another meeting in two weeks, the 23rd, you can put it on there because the 23rd is the county's meeting where I'm presenting it, and I was hoping to get all jurisdictions with the resolution approved, then I can submit it to FEMA and the contractor.

City Attorney Rubin: I was going to suggest you approve the resolution with that change. I wasn't trying to make it difficult for you, that's all.

Ryan Williams, Emergency Services Administrator: No, not at all. When we draft these resolutions, the contractor drafts it from other templates from other states and counties, and then we push it out to the local jurisdictions so they can proof it and make changes. As long as it has the formal adoption as the hazard mitigation plan.

Mayor Hechler: What was the verbiage change?

City Attorney Rubin: There are two places where the resolution uses the phrase, "city council" so we would change that to City Commission. And in the last sentence, instead of using the word "absolve" I think we want to use the word "prevent".

City Manager Whitehead: It looks like we made a draft presentation, and my packet has those changes made.

City Clerk Torres: I did, I just missed one where it says city council, but I'll get that amended.

Mayor Hechler: Yeah, and I see the word prevent in there.

City Manager Whitehead: Yes, based on our meeting yesterday. Attorney Rubin had suggested that and it appears City Clerk Torres made that correction, so in your packet you have the resolution which would be ready for adoption, so that we can accept the plan. The word "absolve" has been replaced with "prevent", and then we would just ask the Clerk to make sure "city council" is replaced with "City Commission" in any remaining sections. Then the resolution would be ready, and we would adopt.

City Attorney Rubin: And in fairness to the City Clerk, she actually did call me yesterday and told me she had changed some of the documents that were set forth. But I wanted to bring it up anyway because I know we had Mr. Williams here to make sure what we're doing is satisfactory from your standpoint.

Ryan Williams, Emergency Services Administrator: I haven't had the opportunity to review the city draft.

Mayor Pro-Tem Mitchell made a motion to approve Resolution No. 57 25/26 Sierra County 2026 Hazard Mitigation Action Plan with the noted changes from City Attorney Rubin. Commissioner Hoepfner seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

City Manager Whitehead: It would be remiss of me not to say, when this project came to us last year, we partnered and funded some of the program, and then I asked the Chief of Police to lead this document and this program for us for our emergency management throughout the city. I really want to thank Chief Tavizon again for stepping up and helping me with this administrative process, and making sure this came before you today. Thank you.

H. EXECUTIVE SESSION:

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

Mayor Hechler recused himself from Threatened & Pending Litigation (Sean Barnes vs. City of T or C) pursuant to 10-15-1(H.7).

Mayor Pro-Tem Mitchell made a motion to go into executive session at 11:15 a.m. to discuss Threatened & Pending Litigation (Sean Barnes vs. City of T or C)

pursuant to 10-15-1(H.7). Commissioner Hoepfner seconded the motion. Roll call vote was taken by the Clerk-Treasurer. Motion carried unanimously.

Mayor Pro-Tem Mitchell reconvened the meeting in open session at 12:10 p.m.

Mayor Pro-Tem Mitchell certified that only matters pertaining to Threatened & Pending Litigation (Sean Barnes vs. City of T or C) pursuant to 10-15-1(H.7)) were discussed in Executive Session and no action was taken in executive session.

No action was taken on the matter.

I. ADJOURNMENT:

Mayor Hechler adjourned the meeting at 12:12 p.m.

Passed and Approved this 8th day of July, 2026.


ATTEST:

Angela A. Torres, CMC, City Clerk


Rolf Hechler, Mayor