

CITY COMMISSION
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO
Tuesday, February 14, 2012

REGULAR MEETING

Minutes

TIME & PLACE: The Mayor and the City Commission of the City of Truth or Consequences in the County of Sierra and State of New Mexico met in Regular Session in full conformity with the law and ordinances of said Commission in the Commission Chambers of said City, on Tuesday, February 14, 2012 at 6:00 P.M.

PRESIDING OFFICER: The meeting was called to order by Mayor Montgomery who presided and Mary B. Penner, City Clerk acted as Secretary of the meeting.

ATTENDANCE: Upon calling the roll the following Commissioners were reported present:

Hon. Lori Montgomery, Mayor
Hon. Evelyn Renfro, Mayor Pro-tem
Hon. Steve Green, Commissioner
Hon. Freddie Torres, Commissioner

Also present:

Juan Fuentes, City Manager
Jay Rubin, City Attorney
Mary B. Penner, City Clerk

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

CEREMONY: Mayor Montgomery called for fifteen seconds of Silent Meditation.

Mayor Montgomery called for the Pledge of Allegiance with Mayor Pro-tem Renfro leading the Pledge of Allegiance.

APPROVAL OF AGENDA: Mayor Montgomery called for approval of the Agenda.

“Commissioner Green moved to approve the agenda as presented.”

Seconded by Commissioners Torres/Renfro.
Motion carried unanimously.

Presentations –

City Manager Fuentes stated on behalf of the City of Truth or Consequences he would like to present to Mayor Montgomery, Mayor Pro-tem Renfro and Commissioner Green with tokens of appreciation including shirts with City of T or C logo on them for their years of service on the Commission, and also provided Commissioner Torres with a shirt.

RESPONSE TO None.

PUBLIC
COMMENT:

COMMENTS
FROM THE
PUBLIC:

Mr. Rick Courtney came before the Commission with comments, and provided a letter to the Commission.

Ms. Cookie Johnson came before the Commission with comments.

Mr. Steve Buckley came before the Commission with comments.

Mr. Mike Sparks came before the Commission with comments.

Mr. Steve Barscz came before the Commission with comments.

Mr. Leroy Henderson came before the Commission with comments.

Ms. Kim Audette came before the Commission with comments, and provided information for the record.

Mr. Ron Fenn came before the Commission with comments, and provided information for the record.

Ms. Sophia Peron came before the Commission with comments, and provided information for the record.

CONSENT
CALENDAR:

Mayor Montgomery stated they have several items under the Consent Calendar – City Commission Minutes – Workshop – 1/10/12, Regular – 1/24/2012, Accounts Payable Report – January 2012 & DAIC Monthly Report – January 2012.

“Commissioner Green moved approval of the Consent Calendar as presented.”

Seconded by Commissioner Renfro.
Motion carried unanimously.

DRAFT
MINUTES:

Mayor Montgomery stated the following are draft minutes from various boards provided to the Commission for their information, and are non-action items.

BOARD &
COMMITTEE
REPORTS:

Consider/Approval – Recommendation – Airport Advisory Board – to shorten runway 11-29 –

City Manager Fuentes stated that the Airport Advisory Board met in regular session on November 9th to discuss the Airport Layout Plan, and indicated that HSLD presented some information to them, and at this time we would like to ask the representative from HSLD to proceed with their presentation to the Commission.

Mr. Greg Neal with HSLD along with Mr. Alan Payne, and Rose Garretson came before the Commission to make a power point presentation. He stated he would like to thank the Commissioners for their service, and would also like to acknowledge that City Manager and his staff have worked tirelessly to perform due diligence, and stated there have been **no** negotiations on leases

either in private or in public, and that they are here tonight to discuss the Hot Springs Travel Center, and hopefully gain your support so that we might discuss a possible lease of City property.

He stated the goals and objectives for tonight's meeting is that we'd like for the Commission to consider the Airport Advisory Board's recommendation to shorten runway 11-29...it's a dirt runway by approximately 1,400', and that this allows the runway to still be utilized by its current users, and indicated they have done an analysis of how that runway is currently being used...and roughly 90% of the activity on that runway in the past year has been something called touch "n" go's, and we believe that the runway will still be able to be utilized by all of its current customers.

And stated the next would be to direct the City Manager to begin to negotiate a lease with us on 19.518 acres, and finally this is consistent with a promise I made the City three years ago, and that they would like to have a Workshop sponsored by the City hopefully before the March 6th Election...as soon as possible, and that this would be an opportunity for the community to ask us any questions regarding the Travel Center...our Master Plan, our investors, and prior to our submittal of a sub-division plan for this property.

Mr. Neal stated as I mentioned the Airport Advisory Board has recommended shortening the dirt runway to the paved runway or about 1,400', and stated the remaining area is sufficient to support military traffic, and that the runway protection zone where you cannot have any construction or development would be moved back behind the fence that separates the City's property from State Road 181, and the HSLD property that is on fee simple, and stated this will facilitate development and revenues to the City. He stated currently the dirt runway does not earn revenue for the City, and I believe our Travel Center will.

He stated the runway protection zone is both on the City property of 19.518 acres as well as the Hot Springs property of 18.672 acres...and again...height restrictions are not an issue...you cannot construct or build in that area...and that is an FAA requirement, and stated the runway protection zone overlaps State Road 181 which is problematic because there are vehicles that pass up and down 181...so our proposal is to shorten the runway 1,400 feet...moving the RPZ behind the fence...still renders the runway useful and relevant and does not impact the operations at the Airport contrary to a lot of opinions.

Mr. Neal stated just to reiterate we are interested in leasing 19.518 acres of City Airport property, and outlined the boundary of that property. And stated what they found in their due diligence is there is some contamination...visible contamination on the property from what used to be a clay target shooting range, and they don't know the extent of the contamination...it's just visible on the surface but we suspect there is lead in the soil, and we would like to determine the extent of the contamination, and we would address that in our proposal to the City, and that we would be responsible for providing road access and utilities to this property making in developable, and we would conform to your requirement for an appraisal...we'll comply with the FAA requirements, and your City zoning at the property, however our time frame is immediate, and

I'll show you why.

He stated our Travel Center has been called a **truck stop**...it's been called a lot of things, and I would just like to state some facts, and when we bought our property we felt that Sierra County, and specifically Truth or Consequences was a great destination for a lot of people, and that we observed a number of people who recreate at the lake, and saw a number of people who enjoy the hot springs... the Gila, and so we wanted our property to help serve as a magnet to attract people off of I-25 to exit 83, and to come downtown and enjoy the hot springs and the galleries...so our Travel Center is to get that attention so when people are traveling on I-10 and I-25 and I-40 they'll find out about the Travel Center, and the lake and the hot springs and all the things I mentioned, and we would encourage people to exit and experience our area...that would be done at our investment, and stated so those are our three target markets...I-25 travelers both North and South bound, lake and Gila guests and our local residents.

Mr. Neal stated we believe that the Travel Center is designed and will be Airport compatible...we'll have fueling operations, food and retail services, and have a proposal for a 100 room hotel...a proposed rental car service area, and ample parking, and stated most important of our entire development is paid for with private investment, and that I am proud of our investment group, and I am pleased to share our investment group, and those individuals within the community to meet with the leaders of the community, residents of this community...and you can ask as many questions as you want, and we look forward to investing more. He stated we purchased land here with private equity that is true, and we plan to pay for this Travel Center also with private funds...not using public funds, grants...aid any form thereof.

He showed the Site Plan, and stated he wanted to point out a couple of things...first of all we have separated the entrance to the Travel Center for cars, RV's and trucks separately, and stated they hired a professional architect from Albuquerque who does travel centers, and showed the two entrances so they are actually going to manage traffic into the Travel Center, and that they will have separate fueling areas for RV's and for private vehicles, and a separate fueling area for trucks, and parking for the truck area, and that all of the truck traffic will remain separate, and isolated from the public traffic.

Mr. Neal stated consistent with our master plan 20% of the property will be in green space, and one of the ideas they are suggesting is a dog park, and that would be available to local residents, and an opportunity for motorists...travelers on the highway to have a place for their animals, and a picnic area, and pointed out the area for the hotel, and referred to City property, and that the City property that we would propose would be the park, overnight RV parking a potential truck wash area, and part of...and that the uses would be consistent with Airport use, and it would be an amenity that would be attractive to not only guests that fly into Sierra County but also the flight crews, and that it would be a place for them to rest, dine, and learn about the area.

So if we can go with the floor plan of the actual main building, and stated our Travel Center would be dominated by a couple of

things...first there would be a large convenience store...a tourist information area, and that they propose to have a store where artists can place their items on consignment, and stated their plans are in draft...preliminary form but are getting them shaped to take to Planning & Zoning Commission. He stated they have a large food court area, and they have four proposed express or quick service restaurants which would serve motorists, but our local community as well, and indicated they will have a separate truck facility, and that they have separated the truck population from the rest of the population for things they would like...a lounge...a theater, showers...just a place where they can rest. So those are the proposed site plans and floor plans, and we've invested in these designs.

Mr. Neal stated the next step, and would like to point out what we have done, and stated they haven't been real public or outspoken about what we've been doing on the Travel Center but we're now ready to discuss these publicly, and that we can make this presentation available to anyone who calls or writes us. He stated they have secure financing for the entire project...engineering and construction, and indicated they hired a local surveyor to perform a topographic survey on 25 acres...so that is the 18.672 acres plus the non-contaminated area of the City's Airport property. And they will discuss their plans for roads and utilities, and stated they have confirmed the project viability with Key Market Leaders, and they have had people conduct site visits who are in this business, and they have also worked with their suppliers who estimate and confirm the amount of usage or utilization of the Travel Center to confirm our performance...our financial estimates, and they believe this Travel Center because of its physical location because there is nothing equivalent between Albuquerque and El Paso would be one of the largest producers which is good news for the City in terms of both GRT, jobs, and funds that will help repair roads.

He stated they performed hydrogeological study on the Cuchillo Well, and also performed one when we created our master plan for the development...and we live in the desert, however based on the behavior of Wells in Lakeshore Highlands and Wells in the area East of I-25 we have a high degree of confidence of being able to find Wells that will support our demand for about 60,000 gallons a day...peak performance. And stated the hotel represents 30,000 so our immediate...needs are approximately 30,000 gallons of potable water. And indicated they employed Daniel B. Stephens to help us direct Well drillers on 3-5 exploratory Wells, and that we will select those sites, and report to the City on that progress, and stated it is true that we do not own water rights, but we have a working relationship with both the Office of the State Engineer, and the Environment Department Bureau of Drinking Water, and we believe that we can confirm to all requirements to provide potable water for our development needs.

Mr. Neal stated this will all be done publicly, and we will provide transducers to measure draw down in area Wells, and I would like to correct one statement that's been out there publicly which is that the City somehow spent \$250,000 on the Cuchillo Well, and it did not produce water...the fact of the matter is that the water was produced...it was high quality water, and it pumped it about 80 gallons per minute for 4 days, and stated it also did not have a detrimental effect on the ranchers in Cuchillo, and that we can go

back and redo those results should we want to do that...but we're not going to rely on the Cuchillo Well, and that we're going to develop our own Wells and be our own water district.

He stated with regard to waste water processing our plan is to develop a transmission distribution system, and run these pipes on our property so that easements will not be an issue, and connect with the regional North water processing center, and stated this letter is evidence that we are working with the North Regional Processing Facility to work out the business issues associated with that connection, and we are pleased to have that relationship.

So finally and I thank you for your patience, and stated I would like to voluntarily go in front of the community to discuss the merits of our project...I would like to disclose the financial benefits to the City in terms of jobs and revenue...if anyone wants to compare our proposal to the dirt runway we're happy to do that, and we'd like to talk about the individual component parts the Travel Center so people can be encouraged that it is a benefit to the community, and we'd like to introduce our development partners, and that we have their resumes, and we'd be pleased to share them with the community, and that we do have a detailed budget, and a schedule for performing this work, and we think that once we have the property to work with...the full 24 acres that this project will take approximately 10 months to construct it and be open.

Mr. Neal stated our desire is to get our preliminary plans in front of Planning & Zoning, and we had always promised that we'd conduct a workshop before that event so we want to uphold our promise to the community, and to this commission.

City Manager Fuentes stated next I would ask that Mark Huntzinger from WHPacific to give a quick overview of the Airport Advisory Board's recommendation on how that would impact the current Airport Layout Plan.

Mr. Mark Huntzinger with WHPacific came before the Commission, and stated we're an architectural engineering firm out of Albuquerque, and that we have been the engineering consultants for the City for the Airport since I believe the mid 90's, and that I have been with the company since 2002, and that I am the engineer of record of all of the construction at the Airport during that time.

He stated what they were asked to do by the City is to evaluate the impact of moving the Runway Protection Zone which is an FAA surface for a lack of a better term West of Highway 181, and what the impact of that would be on runway 11-29...as Mr. Neal showed, and here is the graphic they used which is also reflected on this revised Airport Layout Plan it shortens the runway about 1,450', and stated the Runway Protection Zone does have certain restrictions on what can and can't be constructed there, and by putting it West of Highway 180 it takes off the obstruction that the road generates plus any development that would be on the other side.

Mr. Huntzinger stated it hadn't been an issue up to this time because it's...the runway is not used that often, and that it's currently 6,100' long...it's as long as the current paved runway, and is used primarily for folks that want to take off on dirt, and the

military operations where they like to practice on the non-paved surfaces. He stated with reduction that the runway length would be 5,650' would still remain the second longest runway. He stated in the current Airport Layout Plan which was developed from a FAA funded planning effort that concluded in 2009, and there is a proposed second paved runway off to the North, and once that is in place then the majority of the dirt runways including runway 11-29 were planning on being closed.

And stated the action if you approve it to shift the Runway Protection Zone West of Highway 181 does reduce the length of 5,650'...I feel it is sufficient for the type of operations that are experienced here...and will stand for questions.

Commissioner Torres stated I understand what we're doing.

Commissioner Green stated I just want to preface my questions that I would like to see this process move forward but with no fault at all...it should be seamless, and I want to make sure the City is protected.

So my first question is for the manager...Manager Fuentes the information that you have given us which is quite voluminous is predicated on a meeting of November 9th at the Airport Advisory Board...is there anything that has happened subsequently at Airport Advisory Board meetings to change their recommendations or to put up a red flag in your office.

City Manager Fuentes stated no there hasn't been any further action since that meeting...it is still the Airport Advisory Board's recommendation.

Commissioner Green stated what I'd like to do also is Mr. Sowell on the minutes on page 5...it talks about a motion to proceed to allow us the ability to pursue guidelines for the project at no cost to the City that would help expedite the process...is that a true statement...that T or C is not putting up one dime to this project.

City Manager Fuentes stated in regards to the revised Airport Layout Plan that is incorrect as WHPacific is doing work I believe at our previous meeting I've communicated to the Commissioners that they have applied for a State Aviation Grant that will pay for 50% of the work that they are currently doing...should the Commission proceed with moving...revising of the ALP, and the gentleman that you are referring to is from DSA Architects who are actually been contracted by HSLD, and stated they did offer to do the work on behalf of the City for revising any guidelines or any zoning ordinances, but I feel that is work that should be done by our folks...WHPacific and our staff as opposed to an outside party, and that we're more than welcome to receive any input that they may have but they did offer that, but again nothing has been formalized as far as accepting any volunteer work from them.

Commissioner Green stated this is a legal question Jay...on page 6, Ms. Grapsas noted that they do already have commitments from their main tenants, and have already signed their commitments, and we have signed letters of intent to start construction as soon as we have this approval...is a letter of commitment, and a letter of intent a legal binding document.

City Attorney Rubin stated I'd have to see them.

Commissioner Green stated depending upon on how they are worded, and signed by both parties...they could be a legal binding document.

City Attorney Rubin...possibly...possible.

Commissioner Green – The military use of runway 11-29, and I see that there are 445 touch “n” go’s or usage in 2011 (Mr. Huntzinger) and also I seen in the notes...Dan Dickson Manager talks about that our revenue is derived for the number amount of fuel we sell, and also how often the Airport is used for take-offs and landings...is a touch “n” go considered a take-off or landing...or that has nothing to do with the equation, and it doesn’t interface with our funding at all.

Mr. Huntzinger – It certainly...fuel sales is revenue, and stated I am not aware of a revenue tied to the number of touch “n” go’s or operations...through the FAA the City has an entitlement with strings of course of \$150,000 a year for an eligible project...for example the project that is planned for Federal FY 12 is to reconstruct Taxiway B which connects the center point of the paved runway to the terminal area...I don’t know what the exact percent because there is some question in the FAA reauthorization bill, but it is either 90% of that project is federal money...it may be 95...I apologize because I don’t know that, but that is money that the city has been building up, or been building up at the rate of \$150,000 a year for that project...that is an entitlement to the City for operating the Airport, and stated if no one landed here you’re still entitled to that money ...where the formula changes is if you have commercial service...then the formula changes to paying up the number of people that you put on airplanes.

Commissioner Green – So I guess...maybe you answered my question, and maybe I didn’t hear it.

Mr. Huntzinger – I’m not aware of a funding stream tied to the number of touch “n” go’s or the number...

Commissioner Green – That is what I was looking at...thank you. So basically if we gave up a portion...if we follow the recommendation of the Airport Advisory Board that is not going to negatively impact the City in lost revenue with the hopes of negotiating a workable lease that it will increase revenue for the City...is that a fair statement.

Mr. Huntzinger – I don’t know that I’m best to answer that...I don’t see a negative impact to the City by shortening the runway... there is a safety issue which is resolved by putting the Runway Protection Zone West of Highway 181.

“Commissioner Green moved to approve the Airport Advisory Board recommendation, authorize staff and engineers to proceed with completion of revision of the Airport Layout Plan and guidelines with the condition that prior to submission to FAA bring back to the City Commission the revised ALP along with the proposed lease as authorized by the City Commission during the

January 24th meeting.”

Seconded by Commissioner Renfro.
Motion carried unanimously.

PUBLIC
HEARINGS:

None.

OTHER
BUSINESS:

Consider/Approval – Agreement – State of NM Aging & Long-Term Services Department Fund STB Capital Appropriation Project –

City Manager Fuentes stated that the Sierra Joint Office on Aging is eligible to receive grant funding from the State specifically for senior centers, and that during the 2011 Legislative Session SJOA was awarded a \$52,000.00 grant for improvements to the building, and acquisition of equipment to replace aging equipment in the facility.

He stated the agreement before you is a standard agreement from the State, and staff is recommending approval of the agreement grant award.

“Commissioner Renfro moved approval of the grant agreement.”

Seconded by Commissioner Torres.

Commissioner Green stated...just a point of information...to make improvements for building code compliance...where is the building out of compliance.

City Manager Fuentes stated that is a general...it could be anywhere...the electrical system; plumbing system...it’s a general catch-all to give us the flexibility.

Motion carried unanimously.

Consider/Approval – Recommendation for Appointment to the Housing Authority Board of Commissioners –

City Manager Fuentes stated in your packet you have a letter recommending the appointment of Ms. Tooley to the Housing Authority Board.

“Commissioner Renfro moved the re-appointment of Lee Ann Tooley to the Housing Authority Board.”

Seconded by Commissioners Green/Torres.
Motion carried unanimously.

Consider/Approval – Agreement – NM Recycling Coalition Grant –

City Manager Fuentes stated the NM Recycling Coalition has awarded the City a grant of \$40,000.00 for a skid loader to be used at the recycling center, and basically for those who are not familiar it is a small bobcat, and that this will increase the efficiency at the recycling center. And stated this is a standard agreement from the

State, and staff is recommending approval of the agreement.

Commissioner Green stated our recycling initiative, and staff at the recycling center who are writing these grants have brought in over \$200,000.00 last year alone so they are to be congratulated and staff is to be commended.

“Commissioner Green moved approval of the NM Recycling Coalition Grant.”

Seconded by Commissioner Renfro.
Motion carried unanimously.

Consider/Approval – To hire a Community Development Director within the Bldg. Dept. –

City Manager Fuentes stated the proposal is for a Community Development Director that will oversee two departments, and that will be the building department as well as the airport department.

He stated the goal of this position is to assist the city manager’s office to achieve the City Commission’s short and long term goals, and if approved some of the items that we would like to work on for example is the City’s comprehensive plan update, and we’ve heard seeking additional grants for community wide projects as well as City Commission’s initiatives, also to assist in project management, and collaborate with organizations such as SCEDO, the MainStreet Group, and that there are issues that we definitely need to work on such as the sign ordinance, and to consider an affordable housing plan, and with some of the issues the City has been dealing with for the past couple of months, and stated we definitely need to have an overview of the entire city code to identify those areas that need revisions, and take them through the proper process.

He stated the position will be funded through the savings within the existing budget...currently right now we have some savings in the police department as well as the finance department which would pay for the third quarter, and would like to ask the Commission for approval of this position once we begin our budget process it will be funded...

Commissioner Torres – How much money are you talking...?

City Manager Fuentes – The position if approved we’re looking at a salary range between \$50,000 - \$56,000 which is consistent with some of the salaries we currently pay for our department heads.

Commissioner Green – Do you anticipate that the savings that you’ve been able to come up with through re-organization in the police department, and other areas will that savings be carried forth for the next fiscal year...or...I know we have savings right now... can we book those savings for another year so we don’t increase our operating costs to run the City.

City Manager Fuentes – Yes, and I do also want to recognize that the savings would not have been possible without the cooperation of Chief Mullins, and I think in part of their willingness to cooperate in moving the City forward they understand now that

because the Commission allocated for them a portion of the gross receipts tax they realize the importance of economic development of moving the City forward, and increasing our tax base through GRT because the more GRT we receive...the City receives the more GRT the police department receives, and that they were very instrumental in working with the office to set aside that funding... it's not the entire funding that was originally allocated for this position from former police chief because she did propose using some of that savings for other uses. But this savings will carry over to the new fiscal year...fiscal year 13, so we're hopeful that that would be the case.

Commissioner Green – Would be updating the job description and advertise...would that be brought back to the City Commission for their approval before you would go to press.

City Manager Fuentes – Stated under the current policy, and practice it is the City Manager's discretion to develop the job description and advertise it...it does not come before the Commission.

“Commissioner Green moved approval the City Development Director Position, and to authorize the manager to update the job description, and proceed with advertising it.”

Seconded by Commissioner Renfro.
Motion carried unanimously.

Consider/Approval – Resolution #22-11/12 – Budget Adjustments –

City Manager Fuentes stated he would go over the summary of the budget adjustments, and the first adjustment is in regards to the Senior Grant Fund, and this adjustment is to account for the \$52,000 grant that you approved, and accounts both in the revenue and expenditure accounts. 2nd adjustment is to the Joint Utilities Capital Improvement Fund...and this will account for the \$40,000 grant from the NM Recycling Coalition both in the revenue and expenditure account. 3rd adjustment is the Capital Improvement Joint Utilities is to account for the bond proceeds of the 1.2 million dollars for the Solid Waste Collection Center, and this will also increase both the revenue and expenditure accounts. 4th adjustment will increase, and that this will be for the first annual debt service payment for the Solid Waste Collection, and this is a transfer out from Joint Utilities Solid Waste Division net income to the Pledge State/Debt Service account. #5 is the Transfer In, and Expenditure account for that first Debt Service payment for the Solid Waste Collection Center. #6 is a police department adjustment, and this is a grant reimbursement for police activities under the COPS Grant. #7 also under the police department, and again this ties into the position of the Community Development Director this is a transfer of \$20,000 to cover the last quarter of the fiscal year for this position. #8 the general building under the building department this will increase the budget for that department to account for the salary for the third quarter for the City Development Director.

“Commissioner Green moved approval of Resolution #22-11/12

Budget Adjustments in the Revenue and Expenditure Budget for FY 2011-2012.”

Seconded by Commissioner Renfro.

Mayor Montgomery responded Aye to a Roll Call Vote
Commissioner Renfro responded Aye to a Roll Call Vote
Commissioner Green responded Aye to a Roll Call Vote
Commissioner Torres responded Aye to a Roll Call Vote

Motion carried unanimously.

Consider/Approval – Resolution #23-11/12 – Supporting the Application for a NM MainStreet Program –

Mr. Steve Buckley came before the Commission and stated the Resolution is asking to support as we are going out for a \$60,000 grant, and stated there is a requirement of about \$6,000 which we would have to come up with which is payment in-kind which would be allowed to use my time working on it, and also the City’s time working on it. And that it is due on the 21st which is next week.

He stated the \$60,000 is for them to develop the master downtown plan.

Mayor Montgomery – So where is the other \$3,000...

Mr. Buckley stated we’re asking the City for that.

Mayor Montgomery – Okay...so where is that coming from.

City Manager Fuentes stated that will come from the finance department, and that we have some savings from the current position.

“Commissioner Renfro moved approval of Resolution #23-11/12 – Supporting the application for NM MainStreet Capital Outlay Fund Grant.”

Seconded by Commissioner Green.

Mayor Montgomery responded Aye to a Roll Call Vote
Commissioner Renfro responded Aye to a Roll Call Vote
Commissioner Green responded Aye to a Roll Call Vote
Commissioner Torres responded Aye to a Roll Call Vote

Motion carried unanimously.

Consider/Approval – Discussion – Changing the CC Meeting of 2/28/12 to week of 2/20/12 –

City Manager Fuentes stated at this time there are very few items that I foresee for next week, and if we do have any major items that needs acted upon if the Commission agrees we can certainly, and see if it would be feasible to have a meeting next week...otherwise this will be our last meeting.

Mayor Montgomery stated I am going to be out that week so I had asked to have it moved to the next week which would be next week, but that was merely my request, and if you guys want to keep the meeting the same date you're certainly welcome to do that...I just won't be in attendance....your call.

Commissioner Green...Manager Fuentes you said this would be our last meeting so are we going to cancel the last meeting in February.

City Manager Fuentes unless...we can certainly have our last regular meeting, but as the Mayor pointed out she won't be in attendance, and that is why the item is on the agenda...would you like to have the meeting next week.

Mayor Montgomery stated we can keep the meeting the same as 2/28...you would just have to do that Mayor Pro-tem. It's your call.

Commissioner Renfro...whatever I don't...

Commissioner Green – if there is business to do, and in all due respect to the Mayor I think we should conduct business and move on.

Mayor Montgomery – No that's fine. We will leave it at the manager's call.

OLD BUSINESS:

None.

REPORTS:

CITY MANAGER –

City Manager Fuentes stated I provided the City Mangers report if there are any questions.

CITY ATTORNEY –

City Attorney Rubin wanted to “Thank” them very much to the departing Commissioners, and have enjoyed working with you, and that it has been an extreme pleasure for me, and will also tell you that when you look at the situation where I'm the City Attorney and I'm here to give assistance to the Commission and really can't function unless I get assistance from the Commission so I can assist you, and that it has been working very well...so I just want to thank you all.

COMMISSIONERS –

Commissioner Green...congratulations to the Sierra County Regional Dispatch Authority for being the first dispatch center in the State to receive full certification from the EMS Bureau for Emergency Medical Dispatch...and I think that is amazing for a small community...and we're the first...so our congratulations to the board.

He wanted to thank staff and Leonard Carrillo he graciously gave up a Saturday to conduct a free composting workshop at the 4th

Street Community Garden, and stated 18 people attended, and appreciates that.

Commissioner Green stated it seems that there is a new way to gain the system where most of our funding...all of our funding from Santa Fe comes from Capital Outlay, and referred to several items from the NMML Legislative Bulletin Dated 2/3/2012 For funding that was appropriated for different communities. ...Senate Bill 263, HB 297, HB 307, & HB 291, and that he thought it was interesting that there are 2 doors up to Santa Fe, and stated we should be aware of both of them and play that game. He stated if other communities are doing it we should get our Senators, and our State Representative to support some projects where we need some financial help as well.

Commissioner Torres stated he would miss you all, and have enjoyed working with you.

Commissioner Renfro stated in case we don't see you again, and that she has enjoyed working with you, and wish you the very best, and that you have done a good job as Mayor...made us proud.

Mayor Montgomery – Right you won't see me again...so this is my last meeting. And that it has been my pleasure to work with all of you and members of the public. I wish you the best of luck, and you will have a couple of new people sitting up here so I wish them the best of luck. And that whoever wins you have a long road ahead of everybody...but I'm still in the community so I maybe on the other side of the podium when I want my money...

I appreciate the kind gifts...thank you so much...it's been very nice working with you Juan, and especially Mary who has always been there for me...so thank you very much.

ADJOURNMENT:

There being no further business to come before the Commission the meeting was adjourned.

APPROVAL:

PASSED AND APPROVED this _____ day of _____, 2012 on motion duly made by Commissioner _____, seconded by Commissioner _____, and carried.

LORI S. MONTGOMERY, MAYOR

ATTEST:

MARY PENNER
CITY CLERK

