

CITY COMMISSION
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO
Thursday, August 15, 2013

SPECIAL MEETING

ACTION 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 Special Session in full conformity with the law and ordinances of said Commission in the Commission Chambers of said City, on Thursday, August 15, 2013 at 5:30 P.M.

PRESIDING OFFICER: The meeting was called to order by Mayor Mulcahy 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. John Mulcahy, Mayor
Hon. Sandra Whitehead, Mayor Pro-tem
Hon. Steve Green, Commissioner
Hon. Mike Kertesz, Commissioner
Hon. Jeff Richter, 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 Mulcahy called for the Pledge of Allegiance.

CLOSED EXECUTIVE SESSION –

“Commissioner Green moved that the meeting be closed for Executive Session pertaining to:

1. Pending or Threatened Litigation 10-15-1H (7) –
 - a. HSLD vs. City Truth or Consequences

Seconded by Commissioner Whitehead.

Mayor Mulcahy responded Aye to a Roll Call Vote
Commissioner Whitehead responded Aye to a Roll Call Vote
Commissioner Green responded Aye to a Roll Call Vote
Commissioner Kertesz responded Aye to a Roll Call Vote
Commissioner Richter responded Aye to a Roll Call Vote

OPEN MEETING: “Mayor Mulcahy stated that the Commission was now in Open Session.”

CERTIFICATION: “Commissioner Green certified that the City Commission of Truth or Consequences went into Closed Executive Session under 1. Pending or Threatened Litigation 10-15-1H (7), a. HSLD vs. City of Truth or Consequences, discussion incurred and no vote was taken.”

“Commissioner Green moved to authorize Counsel to proceed in answering the lawsuit, and authorize Counsel to proceed with arbitration with New Mexico

Municipal Self Insurers' Fund.”

Seconded by Commissioner Kertesz.
Motion carried unanimously.

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

APPROVAL: PASSED AND APPROVED this _____ day of _____, 2013 on motion duly made by Commissioner _____, seconded by Commissioner _____, and carried.

JOHN A. MULCAHY, MAYOR

ATTEST:

MARY PENER
CITY CLERK