

**CITY COMMISSION
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO
Tuesday, May 22, 2012**

Regular 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 Regular Session in full conformity with the law and ordinances of said Commission in the Commission Chambers of said City, on Tuesday, May 22, 2012, at 6:00 P.M.*

PRESIDING OFFICER: *The meeting was called to order by Mayor John Mulcahy, who presided and Mary 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. Jeff Richter, Commissioner
Hon. Freddie Torres, Commissioner
Hon. Steve Green, Commissioner*

Also present:

*Juan Fuentes, City Manager
Jay Rubin, City Attorney
Mary Penner, City Clerk*

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

CEREMONY: *Mayor John Mulcahy opened the Regular Session*

Silent Meditation

Pledge of Allegiance

APPROVAL OF AGENDA: *Mayor Mulcahy asked for approval of the Agenda.*

"Commissioner Steve Green moved for approval of the Agenda."

*Seconded by Commissioner Torres.
Motion carried unanimously.*

Mayor Mulcahy recognized several people in the audience, thanking them for the attendance.

COMMENTS FROM THE PUBLIC:

*Mayor Mulcahy opened the floor for **Comments from the Public**, noting that Comments needed to be related to items directly on the Agenda.*

***Audon Trujillo**, 506 W. 3rd Street, approached the*

podium. He made comments regarding procurement, salvage material, and recycling.

Rhonda Britton, owner and operator of Black Cap Books & Coffee, 128 Broadway, approached the podium. She made comments on Agenda Item 2, Youth Programs – regarding inappropriate Religious Activities held at the Boys and Girls Club.

Dwight Schroeder, 1406 Copper, approached the podium. He questioned the cost of trash service dumpster that he does not use, because he recycles.

Steve Buckley, Manager of MainStreet, approached the podium. He spoke of the positive things happening at the Boys and Girls Club, and his support of the Youth Programs.

**CONSENT
CALENDAR:**

Ron Fenn approached the podium. He commented on item 9 on the Agenda, the RFP for the White Goods/Metal Salvager.

Mayor Mulcahy opened for a motion to accept the Consent Calendar.

“Steve Green moved to accept the Consent Calendar.”

Seconded by Commissioner Richter.
Discussion ensued.

Commissioner Green questioned the City Manager on notations in the Airport Advisory Board minutes. He noted that under public comment, Manager Fuentes had stated that the City Grant Award that was applied for had went through, we submitted for \$600,000.00 and will receive \$315,000.00; he asked if that was the money that the FAA was holding in Washington until we own the Airport fee simple, that \$150,000 per year. He wondered why the money was cut back.

**NEW
BUSINESS:**

City Manager Fuentes stated the funding that was identified, some of that money was funding that is allocated to the Municipal Airport; the City had about two or three years of funding that the City was eligible for since we haven't been applying for Grant Funding from FAA for the last three years. He stated that our Engineers were still looking into why our application was for \$600,000.00 and we received notification that we were looking at a possibility of \$310,000.00, we are still trying to resolve that issue, and will have a better response for the Commission once we get with the Engineers on that.

Mayor Mulcahy noted we have a motion and a second, he called for the vote.

Motion Carried Unanimously.

Mayor Mulcahy noted it was possible the Public had wished to speak and had not understood the Agenda. The Mayor asked if there was anyone in the Public who wished to speak regarding the Youth Programs, about kids, about the School District, or about truancy.

Kristie LaFont approached the podium and noted she had 3 young kids, she spoke of the Library is a great resource for the kids in the community, she stated she felt as the Library was not being utilized as well as it could be.

Sophia Peron approached the podium and commented on the use of the Library, and use of the Library by children.

Gino Costales and Brittney Harp approached the podium and Stated that they had both were able to receive their first jobs because the opportunities and programs of the Boys and Girls Club, they both thanked the Commission for their support of the Boys and Girls Club.

**PRESENTATION BY TOM BURRIS, SUPERINTENDENT
TorC SCHOOLS REGARDING YOUTH IN SCHOOL
SYSTEM:**

Mayor Mulcahy introduced **Mr. Tom Burris, Superintendent of Schools.**

Tom Burris made a presentation regarding youth in the school system. He spoke of the problem of truancy, jobs, opportunities, the fact they are 70 students down, and he also noted several people there who would speak tonight. He spoke of the SpacePort GRT, the budget, class sizes, the Shooting Team, the administrator/Teacher effect. He noted the athletic program, dual credit, ACT Scores. Mr. Burris introduced Tyson and Stacy Rush who also spoke of several youth school programs. Mr. Burris spoke of the truancy problem in the school system.

Judge Bobby Sanders spoke of the truancy problem in the school system. She spoke of the need to get more people to get involved and saying we need this issue to be addressed by the proper agencies outside of what the school can do. She spoke of involvement with the District Attorney's Office, the Juvenile Probation Office, CYFD, and the critical agencies in our Community, all of those which are the final authority to do something with this.

Tom Burris spoke of his effective hardworking administrative team, noting he had that here.

Mayor Mulcahy asked Mr. Burris to come back on a

quarterly basis with updates.

PRESENTATION BY REBECCA DOW, MENTOR - BOYS & GIRLS CLUB REGARDING YOUTH PROGRAMS:

Rebecca Dow, Mentor-Boys and Girls Club made a presentation regarding the Boys and Girls Club. She explained what the Club does, and how the support system of the Community was important to the Clubs success. Noting the primary curve of the Boys and Girls Club served 6th grade thru age 19 years. She noted limited programs which go to age 24, thru partnerships with Work Force Solutions and Western New Mexico University. She noted their focus areas are recreation, character development and citizenship, academic enrichment activities, career development, as well as extensive programing in arts and music. Ms. Dow explained mentor programs and partnership of different people from the community. She noted it is a safe place for the kids to come. She thanked the City for their support and budget.

Commissioner Green noted projects and partnerships; he also spoke of grants to supplement the Club.

PRESENTATION - Sierra County Youth Soccer Association, regarding Youth Soccer Programs:

Ben and Julian (last name inaudible) spoke of the Sierra County Youth Soccer Association. Ben spoke of the origination beginning in 2011, starting off with 83 kids and as of this last season they had 156 kids. He spoke of the benefits to the kids, noting they provide services for youth ages 3 to 12 years old at this time. He spoke of the support from the Community by list several businesses. Noting they wished to have dedicated Soccer Fields, looking at grants and city matching funds, and land donation for a Fields. He thanked and noted appreciation for City Staff for their assistance with maintenance of fields. He also requested the City consider a full regulation size field for the older groups to play Soccer.

Commissioner Torres asked if they received support from the County.

Ben stated no, just the City - who provided painting of fields, moving goals around and trash removal.

Commissioner Torres noted that they spoke a lot about this, the City we support all the kids in the County, and he would like to see the County, Village and Elephant Butte kick in so we can help these kids a little bit more.

Mayor Mulcahy agreed with Commissioner Torres, noting they spoke of the Library - same thing - and he doesn't think it needs to be any kind of forceful thing, just a dialog and we can try to help all of our kids in the Community, noting he appreciated those who came

tonight; we are all in this together. These are all our kids.

Commissioner Torres stated we need to expand our Library, we going to have to build one, expand it to make one end of for just kids so they have their own Library. Mayor Mulcahy asked if Commissioners had any questions.

Commissioner Green stated that with 156 willing athletes, it's really too bad we can't field a High School Soccer Team. He thanks the Coaches for the impact they make for the athletes, their families, and grandparents and so on to cheer them on.

Commissioner Whitehead thanked the Coaches for the participation and efforts and keeping the kids rolling their ball.

Mayor Mulcahy thanked the Coaches for their hard work with the kids.

Resolution #35-11/12 To designate and observe June 16th, 2012 as "Celebrate Youth Day":

Mayor Mulcahy stated he was presenting this Resolution, requesting the Youth of the City to come to Ralph Edwards Park, recognize them, read the Resolution, maybe paint some benches, do some trash pickup; to demonstrate the heart of this Community and let them know that this is their day.

"Commissioner Green moved to pass Resolution #35-11/12 to designate and observe June 16th, 2012 as "Celebrate Youth Day".

*Seconded by Commissioner Jeff Richter.
Motion carried unanimously.*

Animal Services Contract:

Chief of Police Priscilla Mullins stated she invited Dr. Dawkins and John Young, from the Sierra County Clinic, to answer any questions regarding the Contract. Chief Mullins explained that Dr. Dawkins is the new owner of the Animal Clinic and she is proposing an increase from \$2500 a month to \$4000 a month for Animal Shelter Services; the increase will begin in July of 2012. The City will have one more year to address the issue of no Animal Shelter; this is the last year the Clinic will provide Animal Shelter Services. Chief Mullins asked that the Contract be approve in order to give the City time to come up with a solution for Fiscal Year 2013/2014, the majority of the extra increase is for the disposal of the animal caucuses, on the Commission Action Report she provided a breakdown of fees - which was provided by Dr. Dawkins. The Shelter Fee says has been \$2,318.5; is going up to \$2,746.00, the tax is \$254.00, and the Disposal Fee is \$1,000.00. Chief Mullins spoke to Dr. Dawkins prior to the

meeting, Dr. Dawkins is willing to look at the possibility of not charging that \$1,000 until the Landfill is closed, they will consider that. Chief Mullins noted the funds would be coming out of the GRT's dedicated for Public Safety.

Commissioner Richter asked where the closest Crematory is.

Dr. Dawkins answered they send the bodies out to Albuquerque, which comes and retrieves the bodies. The approximate number of animals per month averages between 100 to 180 per month. The paperwork they have shown approximately 20,000 pounds to the landfill each year. When they checked into the fees they found Las Cruces was slightly higher than the Albuquerque location. She explained the cost had risen from \$500 to double that amount, due to the County declining to meet the matching funds. Dr. Dawkins noted she was thinking of possibly making it a boarding facility, extending the veterinarian service parts.

Mayor Mulcahy noted the Commission would have to consider what their options were during the year to come.

"Commissioner Green moved to approve the Animal Service Contract".

Seconded by Commissioner Freddie Torres.

"Commissioner Green moved to amend his motion to approve the Contract for the Animal Control Services, as is, with the Disposal Fee of \$1000 to start at the closure of our Landfill and the opening of our Collection Center."

Motion carried unanimously.

Resolution #36-11/12 To Adopt a Strategic Recycling Plan for FY 2012/2013:

Commissioner Green noted the background that the City had received from the New Mexico Recycling Coalition over \$190,000.00; one for the automatic bailer and the four trailers (two located in Elephant Butte and two located at the lake.) He noted we would now be getting a skidster at the Recycling Center. Part of the acceptance of the Grant monies, which was no match money by the City, was a Resolution about Recycling and a Strategic Plan. Commissioner Green noted a New Mexico Recycling Coalition June 19th & 20th, in Albuquerque; he wished to have the Resolution to present and to hold a Workshop prior to that conference in June.

Commissioner Torres noted how expensive it is to Recycle, and what to do with the materials that would be Recycled, such as glass.

Commissioner Green stated that there are several Grants available for Recycling; he spoke of several places Recycle Bins could be placed.

Mayor Mulcahy asked if there was a change we would not

make the 33% goal.

Commissioner Green answered no; it was what was asked for us to do.

Mayor Mulcahy called for a motion regarding Adopting a Strategic Recycling Plan.

“Commissioner Green moved to Adopt a Strategic Recycling Plan for FY 2012/2013.”

Seconded by Commissioner Torres.

*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 Richter responded Aye to a Roll Call Vote
Commissioner Torres responded Aye to a Roll Call vote*

Motion carried unanimously.

RESOLUTION #37 -11/12 ADOPTING THE PRELIMINARY 2012/2013 FY REVENUE & EXPENDITURE BUDGET FOR THE CITY OF TorC:

City Manager Fuentes stated this was the Final Preliminary Budget for FY 2012/2013-as listed on the Commission Action Form, it gives an overview of the highlights as discussed at the Budget Workshop. He briefly touched on items in the packet. He noted that the Budget would be posted online for any interested in viewing, or they could contact the Manager’s Office for hard copies.

Commissioner Green questioned two items; \$3500 from Lodger’s Tax and the request by himself for Solid Waste Division to be increased for advertising.

City Manager Fuentes stated the Lodger’s Tax Fund answer is on page 38 it shows the \$3500 increase to be used at the City Manger’s discretion to be used; for the Solid Waste increase he will amend it to include that \$2,000.00. Manager Fuentes noted this is the Preliminary Budget as required to be adopted by the end of the month. The final budget is required to be adopted by the end of July, so once we close the fiscal year we will finalize the numbers as far as the actual ending cash balances, any adjustments, and it will be presented to the Commission again for final approval.

Mayor Mulcahy asked for a motion to accept or decline the Resolution.

“Commissioner Green moved to accept Resolution #37-11/12.”

Seconded by Commissioner Whitehead.

With no further discussion, Mayor Mulcahy asked for a Roll Call Vote.

*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 Richter responded Aye to a Roll Call
Vote
Commissioner Torres responded Aye to a Roll Call
vote*

Motion carried unanimously.

***Authorization to proceed with issuance of Invitation
to Bid for Demolition of the Youth Center:***

City Manager Fuentes gave a brief summary; noting that a year and a half ago the City decided to shut down the Youth Center due to structural damage which made the facility unsafe. Stating that Staff had been working on different ideas about how to go about demolishing the building; we finally decided to contract this with our engineers, and we have a proposal before the Commission. Manager Fuentes introduced Bill Slettom, Community Development Director and he's been working closely with our Engineers.

Community Development Director Slettom stated we are asking to proceed with the advertisement for bids. Noting items in the packet, be a mandatory pre-bid meeting, instead of June 4th - it will be June 11th and the Bid opening by the Procurement Officer instead of being June 13th would be June 20th. What we are looking for is an agreement with a Contractor to do the demolition and removal of the existing Youth Center pre-engineered metal building; the concrete slab and foundation will remain. Essentially we are looking at having that building removed, leaving the slab. This will then give us an opportunity to redevelop that site as a more suitable site for various civic uses.

Commissioner Torres asked about all the metal parts, and the possibility of salvaging materials.

Mr. Slettom noted that the bid will call for demolition and removal of the metal. During the pre-bid conference the Contractors will have the opportunity to view what they will be able to salvage, including the wood floor, it will include anything that is inside the building. The City will be removing a few fixtures which may go in a future auction. He noted an example a very large three compartment stainless steel sink.

Commissioner Green asked if it is possible to issue an RFP with two proposals; one with total removal and they salvage the metal and one with them to demolish the building and we contract a hauler to remove the metals and the City could sell the metals.

Mr. Slettom noted that this bid package was not broken

out that way; it's broken out for the total removal of the building. When the Contractors look at it they can calculate the worth. He stated that we could go back to the Engineers to rework the bid package if that is the Commission's wish.

Mayor Mulcahy noted the Youth Center is a safety hazard for a while now and because we have a landfill that is going to close soon, if don't become urgent about dealing with this matter it will become more expensive, and a hazard for our public.

City Manager Fuentes noted that he wished the Commission to be aware that we don't know what the actually cost will be, but without going through this process we won't know what the cost will be. He noted that several ideas had been given to the Commission back in January, that the funding could come out of the Recreation fortune, because we definitely need to talk about where the funding will come from.

"Mayor Mulcahy moved to approve the invitation to bid for demolition of the Youth Center."

*Seconded by Commissioner Green.
Motion Carried unanimously.*

Authorization to proceed with issuance of Request for Proposal for Services of White Goods/Metal Salvager:

City Manager Fuentes noted in the audience were Leonard Carrillo from Solid Waste and Pat Wood from Purchasing; he noted they worked together to put this RFP together.

Mr. Carrillo noted we have no contract as of now, and if we could get just a little revenue coming in we could offset costs.

Ms. Wood noted that we are just looking for someone to come it, pick it up, and just pay us to take it, we are not making any revenue at all, so that is the reason for the RFP.

Commissioner Torres noted the cost of Recycling and hauling it ourselves.

Mr. Carrillo state he had spoken to several contractors, noting that even the ones in Albuquerque would be willing to send down roll-offs to this area. He noted that the price of metals varies, up and down. He also noted that right now we are just giving it away, to keep the area clean.

Commissioner Green pointed out that they were going to have a scale at the Collection Center to know what the weight is, once we get the empty rate of the 40 foot roll-off.

"Commissioner Green moved to authorization to proceed with issuance of the FRP of White Goods/Metal Salvager."

*Seconded by Commissioner Whitehead.
Motion carried unanimously.*

Presentation - TransCom - LCNM, regarding funding for the South Central Regional Transit District:

Mr. Jack Valencia took the podium. Noting he was a Contractor to the South Central Regional Transit District. He outlined items in the Commission Packet, noting he had a presentation and a copy of a letter which he would give to the City Manager. Mr. Valencia noted that the South Central Regional Transit District was an entity that was comprised of 3 Counties and 8 Municipalities - the Counties of Sierra, Otero and Dona Ana and the Municipalities of Las Cruces, Alamogordo, Sunland Park, Truth or Consequences, Elephant Butte, Mesilla, Hatch and Williamsburg are all part of this Regional Transit District. He noted some of the number of organizations that provide public Transit services. Mr. Valencia gave an overview of public transportation. Noting that he was one of the individuals that initiated the Regional Transit in the Santa Fe/Albuquerque corridors, to four Counties and they were able to bring Regional Transportation to the areas that have never had public transportation before. He noted that he was looking for participatory support, and what was asked for in the content of the letter was they were asking for a contribution, in fiscal year 2013, be at fifty cents per citizen of your 2010 census - that's approximately \$3,700.50 that they are requesting from the City of TorC. Mr. Valencia spoke of other Communities that had contributed, and noted that they were supported by SCCOG, and would be holding public meetings in July and August in various Communities, because they want public input. Mr. Valencia stated that Organizations were being provided Federal and Local Match funds in order to operate their systems.

UNFINISHED BUSINESS:

Commissioner Green noted he sat on this Board, he asked if the money runs out December 30th, so you are looking for funding from January forward. Commissioner Green also asked when would be the earliest the Public would have the opportunity to vote on this at the County level.

Mr. Valencia replied that was correct. The time line they are looking at would be the next general election, which would be November of 2014, the assessment would not take place until July of 2015, and with the first check that the District would receive would be approximately October of 2015. He explained it would allow people to travel from City to City in the areas.

REPORTS:

Mayor Mulcahy noted we need transportation now. He asked what does this do for us, at fifty cents per Citizen.

Mr. Valencia answered that it would provide transportation from City to City; explaining pilot projects, cost of Cities purchasing their own vehicles and employees to drive the vehicles.

Commissioner Green stated he was meeting with Tony MacRoberts tomorrow to discuss an in town City bus line. He suggested looking at the budget at half year to see if anything has changed. Commissioner Green stated he would bring any information he learned back to the Commission. He stated that he thought the Citizens should make their own decisions.

**PUBLIC
COMMENT:**

Mayor Mulcahy called for a motion.

“Commissioner Green moved to table this until January or the end of December, when the Manager can give us a better picture of where we are financially.”

*Seconded by Commissioner Torres.
Motion carried unanimously.*

Presentation by Sam Senn, Bascor, regarding Solar Power Plant:

Sam Senn, Bascor Engineering took the podium. Mr. Senn stated he was here to revisit and summarize a workshop held two years ago, relative to the City’s ability, and opportunity - because of the City owning their own utility, to actually generate a portion of your power. Mr. Senn recognized Mr. Jimmy Capps, with the Sierra Electric Coop - was also in the audience. Mr. Senn explained he was here to show the Commission how to make money because of the City’s position as a Municipal Utility, noting that the City doesn’t generate their own power, the City energy is purchased from Hydro Electric & Commercial; meaning you are only as reliable as your partners. Mr. Senn spoke of the City generating their own power, which means you can make your own money. Mr. Senn spoke of supply challenges, noting that the City was “green city” because we get a lot of our power from Hydro Electric, he showed a map which showed the Southern potential to generate their own power, he described resources available, tax breaks, tax credits and availability. Mr. Senn noted that a draft RFP he had sent the City Manager to review, he stated that Mr. Capps and the Coop have not seen the RFP, and hoped the City would allow him to view the RFP.

**RESPONSE TO
PUBLIC
COMMENT:**

**EXECUTIVE
SESSION:**

Commissioner Green spoke of the window of opportunity. He noted the Economic Development Administration (EDA) provides grants to support job creation in economically distressed areas of the United States; EDA grants can support local renewable energy green building, green energy efficiency. He noted the funding cycle of September 14th for the first cycle of 2013, half a million - up to two million dollars if you can show financial need and use this as leverage owning 20% of the power generation source. He noted there is also money available at the local level for State money, for New Mexico Environmental Department there are grants that can be partially forgiven. He stated there is no downside risk for doing this.

**OPEN
SESSION:**

**CERTIFICATIO
N:**

Mr. Capps stated that the 115 transmission line by the Moose Lodge is where the City is feed their power, where Tri State delivers both the WAPA power and any supplemental power the City requires.

ADJOURNMENT:

Mr. Capps noted they plan ahead, he works off a 4 year construction plan, he has a twelve year long range plan, where he projected out the Space Port and the possibility of a Copper Mine, so that Tri State can look 5 to 10 years down the road to see if they are going to have resources to serve not only us, but serve us to serve you.

Mayor Mulcahy noted that an RPF was researched a couple of years back; why was something not done at that time.

Mr. Senn noted that yes it was put out and he believes three or four bids were returned, he noted that a couple of things have changed since then; one is that the cost of Solar has gone down, 70% per panel; the other thing is these tax incentives - they were there two years ago - if the City had a partner at that time something may have been done at the time. He thinks the City may receive some very competitive bids; he suggested the City select the most responsible bidder and negotiates with them. He stated that the cost of solar and the technology is much better. He also stated that he wrote the RFP, he will continue to support the City, at no cost to the City. He spoke about the plant being built by Hatch, and one by Deming.

Mr. Capps spoke of the current contract between Sierra and the City was negotiated in 2006. He spoke of the provisions in the contract that the City can build their own renewable to serve themselves to reduce the amount of power they buy from Sierra. He noted they were willing to work with the City, they are the supplemental supplier to the City, and WAPA is the primary. The contract is a 10 year contract, through 2016. He also noted that Sierra would still supplement the City's power.

Mr. Senn described an overview of the RFP, and options.

City Manager Fuentes noted the Public Utility Advisory Board had met and this was one of the items they discussed. They approved and made a recommendation to proceed and look at numbers. Noting he was at the discretion of the Commission.

"Commissioner Green moved to authorize staff to proceed with an RFP, and if Manager Fuentes is comfortable to seek out the services, on a volunteer basis, by Mr. Sam Senn and work with Mr. Capps and his board to get ultimate approval so they can come back a present actions, then have a workshop, for public input."

*Seconded by Commissioner Torres.
Motion carried unanimously.*

Re-appointment of Mr. Warren Cross to the Sierra Vista Hospital Governing Board.

Mr. Cross approached the podium. He stood for questions.

Commissioner Green noted he appreciated the work Mr. Cross has done for the City.

Mayor Mulcahy asked Mr. Cross what they were working toward.

Mr. Cross noted recruitment and retention of staff and administration is of extreme priority, he spoke of the numbers that by 2020 the Nation is expected to be about 250,000 Doctors shy of need, and the population is going to be about 325 million, he spoke of the need for tools in our tool box and to be competitive in the future.

“Steve Green moved to re-appoint Mr. Cross to the SVHGB.”

*Seconded by Commissioner Torres.
Motion carried unanimously.*

City Manager Fuentes noted paperwork the Commission was given.

Commissioner Green noted a suggestion that the City put recycling bins at both parks. He requested staff explore that possibility. He requested a Recycling Workshop to be held on June 12th at 5 P.M.

Commissioner Whitehead noted she had the opportunity to visit the Solid Waste and the Landfill, with City Manager Fuentes and Leonard Carrillo; she thanked them and noted it was a great experience.

Mayor Mulcahy noted he would like to have the Recycling Workshop also. At the workshop he also wished to discuss the stewardship of the Hot Springs; noting he saw two drillings on Austin; and thinks it is time for the Commission to look at the issue and find out what the Commission’s responsibility are to protect that asset.

Audon Trujillo, 5016 W. 3rd, made comments to the Commission about Procurement, salvage material and recycling.

Steve Glines, noting that he had recently moved back to the area and purchased a piece of property in Williamsburg to find out that the City was putting a transfer station in his back yard. He questioned air quality or pollution studies done on the transfer station, and if any public input was sought.

Gordon Mishler, from Williamsburg; he spoke of the transfer station, noted that 25 residents in the Village had questioned the location of the transfer station; he spoke of a class action law suit.

Don Childers, of the Village of Williamsburg, he spoke of the strategic plan for the Recycling, stating there is a moratorium on sewer plan, noise and parking.

Sophia Peron, spoke of the NASCAR Racetrack, impact fees of the Holiday Inn Express, sewer charges and interest free loans.

Ron Fenn, read a letter with 219 signatures regarding a freeze on Utility rates increases.

Malissa Cordell, Police Department, thanked the Commission for allowing her to attend Crime Analysis Training in Texas.

Mayor Mulcahy responded to Public Comments made by Ron Fenn regarding a loan made by the City through the Utilities to provide monies. He explained why the City used the money from Joint Utilities.

City Manager Fuentes explained the use of Joint Utility funds from the Joint Utilities, to pay for the Fuel Farm at the Airport.

Commissioner Green stated that the meeting be closed for Executive Session a) Pending or Threatened Litigation 10-15-1H (7) Toomey vs. City of TorC.

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 Richter responded Aye to a Roll Call Vote
Commissioner Torres responded Aye to a Roll Call vote
Motion carried unanimously.

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

“Commissioner Green certified that only matters pertaining to a.) Pending or Threatened Litigation 10-15-1H (7) Toomey vs. City of TorC. was discussed in Executive Session, discussion ensued, and no vote was taken.”

There being no further business to come before the Commission,

Mayor called for a motion to adjourn.

“Commissioner Green moved for adjournment.”

*Seconded by Commissioner Whitehead.
Motion carried unanimously.*

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

Attest:

Mulcahy, Mayor

John A.

*Mary Penner
City Clerk*

