



Alamogordo City Commission

NOTICE OF MEETING

Regular Meeting Agenda

June 25, 2019 - 6:30 PM
City Hall, City Commission Chambers
1376 E. Ninth St.

Richard Boss Mayor
Jason Baldwin Mayor Pro-Tem, District 1
Nadia Sikes District 2
Susan Payne District 3
Josh Rardin District 4
Al Hernandez District 5
Dusty Wright District 6

Brian Cesar Interim City Manager
Petria Schreiber City Attorney
Rachel Hughs City Clerk

MISSION STATEMENT as Adopted by the City Commission on March 24, 1995.

The City of Alamogordo is a Municipal Corporation that exists solely for the purpose of providing the best possible services to our customers, the citizens of Alamogordo. We are committed to providing these services with honesty, integrity, compassion, fairness, and a commitment to excellence.

We are committed to the long-term financial stability and responsible growth of the City and all decisions will be driven by our commitment to provide the best services possible in a financially sound and responsible manner given the economic realities facing the City.

In accordance with Section 10-15-1.D, NMSA 1978 (2010 Cumulative Supplement), this agenda has been posted on the bulletin board located in the east/west lobby of the City Hall and in the glass case located outside the north entrance of the City Hall, distributed to the appropriate news media, and posted on the City website: <http://ci.alamogordo.nm.us> within the required time frame. As a courtesy, the entire Agenda Packet has also been posted on the City of Alamogordo website: <http://ci.alamogordo.nm.us>

The Mayor and City Commission request that all cell phones be turned off or set to vibrate. Members of the audience are requested to step outside the Commission Chambers to respond to or to conduct a phone conversation. The Alamogordo Commission Chambers is wheelchair accessible. Other special assistance for disabled attendees must be requested 48 hours in advance by contacting the City Clerk's Office at 575-439-4205.

CALL TO ORDER & ROLL CALL

Announce the presence of a Quorum.

INVOCATION & PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

PRESENTATIONS

PUBLIC COMMENT

Residents must sign up with the City Clerk to address the City Commission. Comments are limited to 3 Minutes, and there will be a maximum of 21 Minutes allowed for Public Comment.

CITY MANAGER'S REPORT

REMARKS AND INQUIRIES BY THE CITY COMMISSION

CONSENT AGENDA (Roll Call Vote Required for an Ordinance or Resolution)

All matters listed under the Consent Agenda are considered to be routine by the City Commission and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

1. Approve the minutes for the June 11, 2019 Regular meeting. *(Rachel Hughs, City Clerk)*
2. Approve the statements related to the Executive Closed Session held on June 11, 2019. *(Rachel Hughs, City Clerk)*
3. Consider, and act upon, final publication of Ordinance 1593 amending the Delayed Repeal of Municipal Infrastructure Gross Receipts Tax Ordinance 1452 related to Economic Development. *(Brian Cesar, Interim City Manager)* **(Roll Call Vote Required)**
4. Consider, and act upon, Resolution 2019-22 a question to the voters at the November 5, 2019 Local Election of extending the imposition of the municipal infrastructure gross receipts tax dedicated for economic development purposes. *(Brian Cesar, Interim City Manager)* **(Roll Call Vote Required)**
5. Consider, and act upon, final publication of Ordinance 1594 for implementing 1/8th of the Hold Harmless Tax. *(Stephanie Hernandez, Finance Director)* **(Roll Call Vote Required)**
6. Consider, and act upon, approval of an MOU to the FY2017-FY2020 contract with the Alamogordo Public Safety Officers Association (APSOA). *(Katie Josselyn, Human Resources Director)* **(Roll Call Vote Required)**
7. Consider, and act upon, approval of an MOU to the FY2017-FY2020 contract with the American Federation of State, County, and Municipal Employees, Local 3818 (AFSCME). *(Katie Josselyn, Human Resources Director)* **(Roll Call Vote Required)**
8. Consider, and act upon, Resolution 2019-30 requesting written approval from the Local Government Division of the Department of Finance and Administration, State of NM for the revised budget numbers computed as of June 25, 2019. *(Evelyn Huff, Budget Analyst)* **(Roll Call Vote Required)**

ITEMS REMOVED FROM CONSENT AGENDA

PUBLIC HEARINGS

9. Consider, and act upon, Application No. 1125631 a Small Brewer 2nd Off-Site Location Liquor License at 902 New York Ave., Alamogordo, NM 88310 to Picacho Peak Brewing Co. *(Rachel Hughs, City Clerk)*

NEW BUSINESS

10. Consider, and act upon, Resolution 2019-29 authorizing the City Attorney to foreclose on Municipal liens. *(Brian Cesar, Interim City Manager)* **(Roll Call Vote Required)**
11. Appointments to Boards and Committees. *(Richard Boss, Mayor)*

ADJOURNMENT

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 6/25/2019

Report Date:

Report No: 1.

Submitted By: Rachel Hughs

Subject: Approve the minutes for the June 11, 2019 Regular meeting. *(Rachel Hughs, City Clerk)*

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve the minutes.

Background: This is required by the Open Meetings Act.

**CITY OF ALAMOGORDO, NEW MEXICO
CITY COMMISSION REGULAR MEETING MINUTES
6:30 P.M., COMMISSION CHAMBERS
June 11, 2019**

**RICHARD BOSS, MAYOR
AL HERNANDEZ, COMMISSIONER
NADIA SIKES, COMMISSIONER
JOSH RARDIN, COMMISSIONER
SUSAN PAYNE, COMMISSIONER**

**JASON BALDWIN, MAYOR PRO-TEM
DUSTY WRIGHT, COMMISSIONER
BRIAN CESAR, INTERIM CITY MANAGER
PETRIA SCHREIBER, CITY ATTORNEY
RACHEL HUGHS, CITY CLERK**

CALL TO ORDER / ROLL CALL / INVOCATION / PLEDGE OF ALLEGIANCE

Mayor Boss called the meeting to order at 6:32 p.m. Roll Call was taken by the City Clerk. Commissioner Wright was absent. City Clerk Hughs announced there was a quorum present. Invocation was given by Reverend Harp and the Pledge of Allegiance was led by Commissioner Payne.

APPROVAL OF AGENDA

Commissioner Hernandez moved to approve the agenda.
Mayor Pro-Tem Baldwin seconded the motion. Motion carried with a vote of 6-0-0.

PUBLIC COMMENT

Eugene Downer commented on the following:

He complimented Community Services Director Ortega on the appearance of the Civic Center. He asked the City to have something at the entrance of the Civic Center to describe Willie Estrada's heroic ventures. He asked if the plaque on the wall, near the ceiling, could be lowered so that people can see it. He said there are dying trees at the bowling alley and at Alameda Park. He mentioned that if the trees were purchased at Wal-Mart, Lowe's or Home Depot, they would exchange the trees for free within one year of the purchase. He recommended getting rid of the trees on White Sands Boulevard that don't look so good.

CITY MANAGER'S REPORT

Interim City Manager Cesar made the following remarks:

1. He said on June 4th there was damage throughout the City from strong winds. He thanked all the departments that responded during the event and gave a special thanks to the Parks Department.
2. He said utility construction, facility maintenance and the street department has completed construction on the new parking lot at the Zoo.
3. He said today they received the fully executed documents from the New Mexico Finance Authority (NMFA) for the \$50,000 planning grant for MainStreet. He said they expect to receive the money from NMFA by the end of the week.
4. He said on April 4, 2018, TLC was awarded LEDA monies in the amount of \$1.2 million to build and equip a call center in the White Sands Mall. He said the City Finance Department conducted an audit of the jobs created and the payroll of their first year of operations. He reported that their full obligation has already been met.

REMARKS AND INQUIRIES BY THE CITY COMMISSION

Commissioner Sikes made the following comments:

She said the newspaper published pictures of the citizens that received the certificates for keeping their yards beautiful, and as a result of those pictures she received several phone calls commending the City on doing that. She said Special Events Manager Sides tracked down a Grant that provides the funding

for what they are trying to do. She said now, Communications/Marketing Administrator Brideaux is going to take it over. Commissioner Sikes said she is hopeful the Commissioners will all buy into it even though the work will be done by City staff. She thanked Mr. Downer for all his suggestions. She said in the next couple of weeks they will have everything lined out and they will be able to present it as to what they are doing, and then get the information in the paper and the profile.

Commissioner Payne made the following comments:

She gave a shout out to Miss Otero County Misa Tran who is now Miss New Mexico.

CONSENT AGENDA

1. Approve the minutes for the May 28, 2019 Regular meeting. *(Rachel Hughs, City Clerk)*
2. Approve the statements related to the Executive Closed Session held on May 28, 2019. *(Rachel Hughs, City Clerk)*
3. Consider, and act upon, Ordinance 1592 for final publication for a map amendment to the official zoning map of the City of Alamogordo to rezone the property located at 1900 S. US Hwy 54, Shawana Replat A, Case # Z20190002(A) from C-3 Business District to M-2 Industrial District. *(Stella Rael, City Planner)* (Roll Call Vote Required)
4. Consider, and act upon, approval of a Capital Outlay Grant Agreement in the amount of \$135,000 to plan, design and construct improvements at Alamogordo Public Library. *(Veronica Ortega, Community Services Director)*
5. Consider, and act upon, approval of a Capital Outlay Grant Agreement in the amount of \$145,750 to purchase and equip buses to comply with the requirements of the Americans with Disabilities Act of 1990. *(Brian Cesar, Interim City Manager)*
6. Consider, and act upon, Resolution No. 2019-26 removing uncollectible and unsecured Utility, Library, Public Housing Authority and other miscellaneous accounts from the City's accounts receivable. *(Stephanie Hernandez, Finance Director)* (Roll Call Vote Required)
7. Consider, and act upon, approval of the New Mexico Tourism Department (NMTD) Cooperative Marketing Grant Agreement No. 20-418-3002-02, for the purpose of tourism advertising. *(Michelle Brideaux, Communications & Marketing Administrator)*
8. Consider, and act upon, Resolution 2019-15 authorizing the submission of a New Mexico Community Development Block Grant (CDBG) program application and designating the Mayor to act as a signatory in all matters pertaining to the municipality's participation in the CDBG program for the City of Alamogordo ADA Sidewalk project. *(Debbie Osborne, Grant Coordinator)* (Roll Call Vote Required)
9. Consider, and act upon, Resolution 2019-28 requesting written approval from the Local Government Division of the Department of Finance and Administration, State of NM for the revised budget numbers computed as of June 11, 2019. *(Evelyn Huff, Budget Analyst)* (Roll Call Vote Required)
10. Consider, and act upon, the Alamogordo Police Department's application for the Community Driving While Intoxicated Program Funds (CDWI). *(Brian Peete, Chief of Police)*

Mayor Boss asked to remove Item #4 from the Consent Calendar.

Commissioner Hernandez moved to approve items 1,2,3,5,6,7,8,9,10 of the consent calendar. Mayor Pro-Tem Baldwin seconded the motion.

**Roll call vote was taken.
Motion carried with a vote of 6-0-0.**

ITEMS REMOVED FROM CONSENT AGENDA

4. Consider, and act upon, approval of a Capital Outlay Grant Agreement in the amount of \$135,000 to plan, design and construct improvements at Alamogordo Public Library. (Veronica Ortega, Community Services Director)

Eugene Downer commented on the following:

He thanked Library Manager Rowe for sharing his information about trees with the public. He said he wasn't sure how much input Library Manager Rowe had in this agreement and he wasn't sure how this agreement worked. He wanted to make sure that Library Manager Rowe was not put in the situation where she must do something that somebody else applied for or wanted to do. He thought that Library Manager Rowe should give her own feelings on improvements at the Library. He gave some ideas of new construction or remodeling.

Community Services Director Ortega reminded the Commission this was approved through ICIP last year. She said this is to replace the foyer, the entrance and the restroom. She also mentioned that there was a public hearing held and Mr. Downer did miss this hearing.

**Commissioner Rardin moved to approve.
Mayor Pro-Tem Baldwin seconded the motion.
Motion carried with a vote of 6-0-0.**

NEW BUSINESS

11. Consider, and act upon, first publication of Ordinance 1595 amending section 2-15-080 and 2-15-090 of Chapter 2 of the Alamogordo Code of Ordinances regarding the Gross Receipts Investment Program. (Petria Schreiber, City Attorney) (Roll Call Vote Required)

City Attorney Schreiber said this Ordinance changes two things in the current GRIP (Gross Receipts Investment Program) Ordinance. It extends the sunset date through 2025 and allows the City to change a little bit of the process for the reimbursement that maybe over \$100,000. She said the last meeting they had a rather large application from the hospital that presented the City with some unique challenges, so this is an amendment of the Ordinance in order to address those challenges so all parties can come up with an agreement that makes sense to them.

**Commissioner Hernandez moved to approve.
Commissioner Rardin seconded the motion.
Roll call vote was taken.
Motion carried with a vote of 6-0-0.**

12. Consider, and act upon, the Alamogordo Police Department's request to apply for a Grant from the Paso Del Norte Health Foundation. (Brian Peete, Chief of Police)

Police Chief Peete asked the Commission for permission to apply for this grant from the Paso Del Norte Health Foundation. He said this will be used for the Department to build upon its CIT program and to create a Mobile Crisis Response team. He gave a background of the Paso Del Norte Health Foundation. He gave a history of Behavioral Health providers, passed legislation and Federally mandated Descent Decrees. He gave some statistics on mental illness and said the little services that we have in the City are more geared towards adults and there is not much available for the younger folks. He explained what they would use the grant for, how it would work and who the team would be comprised of. He said the goal itself is to help, support and divert from criminal prosecution to

treatment when it is appropriate. He said many calls for service are repeat calls. He said as of June 5th they have had a total of 154 calls for service that they can directly attribute to Mental Health Crisis. He said this does not include the amounts of service calls they get that when the Officers respond and arrive on scene then make the determination that the individual is in Mental Health Crisis. He said 75 percent of these calls requires two Officers. He said on a good day they average five Officers on the street. He said on average the Officers are spending 58 minutes dealing with the call for service. Having one dedicated Officer for these calls would free up other Officers for any other calls of service. Since October of last year, they have had one incident that required external help and three Officers have been hurt in responding to Mental Health Crisis calls. He discussed the anticipated results. He said this is not going to be a continuous grant request. They can request the money for the salary and benefits to start the team and then they can request for years to continue to do this, but they will have to ween away from that and look for other options. He explained the other options. He is extremely confident in finding other funding sources. He said CIT programs show reductions in spending costs via less incarcerations, injuries to Officers, liability and lawsuits. He mentioned that Otero County sent him a letter of support.

Jeanette Borunda commented on the following:

She said she is the mental health Co-Lead for the CIT grant that they received in the program. She is also the Director of Clinical Services for the Behavioral Medicine Units at Gerald Champion for the inpatient and the out-patient. She stated they are the only rural community that received that grant. She said they have been asked to be the Beta Project for one of their other projects. She said in the mental health first-aid organization, one of the things you do when someone is experiencing a mental health crisis is call the mobile crisis unit. She said since we do not have that, the calls go directly to APD and often emergency services are dispatched. She said a lot of officers still need a lot of direction in terms of how to help people struggling with mental health issues. She stated in the community suicide prevention is key. She said it is not a secret that Holloman is in crisis, and it is not a secret that there are high suicide completion rates in Otero County. She said most suicides are time limited and if they can send services out to people when they need it, they can save lives. She said there are not enough services for the adolescents and kids in our community. She said what this team can do is help fill that gap in crisis services. She said there are no child psychiatrists in town, therefore they cannot give child assessments. She said the other part of the mobile crisis team that is beneficiary is that the people that are going are in plain clothes, including the Police Officers. She said the stigma for those with mental illness when you interact with a Police Officer who is fully clothed there is power differential and negative experiences that they have had. She said an Officer in uniform can escalate the situation.

Janice Landry commented on the following:

She said she is the mother of a 33-year-old son with mental illness. She said he is a casualty and a victim of not getting the correct help he needed in Mental Health Crisis and he has been incarcerated many times. She said her son was diagnosed with schizophrenia and deemed incompetent twice to stand trial. She stated this intervention would be wonderful. She said when someone suffers from psychosis repeatedly and they don't get the treatment they need; it makes it worse. She said her son is now deemed incapacitated. She said people with mental illness will self-medicate with drugs. Sometimes the medications they take for psychosis doesn't make them feel good either. She wants to encourage this.

Mayor Boss asked Police Chief Peete if he said he did not anticipate getting the grant for more than one year. He answered that is always the possibility. They could ask for the grant and ask for several years to help them stand up the program. Mayor Boss said he understands that, but he thought that Police Chief Peete felt that he wouldn't get it a second year. Police Chief Peete said he wanted to put the worst-case scenario for the Commission to fully understand what the options are on the table.

Commissioner Hernandez said he is probably the largest supporter of the CIT. He said he was the victim of a person with mental health, his father. He said every time a different police officer was called out there. Commissioner Hernandez said there is also a communication problem that was happening. He said it wasn't just with Police Officers, it was with dispatch and anybody that dealt with it. He said it

was like nobody talked to each other. He said the problem that he has, as a representative, is the repetitive \$186,000. He thought this is more important than the SWAT team and he is willing to swap this for the SWAT team. He referred to the Letter of Support from Otero County and said it is only worth the paper it is written on. He said the County is saying that they support it, but just like with our library, when he was first elected, the County was giving \$75,000. He asked where are they now \$25,000, \$20,000. He stated he understands all the different pieces and parts of it. There are other problems that they have. He said why has it escalated to the point that it is now. He said there are all other kind of things that has caused it, so there are other things they need to look at. He told Police Chief Peete that is not your issue, that is their responsibility. He said to get someone in that Position for \$90,000 is great, but if they are not sure that they are able to keep their job, they are going to have a difficult time keeping that position filled. He said when looking at the two different departments, the CIT versus the SWAT, most of the times, the CIT probably could have been taken care of the situation.

Commissioner Sikes mentioned that she has been part of the local collaborative that Ms. Borunda alluded to. She said the foundation that the Police Chief is applying to, they provide funding for other grants in Otero County. She said when the programs are successful and they determine that they are successful, she has seen them give money recurring years. She has also seen when a program is successful, other programs come to the table to support it. She said even though they are looking at funding one year, she says go for it. She said people in these jobs understand that the jobs aren't long term because they are funded via grant and they are used to that. She suggested to the Commission is to think about what they are doing; they are continuing what Police Chief Peete has started with the CIT training.

Commissioner Payne asked Police Chief Peete to explain how this works. He said if they get a call, when Officers arrive and realize that it is a Mental health Crisis type call, they can call back to dispatch to get the Mobile Crisis team on scene. Once the Mobile Crisis team arrives the police officer can go back to work and let the Mobile Crisis Team take over. He said he is going to have one officer dealing with the call for service anyway, therefore he can have someone that is very good at it. He said it would be a handoff to folks that understand the continuity. He said his officers do know repeat individuals that are in Crisis. Commissioner Payne asked if this will be a 24/7 thing. Police Chief Peete answered depending on the situation and how they write it up. Part of the Grant is to go do research on best practices, take it in and implement a plan. He said an option could be an on-call thing like their K9 Officers. Commissioner Payne agreed with Commissioner Hernandez on communication being a problem. She is concerned about what they are going to do after the following year. She said there have been times when the police did not know what to do when people where in her building. She stated she supports this.

Mayor Boss asked Police Chief Peete what communities in New Mexico that have a similar operational mode. He answered El Paso and Albuquerque.

Commissioner Hernandez said he supports the grant 100 percent. He said the way this is written; the Commission would be approving applying for the grant and then approving the fiscal impact of \$186,000, even if Police Chief Peete doesn't continue to get the grant. He asked if they can separate it. Mayor Boss said he thought all the Commission is approving is applying for the grant. Commissioner Hernandez said this has a fiscal impact of \$186,000. He said the City has a lot of things going on right now. He mentioned that their revenues are down. He said he would make the motion if it was just applying for the grant, but without funding it for the next year they would either must continue the grant or find other sources.

Mayor Boss asked Police Chief Peete if this was perpetual. Mayor Boss also said that he reads this as just applying for the grant. City Attorney Schreiber told Mayor Boss he is right. She also said that this Commission wouldn't necessarily be able to bind future Commissions to continuing this. She asked Police Chief Peete to correct her if she was wrong, but she thought that even though this item has a fiscal impact, that it was Police Chief Peete's attempt at transparency to let the Commission know that

this was ongoing. She told Commissioner Hernandez that he could make the motion to approve the application for the grant this fiscal year and have it come back next fiscal year.

Commissioner Hernandez asked if it must come back to the Commission next year or can Police Chief Peete continue to apply for it. City Attorney Schreiber said grants are brought back every application cycle. Commissioner Hernandez said he supports this grant, but his concern is the funding.

Mayor Boss asked Police Chief Peete if they don't get the grant, they are not going to do it, right. He answered correct. Mayor Boss said he could not see why they wouldn't apply for the grant put it motion and see if it is working and then deal with it. He said Police Chief Peete has indicated in his report that there are other sources that have possibilities for continuing. He told Police Chief Peete the budget is tight and there might not be funds for that. Police Chief Peete said it is definitely understood.

Commissioner Hernandez asked Police Chief Peete why they wouldn't not do it if they did not get the grant. He answered the funding issues. He said if this is the direction in which the Commission wants him to enact, he will find a way to enact it. Commissioner Hernandez asked Police Chief Peete if he thought this was that important. He answered yes, from the beginning he had said that he would go after every grant that he could and that is what he intends to do. He said through this they develop networking, contacts and learn best practices. He said in sustaining this effort, one of the options is to look at is a private contract. He said there are several different options out there and through this endeavor they have made numerous federal contacts and folks that have recommended them and pushed them into other locations to include private foundation funding for this grant opportunity. He is confident they can find other grant funding sources, but they would request years of funding. He said there is always the possibility of not getting the grant continuously.

Commissioner Hernandez said he believes they have one of the best teams. His concern is for the repetitive funding of it. He told Police Chief Peete he needs to dig deep and figure out which one is more important.

Mayor Boss asked if this opens up any litigation possibilities other than what they already have with Police Officers. City Attorney Schreiber answered no, when they can mitigate Mental Health issues, lawsuits tend to go down.

**Commissioner Hernandez moved to approve.
Commissioner Rardin seconded the motion.
Motion carried with a vote of 6-0-0.**

13. Consider, and act upon, approval of Alamogordo Police Department submitting a grant application to the U.S. DOJ, Southwest Border Rural Law Enforcement Information Sharing and Interdiction Assistance Grants program, in the amount of \$200,000. (Brian Peete, Police Chief)

Police Chief Peete said this grant is for technology and the ceiling for this grant is \$200,000. He said this grant is geared more for rural locations, border towns with preference going towards communities that are 25 miles from the border. He said the idea is to improve the technology. He said there are lapses in communication like Commissioner Hernandez said earlier, but this technological grant could aide them in procuring a case management/record management system then they could go with a joint answering point. They could also share information with Mescalero, the County and other surrounding agencies. He stated that there is no funding request or match for this grant. Mayor Boss said which makes this kind of a no brainer.

Commissioner Hernandez asked Police Chief Peete if there are no additional requests on top of this, for any of the projects that he might want to do. He answered this will pay for a good chunk of it. He said there is a potential need on a case management/record management system in conjunction on working with the County, which would go a very long way on working on that partnership with them. He said there has been conversations behind the scenes with the County Commission that the County has

procured the Spillman Case Management System. He said with the Case Management System it would lay the foundation for their Joint PSAP (Public Safety Answering Point). He said the County has made the offer for the department to come into a partnership with the City if they paid for the entire system and then to work with the City on no interest, how many years, to help them offset the cost. He said if that request comes to fruition it would cost in the area of \$330,000 that the County would request the City to make some type of agreement to help pay or offset the cost. Commissioner Hernandez said he knew about that, but he wanted the Commission to be aware of it.

Mayor Boss asked Police Chief Peete whether he gets this grant or not, he is still asking for that. Police Chief Peete said that was an offer that the County is going to extend. Commissioner Hernandez said it is part of that PSAP part. He also said they have a lot of money still laying on the table from not doing the PSAP. He said the \$200,000 is free money but there is a possibility for an additional request for an additional \$300,000 in the future.

Mayor Boss said but there is going to be that whether they get the \$200,000 or not. Commissioner Hernandez wanted to make sure that the Commission knew that it was going to come up.

**Commissioner Hernandez moved to approve.
Mayor Pro-Tem Baldwin seconded the motion.
Motion carried with a vote of 6-0-0.**

14. Appointments to Boards and Committees. (*Richard Boss, Mayor*)

Mayor Boss read the openings and appointed Bob Flotte to the Alamogordo Promotion Board and Rosanna Heath to the Mayor's Committee on Aging. No one was opposed.

EXECUTIVE SESSION

15. Adjourn into Executive Closed Session in compliance with 10151(h) (8)(7), NMSA (as amended) to discuss Real Property Land swap proposal from Michael Shyne regarding real property and Threatened or pending litigation Opioid litigation lawsuit offer. (Roll Call Vote Required)

**Mayor Pro-Tem Baldwin moved to adjourn into Executive Closed Session at 7:56 p.m.
Commissioner Rardin seconded the motion.
Roll Call Vote required.
Motion carried with a vote of 6-0-0.**

ADJOURNMENT

Mayor Richard Boss

ATTEST:

City Clerk Rachel Hughs

(Prepared by Eric Barraza, Deputy Clerk)

Approved at the Regular Meeting held on June 25, 2019.

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 6/25/2019

Report Date: 6/18/2019

Report No: 2.

Submitted By: Rachel Hughs

Subject: Approve the statements related to the Executive Closed Session held on June 11, 2019. *(Rachel Hughs, City Clerk)*

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve the following statements authorizing them to be included in the minutes of June 25, 2019: "The Governing Body of the City of Alamogordo, New Mexico, hereby states that on June 11, 2019, a Closed Executive Session was held and matters discussed in the closed meeting were limited only to: discuss Real Property - Land swap proposal from Michael Shyne regarding real property and Threatened or pending litigation - Opioid litigation lawsuit offer."

Background: The statement is required per the Open Meetings Act.

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 6/25/2019

Report Date: 5/31/2019

Report No: 3.

Submitted By: Rachel Hughs

Subject: Consider, and act upon, final publication of Ordinance 1593 amending the Delayed Repeal of Municipal Infrastructure Gross Receipts Tax Ordinance 1452 related to Economic Development. (*Brian Cesar, Interim City Manager*) **(Roll Call Vote Required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve for final publication.

Background:

At the Regular Meeting of May 28, 2019, the City Commission approved the Ordinance for first publication. A summary of the Ordinance was published in the Alamogordo Daily News on Sunday, June 2, 2019. If approved for final adoption, the summary will be published a second time on June 30, 2019. The question will be included on the November 5, 2019 ballot for the electorate, if it passes, the effective date of the ordinance will be July 1, 2020.

This Ordinance will amend Section 6 of Ordinance 1091, Ordinance 1209, Ordinance 1366, and Ordinance 1452. These sections, if left in the ordinance, would result in an automatic repeal of the municipal infrastructure gross receipts tax authorized by state statute on December 31, 2020. This ordinance will change the repeal date to December 31, 2025.

The Ordinance has been sent to Taxation and Revenue for approval and will be added to the Election Resolution for the electorate to vote on at the November 5, 2019 Regular Local Election.

Attached is ordinance 1091 that pertains to the amendment for ordinance 1593.

ORDINANCE NO. 1593

AMENDING THE DELAYED REPEAL OF MUNICIPAL INFRASTRUCTURE GROSS RECEIPTS TAX ORDINANCE NO. 1452

WHEREAS, the City of Alamogordo adopted Ordinance No. 1091, adopting a municipal infrastructure gross receipts tax on May 9, 2000; and,

WHEREAS, the City of Alamogordo adopted Ordinance No. 1209, amending the delayed repeal of a municipal infrastructure gross receipts tax, on June 8, 2004; and,

WHEREAS, the City of Alamogordo adopted Ordinance No. 1366, amending the delayed repeal of a municipal infrastructure gross receipts tax, on December 17, 2009; and,

WHEREAS, the City of Alamogordo adopted Ordinance No. 1452, amending the delayed repeal of a municipal infrastructure gross receipts tax, on December 31, 2020; and,

WHEREAS, it is now in the best interest of the City of Alamogordo to amend Section 6 of Ordinance 1091, Ordinance 1209, and Ordinance 1366, and Ordinance 1452 each of which would result in an automatic repeal of the municipal infrastructure gross receipts tax authorized by NMSA 1978 Section 7-19D-11.

NOW, THEREFORE, BE IT ORDAINED by the governing body of the City of Alamogordo that Section 6 of Ordinance 1091 effective January 2001, Section 6 of Ordinance 1209 effective January 1, 2005, and Section 6 of Ordinance 1366 effective December 31, 2015, and Section 6 of Ordinance 1452 effective December 31, 2020 are hereby amended to read:

Section 6. Delayed Repeal. Ordinance No. 1209 1593 is repealed effective December 31, 2025.

BE IT FURTHER ORDAINED that the City Clerk for the City of Alamogordo is hereby directed to call an election for the adoption of this ordinance pursuant to NMSA 1978 Section 7-19D-9(D)(1).

BE IT FURTHER ORDAINED that this ordinance shall not be effective until the ordinance is approved by the majority of the registered voters voting on the question at an election to be held pursuant to the provisions of the Home Rule Charter for the City of Alamogordo.

BE IT FURTHER ORDAINED that this election shall be held on November 5, 2019.

BE IT FURTHER ORDAINED that the effective date of this amendment shall be July 1, 2020 or January 1, 2021, whichever date occurs first after the expiration of at least three (3) months from the date this ordinance is delivered or mailed to the Taxation & Revenue Department.

ADOPTED BY THE GOVERNING BODY OF THE CITY OF ALAMOGORDO, NEW MEXICO, this _____ day of _____, 2019.

CITY OF ALAMOGORDO, NEW MEXICO
a New Mexico municipal corporation

By: _____
Richard Boss, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Petria Schreiber, City Attorney

ORDINANCE NO. 1091

**ADOPTING A MUNICIPAL INFRASTRUCTURE
GROSS RECEIPTS TAX**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF
ALAMOGORDO:**

Section 1. Imposition of Tax.

There is imposed on any persons engaging in business in this municipality for the privilege of engaging in business in this municipality an excise tax equal to one-eighth of one percent (1/8%) of the gross receipts reported or required to be reported by the person pursuant to the New Mexico Gross Receipts and Compensating Tax Act as it now exists or as it may be amended. The tax imposed under this ordinance is pursuant to the Municipal Local Option Gross Receipts Taxes Act as it now exists or as it may be amended and shall be known as the "municipal infrastructure gross receipts tax."

Section 2. General Provisions.

This ordinance hereby adopts by reference all definitions, exemptions and deductions contained in the Gross Receipts and Compensating Tax Act as it now exists or as it may be amended.

Section 3. Specific Exemptions.

No municipal infrastructure gross receipts tax shall be imposed on the gross receipts arising from:

- A. transporting persons or property for hire by railroad, motor vehicle, air transportation or any other means from one point within the municipality to another point outside the municipality;
- B. a business located outside the boundaries of a municipality on land owned by that municipality for which a state gross receipts tax distribution is made pursuant to Subsection C of Section 7-1-6.4 NMSA 1978; or
- C. direct broadcast satellite services.

Section 4. Dedication.

Revenue from the municipal infrastructure gross receipts tax will be used for the purpose(s) listed below:

Furthering or implementing economic development plans and projects as defined in the Local Economic Development Act.

Section 5. Effective Date.

The effective date of the municipal infrastructure gross receipts tax shall be either January 1 or July 1, whichever date occurs first after the expiration of at least three months from the date this ordinance is adopted unless an election is held on the

question of approving the ordinance, in which case the effective date shall be either July 1 or January 1, whichever date occurs first after the expiration of three months from the date when the results of the election are certified to be in favor of the ordinance's adoption.

Section 6. Delayed Repeal.

Ordinance Number 1091 is repealed effective December 31, 2005.

ADOPTED BY THE GOVERNING BODY OF THE CITY OF ALAMOGORDO
THIS 9th DAY OF May, 2000.

CITY OF ALAMOGORDO, NEW MEXICO
a New Mexico municipal corporation

By: Donald E. Carroll
Donald E. Carroll, Mayor

ATTEST:

Angie J. Trujillo
Angie J. Trujillo, City Clerk
RTHW

APPROVED AS TO FORM:

Rebecca W. Ehler
Rebecca W. Ehler, City Attorney

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 6/25/2019

Report Date: 6/18/2019

Report No: 4.

Submitted By: Rachel Hughs

Subject: Consider, and act upon, Resolution 2019-22 a question to the voters at the November 5, 2019 Local Election of extending the imposition of the municipal infrastructure gross receipts tax dedicated for economic development purposes. *(Brian Cesar, Interim City Manager)* **(Roll Call Vote Required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve resolution 2019-22.

Background: Section 1-6-3 B.

Whenever a local government ballot is to be submitted to the voters of a local government on a general election or regular local election ballot, not less than seventy days before the election at which the ballot question is proposed to be submitted to the voters, the local government shall file a resolution proposing the ballot questions with the county clerk of each county containing any precinct in which votes may be cast for or against the local government ballot question. Not less than sixty-seven days before the election, each county clerk shall certify the local government ballot question to the secretary of state.

This resolution is to bring a question to the voters at the November 5, 2019 regular local election for the purpose of extending the imposition of the municipal infrastructure gross receipts tax dedicated for economic development purposes.

The question For or Against:

Shall the City of Alamogordo continue to impose one-eighth of one percent (0.125%) Municipal Infrastructure Gross Receipts Tax until December 31, 2025, with the revenues from the tax being dedicated for economic development purposes.

RESOLUTION NO. 2019-22

AN ELECTION RESOLUTION TO BRING A QUESTION TO THE VOTERS AT THE NOVEMEBR 5, 2019 REGULAR LOCAL ELECTION FOR THE PURPOSE OF EXTENDING THE IMPOSITION OF THE MUNICIPAL INFRASTRUCTURE GROSS RECEIPTS TAX DEDICATED FOR ECONOMIC DEVELOPMENT PURPOSES.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF ALAMOGORDO, NEW MEXICO, THAT:

Section I. Date and Purpose of Election.

A question will be sent to the County Clerk to be on the Regular Local Election to be conducted on Tuesday, November 5, 2019, the question whether to extend the imposition of a municipal infrastructure gross receipts tax to December 31, 2025, shall be submitted to the voters.

Section II. Question to be submitted for vote.

The qualified electors of the entire City shall vote on the following question:

MUNICIPAL INFRASTRUCTURE GROSS RECEIPTS TAX QUESTION

Shall the City of Alamogordo continue to impose one-eighth of one percent (0.125%) Municipal Infrastructure Gross Receipts Tax until December 31, 2025, with the revenues from the tax being dedicated for economic development purposes?

FOR continuation of the tax ☐
AGAINST continuation of the tax ☐

Section III. Publication.

This Resolution shall be filed with the County Clerk. The County Clerk shall certify the local government ballot question to the secretary of state.

Section IV. Other Dates.

For further information concerning dates for the Regular Local Election consult the Office of the County Clerk, 1104 N. White Sands, Alamogordo, New Mexico.

PASSED, APPROVED AND ADOPTED THIS 25th day of June, 2019.

CITY OF ALAMOGORDO, NEW MEXICO,
a New Mexico municipal corporation

By: _____
Mayor Boss, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Petria Schreiber, City Attorney

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 6/25/2019

Report Date: 5/31/2019

Report No: 5.

Submitted By: Diane Malone

Subject: Consider, and act upon, final publication of Ordinance 1594 for implementing 1/8th of the Hold Harmless Tax. (*Stephanie Hernandez, Finance Director*) **(Roll Call Vote Required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Fiscal Year	1/8 th Increment	1/4 th Increment	3/8 th Increment
2020 ⁽¹⁾	\$ 367,724	\$ 735,448	\$ 1,103,172
2021	\$ 746,480	\$ 1,492,959	\$ 2,239,439
2022	\$ 757,677	\$ 1,515,354	\$ 2,273,031
2023	\$ 769,042	\$ 1,538,084	\$ 2,307,126
2024	\$ 780,578	\$ 1,561,155	\$ 2,341,733

⁽¹⁾ The earliest we could enact is January 1, 2020

Recommendation: Approve for final publication.

Background: House Bill 625 (2004 Legislature)

House Bill 625 (2004 Legislature) House Bill 625 removed the gross receipts tax (GRT) on certain health care services and qualifying food sales, effective January 1, 2005. In order to offset the revenue lost by municipalities from exempting GRT on food and medical, the State began distributing payments so counties and cities were "held harmless." These payments are known as hold harmless distributions.

House Bill 641 (2013 Legislature)

House Bill 641 established a 15-year phase out of hold harmless distributions commencing in FY2016. In order to make up for the revenue lost from the phase out, Section 11 of House Bill 641 states a "municipality may impose by ordinance an excise tax not to exceed a rate of three-eighths percent of the gross receipts." Municipalities may impose up to three, one-eighth of one percent increments. The municipal hold harmless GRT is not subject to referendum.

*Cities with a population under 10,000 according to the most recent federal decennial census can either continue to receive full distribution (no phase-out schedule) from the State or enact up to a 3/8th hold harmless GRT.

*Cities with a population over 10,000 according to the most recent federal decennial census can continue to receive hold harmless distributions from the State based on the phase out schedule, while also having the ability to enact up to a 3/8th hold harmless GRT in order to offset revenue lost due to phase out of hold harmless distributions.

ORDINANCE NO. 1594

AN ORDINANCE IMPLEMENTING HOLD HARMLESS TAX

WHEREAS, during the 2013 legislative session the State of New Mexico enacted legislation phasing out the Hold Harmless reimbursement to Municipalities with a population over 10,000 and Counties of a certain size over a period of fifteen years; and

WHEREAS, incorporated in the legislation enacted by the State of New Mexico in 2013, the State of New Mexico did not raise tax rates to offset the loss of revenue that the Municipalities, and Counties were going to experience; but rather the State of New Mexico authorized the Local Governments the authority to enact up to 3/8th of one percent Hold Harmless gross receipts tax in increments of 1/8th of one percent to offset their losses; and

WHEREAS, the City Commission of the City of Alamogordo realizing budget short falls in fiscal year 2020 by no fault of the City of Alamogordo shall act upon implementing 1/8th , of one percent of the gross receipts tax

BE IT ORDAINED by the City Commission of the City of Alamogordo New Mexico enact the hold harmless tax as follows:

There is imposed on any person engaging in business in this municipality for the privilege of engaging in business in this municipality an excise tax 1/8th, of the gross receipts reported or required to be reported by the person pursuant to the New Mexico Gross Receipts and Compensating Tax Act as it now exists or as it may be amended. The tax imposed under this ordinance is pursuant to the Municipal Local Option Gross Receipts Taxes Act as it now exists or as it may be amended and shall be known as the “municipal hold harmless gross receipts tax.”

No municipal hold harmless gross receipts tax shall be imposed on the gross receipts arising from:

1. Transporting persons or property for hire by railroad, motor vehicle, air transportation or any other means from one point within the municipality to another point outside the municipality;
2. A business located outside the boundaries of a municipality on land owned by that municipality for which a state gross receipts tax distribution is made pursuant to Subsection C of Section 7-1-6.4 NMSA 1978.

DONE this _____ day of _____, 2019.

CITY OF ALAMOGORDO, NEW MEXICO
a New Mexico municipal corporation

By: _____
Richard A. Boss, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Petria Schreiber, City Attorney

Hold Harmless Distributions HB641 Phase Out Impact

Fiscal Year	HB641 Phase Out Schedule	Est. Food & Medical Collections w/o HB641 Phase Out	Annual Hold Harmless Distribution	Annual HH Distribution Loss
2018	82.00%	\$3,126,545	\$2,563,767	(\$562,778)
2019	76.00%	3,173,443	2,411,817	(761,626)
2020	70.00%	3,221,045	2,254,731	(966,313)
2021	63.00%	3,269,361	2,059,697	(1,209,663)
2022	56.00%	3,318,401	1,858,305	(1,460,096)
2023	49.00%	3,368,177	1,650,407	(1,717,770)
2024	42.00%	3,418,700	1,435,854	(1,982,846)
2025	35.00%	3,469,980	1,214,493	(2,255,487)
2026	28.00%	3,522,030	986,168	(2,535,862)
2027	21.00%	3,574,860	750,721	(2,824,140)
2028	14.00%	3,628,483	507,988	(3,120,496)
2029	7.00%	3,682,911	257,804	(3,425,107)
2030	0.00%	3,738,154	0	(3,738,154)
Source of FY18 Data: NM Taxation and Revenue Department; FY 19-FY30 projection calculations made by GKB.				

ALL FUNDS SUMMARY

DFA 1/12TH REQ RSRV 1,102,001
Fund Reserve Policy 1,102,001
Subsidy Reserve 487,127

21-Apr-19

Bal. Remaining In General Fund

83,199

FUND NO.	FY 2019-2020 FUND DESCRIPTION	UNAUDITED BEGINNING CASH BALANCE	ESTIMATED REVENUES	TRANSFERS IN	TRANSFERS OUT	NET CASH TRANSFERS	BUDGETED EXPENDITURES	ESTIMATED ENDING CASH BALANCE	LOCAL RESERVE REQUIREMENTS UNAVAILABLE FOR BUDGETING	ADJUSTED ENDING CASH BALANCE	ADJUSTED RESERVE	ADJUSTED RESERVE UNAVAILABLE FOR BUDGETING	ADJUSTED ENDING CASH BALANCE
11	GENERAL OPERATING FUND	4,533,699	17,405,808	800,000	6,741,169	(5,941,169)	13,224,010	2,774,328	2,691,129	83,199	0	2,691,129	83,199
12	INTERNAL SERVICES	82,565	367,671	2,593,439	40,826	2,552,613	2,974,343	28,506		\$28,506			28,506
15	CORRECTIONS-JAIL	8,659	81,827	104,000	244	103,756	193,850	392		\$392			392
16	LODGER'S TAX-PROMOTIONAL FUND	169,168	255,431	0	1,648	(1,648)	267,263	155,688		\$155,688			155,688
17	POLICE COURT BOND	7,938	0	0	0	0	0	7,938		\$7,938			7,938
19	COURT AUTOMATION FUND	5,826	81,566	0	18,701	(18,701)	68,467	224		\$224			224
20	LODGER'S TAX-CITY	33,934	439,292	0	56,680	(56,680)	416,200	346		\$346			346
21	D.A.R.E. DONATIONS FUND	17,930	6,224	0	0	0	13,258	10,896		\$10,896			10,896
22	DESIGNATED GIFT FUND	0	0	0	0	0	0	0		\$0			0
24	GRANT CAPITAL IMPROVEMENT	61,034	932,486	0	0	0	932,486	61,034		\$61,034			61,034
27	MUNICIPAL COURT OPERATIONS	7,274	10,000	414,000	13,971	400,029	416,001	1,302		\$1,302			1,302
28	POLICE CONTINGENCY	59,410	3,836	0	0	0	10,000	53,246		\$53,246			53,246
31	CEMETERY-PERPETUAL CARE	762,784	25,843	0	0	0	0	788,627		\$788,627			788,627
32	COMMUNITY SERVICES	53,894	487,482	3,889,000	585,311	3,303,689	3,829,645	15,420		\$15,420			15,420
33	FIRE PROTECTION	161,818	584,966	0	0	0	625,834	120,950	23,204	\$97,746	0	23,204	97,746
35	HDTA GRANT FUND	0	8,146	0	0	0	8,146	0		\$0	0		0
36	LAW ENFORCEMENT FUND	3,235	106,418	0	0	0	106,451	3,202		\$3,202			3,202
37	STATE HIGHWAY FUND	137,725	44,429	0	0	0	34,963	147,191		\$147,191			147,191
38	TRAFFIC SAFETY FUND	60,385	23,684	0	0	0	44,146	39,923		\$39,923			39,923
39	STATE JUDICIAL	4,707	75,500	0	0	0	75,500	4,707		\$4,707			4,707
40	AIRPORT IMPROVEMENT PROJECTS	0	0	0	0	0	0	0		\$0			0
42	1984 GROSS RECEIPTS TAX	262,592	1,693,023	0	1,546,149	(1,546,149)	28,262	381,204	262,110	\$119,094	0	262,110	119,094
44	TRANSPORTATION FUND	278,759	1,022,794	1,243,776	143,513	1,100,263	2,400,087	1,729		\$1,729	0	0	1,729
48	NEW MEXICO C.D.B.G.	0	0	0	0	0	0	0		\$0			0
49	1986 GROSS RECEIPTS TAX	1,136,766	1,753,562	0	1,340,023	(1,340,023)	690,262	860,043	269,728	\$590,315	0	269,728	590,315
50	PROPERTY ACQUISITION	85,010	0	0	0	0	0	85,010		\$85,010			85,010
53	GENERAL OBLIGATION	867,368	1,049,847	0	0	0	1,021,018	896,197	510,509	\$385,688	0	510,509	385,688
54	REVERSE OSMOSIS PROJECT RSV	21,967	0	0	0	0	0	21,967		\$21,967			21,967
56	99 GRT FLOOD CONTROL BOND PROJ	1,578,936	30,981	0	176	(176)	0	1,609,741		\$1,609,741			1,609,741
59	REVENUE BOND P & I FUND	191,925	7,250	2,678,368	0	2,678,368	2,678,368	199,175		\$199,175			199,175
61	MUNICIPAL INFRASTRUCTURE .0625%	388,791	423,329	0	347,781	(347,781)	7,066	457,273	0	\$457,273	0	0	457,273
63	COMMUNITY DEVELOPMENT	31,535	0	398,242	39,612	358,630	389,425	740		\$740			740
69	1994 GROSS RECEIPTS	659,673	1,689,544	0	1,106,558	(1,106,558)	28,262	1,214,397	553,279	\$661,118		553,279	661,118
71	ALAMO SENIOR CENTER	13,850	765,775	578,400	2,379	576,021	1,352,454	3,192		\$3,192			3,192
74	ALAMO SENIOR CENTER GIFT	66,467	21,642	0	0	0	7,827	80,282		\$80,282			80,282
75	RETIRED & SENIOR VOL. PROGRAM	13	224,914	55,000	16,979	38,021	261,882	1,066		\$1,066			1,066
81	WATER/SEWER OPERATING	2,528,781	9,904,758	98,413	2,045,067	(1,946,654)	8,998,588	1,488,297	946,315	\$541,982		946,315	541,982
82	98 JT WATER/SEWER BOND P&I	1,252,722	19,609	1,933,872	0	1,933,872	1,933,872	1,272,331		\$1,272,331	0		1,272,331
86	SOLID WASTE COLLECTION SYS.	361,291	2,098,696	0	133,172	(133,172)	1,974,949	351,866	158,023	\$193,843	0	158,023	193,843
88	BONITO CAMPGROUND	385,318	5,518	0	0	0	0	390,836		\$390,836			390,836
89	ESGRT .0625%	520,465	443,151	0	475	(475)	252,269	710,872		\$710,872	0		710,872
90	GOLF COURSE	450	1,593,400	140,450	77,430	63,020	1,654,890	1,980		\$1,980	0	0	1,980
91	AIRPORT	114,012	148,463	149,500	44,077	105,423	267,434	100,464		\$100,464		0	100,464
94	OTERO GREENTREE REG LANDFILL	3,101,249	1,401,009	0	2,972	(2,972)	2,180,741	2,318,545		\$2,318,545		0	2,318,545
96	SELF-INSURED FUND	465,319	66,439	0	0	0	45,000	486,758		\$486,758			486,758
98	PAYROLL CLEARING	207,352	0	0	0	0	0	207,352		\$207,352			207,352
104	UTILITY DEPOSITS	703,681	0	0	0	0	0	703,681		\$703,681			703,681
105	ECONOMIC DEVELOPMENT	2,500,088	947,836	0	0	0	134,131	3,313,793		\$3,313,793			3,313,793
107	SELF INSURED/LIABILITY	515,369	11,694	330,000	0	330,000	330,000	527,063		\$527,063			527,063
109	2004 GRT CAPITAL OUTLAY	2,773,753	3,518,163	0	1,101,438	(1,101,438)	1,756,524	3,433,954	534,720	\$2,899,234	0	534,720	2,899,234
113	2009 G.O. BOND ACQ FUND	0	0	0	0	0	0	0		\$0			0
114	SIDEWALKS REVOLVING LOANS	106,358	2,095	0	0	0	32,360	76,093		\$76,093			76,093
115	CORP ESCROW ACCOUNT RESERVE	2,000,000	0	0	0	0	0	2,000,000		\$2,000,000			2,000,000
116	REG WATER SUPPLY TRANS LN	0	0	0	0	0	0	0		\$0			0
117	2011 JT W/S REF/IMP REVBD	0	0	0	0	0	0	0		\$0			0
119	2012 GRT REF/IMP REVBD	284,372	24,232	0	0	0	0	308,604		\$308,604			308,604
121	2015 GO BONDS-FUN CENTER	87,491	1,441	0	0	0	0	88,932		\$88,932			88,932
122	2015 GO BONDS-STREETS	169,601	3,003	0	0	0	0	172,604		\$172,604			172,604
901	HOUSING LOW RENT OPERATING	820,030	822,511	0	109	(109)	1,001,197	641,235	78,002	\$563,233	0	78,002	563,233
903	HOUSING HOMEOWNERSHIP OPER	735,075	1,705	0	0	0	28,418	708,362		\$708,362			708,362
904	HOUSING CAPITAL FUND PROJECTS	0	0	0	0	0	0	0		\$0			0
TOTALS FY2020		31,388,416	50,636,993	15,406,460	15,406,460	0	52,695,849	29,329,560	6,027,019	23,302,542	0	6,027,019	23,302,542

Effective: July 1, 2018

GROSS RECEIPTS TAX RATES

City of Alamogordo

Description	Current Rate	Authorized Maximum	Remaining Authority	For Every \$100
Municipal:	1.2500%	1.2500%	0.0000%	\$ 1.2500
Municipal - Street Maint. Program	0.2500%	0.2500%	0.0000%	\$ 0.2500
Municipal Environmental:	0.0625%	0.0625%	0.0000%	\$ 0.0625
Municipal Infrastructure:	0.1250%	0.1250%	0.0000%	\$ 0.1250
Municipal Infrastructure - Economic Development	0.1250%	0.1250%	0.0000%	\$ 0.1250
Municipal Capital Outlay - Street Maint. Program	0.2500%	0.2500%	0.0000%	\$ 0.2500
Hold Harmless Gross Receipts Tax:	0.0000%	0.3750%	0.3750%	\$ -
SUBTOTAL COA Enacted Tax:	2.0625%	2.4375%	0.3750%	\$ 2.0625
SUBTOTAL County Enacted Tax:	0.8125%			
SUBTOTAL State Enacted Tax:	5.1250%			
TOTAL ALAMOGORDO TAX RATE:	8.0000%			

Note: The City receives a portion of the State's Share equal to 1.225%

Earliest Effective: January 1, 2020

GROSS RECEIPTS TAX RATES

City of Alamogordo

Description	Current Rate	Authorized Maximum	Remaining Authority	For Every \$100
Municipal:	1.2500%	1.2500%	0.0000%	\$ 1.2500
Municipal - Street Maint. Program	0.2500%	0.2500%	0.0000%	\$ 0.2500
Municipal Environmental:	0.0625%	0.0625%	0.0000%	\$ 0.0625
Municipal Infrastructure:	0.1250%	0.1250%	0.0000%	\$ 0.1250
Municipal Infrastructure - Economic Development	0.1250%	0.1250%	0.0000%	\$ 0.1250
Municipal Capital Outlay - Street Maint. Program	0.2500%	0.2500%	0.0000%	\$ 0.2500
Hold Harmless Gross Receipts Tax:	0.1250%	0.3750%	0.5000%	\$ 0.1250
SUBTOTAL COA Enacted Tax:	2.1875%	2.4375%	0.5000%	\$ 2.1875
SUBTOTAL County Enacted Tax:	0.8125%			
SUBTOTAL State Enacted Tax:	5.1250%			
TOTAL ALAMOGORDO TAX RATE:	8.1250%			

Note: The City receives a portion of the State's Share equal to 1.225%

Earliest Effective: January 1, 2020

GROSS RECEIPTS TAX RATES

City of Alamogordo

Description	Current Rate	Authorized Maximum	Remaining Authority	For Every \$100
Municipal:	1.2500%	1.2500%	0.0000%	\$ 1.2500
Municipal - Street Maint. Program	0.2500%	0.2500%	0.0000%	\$ 0.2500
Municipal Environmental:	0.0625%	0.0625%	0.0000%	\$ 0.0625
Municipal Infrastructure:	0.1250%	0.1250%	0.0000%	\$ 0.1250
Municipal Infrastructure - Economic Development	0.1250%	0.1250%	0.0000%	\$ 0.1250
Municipal Capital Outlay - Street Maint. Program	0.2500%	0.2500%	0.0000%	\$ 0.2500
Hold Harmless Gross Receipts Tax:	0.2500%	0.3750%	0.6250%	\$ 0.2500
SUBTOTAL COA Enacted Tax:	2.3125%	2.4375%	0.6250%	\$ 2.3125
SUBTOTAL County Enacted Tax:	0.8125%			
SUBTOTAL State Enacted Tax:	5.1250%			
TOTAL ALAMOGORDO TAX RATE:	8.2500%			

Note: The City receives a portion of the State's Share equal to 1.225%

Earliest Effective: January 1, 2020

GROSS RECEIPTS TAX RATES

City of Alamogordo

Description	Current Rate	Authorized Maximum	Remaining Authority	For Every \$100
Municipal:	1.2500%	1.2500%	0.0000%	\$ 1.2500
Municipal - Street Maint. Program	0.2500%	0.2500%	0.0000%	\$ 0.2500
Municipal Environmental:	0.0625%	0.0625%	0.0000%	\$ 0.0625
Municipal Infrastructure:	0.1250%	0.1250%	0.0000%	\$ 0.1250
Municipal Infrastructure - Economic Development	0.1250%	0.1250%	0.0000%	\$ 0.1250
Municipal Capital Outlay - Street Maint. Program	0.2500%	0.2500%	0.0000%	\$ 0.2500
Hold Harmless Gross Receipts Tax:	0.3750%	0.3750%	0.0000%	\$ 0.3750
SUBTOTAL COA Enacted Tax:	2.4375%	2.4375%	0.0000%	\$ 2.4375
SUBTOTAL County Enacted Tax:	0.8125%			
SUBTOTAL State Enacted Tax:	5.1250%			
TOTAL ALAMOGORDO TAX RATE:	8.3750%			

Note: The City receives a portion of the State's Share equal to 1.225%

Counties that have enacted hold harmless

	County	State & County GRT Rate (Without Hold Harmless)	County Hold Harmless	Total Tax Rate	Date Implemented
1	Sierra	6.5625	0.375	6.9375	1/1/2015
2	Luna	6.5000	0.375	6.8750	7/1/2015
3	Rio Arriba	6.5000	0.375	6.8750	1/1/2018
4	Cibola	6.4465	0.375	6.8215	7/1/2014
5	Mora	6.3958	0.375	6.7708	1/1/2016
6	Dona Ana	6.3750	0.375	6.7500	7/1/2015
7	De Baca	6.3125	0.375	6.6875	1/1/2016
8	Roosevelt	6.2500	0.375	6.6250	7/1/2015
9	Grant	6.1875	0.375	6.5625	1/1/2015
10	Chaves	6.1458	0.375	6.5208	7/1/2015
11	Bernalillo	6.0625	0.375	6.4375	7/1/2015
12	Socorro	6.0000	0.375	6.3750	1/1/2018
13	Otero	5.9375	0.375	6.3125	7/1/2014
14	Harding	5.7500	0.375	6.1250	1/1/2015
15	Santa Fe	6.8750	0.250	7.1250	1/1/2018
16	San Miguel	6.5833	0.250	6.8333	7/1/2015
17	San Juan	6.3125	0.250	6.5625	1/1/2015
18	Curry	5.8750	0.250	6.1250	1/1/2015
19	Colfax	5.8333	0.250	6.0833	1/1/2015
20	Eddy	5.8333	0.125	5.9583	1/1/2016

Municipalities that have enacted hold harmless

	Municipality	State, County & City GRT Rate (Without Hold Harmless)	Municipality Hold Harmless Enacted	County Hold Harmless	Total Tax Rate	Date Implemented	Population (2017)
1	Taos Ski Valley	8.8750	0.375	0.000	9.2500	7/1/2017	67
2	Espanola (Santa Fe)	8.4375	0.375	0.250	9.0625	7/1/2014	10,029
3	Espanola (Rio Arriba)	8.1875	0.375	0.375	8.9375	7/1/2014	10,029
4	Sunland Park	7.6875	0.375	0.375	8.4375	7/1/2015	17,061
5	Anthony	7.6250	0.375	0.375	8.3750	1/1/2019	9,339
6	Cuba	7.9375	0.375	0.000	8.3125	1/1/2017	748
7	Las Cruces	7.5625	0.375	0.375	8.3125	7/1/2014	101,712
8	Farmington	7.6250	0.375	0.250	8.2500	1/1/2019	45,450
9	Deming	7.5000	0.375	0.375	8.2500	7/1/2017	14,183
10	Estancia	7.8125	0.375	0.000	8.1875	7/1/2017	1,590
11	Cimarron	7.5208	0.375	0.250	8.1458	7/1/2018	903
12	Albuquerque	7.1250	0.375	0.375	7.8750	7/1/2018	558,545
13	Corrales	7.4375	0.375	0.000	7.8125	1/1/2014	8,549
14	Springer	7.1458	0.375	0.250	7.7708	1/1/2016	919
15	Jemez Springs	7.0625	0.375	0.000	7.4375	1/1/2016	266
16	Reserve	7.0000	0.375	0.000	7.3750	7/1/2015	281
17	Lovington	6.8750	0.375	0.000	7.2500	1/1/2015	11,152
18	Artesia	7.5208	0.250	0.125	7.8958	7/1/2015	11,921
19	Clovis	7.8125	0.125	0.250	8.1875	7/1/2017	38,962
20	Rio Rancho	7.6250	0.125	0.375	8.1250	1/1/2019	96,159

Municipalities tax rate within 200 Miles

Municipalities within 200 Miles	Total Tax Rate	Municipality Hold Harmless	County Hold Harmless
Ruidoso	8.4375	No	No
Sunland Park	8.4375	Yes	Yes
Anthony	8.3750	Yes	Yes
Belen	8.3125	No	No
Las Cruces	8.3125	Yes	Yes
Los Lunas	8.3125	No	No
Deming	8.2500	Yes	Yes
Vaughn	8.2500	No	No
Bosque Farms	8.1875	No	No
Mesilla	8.1875	No	Yes
Rio Rancho	8.1250	Yes	Yes
Fort Sumner	8.0000	No	Yes
Silver City	8.0000	No	Yes
Columbus	7.9375	No	Yes
Artesia	7.8958	Yes	Yes
Albuquerque	7.8750	Yes	Yes
Bayard	7.8750	No	Yes
Edgewood	7.8750	No	Yes
Tijeras	7.8750	No	Yes
Roswell	7.8333	No	Yes
Hatch	7.8125	No	Yes
Cloudcroft	7.7500	No	Yes
Tularosa	7.7500	No	Yes
Carlsbad	7.6458	No	Yes
Hurley	7.6250	No	Yes
Santa Clara	7.6250	No	Yes
Hagerman	7.5833	No	Yes
Los Ranchos de Albuquerque	7.4375	No	Yes
Peralta	7.4375	No	No
Ruidoso Downs	7.4375	No	No
Dexter	7.3958	No	Yes
Loving	7.0208	No	Yes
Carrizozo	7.0000	No	No
Corona	6.9375	No	No
Lake Arthur	6.8958	No	Yes
Hope	6.8333	No	Yes
Capitan	6.8125	No	No

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 6/25/2019

Report Date: 6/18/2019

Report No: 6.

Submitted By: Katie Josselyn

Subject: Consider, and act upon, approval of an MOU to the FY2017-FY2020 contract with the Alamogordo Public Safety Officers Association (APSOA). (*Katie Josselyn, Human Resources Director*)
(Roll Call Vote Required)

Fiscal Impact: \$538,973 (Total combined estimated cost for all City staff increases)

Amount Budgeted: \$538,973.00

Fund: Fund 011 (General Fund)

Additional Fiscal Impact: Fiscal Impact

Recommendation: Approve the MOU as presented.

Background: City staff proposed changes in employee salary and benefits to Commission during the FY20 budget hearings held on May 7, 2019, and Commission subsequently approved said changes during the regularly scheduled Commission meeting on May 14, 2019. These changes are required to be memorialized in the union contract with APSOA.

Changes to the New Mexico Minimum Wage Act increased minimum wage from \$7.50 per hour to \$9.00 per hour effective January 1, 2020. Approved pay increases for FY20 are based on compliance with the minimum wage increase, as well as internal equity across all City positions. Pay increases in FY20 for APSOA eligible positions will be as follows:

1. Effective the first full pay period after July 1, 2019, all members of the bargaining unit shall receive a fifty-cent (0.50) per hour increase in base pay.
2. Effective the first day of the first full pay period after January 1, 2020 all members of the bargaining unit shall receive a fifty-cent (0.50) per hour increase in base pay.
3. The salary step plan in the APSOA contract shall be updated based on the increases applied on July 1, 2019 and January 1, 2020 respectively. The step plan is frozen for current staff; however, the step plan is utilized to set the pay rate of newly hired officers that have previous certified police officer service in New Mexico, as provided for in the APSOA Union Agreement, Section 27. (A)(2) Financial Package, Classification, Probationary Police Officers and Firefighters as of the effective date of this agreement and Future Hires.

MEMORANDUM OF UNDERSTANDING BETWEEN
THE CITY OF ALAMOGORDO, NEW MEXICO
AND
THE ALAMOGORDO PUBLIC SAFETY OFFICERS ASSOCIATION

This Memorandum of Understanding (the "Agreement") memorializes the agreement between the City of Alamogordo ("City") and the Alamogordo Public Safety Officers Association ("APSOA"). The purpose of this Agreement is to memorialize the agreement between the City and APSOA regarding wages approved for inclusion in the FY20 City Budget by City Commission during the May 14, 2019 Commission meeting. Although the Association did not seek an economic reopener in April 2019 as provided for in the current Agreement, the City desires to extend the same pay increases to APSOA eligible members as have been approved for all other City staff.

1. For the duration of this Memorandum, except as otherwise modified, the terms and conditions of the original Collective Bargaining Agreement which expires on June 30, 2020 shall remain in full force and effect until a successor Agreement is ratified by both parties.

1. The parties agree that **SECTION 27. FINANCIAL PACKAGE**, is amended to read as follows:

B. Wages/Salary.

- (i)** Effective the first day of the first full pay period after July 1, 2019, all members of the bargaining unit shall receive a fifty-cent (\$0.50) per hour increase in base pay.
- (ii)** Effective the first day of the first full pay period after January 1, 2020 all members of the bargaining unit shall receive a fifty-cent (\$0.50) per hour increase in base pay.
- (iii)** Probationary employees shall also receive the pay increases described under B. Wages/Salary (i) and (ii).
- (iv)** Steps are frozen as of July 1, 2014 and shall be referenced only for the purposes of Section 27. (A)(2) Financial Package, Classification, Probationary Police Officers and Firefighters as of the effective date of this agreement and Future Hires. No other annual step increases shall be applied to current employee salary. For the purpose of minimizing salary compression, and in concurrence with adjustments to the City's Salary Classification Plan, the Step Plan shall be adjusted for the \$0.50/hour increase applied on July 1, 2019 and the \$0.50/hour increase applied on January 1, 2020. The table attached as Exhibit A illustrates these adjustments.

2. Each party has had a reasonable opportunity to read this entire Agreement, to discuss its contents and meaning with a representative of their choosing, and that the terms of this Agreement are understood and voluntarily accepted.

3. This Agreement becomes effective on the date of the final signature of the parties and/or their authorized representatives.

CITY OF ALAMOGORDO

ALAMOGORDO PUBLIC SAFETY
OFFICERS ASSOCIATION

Brian Cesar, Interim City Manager

Rodney Scharmack, APSOA President

Dated: _____

Dated: _____

Dated: _____

David Griffith, NMCPSO

ATTEST:

APPROVED AS TO FORM:

Rachel Hughs, City Clerk

Petria Schreiber, City Attorney

CITY OF ALAMOGORDO & APSOA - EXHIBIT A - JUNE 2019 MOU

Step Plan information for the purposes of APSOA Agreement Section 27 (A)(2) only.

Steps are frozen as of July 1, 2014 and shall be referenced only for the purposes of Section 27. (A)(2).

STEP PLAN EFFECTIVE JULY 1, 2019					
Police Officer Hourly Wage Steps					0.5000
Step	1	2	3	4	5
	17.9000	18.1610	18.4259	18.6948	18.9677
Step	6	7	8	9	10
	19.2447	19.5259	19.8113	20.1010	20.3950
Step	11	12	13	14	15
	20.6934	20.9963	21.3038	21.6158	21.9325
Step	16	17	18	19	20
	22.2540	22.5803	22.9116	23.2477	23.5889
Step	21	22	23	24	25
	23.9352	24.2868	24.6436	25.0057	25.3733
Sergeant Hourly Wage Steps					
Step	1	2	3	4	5
	23.6636	24.0111	24.3637	24.7217	25.0850
Step	6	7	8	9	10
	25.4538	25.8281	26.2080	26.5936	26.9850
Step	11	12	13	14	15
	27.3823	27.7855	28.1948	28.6102	29.0319
Step	16	17	18	19	20
	29.4599	29.8943	30.3352	30.7827	31.2370
Firefighter Wage Steps					
Step	1	2	3	4	5
	11.5928	11.7592	11.9281	12.0995	12.2735
Step	6	7	8	9	10
	12.4501	12.6293	12.8113	12.9960	13.1834
Step	11	12	13	14	15
	13.3736	13.5668	13.7628	13.9617	14.1636
Step	16	17	18	19	20
	14.3686	14.5766	14.7878	15.0021	15.2196
Step	21	22	23	24	25
	15.4404	15.6645	15.8920	16.1228	16.3572
Fire Lieutenant Wage Steps					
Step	1	2	3	4	5
	15.2500	15.4712	15.6958	15.9237	16.1551
Step	6	7	8	9	10
	16.3899	16.6283	16.8702	17.1158	17.3650
Step	11	12	13	14	15
	17.6180	17.8747	18.1354	18.3999	18.6684
Step	16	17	18	19	20
	18.9409	19.2175	19.4983	19.7833	20.0725
Step	21	22	23	24	25
	20.3661	20.6641	20.9667	21.2736	21.5852

STEP PLAN EFFECTIVE JANUARY 1, 2020					
Police Officer Hourly Wage Steps					0.5000
Step	1	2	3	4	5
	18.4000	18.6610	18.9259	19.1948	19.4677
Step	6	7	8	9	10
	19.7447	20.0259	20.3113	20.6010	20.8950
Step	11	12	13	14	15
	21.1934	21.4963	21.8038	22.1158	22.4325
Step	16	17	18	19	20
	22.7540	23.0803	23.4116	23.7477	24.0889
Step	21	22	23	24	25
	24.4352	24.7868	25.1436	25.5057	25.8733
Sergeant Hourly Wage Steps					
Step	1	2	3	4	5
	24.1636	24.5111	24.8637	25.2217	25.5850
Step	6	7	8	9	10
	25.9538	26.3281	26.7080	27.0936	27.4850
Step	11	12	13	14	15
	27.8823	28.2855	28.6948	29.1102	29.5319
Step	16	17	18	19	20
	29.9599	30.3943	30.8352	31.2827	31.7370
Firefighter Wage Steps					
Step	1	2	3	4	5
	12.0928	12.2592	12.4281	12.5995	12.7735
Step	6	7	8	9	10
	12.9501	13.1293	13.3113	13.4960	13.6834
Step	11	12	13	14	15
	13.8736	14.0668	14.2628	14.4617	14.6636
Step	16	17	18	19	20
	14.8686	15.0766	15.2878	15.5021	15.7196
Step	21	22	23	24	25
	15.9404	16.1645	16.3920	16.6228	16.8572
Fire Lieutenant Wage Steps					
Step	1	2	3	4	5
	15.7500	15.9712	16.1958	16.4237	16.6551
Step	6	7	8	9	10
	16.8899	17.1283	17.3702	17.6158	17.8650
Step	11	12	13	14	15
	18.1180	18.3747	18.6354	18.8999	19.1684
Step	16	17	18	19	20
	19.4409	19.7175	19.9983	20.2833	20.5725
Step	21	22	23	24	25
	20.8661	21.1641	21.4667	21.7736	22.0852

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 6/25/2019

Report Date: 6/18/2019

Report No: 7.

Submitted By: Katie Josselyn

Subject: Consider, and act upon, approval of an MOU to the FY2017-FY2020 contract with the American Federation of State, County, and Municipal Employees, Local 3818 (AFSCME). *(Katie Josselyn, Human Resources Director)* **(Roll Call Vote Required)**

Fiscal Impact: \$538,973 (Combined estimated cost for all City staff increases)

Amount Budgeted: \$549,538.00

Fund: All Funds

Additional Fiscal Impact:

Annual estimated cost of the change to the Tier 2 insurance salary threshold is \$10,565. This expense is included in the FY20 budget.

Recommendation: Approve the MOU as presented.

Background: City staff proposed changes in employee salary and benefits to Commission during the FY20 budget hearings held on May 7, 2019, and Commission subsequently approved said changes during the regularly scheduled Commission meeting on May 14, 2019. These changes are required to be memorialized in the union contract with AFSCME.

1. The Affordable Care Act requires the cost of employee only insurance premiums to be no more than 9.5% of the employee's household income. With the 5% increase in insurance premiums effective July 1, 2019, the salary threshold to qualify an employee for Tier 2 insurance cost share rates must be increased from \$26,000 to \$28,000.

2. Changes to the New Mexico Minimum Wage Act increased minimum wage from \$7.50 per hour to \$9.00 per hour effective January 1, 2020. Approved pay increases for FY20 are based on compliance with the minimum wage increase, as well as internal equity across all City positions. Pay increases for FY20 will be implemented as follows:

FY20 - PAY INCREASES FOR AFSCME UNION ELIGIBLE POSITIONS

GRADE	7/1/2019	1/1/2020
S01	\$0.50/HOUR	\$1.1013/HOUR
S02	\$0.50/HOUR	\$0.6373/HOUR

S03	\$0.50/HOUR	\$0.5255/HOUR
S04-S11	\$0.50/HOUR	\$0.50/HOUR

MEMORANDUM OF UNDERSTANDING BETWEEN
THE CITY OF ALAMOGORDO, NEW MEXICO
AND
THE AMERICAN FEDERATION OF
STATE, COUNTY, AND MUNICIPAL EMPLOYEES, LOCAL 3818

This Memorandum of Understanding (the "Agreement") memorializes the agreement between the City of Alamogordo ("City") and the American Federation of State, County, and Municipal Employees, Local 3818 ("AFSCME"). The purpose of this Agreement is to memorialize the agreement between the City and AFSCME regarding wages negotiated in the economic opener of April 2019. For the duration of this Memorandum, except as otherwise modified, the terms and conditions of the original Collective Bargaining Agreement which expires on June 30, 2020 shall remain in full force and effect until a successor Agreement is ratified by both parties. The following sections are amended to read as follows:

1. **Section 36. Wages**

A. Effective the first day of the first full pay period after July 1, 2019, all members of the bargaining unit shall receive an increase pursuant to the table attached as Exhibit A.

2. **Section 38. Medical and Dental Group Insurance**

A. Effective July 1, 2019, the City will pay 60% of the group medical and dental premiums on the plans offered by the City. The employee who chooses to participate in these plans will pay the remaining 40% of the cost of the plans. However, in consideration of the Affordable Care Act, any employee who earns less than \$28,000 per year will pay 25% of the cost of single coverage under the plans offered by the City with the City paying 75%. For such an employee who elects family and dependent coverage, the City will pay 53% of the premium with the employee paying the remaining 47% of the cost.

2. Each party has had a reasonable opportunity to read this entire Agreement, to discuss its contents and meaning with a representative of their choosing, and that the terms of this Agreement are understood and voluntarily accepted.

3. This Agreement becomes effective on the date of the final signature of the parties and/or their authorized representatives.

CITY OF ALAMOGORDO

AMERICAN FEDERATION OF
STATE, COUNTY AND
MUNICIPAL EMPLOYEES

Brian Cesar
Interim City Manager

Kevin Quigley
Acting President, Local 3818

Dated:_____

Dated:_____

Dated: _____

Joel Villarreal
AFSCME Council 18 Representative

ATTEST:

APPROVED AS TO FORM:

Rachel Hughs, City Clerk

Petria Schreiber, City Attorney

CITY OF ALAMOGORDO & AFSCME – EXHIBIT A – JUNE 2019 MOU

FY20 - PAY INCREASES FOR AFSCME UNION ELIGIBLE POSITIONS

GRADE	7/1/2019	1/1/2020
S01	\$0.50/HOUR	\$1.1013/HOUR
S02	\$0.50/HOUR	\$0.6373/HOUR
S03	\$0.50/HOUR	\$0.5255/HOUR
S04- S11	\$0.50/HOUR	\$0.50/HOUR

Increases are based on compliance with the increase in NM Minimum Wage on January 1, 2020, as well as internal equity across all City positions.

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 6/25/2019

Report Date: 6/18/2019

Report No: 8.

Submitted By: Evelyn Huff

Subject: Consider, and act upon, Resolution 2019-30 requesting written approval from the Local Government Division of the Department of Finance and Administration, State of NM for the revised budget numbers computed as of June 25, 2019. *(Evelyn Huff, Budget Analyst)* **(Roll Call Vote Required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Beginning Cash Balances \$0

Revenues 14,058 (Increase)

Expenditures 97,258 (Decrease)

Transfers In 12,130 (Increase)

Transfers Out 12,130 (Increase)

Net Impact (83,200)

Recommendation: Approve the resolution

Background: The City Commission adopted the FY 2018-2019 budget on May 22, 2018. The Department of Finance & Administration granted approval of the City of Alamogordo's Fiscal Year FY 2018-2019 Final Budget on September 10, 2018. Resolution 2019-30 amends the Budget to reflect a more true and accurate projection of the actual revenues and expenditures. A summary and explanation of revisions are attached for your review.

RESOLUTION NO. 2019-30

A RESOLUTION REQUESTING THE DEPARTMENT OF FINANCE AND ADMINISTRATION, STATE OF NEW MEXICO, APPROVE REVISED BUDGET FIGURES FOR CERTAIN LINE ITEMS IN THE CITY'S BUDGET FOR FISCAL YEAR 2018-19.

WHEREAS, the City of Alamogordo, New Mexico wishes approval to change some of the budget line item figures of various funds; and

WHEREAS, the Department of Finance and Administration, State of New Mexico, gave its written certification to the City of Alamogordo, New Mexico's annual budget on September 10, 2018, for fiscal year 2018-2019; and

WHEREAS, the City of Alamogordo, New Mexico, has tabulated on the following pages the additional resources and expenditures for fiscal year 2018-2019.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ALAMOGORDO, NEW MEXICO, that the City's annual budget for fiscal year 2019 be and hereby is revised as of June 25, 2019 to reflect a more true and accurate projection of the actual revenues and expenditures for fiscal year 2018-2019 as shown on the following pages.

NOW, BE IT FURTHER RESOLVED BY THE GOVERNING BODY OF THE CITY OF ALAMOGORDO, NEW MEXICO, that the Department of Finance and Administration, State of New Mexico, be requested to give its written approval to the revised budget figures computed on June 25, 2019 as a more true and accurate projection of the actual revenues and expenditures for fiscal year 2018-2019.

PASSED, APPROVED AND ADOPTED by the Governing Body of the City of Alamogordo, New Mexico, at a Regular Meeting held this 25th day of June 2019.

CITY OF ALAMOGORDO, NEW MEXICO,
A NEW MEXICO MUNICIPAL CORPORATION

By: _____
Richard A. Boss, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Petria Schreiber, City Attorney

ALL FUNDS SUMMARY

DFA 1/12TH REQ RSRV

1,249,719

Fund Reserve Policy

1,249,719

Subsidy Reserve

487,127

Bal. Remaining

1,540,438

FY19 BUDGET-RESOLUTION 2019-30 (#8) June 25, 2019

FUND NO.	FY 2018-2019 FUND DESCRIPTION	UNAUDITED BEGINNING CASH BALANCE	ESTIMATED REVENUES	TRANSFERS IN	TRANSFERS OUT	NET CASH TRANSFERS	BUDGETED EXPENDITURES	ESTIMATED ENDING CASH BALANCE	LOCAL RESERVE REQUIREMENTS UNAVAILABLE FOR BUDGETING	ADJUSTED ENDING CASH BALANCE	ADJUSTED RESERVE	ADJUSTED RESERVE UNAVAILABLE FOR BUDGETING	ADJUSTED ENDING CASH BALANCE
11	GENERAL OPERATING FUND	7,985,201	17,969,491	947,457	7,378,519	(6,431,062)	14,996,627	4,527,003	2,986,565	1,540,438	0	2,986,565	1,540,438
12	INTERNAL SERVICES	0	442,461	2,642,351	23,733	2,618,618	3,019,330	41,749		\$41,749			41,749
15	CORRECTIONS-JAIL	0	89,000	114,764	1,255	113,509	193,850	8,659		\$8,659			8,659
16	LODGER'S TAX-PROMOTIONAL FUND	189,094	255,431	0	2,476	(2,476)	272,881	169,168		\$169,168			169,168
17	POLICE COURT BOND	7,938	0	0	0	0	0	7,938		\$7,938			7,938
19	COURT AUTOMATION FUND	17,091	81,566	0	24,629	(24,629)	68,202	5,826		\$5,826			5,826
20	LODGER'S TAX-CITY	153,307	452,779	45,000	60,355	(15,355)	556,797	33,934		\$33,934			33,934
21	D.A.R.E. DONATIONS FUND	24,276	6,224	0	0	0	12,570	17,930		\$17,930			17,930
22	DESIGNATED GIFT FUND	0	0	0	0	0	0	0		\$0			0
24	GRANT CAPITAL IMPROVEMENT	62,532	362,039	0	0	0	363,537	61,034		\$61,034			61,034
27	MUNICIPAL COURT OPERATIONS	5,469	12,000	424,656	15,917	408,739	418,934	7,274		\$7,274			7,274
28	POLICE CONTINGENCY	62,730	6,680	0	0	0	10,000	59,410		\$59,410			59,410
31	CEMETERY-PERPETUAL CARE	834,941	25,843	0	98,000	(98,000)	0	762,784		\$762,784			762,784
32	COMMUNITY SERVICES	106,154	553,017	4,382,910	709,633	3,673,277	4,299,686	32,762		\$32,762			32,762
33	FIRE PROTECTION	313,401	684,416	0	0	0	835,999	161,818	24,429	\$137,389	0	24,429	137,389
35	HIDTA GRANT FUND	0	3,000	0	0	0	3,000	0		\$0	0		0
36	LAW ENFORCEMENT FUND	3,362	106,418	0	0	0	106,545	3,235		\$3,235			3,235
37	STATE HIGHWAY FUND	128,259	44,429	0	0	0	34,963	137,725		\$137,725			137,725
38	TRAFFIC SAFETY FUND	61,701	26,684	0	0	0	28,000	60,385		\$60,385			60,385
39	STATE JUDICIAL	4,707	75,500	0	0	0	75,500	4,707		\$4,707			4,707
40	AIRPORT IMPROVEMENT PROJECTS	0	0	0	0	0	0	0		\$0			0
42	1984 GROSS RECEIPTS TAX	2,955,980	1,702,595	125,500	4,493,253	(4,367,753)	28,439	262,383	251,166	\$11,217	0	251,166	11,217
44	TRANSPORTATION FUND	0	3,460,988	1,189,228	164,091	1,025,137	4,202,366	283,759	0	\$283,759	0	0	283,759
48	NEW MEXICO C.D.B.G.	0	0	0	0	0	0	0		\$0			0
49	1986 GROSS RECEIPTS TAX	5,982,352	1,751,843	0	5,885,336	(5,885,336)	712,093	1,136,766	269,454	\$867,312	0	269,454	867,312
50	PROPERTY ACQUISITION	85,010	0	0	0	0	0	85,010		\$85,010			85,010
53	GENERAL OBLIGATION	920,267	1,049,847	0	0	0	1,102,746	867,368	551,373	\$315,995	0	551,373	315,995
54	REVERSE OSMOSIS PROJECT RSV	21,967	0	2,866,371	0	2,866,371	2,866,371	21,967		\$21,967			21,967
56	99 GRT FLOOD CONTROL BOND PROJ	1,615,590	30,981	7,673,556	0	7,673,556	7,741,191	1,578,936		\$1,578,936			1,578,936
59	REVENUE BOND P & I FUND	188,175	7,250	2,668,143	0	2,668,143	2,671,643	191,925		\$191,925			191,925
61	MUNICIPAL INFRASTRUCTURE .0625%	578,486	422,899	0	605,484	(605,484)	7,110	388,791	12,073	\$376,718	0	12,073	376,718
63	COMMUNITY DEVELOPMENT	11,947	0	452,203	48,567	403,636	384,048	31,535		\$31,535			31,535
69	1994 GROSS RECEIPTS	2,576,239	1,687,825	0	3,575,952	(3,575,952)	28,439	659,673	549,566	\$110,107		549,566	110,107
71	ALAMO SENIOR CENTER	3,643	909,197	616,160	4,758	611,402	1,474,148	50,094		\$50,094			50,094
74	ALAMO SENIOR CENTER GIFT	100,294	58,159	0	630	(630)	91,356	66,467		\$66,467			66,467
75	RETIRED & SENIOR VOL. PROGRAM	1,318	224,914	49,877	18,679	31,198	257,417	13		\$13			13
81	WATER/SEWER OPERATING	12,182,162	21,619,727	3,440,578	1,956,797	1,483,781	32,753,323	2,532,347	946,315	\$1,586,032		946,315	1,586,032
82	98 JT WATER/SEWER BOND P&I	1,233,115	19,609	1,938,428	0	1,938,428	1,938,430	1,252,722		\$1,252,722	0		1,252,722
86	SOLID WASTE COLLECTION SYS.	551,921	2,101,092	0	149,050	(149,050)	2,199,765	304,198	177,481	\$126,717	0	177,481	126,717
88	BONITO CAMPGROUND	379,306	6,012	0	0	0	0	385,318		\$385,318			385,318
89	ESGRT .0625%	2,107,239	442,721	0	1,715,000	(1,715,000)	314,495	520,465		\$520,465			520,465
90	GOLF COURSE	17,313	1,540,500	389,844	100,832	289,012	1,846,375	450		\$450	0	0	450
91	AIRPORT	90,218	763,582	191,081	47,951	143,130	880,151	116,779	0	\$116,779			116,779
94	OTERO GREENTREE REG LANDFILL	4,449,239	2,032,816	0	2,018	(2,018)	3,378,788	3,101,249		\$3,101,249		0	3,101,249
96	SELF-INSURED FUND	487,880	66,439	0	29,000	(29,000)	60,000	465,319		\$465,319			465,319
98	PAYROLL CLEARING	207,352	0	0	0	0	0	207,352		\$207,352			207,352
104	UTILITY DEPOSITS	703,681	0	0	0	0	0	703,681		\$703,681			703,681
105	ECONOMIC DEVELOPMENT	6,242,324	1,082,053	0	0	0	5,049,289	2,275,088		\$2,275,088			2,275,088
107	SELF INSURED/LIABILITY	952,159	11,694	330,000	448,484	(118,484)	330,000	515,369		\$515,369			515,369
109	2004 GRT CAPITAL OUTLAY	12,608,230	3,529,450	0	3,375,975	(3,375,975)	9,987,952	2,773,753	533,340	\$2,240,413	0	533,340	2,240,413
113	2009 G.O. BOND ACQ FUND	0	0	0	0	0	0	0		\$0			0
114	SIDEWALKS REVOLVING LOANS	136,623	2,095	0	0	0	32,360	106,358		\$106,358			106,358
115	CORP ESCROW ACCOUNT RESERVE	2,000,000	0	0	0	0	0	2,000,000		\$2,000,000			2,000,000
116	REG WATER SUPPLY TRANS LN	0	0	0	0	0	0	0		\$0			0
117	2011 JT W/S REF/IMP REVBD	0	0	0	0	0	0	0		\$0			0
119	2012 GRT REF/IMP REVBD	1,731,793	24,232	448,484	0	448,484	1,920,137	284,372		\$284,372			284,372
121	2015 GO BONDS-FUN CENTER	86,050	1,441	0	0	0	0	87,491		\$87,491			87,491
122	2015 GO BONDS-STREETS	194,386	3,003	0	0	0	27,788	169,601		\$169,601			169,601
901	HOUSING LOW RENT OPERATING	948,223	879,300	0	217	(217)	1,007,290	820,016	83,879	\$736,137	0	83,879	736,137
903	HOUSING HOMEOWNERSHIP OPER	761,606	1,705	0	0	0	28,236	735,075		\$735,075			735,075
904	HOUSING CAPITAL FUND PROJECTS	0	865,360	0	0	0	865,360	0		\$0			0
TOTALS FY2019		73,072,254	67,496,307	30,936,591	30,936,591	0	109,483,527	31,085,031	6,385,641	24,699,390	0	6,385,641	24,699,390

ALL FUNDS SUMMARY
PRELIMINARY 2018-2019

DFA 1/12TH REQ RSRV
1,249,719
Fund Reserve Policy
1,249,719
Subsidy Reserve
487,127
Bal. Remaining
1,540,438

1

FY19 BUDGET - RESOLUTION 2019-30 (#8) June 25, 2019

FUND NO.	FY 2018-2019 FUND DESCRIPTION	UNAUDITED BEGINNING CASH BALANCE	ESTIMATED REVENUES	TRANSFERS IN	TRANSFERS OUT	NET CASH TRANSFERS	BUDGETED EXPENDITURES	ESTIMATED ENDING CASH BALANCE	LOCAL RESERVE REQUIREMENTS UNAVAILABLE FOR BUDGETING	ADJUSTED ENDING CASH BALANCE	ADJUSTED RESERVE	ADJUSTED RESERVE UNAVAILABLE FOR BUDGETING	ADJUSTED ENDING CASH BALANCE
11	GENERAL OPERATING FUND	7,985,201	17,969,491	947,457	7,378,519	(6,431,062)	14,996,627	4,527,003	2,986,565	1,540,438	0	2,986,565	1,540,438
	Total Revised Fund 11	7,985,201	17,969,491	947,457	7,378,519	(6,431,062)	14,996,627	4,527,003	2,986,565	1,540,438	0	2,986,565	1,540,438
12	INTERNAL SERVICES	0	442,461	2,642,351	23,733	2,618,618	2,989,165	71,914		\$71,914			71,914
	Revision #1						600	(600)					
	Revision #2						29,565	(29,565)					
	Total Revised Fund 12	0	442,461	2,642,351	23,733	2,618,618	3,019,330	41,749	0	41,749	0	0	41,749
15	CORRECTIONS-JAIL	0	89,000	114,764	1,255	113,509	193,850	8,659		\$8,659			8,659
	Total Revised Fund 15	0	89,000	114,764	1,255	113,509	193,850	8,659	0	8,659	0	0	8,659
16	LODGER'S TAX-PROMOTIONAL FUND	189,094	255,431	0	2,476	(2,476)	272,881	169,168		\$169,168			169,168
	Total Revised Fund 16	189,094	255,431	0	2,476	(2,476)	272,881	169,168	0	169,168	0	0	169,168
17	POLICE COURT BOND	7,938	0	0	0	0	0	7,938		\$7,938			7,938
	Total Revised Fund 17	7,938	0	0	0	0	0	7,938	0	7,938	0	0	7,938
19	COURT AUTOMATION FUND	17,091	81,566	0	24,629	(24,629)	68,202	5,826		\$5,826			5,826
	Total Revised Fund 19	17,091	81,566	0	24,629	(24,629)	68,202	5,826	0	5,826	0	0	5,826
20	LODGER'S TAX-CITY	153,307	452,779	45,000	60,355	(15,355)	556,797	33,934		\$33,934			33,934
	Total Revised Fund 20	153,307	452,779	45,000	60,355	(15,355)	556,797	33,934	0	33,934	0	0	33,934
21	D.A.R.E. DONATIONS FUND	24,276	6,224	0	0	0	12,570	17,930		\$17,930			17,930
	Total Revised Fund 21	24,276	6,224	0	0	0	12,570	17,930	0	17,930	0	0	17,930
22	DESIGNATED GIFT FUND	0	0	0	0	0	0	0		\$0			0
24	GRANT CAPITAL IMPROVEMENT	62,532	362,039	0	0	0	363,537	61,034		\$61,034			61,034
	Total Revised Fund 24	62,532	362,039	0	0	0	363,537	61,034	0	61,034	0	0	61,034
27	MUNICIPAL COURT OPERATIONS	5,469	12,000	424,656	15,917	408,739	418,934	7,274		\$7,274			7,274
	Total Revised Fund 27	5,469	12,000	424,656	15,917	408,739	418,934	7,274	0	7,274	0	0	7,274
28	POLICE CONTINGENCY	62,730	6,680	0	0	0	10,000	59,410		\$59,410			59,410
	Total Revised Fund 28	62,730	6,680	0	0	0	10,000	59,410	0	59,410	0	0	59,410
31	CEMETERY-PERPETUAL CARE	834,941	25,843	0	98,000	(98,000)	0	762,784		\$762,784			762,784
	Total Revised Fund 31	834,941	25,843	0	98,000	(98,000)	0	762,784	0	762,784	0	0	762,784
32	COMMUNITY SERVICES	106,154	553,017	4,382,910	709,633	3,673,277	4,299,686	32,762		\$32,762			32,762
	Total Revised Fund 32	106,154	553,017	4,382,910	709,633	3,673,277	4,299,686	32,762	0	32,762	0	0	32,762
33	FIRE PROTECTION	313,401	684,416	0	0	0	835,999	161,818	24,429	\$137,389	0	24,429	137,389
	Total Revised Fund 33	313,401	684,416	0	0	0	835,999	161,818	24,429	137,389	0	24,429	137,389
35	HIDTA GRANT FUND	0	3,000	0	0	0	3,000	0		\$0			0
	Total Revised Fund 35	0	3,000	0	0	0	3,000	0	0	0	0	0	0

36	LAW ENFORCEMENT FUND	3,362	106,418	0	0	0	106,545	3,235		\$3,235		3,235
	Total Revised Fund 36	3,362	106,418	0	0	0	106,545	3,235	0	3,235	0	3,235
37	STATE HIGHWAY FUND	128,259	44,429	0	0	0	34,963	137,725		\$137,725		137,725
	Total Revised Fund 37	128,259	44,429	0	0	0	34,963	137,725	0	137,725	0	137,725
38	TRAFFIC SAFETY FUND	61,701	26,684	0	0	0	28,000	60,385		\$60,385		60,385
	Total Revised Fund 38	61,701	26,684	0	0	0	28,000	60,385	0	60,385	0	60,385
39	STATE JUDICIAL	4,707	75,500	0	0	0	75,500	4,707		\$4,707		4,707
	Total Revised Fund 39	4,707	75,500	0	0	0	75,500	4,707	0	4,707	0	4,707
40	AIRPORT IMPROVEMENT PROJECTS	0	0	0	0	0	0	0		\$0		0
	Total Revised Fund 40	0	0	0	0	0	0	0	0	0	0	0
42	1984 GROSS RECEIPTS TAX	2,955,980	1,691,304	125,500	4,481,753	(4,356,253)	28,439	262,592	251,166	\$11,426	251,166	11,426
	Revision #1		11,291		11,500	(11,500)		(209)				
	Total Revised Fund 42	2,955,980	1,702,595	125,500	4,493,253	(4,367,753)	28,439	262,383	251,166	11,217	251,166	11,217
44	TRANSPORTATION FUND	0	3,460,988	1,177,728	164,091	1,013,637	4,202,366	272,259	0	\$272,259	0	272,259
	Revision #1			11,500	11,500			11,500				
	Total Revised Fund 44	0	3,460,988	1,189,228	164,091	1,025,137	4,202,366	283,759	0	283,759	0	283,759
48	NEW MEXICO C.D.B.G.	0	0	0	0	0	0	0		\$0		0
49	1986 GROSS RECEIPTS TAX	5,982,352	1,751,843	0	5,885,336	(5,885,336)	712,093	1,136,766	269,454	\$867,312	0	867,312
	Total Revised Fund 49	5,982,352	1,751,843	0	5,885,336	(5,885,336)	712,093	1,136,766	269,454	867,312	0	867,312
50	PROPERTY ACQUISITION	85,010	0	0	0	0	0	85,010		\$85,010		85,010
	Total Revised Fund 50	85,010	0	0	0	0	0	85,010	0	85,010	0	85,010
53	GENERAL OBLIGATION	920,267	1,049,847	0	0	0	1,102,746	867,368	551,373	\$315,995	0	315,995
	Total Revised Fund 53	920,267	1,049,847	0	0	0	1,102,746	867,368	551,373	315,995	0	315,995
54	REVERSE OSMOSIS PROJECT RSV	21,967	0	2,866,371	0	2,866,371	2,866,371	21,967		\$21,967		21,967
	Total Revised Fund 54	21,967	0	2,866,371	0	2,866,371	2,866,371	21,967	0	21,967	0	21,967
56	99 GRT FLOOD CONTROL BOND PROJ	1,615,590	30,981	7,673,556	0	7,673,556	7,741,191	1,578,936		\$1,578,936		1,578,936
	Total Revised Fund 56	1,615,590	30,981	7,673,556	0	7,673,556	7,741,191	1,578,936	0	1,578,936	0	1,578,936
59	REVENUE BOND P & I FUND	188,175	7,250	2,668,143	0	2,668,143	2,671,643	191,925		\$191,925		191,925
	Total Revised Fund 59	188,175	7,250	2,668,143	0	2,668,143	2,671,643	191,925	0	191,925	0	191,925
61	MUNICIPAL INFRASTRUCTURE .0625%	578,486	422,899	0	605,484	(605,484)	7,110	388,791	12,073	\$376,718	0	376,718
	Total Revised Fund 61	578,486	422,899	0	605,484	(605,484)	7,110	388,791	12,073	376,718	0	376,718
63	COMMUNITY DEVELOPMENT	11,947	0	452,203	48,567	403,636	384,048	31,535		\$31,535		31,535
	Total Revised Fund 63	11,947	0	452,203	48,567	403,636	384,048	31,535	0	31,535	0	31,535
69	1994 GROSS RECEIPTS	2,576,239	1,687,825	0	3,575,952	(3,575,952)	28,439	659,673	549,566	\$110,107	549,566	110,107
	Total Revised Fund 69	2,576,239	1,687,825	0	3,575,952	(3,575,952)	28,439	659,673	549,566	110,107	0	549,566
71	ALAMO SENIOR CENTER	3,643	909,197	616,160	4,758	611,402	1,474,148	50,094		\$50,094		50,094
	Total Revised Fund 71	3,643	909,197	616,160	4,758	611,402	1,474,148	50,094	0	50,094	0	50,094
74	ALAMO SENIOR CENTER GIFT	100,294	58,159	0	0	0	91,986	66,467		\$66,467		66,467
	Revision #3				630	(630)	(630)	0				
	Total Revised Fund 74	100,294	58,159	0	630	(630)	91,356	66,467	0	66,467	0	66,467
75	RETIRED & SENIOR VOL. PROGRAM	1,318	224,914	49,247	18,679	30,568	256,787	13		\$13		13
	Revision #3			630		630		0				
	Total Revised Fund 75	1,318	224,914	49,877	18,679	31,198	257,417	13	0	13	0	13

81	WATER/SEWER OPERATING	12,182,162	21,619,727	3,440,578	1,956,797	1,483,781	32,753,323	2,532,347	946,315	\$1,586,032		946,315	1,586,032
	Total Revised Fund 81	12,182,162	21,619,727	3,440,578	1,956,797	1,483,781	32,753,323	2,532,347	946,315	1,586,032		946,315	1,586,032
82	98 JT WATER/SEWER BOND P&I	1,233,115	19,609	1,938,428	0	1,938,428	1,938,430	1,252,722		\$1,252,722	0		1,252,722
	Total Revised Fund 82	1,233,115	19,609	1,938,428	0	1,938,428	1,938,430	1,252,722	0	1,252,722	0	0	1,252,722
86	SOLID WASTE COLLECTION SYS.	551,921	2,101,092	0	149,050	(149,050)	2,142,672	361,291	177,481	\$183,810	0	177,481	183,810
	Revision #2					0	57,093	(57,093)					
	Total Revised Fund 86	551,921	2,101,092	0	149,050	(149,050)	2,199,765	304,198	177,481	126,717	0	177,481	126,717
88	BONITO CAMPGROUND	379,306	6,012	0	0	0	0	385,318		\$385,318			385,318
	Total Revised Fund 88	379,306	6,012	0	0	0	0	385,318	0	385,318	0	0	385,318
89	ESGRT .0625%	2,107,239	442,721	0	1,715,000	(1,715,000)	314,495	520,465		\$520,465	0		520,465
	Total Revised Fund 89	2,107,239	442,721	0	1,715,000	(1,715,000)	314,495	520,465	0	520,465	0	0	520,465
90	GOLF COURSE	17,313	1,540,500	389,844	100,832	289,012	1,846,375	450		\$450	0		450
	Total Revised Fund 90	17,313	1,540,500	389,844	100,832	289,012	1,846,375	450	0	450	0	0	450
91	AIRPORT	90,218	760,815	191,081	47,951	143,130	870,151	124,012	0	\$124,012	0		124,012
	Revision #1		2,767				10,000	(7,233)					
	Total Revised Fund 91	90,218	763,582	191,081	47,951	143,130	880,151	116,779	0	116,779	0	0	116,779
94	OTERO GREENTREE REG LANDFILL	4,449,239	2,032,816	0	2,018	(2,018)	3,378,788	3,101,249		\$3,101,249		0	3,101,249
	Total Revised Fund 94	4,449,239	2,032,816	0	2,018	(2,018)	3,378,788	3,101,249	0	3,101,249	0	0	3,101,249
96	SELF-INSURED FUND	487,880	66,439	0	29,000	(29,000)	60,000	465,319		\$465,319			465,319
	Total Revised Fund 96	487,880	66,439	0	29,000	(29,000)	60,000	465,319	0	465,319	0	0	465,319
98	PAYROLL CLEARING	207,352	0	0	0	0	0	207,352		\$207,352			207,352
	Total Revised Fund 98	207,352	0	0	0	0	0	207,352	0	207,352	0	0	207,352
104	UTILITY DEPOSITS	703,681	0	0	0	0	0	703,681		\$703,681			703,681
	Total Revised Fund 104	703,681	0	0	0	0	0	703,681	0	703,681	0	0	703,681
105	ECONOMIC DEVELOPMENT	6,242,324	1,082,053	0	0	0	5,049,289	2,275,088		\$2,275,088			2,275,088
	Total Revised Fund 105	6,242,324	1,082,053	0	0	0	5,049,289	2,275,088	0	2,275,088	0	0	2,275,088
107	SELF INSURED/LIABILITY	952,159	11,694	330,000	448,484	(118,484)	330,000	515,369		\$515,369			515,369
	Total Revised Fund 107	952,159	11,694	330,000	448,484	(118,484)	330,000	515,369	0	515,369	0	0	515,369
109	2004 GRT CAPITAL OUTLAY	12,608,230	3,529,450	0	3,375,975	(3,375,975)	9,987,952	2,773,753	533,340	\$2,240,413	0	533,340	2,240,413
	Total Revised Fund 109	12,608,230	3,529,450	0	3,375,975	(3,375,975)	9,987,952	2,773,753	533,340	2,240,413	0	533,340	2,240,413
113	2009 G.O. BOND ACQ FUND	0	0	0	0	0	0	0		\$0			0
	Total Revised Fund 113	0	0	0	0	0	0	0	0	0	0	0	0
114	SIDEWALKS REVOLVING LOANS	136,623	2,095	0	0	0	32,360	106,358		\$106,358			106,358
	Total Revised Fund 114	136,623	2,095	0	0	0	32,360	106,358	0	106,358	0	0	106,358
115	CORP ESCROW ACCOUNT RESERVE	2,000,000	0	0	0	0	0	2,000,000		\$2,000,000			2,000,000
116	REG WATER SUPPLY TRANS LN	0	0	0	0	0	0	0		\$0			0
	Total Revised Fund 116	0	0	0	0	0	0	0	0	0	0	0	0
117	2011 JT W/S REF/IMP REVBD	0	0	0	0	0	0	0		\$0			0
	Total Revised Fund 117	0	0	0	0	0	0	0	0	0	0	0	0
119	2012 GRT REF/IMP REVBD	1,731,793	24,232	448,484	0	448,484	1,920,137	284,372		\$284,372			284,372
	Total Revised Fund 119	1,731,793	24,232	448,484	0	448,484	1,920,137	284,372	0	284,372	0	0	284,372
121	2015 GO BONDS-FUN CENTER	86,050	1,441	0	0	0	0	87,491		\$87,491			87,491
	Total Revised Fund 121	86,050	1,441	0	0	0	0	87,491	0	87,491	0	0	87,491
122	2015 GO BONDS-STREETS	194,386	3,003	0	0	0	27,788	169,601		\$169,601			169,601
	Total Revised Fund 122	194,386	3,003	0	0	0	27,788	169,601	0	169,601	0	0	169,601
901	HOUSING LOW RENT OPERATING	948,223	879,300	0	217	(217)	1,007,290	820,016	83,879	\$736,137	0	83,879	736,137
	Total Revised Fund 901	948,223	879,300	0	217	(217)	1,007,290	820,016	83,879	736,137	0	83,879	736,137
903	HOUSING HOMEOWNERSHIP OPER	761,606	1,705	0	0	0	28,236	735,075		\$735,075			735,075
	Total Revised Fund 903	761,606	1,705	0	0	0	28,236	735,075	0	735,075	0	0	735,075
904	HOUSING CAPITAL FUND PROJECTS	0	865,360	0	0	0	865,360	0		\$0			0
	Total Revised Fund 904	0	865,360	0	0	0	865,360	0	0	0	0	0	0
TOTALS FY2019		73,072,254	67,496,307	30,936,591	30,936,591	0	109,483,527	31,085,031	6,385,641	24,699,390	0	6,385,641	24,699,390

Resolution # 2019-30 June 25, 2019

RECURRING/ NON- RECURRING	FUND NO.	LINE ITEM NO.	LINE ITEM DESCRIPTION	ORIGINAL BUDGET AMOUNT	INCREASE (DECREASE)	REVISED BUDGET AMOUNT
<u>REVISION #1</u>						
Revision is to make corrections to reprojections that were reprojected incorrectly.						
	12	INTERNAL SERVICES				
		<i>Expenditures</i>				
		12-3503-419.20-33	TOOL ALLOWANCE	3,600	600	4,200
	42	1984 GROSS RECEIPTS TAX				
		<i>Transfers Out</i>				
		042-0000-491.18-44	TRANSFERS OUT TO 44	1,017,120	11,500	1,028,620
		<i>Revenues</i>				
		042-0000-318.17-01	INVESTMENT INCOME	30,528	11,291	41,819
	44	TRANSPORTATION FUND				
		<i>Transfers In</i>				
		044-0000-391.19-42	TRANSFERS FROM 42	1,017,120	11,500	1,028,620
	91	AIRPORT				
		<i>Revenues</i>				
		091-0000-314.13-36	DONATIONS	1,963	2,767	4,730
		<i>Expenditures</i>				
		091-0006-459.87-93	SPECIAL EVENTS	7,500	10,000	17,500
<u>REVISION #2</u>						
Revision is to adjust expenses to take into account final payments of the year						
	12	INTERNAL SERVICES				
		<i>Expenditures</i>				
		012-0000-419.58-02	FLEET INSURANCE	113,131	29,565	142,696
	86	SOLID WASTE				
		<i>Expenditures</i>				
		086-0003-433.57-34	CONTRACT SERVICES	1,652,685	57,093	1,709,778
<u>REVISION #3</u>						
Revision is to move funds from the Senior Center Gift fund to the RSVP Fund to cover additional expenses related to volunteer services						
	74	SENIOR CENTER GIFT				
		<i>Transfer Out</i>				
		074-0000-491.18-75	TRANSFER TO 75	-	630	630
		<i>Expenditures</i>				
		074-8701-445.33-26	DESIGNATED MATERIALS	1,808	(630)	1,178
	75	RSVP				
		<i>Transfer In</i>				
		075-0000-391.19-74	TRANSFER FROM 74	-	630	630
		<i>Expenditures</i>				
		075-8701-445.56-98	VOLUNTEER SERVICES	25,808	630	26,438

REVENUES ON RESOLUTION

REVENUES

ITEM #	AMOUNT	TYPE	
1	\$ 14,058	Correction	
	<u>\$ 14,058</u>	Total	\$ (83,200)

EXPENDITURES

ITEM #	AMOUNT	TYPE	
1	\$ 10,600	Correction	
2	\$ 86,658	Year End Expense	
3	\$ -	Year End Expense	
	<u>\$ 97,258</u>	Total	

TRANSFERS IN

ITEM#	AMOUNT	TYPE	
1	\$ 11,500		
3	\$ 630		
	<u>\$ 12,130</u>	Total	

TRANSFERS OUT

1	\$ 11,500		
3	\$ 630		
	<u>\$ 12,130</u>	Total	

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 6/25/2019

Report Date: 6/12/2019

Report No: 9.

Submitted By: Rachel Hughs

Subject: Consider, and act upon, Application No. 1125631 a Small Brewer 2nd Off-Site Location Liquor License at 902 New York Ave., Alamogordo, NM 88310 to Picacho Peak Brewing Co. *(Rachel Hughs, City Clerk)*

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve Application No. 1125631.

Background: The Alcohol and Gaming Division of the NM Regulation and Licensing Department has given this application preliminary approval. In accordance with Section 60-6B-4 NMSA of the Liquor Control Act, the Division must refer the application to the Governing Body for approval or disapproval. This public hearing is for the purpose of considering the application. A Notice of Public Hearing was published in the Alamogordo Daily News on Saturday, May 25, 2019 and Sunday, June 9, 2019. These publications meet the State regulations of publishing a notice twice prior to the hearing.

The applicant, Picacho Peak Brewing Co. of 3900 W. Pichacho Ave., Las Cruces, NM 88005, Application No. 1125631 is seeking a Small Brewer 2nd Off-Site Location Liquor License at 902 New York Ave., Alamogordo, NM 88310



New Mexico Regulation and Licensing Department
ALCOHOL AND GAMING DIVISION

PO Box 25101 • Santa Fe, New Mexico 87504-5101
(505) 476-4875 • Fax (505) 476-4595 • www.rld.state.nm.us/alcoholandgaming

Michelle Lujan Grisham
Governor

Marguerite Salazar
Superintendent

Claudia Armijo
Deputy General Counsel

Debra A. Lopez
Acting Director

Daniel Rubin
Division Counsel

May 16, 2019

Certified Mail No.: 9171 9690 0935 0155 1792 83

City of Alamogordo
Attn: Rachel Hughs
1376 East Ninth St.
Alamogordo, NM 88310

9171 9690 0935 0155 1792 83

RECEIVED

MAY 20 2019

CITY CLERK

RE: Lic. No. /Appl. No.: Application No. 1125631
Name of Applicant: Picacho Peak Brewing Co.
Doing Business as: Picacho Peak Brewing Co.
Proposed Location: 902 New York Ave.
Alamogordo, New Mexico 88310

Greetings:

The Director of the Alcohol and Gaming Division has reviewed the referenced Application and granted **Preliminary Approval**. It is being forwarded to you for Local Option District approval or disapproval of the Liquor License Application.

While the law states that "within forty-five (45) days after receipt of a Notice from the Alcohol and Gaming Division, the governing body shall hold a Public Hearing in the question of whether the department should approve the proposed issuance or transfer", we recognize the potential for conflict between the requirement for publication of 30-day notice and the 45-day hearing requirement. Should the Local Governing Body be unable to meet one of these requirements, please send a Request for Waiver/Extension by email to the assigned AGD Hearing Officer listed on page 2.

Notice of the Public Hearing required by the Liquor Control Act shall be given by the governing body by publishing a notice of the date, time, and place of the hearing twice during the 30 days prior to the hearing in a newspaper of general circulation within the territorial limits of the governing body. **The first notice must be published at least thirty (30) days before the hearing. Both publications must occur before a hearing can be conducted.** The notice shall include:

- (A) Name and address of the Applicant/Licensee;
- (B) The action proposed to be taken by the Alcohol & Gaming Division;
- (C) The location of the licensed premises.

In addition, if the Local Option District has a website, the Notice shall also be published on the website.

The governing body is required to send notice by certified mail to the Applicant of the date, time, and place of the Public Hearing. The governing body may designate a Hearing Officer to conduct the hearing. **A record shall be made of the hearing.**

THE APPLICANT IS SEEKING A SMALL BREWER 2nd OFF-SITE LOCATION LIQUOR LICENSE.

Alcohol and Gaming Division
(505) 476-4875

Boards and Commissions
Division
(505) 476-4600

Construction Industries Division
(505) 476-4700

Financial Institutions Division
(505) 476-4885

Manufactured Housing Division
(505) 476-4770

Securities Division
(505) 476-4580

Administrative Services Division
(505) 476-4800

Within thirty (30) days after the Public Hearing, the governing body shall notify the Alcohol and Gaming Division of their decision to approve or disapprove the issuance or transfer of the license by signing the enclosed original Page 1 of the Application. The original Page 1 of the Application must be returned together with the notices of publication. If the Governing Body fails to either approve or disapprove the issuance or transfer of the license within thirty days after the Public Hearing, the Director may issue the license.

If the Governing Body disapproves the issuance or transfer of the license, it shall notify the Alcohol and Gaming Division within thirty (30) days setting forth the reasons for the disapproval. A copy of the Minutes of the Public Hearing shall be submitted to the Alcohol and Gaming Division with the Notice of Disapproval (*Page 1 of the Application, noting disapproval*).

Respectfully,



Tammy M. Sandoval, Hearing Officer
New Mexico Regulation & Licensing Dept. | Alcohol & Gaming Division
Phone: (505) 476-4548 Fax: (505) 476-4595
Email: tammy.sandoval@state.nm.us

Enclosures:

1. Original Page 1 of the Application (*must be signed and returned w/notices of publication*)
2. Copy of Page 2 of the Application
3. Copy of Zoning Statement



AGD USE ONLY: Payment| Application Fee \$ 200- Received on: _____ Receipt No. _____
 License Fee \$ _____ Received on: _____ Receipt No. _____
 Application # 1125631 Local Option District: _____

SMALL BREWER LIQUOR LICENSE APPLICATION

\$200.00 Application Fee, non-refundable. ✓

Check appropriate boxes:

Application is for: ☐ New License ☒ Off-Site Location – 1st, 2nd, 3rd Master License No. 67056

Applicant is: ☐ Individual ☒ Limited Liability Company ☐ Corporation ☐ Partnership (General/Limited)

NAME OF APPLICANT (company or individual) ADDRESS (including city, state, zip) TELEPHONE NUMBER
Picacho Peak Brewing Co. , 3900 W. Picacho Ave, Las Cruces, NM 88005 575-496-9390

D/B/A Name to be used: Picacho Brewing Co. Business Phone #: 575-496-9390

Email Address (required): picachobrewing@gmail.com

Physical location where license is to be used: (Include street number / highway number / state road, city and county, state, and zip code)
902 New York Ave., Alamogordo, NM 88310, Otero County

Are alcoholic beverages currently being dispensed at the proposed location? ☐ Yes ☒ No If Yes, License # / Type: _____

Mailing Address: PO Box 308, Fairacres, NM 88033

Agent/Contact Person: Xavier Mendoza Phone#: 575-496-9390 Email: xmandoza@gmail.com

I, (print name) Xavier Mendoza, as (title) owner
 being first duly sworn upon oath deposes and says: that he/she is the applicant or is authorized by the applicant to make this application;
 that he/she has read the same; knows the contents therein contained are true. Applicant(s) agree(s) that if any statements or representations
 herein are found to be false, the Director may refuse to issue or renew the license or may cause the license to be revoked at any time.

You must sign and date before a Notary Public.

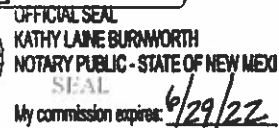
Signature of Applicant: X. Mendoza Date: 4.12.19

NOTARY PUBLIC USE ONLY: (State of New Mexico, County of Dona Ana)

SUBSCRIBED AND SWORN TO before me this 12th day of April, 20 19

By: Xavier Mendoza Notary Public: Kathy Laine Burnworth

My Commission Expires: June 29, 2022



FOR LOCAL OPTION DISTRICT USE ONLY: Local Governing Body of: _____ City, County, Village

Public Hearing held on _____, 20____. Check one: ☐ Approved ☐ Disapproved

Signature and Title of City/County Official: _____

FOR ALCOHOL AND GAMING DIVISION USE ONLY: ☐ Approved ☐ Disapproved

Signed by Director: _____ Date: _____



RECEIVED

MAR 29 2019

PREMISES LOCATION, OWNERSHIP, AND DESCRIPTION
NMSA §60-6B-10

ALCOHOL & GAMING DIVISION

1. The land and building which is proposed to be the licensed premises is: (check one)

☐ Owned by Applicant, copy of deed/document attached

☒ Leased by Applicant, copy of lease/document attached

☐ Other (provide details): _____

2. If the land and building are not owned by Applicant, indicate the following:

A. Owner(s): Heather Carter

B. Date and Term of Lease: MAY 1ST 2020

3. Premises location is Zoned (example C-1, see Zoning Statement): C-3 Business District

☐ Zoning Statement attached, which must be obtained from the Local Government, listing the proposed location by address, Type of Zone, state whether alcoholic beverages are allowed at proposed location, and if applicable, whether packaged sales, patio service and/or manufacturing is allowable. If there is no zoning in the proposed location, attach Statement from the local government, indicating there is no zoning.

4. Distance* from nearest Church: (Property line of church to closest point of licensed premises—shortest distance)

Name of Church: IMMACULATE CONCEPTION CATHOLIC CHURCH Miles/feet: 527 Ft

Address/location of Church: 705 DELAWARE AVE ALAMOGORDO, NM 88310

5. Distance* from nearest School: (Property line of school to closest point of licensed premises—shortest distance)

Name of School: NORTH ELEMENTARY Miles/feet: 1.2 miles

Address/location of School: 1300 FLORIDA RD. ALAMOGORDO, NM 88310

6. Distance from military installation *(Property line of military installation to closest point of licensed premises—shortest distance.)

Name of Military Installation, circle one: Kirtland Air Force Base (Albuquerque), White Sands Missile Range (Las Cruces),
Miles: 6.8 Holloman Air Force Base (Alamogordo), Cannon Air Force Base (Clovis)

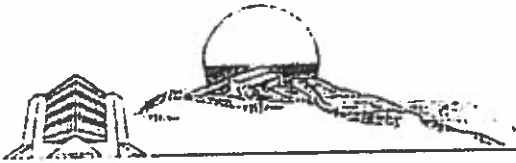
7. Attach Detailed Floor Plan, must include the Total Square Footage of premises; List nearest cross street; Show which direction is North; Show each level (floor) where alcoholic beverages will be sold or consumed, exterior walls, doors, and interior walls; Patio Area with type of barrier used; Highlight Bonded Areas. The floor plan should be no larger than 8½ x 11 inches and must be labeled with designated areas highlighted, which will reflect the proposed Licensed Premises.

8. Type of Operation: ☐ Hotel ☐ Lounge ☐ Package Grocery ☐ Restaurant ☐ Racetrack

☒ Small Brewer ☐ Craft Distiller ☐ Winery ☐ Wholesaler

☐ Other (specify): offsite location

*NOTE: If the distance is beyond 300 feet, but less than 400 feet, a Registered Engineer or Licensed Surveyor must complete a Survey Certificate showing the exact distance.



City of Alamogordo

CD-008-2019

March 5, 2019

Xavier Mendoza
DBA Picacho Peak Brewing Co.
PO Box 309
Fairacres, NM 88033

RE: Zoning: 902 New York Ave.
Legal Description: ALAMO BLOCKS, BLK 15, LT2
Alamogordo, Otero, New Mexico
Map Code 01N-4-055-094-128-205 & PC 01-01204

To Whom It May Concern,

At your request, we have researched our records and determined the zoning classification of that certain real property, which has the street address 902 New York Ave. within the corporate boundaries of the City of Alamogordo, New Mexico. This is written, in accordance with the provisions of Section 2-01-030(j) and Section 29-01-010 of the Code of Ordinances of the City of Alamogordo, New Mexico, to provide a Certificate of Zoning Classification regarding the Property.

The property at 902 New York Ave. is within the C-3 Business District per the City of Alamogordo Zoning Map, which does not prohibit the sale of beer and wine. Alamogordo Municipal Code Chapter 29, Zoning, allows restaurants and commercial businesses within this district.

Please contact me if you need more information. Note that for a full understanding of what is permitted or prohibited by the Alamogordo Code of Ordinances please refer to the Code in its entirety. The City's website at <http://ci.alamogordo.nm.us> provides access to the entire Municipal Code. On the City's Home page click on GOVERNMENT – COA Code of Ordinances – Chapter 29 Zoning.

Sincerely,

Shelle Abbott-Leyva, Administrative Assistant Planning & Zoning
Community Development Department,
City of Alamogordo
1376 E Ninth St.
Alamogordo, NM 88310-5938
(575) 439-4204; Fax: (575) 439-4343
sabbottl@ci.alamogordo.nm.us

RECEIVED

MAR 29 2019



CITY OF ALAMOGORDO APPLICATION FOR: ZONING ANALYSIS / ZONING COMPLIANCE CERTIFICATE APPLICATION

BASIC INFORMATION
SRAEL@CI.ALAMOGORDO.NM.US

1376 E. NINTH STREET ALAMOGORDO, NEW MEXICO 88310

575/439-4257 FAX: 575/439-4343

PF-011-3705-312.11-06

Date Received 3/29/2019

FEE: \$50.00

Receipt # 87560

Please, use this form to apply for a certificate of zoning compliance, with or without a building permit application for construction, continuation of a use, change of use, "rebuild letters," or confirmation of present zoning status. Use this form as a supplement to a building permit application. For analysis of any construction project, confirmation of zoning status, and as need be, for other requests, please submit a plat of survey, site plan and building plans.

(Print or Type) Map Code (from Real Estate Tax bill)

Property Identification

Address of Subject Property:	902 NEW YORK AVE 88310
Map Code (from Real Estate Tax bill)	4- # 01N4055094125205
Legal Description	Alamo Blocks Lot 2 Block 15
Proposal, project or use for which you request zoning certification: Brewery TAP Room and Food service	

Applicant Information

Name:	XAVIER MENDOZA	
Address:	PO BOX 308 FAIRACRES NM 88033	
Business Name:	PICACHO PEAK BREWING CO.	
Day Phone:	575-496-9390	
Evening Phone:	SAME	
E-Mail:	PicachoBrewing@gmail.com (Lower-case)	
May we use e-mail to contact you regarding this request?		
☒ Yes ☐ No		
Are you the property owner? ☐ Yes ☒ No If Not	Property Owner Name <u>HEATHER CARTER</u>	
	Address: <u>809 SILVER AVE SW ABQ 87102</u>	
	Phone: <u>575-491-5928</u> E-Mail: <u>meniscouto@thebox@gmail.com</u>	
	What is your relationship to the property owner? <u>Renting</u>	

Property Use Information

The property currently is used for the following uses and/or business (such as: single family home, beauty shop, dentist office, gas station ...)

This Location HAS BEEN a Restaurant with Beer and wine. The last two businesses



City of Alamogordo

OFFICE OF THE CITY CLERK

1376 E. NINTH STREET • ALAMOGORDO, NEW MEXICO 88310-5838 • (575) 439-4205

May 22, 2019

VIA CERTIFIED MAIL

Picacho Peak Brewing Co.
3900 W. Pichacho Ave.
Las Cruces, NM 88005

Re: Application No. **Application No. 1125631**

Mr. Mendoza,

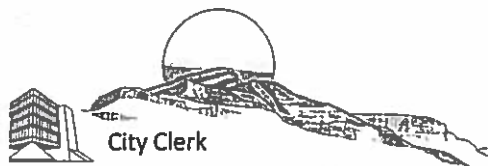
The City of Alamogordo will hold a Public Hearing on the question of whether or not the Alcohol and Gaming Division of the State of New Mexico should grant Application No. 1125631 a Small Brewer 2nd Off –Site Location Liquor License at 902 New York Ave., Alamogordo, NM 88310 to Picacho Peak Brewing Co. of 3900 W. Pichacho Ave., Las Cruces, NM 88005.

The Public Hearing will be on June 25, 2019, at 6:30 pm at the Commission Chambers located at City Hall, 1376 E. Ninth Street in Alamogordo, New Mexico, 88310.

If you have any questions, please contact me at (575) 439-4272 or rhughs@ci.alamogordo.nm.us

Sincerely,

Rachel Hughs, CMC
City Clerk



City Clerk

City of Alamogordo

1376 E. NINTH STREET

ALAMOGORDO, NEW MEXICO 88310-5938



7006 3450 0001 8876 9619

Hasler

FIRST-CLA

05/29/2019

US POSTAGE \$004.



ZIP 88
011E116

Picacho Peak Brewing Co.

PO Box 308

Fairacers, NM 88033

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage

\$

Certified Fee

Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees

\$ 4.00

Postmark
Here

Picacho Peak Brewing Co.

PO Box 308

Fairacers, NM 88033

PS Form 3800, August 2006

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Picacho Peak Brewing Co.

PO Box 308

Fairacers, NM 88033



9590 9402 2348 6225 8547 79

2 Article Number (Number from ...)
7006 3450 0001 8876 9619

COMPLETE THIS SECTION ON DELIVERY

A. Signature

[Signature]

☐ Agent

☐ Addressee

B. Received by (Printed Name)

C. Mendoza

C. Date of Delivery

6-3-19

2. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☒ No

JUN 03 2019

3. Service Type

☒ Adult Signature

☐ Adult Signature Restricted Delivery

☒ Certified Mail[®]

☐ Certified Mail Restricted Delivery

☐ Collect on Delivery

☐ Delivery Restricted Delivery

☐ Mail Restricted Delivery

(over \$500)

☐ Priority Mail Express[®]

☐ Registered MailTM

☐ Registered Mail Restricted Delivery

☒ Return Receipt for Merchandise

☐ Signature ConfirmationTM

☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

SATURDAY, MAY 25, 2019 | ALAMOGORDO DAILY NEW

Legal Notices 152

Legal Notices 152

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Alamogordo City Commission will hold a **PUBLIC HEARING** on **Tuesday, June 25, 2019** at **6:30 p.m.** in the Commission Chambers of the Alamogordo City Hall located at **1376 E. Ninth Street, Alamogordo, New Mexico**, on the question of whether or not the Alcohol and Gaming Division of the State of New Mexico should grant Application No. **1125631** a Small Brewer 2nd Off -Site Location Liquor License at **902 New York Ave., Alamogordo, NM 88310** to **Picacho Peak Brewing Co. of 3900 W. Pichacho Ave., Las Cruces, NM 88005.**

Inquiries regarding this Public Hearing should be directed to the City Clerk's Office at City Hall.

Date: **5/22/2018**
City of Alamogordo, New Mexico
By: **Rachel Hughes, City Clerk**
Pub: **May 25 & June 9, 2019 #1286791**

ALAMOGORDONEWS.COM | SUNDAY, JUNE 9, 2019

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Alamogordo City Commission will hold a **PUBLIC HEARING** on **Tuesday, June 25, 2019** at **6:30 p.m.** in the Commission Chambers of the Alamogordo City Hall located at **1376 E. Ninth Street, Alamogordo, New Mexico**, on the question of whether or not the Alcohol and Gaming Division of the State of New Mexico should grant Application No. **1125631** a Small Brewer 2nd Off -Site Location Liquor License at **902 New York Ave., Alamogordo, NM 88310** to **Picacho Peak Brewing Co. of 3900 W. Pichacho Ave., Las Cruces, NM 88005.**

Inquiries regarding this Public Hearing should be directed to the City Clerk's Office at City Hall.

Date: **5/22/2018**
City of Alamogordo, New Mexico
By: **Rachel Hughes, City Clerk**
Pub: **May 25 & June 9, 2019 #1286791**



NOTICE OF PUBLIC HEARING

The Alamogordo City Commission
will hold a PUBLIC HEARING on:

**TUESDAY, June 25, 2019 at 6:30 pm
during their regular Commission Meeting at
City Hall in the
Commission Chambers
1376 E. Ninth St.
Alamogordo, New Mexico**

The purpose of this Hearing is on the question of whether or not the Alcohol and Gaming Division of the State of New Mexico should grant 1125631 a Small Brewer 2nd Off –Site Location Liquor License at 902 New York Ave., Alamogordo, NM 88310 to Picacho Peak Brewing Co. of 3900 W. Pichacho Ave., Las Cruces, NM 88005.

The public may speak and submit comments during said Public Hearing. Inquiries regarding this Public Hearing should be directed to the City Clerk's Office at City Hall.

Date: May 22, 2019
City of Alamogordo, New Mexico
By: Rachel Hughs, City Clerk

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 6/25/2019

Report Date: 6/20/2019

Report No: 10.

Submitted By:

Subject: Consider, and act upon, Resolution 2019-29 authorizing the City Attorney to foreclose on Municipal liens. (*Brian Cesar, Interim City Manager*) (**Roll Call Vote Required**)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve Resolution 2019-29.

Background: This resolution authorize's the City Attorney's office to foreclose on all lawful municipal liens within the statute of limitations. The current outstanding lien balance is over \$250,000 before the \$370,000 Sahara Apartment abatement.

RESOLUTION NO. 2019-29

AUTHORIZING THE CITY ATTORNEY TO FORECLOSE ON MUNICIPAL LIENS

WHEREAS, the City of Alamogordo, New Mexico, files municipal liens for unpaid water and sewer bills, and;

WHEREAS, the City of Alamogordo, New Mexico, files municipal liens for weed abatement;

WHEREAS, the City wishes to empower the City Attorney's office to be able to foreclose on said liens in a timely and orderly fashion;

NOW, THEREFORE BE IT RESOLVED by the City Commission of the City of Alamogordo, New Mexico that:

The City Attorney's office is hereby given permission to foreclose on any and all municipal liens within the statute of limitations that may be lawfully foreclosed on.

DONE this ____ day of _____, 2019.

CITY OF ALAMOGORDO, NEW MEXICO
A New Mexico municipal corporation

By: _____
Richard A. Boss, Mayor

ATTEST:

APPROVED AS TO FORM:

Rachel Hughs, City Clerk

Petria Schreiber, City Attorney

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 6/25/2019

Report Date: 6/18/2019

Report No: 11.

Submitted By: April Jones

Subject: Appointments to Boards and Committees. (*Richard Boss, Mayor*)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Appoint to the Senior Volunteer Programs Advisory Council, and the Alamogordo Public Library Board.

Background: Airport Zoning Board. One (1) city vacancy. Staff Liaison - Cheryl Otero-Baker
No applications received.

Alamogordo Public Library Board. One (1) city vacancy. Staff liaison - Melissa Garcia. Vacancy due to the expiring term of William Dennis.
The following individual is interested in being reappointed:
William Dennis - If reappointed, this will be his fifth term.

Mayor's Committee on Aging. Two (2) vacancies. One (1) of these vacancies may be filled by a county resident. Staff Liaison - Britney Courtier.
No applications received

Senior Volunteer Programs Advisory Council. Two (2) city vacancies. Staff Liaison - Neil McFarland.
The following individual is interested in being appointed:
Cynthia Stevenson - If appointed, this will be her first term.

If anyone is interested in serving on a board or committee you may apply with the City Clerk's office.

RECEIVED

JUN 06 2019

CITY CLERK

City of Alamogordo
APPLICATION TO SERVE ON A
CITY BOARD/COMMITTEE

Name: Cynthia Stevenson
Home Phone: 575-434-8218 Work Phone: _____
Cell Phone: 615-509-0988 Fax No: _____
E-mail address: cstevenson98@aol.com
Physical Address: 1807 Crescent DR Alamogordo, NM 88310
Is the above address within City limits? Yes ☒ No _____
Mailing Address: 1807 Crescent DR Alamogordo, NM 88310
Present Employer: Retired Job Title: _____

Board/Committee you wish to serve on:

First choice: Senior Advisory
Second choice: _____

Are you related to anyone who is presently employed by the City of Alamogordo?

Yes _____ No ☒ If so, what is their relation to you? _____

Are you related to any Elected Official of the City of Alamogordo?

Yes _____ No ☒ If so, what is their relation to you? _____

Experience and education relating to the Board/Committee: _____

Retired senior who worked for the city of avery, co for 20 years.
Served on our wellness committee and on various other
committees and ^{had} been an active volunteer there for
over 20 years.

Please indicate your interest in serving on a City Board/ Committee: _____

would like to serve on the Senior Advisory committee
to help with the senior community to help better
the life and activities for them in any way possible.

Please return completed application to:

City Clerk's Office
1376 E. Ninth Street
Alamogordo, NM 88310
PHONE: (575)439-4205
FAX: (575)439-4396

RECEIVED
JUN 18 2019
CITY CLERK

City of Alamogordo
APPLICATION TO SERVE ON A
CITY BOARD/COMMITTEE

Name: WILLIAM G. DENNIS II

Home Phone: (575) 437-4125

Work Phone: N/A

Cell Phone: N/A

Fax No: N/A

e-mail address: N/A

Physical Address: 602 SOUTH FLORIDA AVENUE - TRAILOR #1128

Is the above address within City limits? Yes ☒ No ☐

Mailing Address: 602 SOUTH FLORIDA AVENUE - LOT #1128 ALAMOGORDO, NM 88310-7984

Present Employer: U.S. AIR FORCE RETIRED Job Title: RETIRED

Board/Committee you wish to serve on:

First choice: ALAMOGORDO PUBLIC LIBRARY ADVISORY BOARD

Second choice: NONE

Are you related to anyone who is presently employed by the City of Alamogordo:

Yes ☐ No ☒ If so, what is their relation to you? N/A

Are you related to any Elected Official of the City of Alamogordo?

Yes ☐ No ☒ If so, what is their relation to you? N/A

Experience and education relating to the Board/Committee: FOUR (4) TERMS ON THE LIBRARY BOARD (8 YEARS). 8 MONTHS VICE CHAIRMAN / 2 YEARS SECRETARY / 3 YEARS CHAIRMAN. 20 YEARS OF MILITARY SERVICE. RESIDENT OF ALAMOGORDO FOR 35 1/2 YEARS. 3 ASSOCIATES DEGREES NMSU-A. MEMBER: AIR FORCE ASSOCIATION

Please indicate your interest in serving on a City Board/ Committee: CONTINUE TO PROMOTE THE LIBRARY AS A VERY VALUABLE RESOURCE FOR OUR COMMUNITY. CONTINUE TO ASSIST NEWLY APPOINTED BOARD MEMBERS. REGULAR ATTENDANCE AT CITY COMMISSION MEETINGS AND FOLLOWING CITY BUDGET REPORTS FOR THE LIBRARY AND ALL OTHER DEPARTMENTS.

Please return completed application to:

City Clerk's Office
1376 E. Ninth Street
Alamogordo, NM 88310
PHONE: (575)439-4205
FAX: (575)439-4396