



Alamogordo City Commission

NOTICE OF MEETING

Regular Meeting Agenda

December 5, 2023 - 6:30 PM

Donald E. Carroll City Commission Chambers
City Hall, 1376 E. Ninth Street

Susan L. Payne Mayor
Dusty Wright Mayor Pro -Tem, District 6
Nick Paul District 1
Stephen Burnett District 2
Karl Melton District 3
Josh Rardin District 4
Sharon McDonald District 5

Rick Holden City Manager
Ashley Smith 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 of 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 575-439-4100.

CALL TO ORDER & ROLL CALL

Announce the presence of a Quorum.

INVOCATION & PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

PRESENTATIONS

1. Presentation of plaques for outgoing Commissioners. (Susan L. Payne, Mayor)

PUBLIC COMMENT

Residents must sign up with the City Clerk to address the City Commission. The standard allotted time is 3 minutes, but the Mayor reserves the right to change depending on the number of public comments.

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.

2. Approve the minutes for the Regular Commission meeting on November 14, 2023. *(Rachel Hughs, City Clerk)*
3. Consider, and act upon, the award of IFB 2023-04 Bromaine Tablets to RK Water, LLC. *(Barbara Pyeatt, Purchasing Manager)*
4. Consider, and act upon, the receipt of \$10,352.38 in State Grants-in-Aid funding from the NM State Library for the Alamogordo Public Library. *(Kimberly Underwood, Library Manager)*
5. Consider, and act upon, Resolution 2023-54 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 December 5, 2023. *(Evelyn Huff, Finance Director)* **(Roll Call Vote Required)**
6. Consider, and act upon, Ordinance 1685, for final publication amending Chapter 24, Article 01, Section 010, Schedule of Penalty Assessments. *(Ashley Smith, City Attorney)* **(Roll Call Vote Required)**
7. Consider, and act upon, approval of CDBG Amendment No. 5, to extend the length of the agreement from December 31, 2023 to March 15, 2024 and revise Exhibit 1-B, Project Schedule, to reflect this change. *(Debbie Osborne, Grant Coordinator)*
8. Consider, and act upon, approval of a Binding Commitment Letter to NMFA committing to a \$12,000,000 DWSRF loan for construction on Phase 1 of the Well Transmission line. *(Debbie Osborne, Grant Coordinator)*
9. Consider, and act upon, approval of Resolution No. 2023-56 Certifying the City of Alamogordo Fixed Asset Inventory Count for FY 2023. *(Evelyn Huff, Finance Director)* **(Roll Call Vote Required)**
10. Consider, and act upon, Resolution 2023-57 relating to a rate increase of 3.50% effective January 1, 2024 for residential solid waste collection through Southwest Disposal. *(Evelyn Huff, Finance Director)* **(Roll Call Vote Required)**
11. Consider, and act upon, the Investment Report for the quarter ending September 30, 2023 in accordance with the City of Alamogordo Investment Ordinance. *(Sue Ashe, Accounting Manager)*
12. Consider, and act upon, award of Public Works Bid No. 2023-002, to D&R Tank Company related to the Foothills & Lower Heights Tank Rehab Project in an amount not to exceed \$5,000,000. *(Patrick Riele, Project Manager)*

ITEMS REMOVED FROM CONSENT AGENDA

NEW BUSINESS

13. Consider, and act upon, prioritizing dilapidated structures. *(Josh Sides, Code Enforcement Manager and Stephanie Hernandez, Assistant City Manager)*
14. Consider and act upon Resolution 2023-58, declaring 923 N. New York Ave. to be so ruined, damaged, and dilapidated that it is a menace to the public comfort, health, peace, or safety and ordering its abatement. *(Josh Sides, Code Enforcement Manager)* **(Roll Call Vote Required)**

15. Consider, and, act upon canceling the December 19, 2023, regular commission meeting. (*Susan L. Payne, Mayor*)
16. Consider, and act upon, Ordinance 1687, for first publication amending Chapter 11, Article 7, Sections 010-060, Alcoholic Beverage Regulations. (*Ashley Smith, City Attorney*) **(Roll Call Vote Required)**
17. Consider, and act upon, Ordinance 1686, for first publication amending Chapter 11, Article 8, Sections 010-040, Peddler and Solicitor Regulations. (*Ashley Smith, City Attorney*) **(Roll Call Vote Required)**
18. Consider, and act upon, Ordinance 1690, for first publication amending Chapter 11, Article 06, Section 160, Unauthorized presence in drainage channels, arroyos and irrigation channels. (*Susan L. Payne, Mayor and Ashley Smith, City Attorney*) **(Roll Call Vote Required)**
19. Consider, and act upon, Ordinance 1689, for first publication amending Chapter 11, Article 03, Section 040, Curfew. (*Susan L. Payne, Mayor and Ashley Smith, City Attorney*) **(Roll Call Vote Required)**
20. Consider, and act upon, Ordinance 1688, for first publication adding Chapter 11, Article 06, Section 160, Truancy. (*Susan L. Payne, Mayor and Ashley Smith, City Attorney*) **(Roll Call Vote Required)**
21. Appointments to Boards and Committees. (*Susan L. Payne, Mayor*)

ADJOURNMENT

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/14/2023

Report No: 1.

Submitted By: Rachel Hughs

Subject: Presentation of plaques for outgoing Commissioners. (*Susan L. Payne, Mayor*)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation:

Background:

Mayor Pro-Tem Wright and Commissioner Melton are the two outgoing elected officials.

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/16/2023

Report No: 2.

Submitted By: Rachel Hughs

Subject: Approve the minutes for the Regular Commission meeting on November 14, 2023. *(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., DONALD E. CARROLL COMMISSION CHAMBERS
November 14, 2023**

**SUSAN PAYNE, MAYOR
SHARON McDONALD, COMMISSIONER
JOSH RARDIN, COMMISSIONER
STEPHEN BURNETT, COMMISSIONER
NICHOLAS PAUL, COMMISSIONER**

**DUSTY WRIGHT, MAYOR PRO-TEM
KARL MELTON, COMMISSIONER
STEPHANIE HERNANDEZ, ACTING CITY MANAGER
ASHLEY SMITH, CITY ATTORNEY
RACHEL HUGHS, CITY CLERK**

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

Mayor Payne called the meeting to order at 6:30 p.m. Roll Call was taken by the City Clerk. City Clerk Hughs announced there was a quorum present. Invocation was given by Elder LaTonya Boyce, and the Pledge of Allegiance was led by Commissioner McDonald.

APPROVAL OF AGENDA

**Mayor Pro-Tem Wright moved to approve the agenda.
Commissioner Burnett seconded the motion.
Motion carried with a vote of 7-0-0.**

PUBLIC COMMENT

None.

CITY MANAGER'S REPORT

Acting City Manager Hernandez made the following remarks:

1. This is her last meeting as Acting City Manager. City Manager Rick Holden will be present next time.

REMARKS AND INQUIRIES BY THE CITY COMMISSION

Commissioner Paul made the following comments:

He thanked Acting City Manager Hernandez for her effort and time.

Mayor Payne made the following comments:

She said the Veteran's Day Parade was last Saturday.

CONSENT AGENDA

1. Approve the minutes for the Joint Meeting with the County Commission on October 31, 2023, and the Regular Commission meeting on November 1, 2023. (Rachel Hughs, City Clerk)

2. Approve the statements related to the Executive Closed Sessions held on November 1, 2023. (Rachel Hughs, City Clerk)

3. Consider, and act upon, Resolution No. 2024-01 determining reasonable notice of meetings of the Alamogordo City Commission for the year 2024 (Open Meetings Act). (*Rachel Hughs, City Clerk*) (Roll Call Vote Required)

4. Consider, and act upon, the City Commission Regular Meeting Schedule for the calendar year 2024. (*Rachel Hughs, City Clerk*)

5. Consider, and act upon the award of RFP 2023-05 Counseling and Emergency Shelter Services to Center of Protective Environment, Inc. (*Debbie Osborn, Grant Coordinator*)

Commissioner McDonald moved to approve the Consent Agenda.

Commissioner Paul seconded the motion.

Roll Call Vote was taken.

Motion carried with a vote of 7-0-0.

NEW BUSINESS

6. Consider, and act upon, Resolution 2023-53 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 November 14, 2023. (*Evelyn Huff, Finance Director*) (Roll Call Vote Required)

Finance Director Huff said this small budget revision has a salaries and benefits portion to it. We are moving some of the Assistant City Manager's salary expenses to Economic Development. She will no longer be Acting, and she already spends a great deal of time doing economic development. We felt this split was better. We are moving the General Fund portion into the Economic Development fund.

Commissioner Burnett moved to approve.

Mayor Pro-Tem Wright seconded the motion.

Roll Call Vote was taken.

Motion carried with a vote of 7-0-0.

7. Approve the joint City Commission and County Commission letter to Governor Michelle Lujan Grisham. (*Stephanie Hernandez, Acting City Manager*)

Mayor Payne said this was the letter we approved at the Joint Meeting. Acting City Manager Hernandez said City Attorney Smith and I worked on this and put it together. We took language from our resolutions and Senator Block and worked with County Attorney R.B. Nichols and County Manager Pamela Heltner. Everybody approved it on our end. The County met this morning to certify the results, and they signed the letter.

Mayor Pro-Tem Wright moved to approve.

Commissioner Melton seconded the motion.

Motion carried with a vote of 7-0-0.

ADJOURNMENT

Commissioner McDonald moved to adjourn at 6:38 p.m.

Commissioner Burnett seconded the motion.

Motion carried with a vote of 7-0-0.

Mayor Susan L. Payne

ATTEST:

City Clerk Rachel Hughs

(Prepared by Dylan Aleshire, Deputy City Clerk)
Approved at the Regular Meeting held on December 5, 2023.

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/08/2023

Report No: 3.

Submitted By: Barbara Pyeatt

Subject: Consider, and act upon, the award of IFB 2023-04 Bromaine Tablets to RK Water, LLC. *(Barbara Pyeatt, Purchasing Manager)*

Fiscal Impact: 91500.00
Amount Budgeted: \$0.00
Fund: 012.000.0000.0000.10901.

Additional Fiscal Impact:

Recommendation: Award IFB 2023-04 to RK Water, LLC in the estimated amount \$91,500.00.

Background: IFB 2023-04 Brominating Tablets was Advertised on October 22, 2023, in the Alamogordo Daily News and the Albuquerque Journal. The bid was opened on November 6, 2023. One bid was received. The bid was reviewed and determined to be in compliance with the specifications required. This is an estimated quantity, multi-term contract. The contract may be extended for three additional one year terms. Quantity determined on estimated annual usage. Bromine Tablets are an Inventory item and will be utilized by the Community Services and the Family Rec Center Pool.

BID TABULATION
Bromaine Tablets
CITY OF ALAMOGORDO IFB BID NO. 2023-04
November 6, 2023 2:00

ITEM NO.	Estimated Quantity	DESCRIPTION	RK Water, LLC	
			Unit Price	Total Price
1	200 Buckets	1" Puck size, 50 pound containers of 1-Bromo-3-Chloro- 5, 5Dimethyhydantoin 92.5% 10mg/m3 CASNO 16079-88-2	\$457.50	\$91,500.00
TOTAL				\$91,500.00

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/14/2023

Report No: 4.

Submitted By: Veronica Ortega

Subject: Consider, and act upon, the receipt of \$10,352.38 in State Grants-in-Aid funding from the NM State Library for the Alamogordo Public Library. *(Kimberly Underwood, Library Manager)*

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact: Fiscal Impact: Additional \$10,352.38 for purchase of library collection materials. As grants are no longer budgeted during the budget process, this grant award will increase the Library budget by the grant total.

Recommendation: Consider, and act upon, the receipt of \$10,352.38 in State Grants-in-Aid funding from the NM State Library for the Alamogordo Public Library. *(Kimberly Underwood, Library Manager)*

Background: Annually, the New Mexico State Library makes available State Grants-in-Aid funding to qualifying libraries in New Mexico. Through submission of the State Annual Report and meeting service prerequisites this last fiscal year, the APL has been awarded the State GIA funding once again.

FY24 State Grants-in-Aid Checklist and Instructions

This DocuSign Email Contains the Following Documents	What To Do with The Documents
Grant Allocation Notification	- Review that all information is correct.
FY24 State Aid Grant Agreement	- Have authorized agent with authority to enter into a legal contract with the State of New Mexico electronically sign the FY24 Grant Agreement via DocuSign. - <i>Grant agreements</i> must be electronically signed via DocuSign by January 10, 2024.
4.5.2 New Mexico Administrative Code (NMAC) - Revised June 1, 2016	- SAVE and PRINT a copy for your records. - Ensure compliance with <i>all</i> requirements this year, to remain eligible for FY25 funding.
State Grants-in-Aid Expenditures Guidance Sheet - Revised October 2023	- SAVE and PRINT a copy for your records. - Refer to this document for how state aid funds can be spent.
State Aid Expenditures Tracking Sheet - <i>This will arrive in a separate email labeled as such</i>	- When received, SAVE the spreadsheet, and use it to track/maintain accurate records for FY24 state aid expenditures. - This spreadsheet <i>is required and must</i> be completed in its entirety and returned via email (<i>in Excel format</i>) to the Development Bureau by June 30, 2024.
What Happens Next? Email Carmelita.Aragon@dca.nm.gov with questions	- Once the grant agreement is signed by the library's authorized agent, the State Librarian will electronically sign. A complete copy will be emailed <i>via DocuSign</i> to the library director. - SAVE and PRINT a copy of the complete grant agreement packet for your records and provide a copy to finance and other interested persons. - Once the grant agreement is fully executed, a request for payment will be made. The library's financial agent will receive a check <i>or</i> ACH payment. - Spend ALL FY24 state aid funds in compliance with the 4.5.2 NMAC by June 30, 2024.

NEW MEXICO STATE LIBRARY

1209 Camino Carlos Rey • Santa Fe, NM 87507

FY2024 STATE GRANTS-IN-AID ALLOCATION NOTIFICATION

1.	Recipient Name	Alamogordo Public Library
2.	Remit to Name and Address	Alamogordo Public Library 920 Oregon Ave Alamogordo, NM 88310
3.	State of NM Vendor #	54303
4.	Project Title and Legal and Fiscal Data	State Grants-in-Aid to Public Library Statute/Administrative Code NMSA 1978 Section 18-2-4 B, 4.5.2 NMAC
5.	State Library Contact	Carmelita Aragon New Mexico State Library Carmelita.Aragon@dca.nm.gov
6.	Source of Funding	<i>State of N.M. Legislature - General Appropriation Act of 2024</i>
7.	Grant Type and Amount Received	Library Type Grant: Public Library Total Grant Amount: \$ 10,352.38 (Total grant amount includes share(s) for any eligible library branch(es))
8.	Allocation Period	Fiscal Year 2024 <u>ALL</u> STATE GRANTS-IN-AID FUNDS MUST BE SPENT BY JUNE 30, 2024.
9.	Terms and Conditions of Allocation	The state aid program is intended to supplement and encourage local effort in providing local library service. A library's local budget <i>shall not</i> be reduced by its governing body because of eligibility for the state aid program. Upon demonstrated evidence that such a reduction has occurred, the library shall be ineligible to receive funds from the library grants award for one year after the reduction has occurred. State Aid funds <i>may be used</i> for: 1) library collections; 2) library staff salaries; 3) library staff professional development; 4) library equipment; or 5) other operational expenditures associated with delivery of library services. Libraries must report how all FY24 state grants-in-aid funds were spent in the FY24 Annual Report.
10.	Date	November 9, 2023

State Grants-in-Aid to Public Libraries Agreement
For FY2024

This Agreement is entered into on the date of last signature, below, by and between the **New Mexico State Library**, hereinafter called **NMSL**, and Alamogordo Public Library , located in Alamogordo, NM , hereinafter called the **Recipient**.

WHEREAS, the State Librarian, the division director of NMSL, is required to administer grants-in-aid and encourage local library service and generally promote an effective statewide library system under NMSA 1978, Section 18-2-4;

WHEREAS, Section 18-2-4 also requires the State Librarian to make rules and regulations necessary to administer NMSL statutory provisions and the State Librarian has adopted such rules for distributing state grants-in-aid to public libraries, codified as 4.5.2 NMAC; and

WHEREAS, NMSL has determined that Recipient qualifies for a state grant-in-aid under 4.5.2 NMAC.

THEREFORE, the Parties agree to the following terms and conditions:

- I. NMSL agrees to pay the Recipient a grant in an amount not to exceed Ten Thousand Three Hundred Fifty Two Dollars and Thirty Eight Cents (\$ 10,352.38) to support Recipient's library collections; library staff salaries; library staff professional development; library equipment; or other operational expenditures associated with delivery of *library services* as defined in Section 4.5.2.7(B) NMAC.
- II. The Recipient agrees to:
1. Use the grant only for library collections; library staff salaries; library staff professional development; library equipment; or other operational expenditures associated with delivery of *library services*, as those services are defined in 4.5.2.7(B) NMAC;
 2. Continue to comply with 4.5.2 NMAC and other statutes and rules applicable to developing libraries or public libraries;
 3. Engage in good communication and the exchange of information with NMSL regarding library activities and the grant's use;
 4. Expend the grant according to the rules outlined in 4.5.2 NMAC, attached hereto as Attachment A;
 5. Expend *all* grant funds before June 30, 2024;
 6. No later than August 12, 2024, provide NMSL with a report on how the grant was expended as part of the Recipient's annual report for the fiscal year; and
 7. Sign and return this Agreement to NMSL ***within 60*** days from receipt of the Agreement, which shall be calculated from the date of postmark or electronic postmark. **If Recipient does not submit this Agreement within the required time period, Recipient forfeits the grant allocation.**

III. If the parties dispute the terms of this Agreement, the Recipient and NMSL hereby agree to and consent to New Mexico state court jurisdiction to address the dispute.

IV. The Laws of New Mexico shall govern this Agreement.

V. Termination for Lack of Appropriations. The terms of this Agreement are contingent upon sufficient appropriations and authorization being made by the Legislature of New Mexico for the performance of this Agreement. If sufficient appropriations and authorization are not made by the Legislature, this Agreement shall terminate immediately upon written notice being given by NMSL to the Recipient. NMSL's decision as to whether sufficient appropriations are available shall be accepted by the Recipient and shall be final.

The Recipient by its signature below certifies that the Recipient will use the grant money only for the uses specified in this Agreement and will comply with all other applicable requirements of this Agreement.

Recipient Signature

Signed: _____ **Date:** _____

Print Name and Title: Rick Holden, City Manager Authorized Agent of Recipient

My signature above verifies that I am an authorized agent who has authority to enter into a legal contract with the State of New Mexico.

NMSL Signature

Signed: _____ **Date:** _____

Print Name and Title: Eli Guinnee, New Mexico State Librarian Authorized Agent of NMSL

Administrative code is subject to change. Please always check for the most up-to-date version online.

STATE GRANTS-IN-AID TO PUBLIC LIBRARIES

TITLE 4 CULTURAL RESOURCES

CHAPTER 5 STATE LIBRARY

PART 2 STATE GRANTS IN AID TO PUBLIC LIBRARIES

4.5.2.1 ISSUING AGENCY: Department of Cultural Affairs, New Mexico State Library Division.
[4.5.2.1 NMAC - Rp, 4.5.2.1 NMAC, 6/1/2016]

4.5.2.2 SCOPE: Public libraries and developing public libraries.
[4.5.2.2 NMAC - Rp, 4.5.2.2 NMAC, 6/1/2016]

4.5.2.3 STATUTORY AUTHORITY: Subsection I of Section 18-2-4 NMSA 1978 directs the state librarian to make rules and regulations necessary to administer the division and as provided by law. Subsection B of Section 18-2-4 NMSA 1978 directs the state librarian to administer grants-in-aid and encourage local library services and generally promote an effective statewide library system.
[4.5.2.3 NMAC - Rp, 4.5.2.3 NMAC, 6/1/2016]

4.5.2.4 DURATION: Permanent.
[4.5.2.4 NMAC - Rp, 4.5.2.4 NMAC, 6/1/2016]

4.5.2.5 EFFECTIVE DATE: June 1, 2016 unless a later date is cited at the end of a section.
[4.5.2.5 NMAC - Rp, 4.5.2.5 NMAC, 6/1/2016]

4.5.2.6 OBJECTIVE: The objective of this rule is to describe the state grants in aid to public libraries program (hereinafter “the state aid program”) and to establish criteria for reviewing and awarding the grants. The purpose of the state aid program is to provide financial assistance that encourages and supports public library service by public libraries and developing public libraries. The state aid program is intended to supplement and encourage local effort in providing local library service. The state aid program consists of developing library grants and public library grants that may be used for: library collections; library staff salaries; library staff professional development; library equipment; or other operational expenditures associated with delivery of library services.
[4.5.2.6 NMAC - Rp, 4.5.2.6 NMAC, 6/1/2016]

4.5.2.7 DEFINITIONS:

A. “Annual report” means a report sent once a year from a public library or developing library to the state library. An annual report shall at least accomplish the following tasks:

- (1) provide information in the time, manner, and form prescribed by the state library;
- (2) describe prior fiscal year’s activities, including income, expenditures, statistics on collections and services, and compliance with state aid program criteria;
- (3) be certified by the library as to the accuracy, completeness, and truthfulness of the information provided; and
- (4) be approved by and on file at the state library.

B. “Basic library services” means free services provided in a library’s legal service area, including library collections with circulating materials; reference services; a catalog of library holdings accessible by the public; educational programs; interlibrary loan services; public access computers connected to the internet; and internet connectivity for patrons and staff. Basic library service may include any technology or service that relates to the access to information for patron use.

C. “Bookmobile” means a mobile branch that offers basic library services with the exception of computers and internet connectivity.

D. “Branch” means an auxiliary service administered by a public or developing library that provides the following public services:

- (1) separate quarters from the main library;
- (2) a permanent library collection and reference services;
- (3) offers basic library services;
- (4) staff present during open hours; and
- (5) at least 20 hours of public access to physical quarters per week on an annual basis.

E. “Circulating materials” means items from library collections that are checked out by patrons for use outside of the library.

F. “Collection development policy” means guidelines used by library staff for making decisions about the budget for and selection, management, and preservation of library collections.

G. “Community analysis and needs assessment” means an evaluation of a library’s legal service area, its current and future needs, and the library’s role in meeting those needs.

H. “Developing library” means a New Mexico organization that has initiated and is progressively implementing basic library services within its legal service area.

- (1) A developing library is established through one of the following mechanisms:
 - (a) through an ordinance or legal resolution of a subdivision of state government;
 - (b) by a contract between a private entity and a subdivision of state government;
 - (c) by an Indian nation; or
 - (d) as a non-profit corporation.
- (2) A developing library provides the following public services:
 - (a) staff present during open hours;
 - (b) at least 15 hours of public access to physical quarters per week on an annual basis;
 - (c) at least two days of public access to physical quarters per week on an annual basis; and
 - (d) hours of operation posted on or near the library.

I. “Fiscal year” means July 1 through June 30.

J. “Legal service area” means the geographic area for which a library has been established to offer services and from which, or on behalf of which, the library derives income. The legal service area may be defined by a written agreement with a political subdivision of the state for which the library is the primary service provider. The most recent United States or tribal census determines the population of the legal service area if the population figures are given separately for that area. If the census does not report a discreet population figure for the legal service area, then the state library in its sole discretion shall determine the population for the library’s legal service area.

K. “Library board” means an administrative or advisory group comprised of representative members of the library’s community.

L. “Library collections” means library items for public use. Library collections may include such items as books, videos, sound recordings, licensed databases, and equipment. A portion of the collections must be circulating materials.

M. “Library equipment” means equipment associated with the delivery of library services.

N. “Library staff” means salaried employees or volunteers whose time is regularly dedicated to delivery of library services.

O. “Matching funds” means the amount expended in a fiscal year for library collections from any source other than the state. Sources for matching funds may include municipal funds, county funds, tribal funds, or money acquired through donations, fund-raising, or grants. In-kind contributions are not matching funds. Matching funds do not include funds used for operating costs, administrative costs, or regular staff salaries.

P. “Public library” means a New Mexico organization that offers basic library services within its legal service area.

- (1) A public library is established through one of the following mechanisms:
 - (a) through an ordinance or legal resolution adopted by a subdivision of state government;
 - (b) by a contract between a private entity and a subdivision of state government;
 - (c) by an Indian nation; or
 - (d) as a non-profit corporation.
- (2) A public library provides the following public services:
 - (a) staff dedicated to the library
 - (b) year-round public access to the physical location at least 25 hours per week;
 - (c) at least two days of public access to physical quarters per week on an annual basis; and
 - (d) hours of operation posted on or near the library.

Q. “Reference services” means the provision of library staff to answer reference questions during all the hours the library is open.

R. “Strategic plan” means a detailed program to ensure that library services meet the current and future needs of the library’s legal service area. The strategic plan shall include a vision and mission statement as well as goals and objectives, and it shall cover a period of at least the next three years and not exceed five years.

[4.5.2.7 NMAC - Rp, 4.5.2.7 NMAC, 6/1/2016]

4.5.2.8 DEVELOPING LIBRARY GRANT:

A. Purpose: To supplement an eligible developing library's budget for up to five years until it meets the minimum requirements for a public library grant.

B. Description: The developing library grant funds shall be used for library collections, library staff salaries, library staff training, library equipment, or other operational expenditures associated with delivery of basic library services.

C. Criteria for reviewing and awarding developing library grants: The state library shall award developing library grants to developing libraries that meet or exceed the following criteria.

- (1) timely submission of an annual report with the state library;
- (2) receipt of no more than five, consecutive, awards of developing library grants;
- (3) continuous operation for at least nine months;
- (4) demonstration of receipt of financial support from sources other than the state. In particular, matching funds in relation to the population of the library's legal service shall be at least \$0.25 per person in its first year and any non-consecutive years of developing library grant application participation; \$0.50 per person in its second consecutive year; \$0.75 per person in its third consecutive year; \$1.00 per person in its fourth consecutive year; and \$1.25 per person in its fifth consecutive year;

- (5) maintenance of adequate financial and other records to support the library's eligibility for receiving library grants; the state library may audit such records annually, or as needed, as determined in the state library's sole discretion;

- (6) compliance with all state statutes and rules;
- (7) compliance with requirements for developing library grants;
- (8) employment of a designated director;
- (9) creation of a library board that meets at least two times a year and adheres to the state's open meetings law; and

- (10) successful expenditure of all developing library grant funds during the prior fiscal year, if applicable.

[4.5.2.8 NMAC - Rp, 4.5.2.8 NMAC, 6/1/2016]

4.5.2.9 PUBLIC LIBRARY GRANT:

A. Purpose: To supplement eligible public libraries' budgets.

B. Description: The public library grant funds shall be used for library collections, library staff salaries, library staff training, library equipment, or other operational expenditures associated with delivery of basic library services.

C. Criteria for reviewing and awarding public library grants: The state library shall review and award public library grants to public libraries that have met the following criteria:

- (1) timely submission of an annual report with the state library for the current year and a minimum of two years prior;

- (2) continuous operation for at least one year;
- (3) receipt of a minimum of three consecutive developing library grants;
- (4) demonstration of receipt of financial support from sources other than the state; in particular, matching funds in relation to the population of the library's legal service area shall be at least \$1.50 per person;

- (5) maintenance of adequate financial and other records to support the public library's eligibility for receiving library grants; the state library may audit such records annually, or as needed, as determined in the state library's sole discretion;

- (6) compliance with all state statutes and rules;
- (7) compliance with all requirements for public library grants;
- (8) Formation of a strategic plan that the public library reviews, updates, and files with the state library every three years, and a community analysis and needs assessment, and a collection development policy that the public library reviews, updates, and files with the state library every five years;

- (9) maintain a library board that meets at least two times a year and adheres to the state open meetings law;

- (10) employment of a designated director; and

(11) successful expenditure of all public library grant funds during the prior fiscal year.
[4.5.2.9 NMAC - Rp, 4.5.2.9 NMAC, 6/1/2016]

4.5.2.10 DISTRIBUTION OF FUNDS: The library division shall distribute state grants in aid in the following manner:

A. Application: The annual report submitted for the immediate prior year shall serve as the developing or public library's application for state grants-in-aid.

B. Allocation: For state grants-in-aid, the state library shall award at least a quarter of a share (0.25) of the annual allocation to developing libraries, one (1) share of the allocation to each public library, and one half (.50) of a share of the allocation to each branch and bookmobile.

C. Notification: Following the end of the application period, the state library shall calculate the grant award for each library. The state library shall notify all eligible public libraries informing them of the amount of their grant.

D. Request for payment: Each library shall return the signed grant agreement to the state library within 60 days of receipt of the agreement measured from the postmark or electronic postmark. Upon timely receipt of the grant agreement, the state library shall process a payment request form. If a library does not submit the grant agreement within the required time period, it forfeits the grant award.

E. Maintenance of effort: A library's local budget shall not be reduced by its governing body as a result of eligibility for the state aid program. Upon demonstrated evidence that such a reduction has occurred, the library shall be ineligible to receive funds from the library grants award for one year after the reduction has occurred.

[4.5.2.10 NMAC - Rp, 4.5.2.11 NMAC, 6/1/2016]

4.5.2.11 LIMITATION ON FUNDS:

A. The grant amounts may vary by year, depending on the amount of the appropriation to the state library by the state legislature and the state library's other budgeted expenses.

B. Libraries shall not use grant funds for administrative or indirect expenses such as budgeting, accounting, financial management, information systems, data processing, and legal services

C. Public and developing libraries shall expend all grant funds during the fiscal year in which they are awarded.

D. Should a library cease providing basic library services prior to or within thirty days of funding; grant funds shall revert to the state library.

[4.5.2.11 NMAC - Rp, 4.5.2.12 NMAC, 6/1/2016]

4.5.2.12 APPEAL OR VARIANCE:

A. In the event that any library is denied a grant by the state library or does not meet a requirement of this rule, that library may appeal the decision of the state library or request a variance from the requirement.

B. Such appeal or variance shall be made in writing to the state librarian within 10 days of notification of denial of funds or within 10 days of discovery of non-compliance with a requirement. The appeal or variance shall state all relevant facts and conditions.

C. The state librarian shall consider each appeal or request for variance and respond in writing to the appealing or requesting party with a decision within 30 days. The state librarian's decision is the department of cultural affairs' final action on the matter.

[4.5.2.12 NMAC - Rp, 4.5.2.14 NMAC, 6/1/2016]

HISTORY OF 4.5.2 NMAC:

Pre-NMAC History:

NMSL 67-1, State Grants-In-Aid To Public Libraries, Rules and Regulations, Revised April 19, 1967, filed 5/3/67.

NMSL 67-2, State Grants-In-Aid To Public Libraries, Rules and Regulations, Amended August 28, 1967, filed 8/30/67.

NMSL 68-1, State Grants-In-Aid To Public Libraries, Rules and Regulations, Amended August 28, 1967, filed 12/19/68.

NMSL 69-1, State Grants-In-Aid To Public Libraries, Rules and Regulations, Revised May 26, 1969, filed 6/20/69.

NMSL 69-2, State Grants-In-Aid To Public Libraries, Rules and Regulations; Revised September 16, 1969, filed 10/9/69.

NMSL 70-1, State Grants-In-Aid To Public Libraries, Rules and Regulations, Revised February 26, 1970, filed 4/27/70.

NMSL 73-4, State Grants-In-Aid To Public Libraries, Rules and Regulations, June 1973, filed 7/10/73.

NMSL 74-1, State Grants-In-Aid To Public Libraries, Rules and Regulations, July 19, 1974, filed 8/16/74.

NMSL 75-1, State Grants-In-Aid To Public Libraries, Rules and Regulations, 1975, filed 6/9/75.

NMSL 76-1, State Grants-In-Aid To Public Libraries, Rules and Regulations, March 31, 1976, filed 4/27/76.

NMSL 77-1, State Grants-In-Aid To Public Libraries, Rules and Regulations, January 21, 1977, filed 2/4/77.

NMSL Rule 79-1B, State Grants-In-Aid To Public Libraries, Rules and Regulations, June 11, 1979, filed 6/25/79.

NMSL 79-3, State Grants-In-Aid To Public Libraries, Rules and Regulations, July 1, 1979, filed 7/27/79.

NMSL 81-2, State Grants-In-Aid To Public Libraries, Rules and Regulations, May 11, 1981, filed 5/12/81.

NMSL 89-1, State Grants-In-Aid To Public Libraries, Rules and Regulations, filed 10/23/89.

NMSL 93-1, State Grants-In-Aid To Public Libraries, Rules and Regulations, filed 1/28/93.

History of Repealed Material:

NMSL 93-1, State Grants-In-Aid To Public Libraries, Rules and Regulations (filed 1/28/93), repealed 7/1/2000.

4.5.2 NMAC, State Grants-In-Aid To Public Libraries (filed 6/19/2000), repealed 7/1/2009.

4.5.2 NMAC, State Grants-In-Aid To Public Libraries (filed 7/1/2009), repealed 6/1/2016.

Other History:

NMSL 93-1, State Grants-In-Aid To Public Libraries, Rules and Regulations (filed 1/28/93) was replaced by 4.5.2 NMAC, State Grants In Aid To Public Libraries, effective 7/1/2000.

4.5.2 NMAC, State Grants-In-Aid To Public Libraries (filed 6/19/2000) was replaced by 4.5.2 NMAC, State Grants In Aid To Public Libraries, effective 7/1/2009.

4.5.2 NMAC, State Grants-In-Aid To Public Libraries (filed 7/1/2009) was replaced by 4.5.2 NMAC, State Grants In Aid To Public Libraries, effective 6/1/2016.

State Grants-in-Aid Expenditures Guidance Sheet

The state aid program is intended to supplement and encourage local effort in providing local library service and is not intended to be a main source of operating revenue.

The 4.5.2 New Mexico Administrative Code (NMAC) governs State Grants-in-Aid to public libraries. To receive state aid, recognized New Mexico public libraries must meet all eligibility requirements as outlined in the 4.5.2 NMAC. *All* state aid funds received must be expended or encumbered during the fiscal year in which they are given (i.e., before June 30 each year).

This informational guidance sheet is not an exhaustive list of all allowable and non-allowable expenditures. If there are questions as how to expend state aid funds, contact the Library Development Bureau for clarification *prior* to making purchases, 1-800-340-3890 / SL.Development@dca.nm.gov

Allowable Purchases - State aid funds **can** be used for:

- Library Collections
 - Items traditionally available at the library and intended for public use, such as books, e-books, audiobooks, DVDs, CDs, electronic and digital media, licensed databases (e.g., ancestry.com, mango languages), etc.
 - Non-traditional circulating/educational items may also be allowable e.g., board games, sewing machines, cake pans, cookie cutters, etc. Contact the Development Bureau with questions.
- Library Staff Salaries
 - State aid funds can be used to pay regular library staff for their work within the library. Paying a part-time/substitute library staff member/summer intern may also be allowable.
- Library Staff Professional Development
 - State aid funds can be used for library staff to attend in-state (e.g., NMLA) and out-of-state library conferences (e.g., ALA, MPLA, ARSL, PLA, etc.), and other library related training/workshops (e.g., youth services workshops, etc.). This includes registration and travel costs (including meals & lodging).
 - Library training, in-person and/or offered online that are provided to library staff on library related services/issues, and are organized and held at the library, or held at another location, e.g., NMSL or other library, etc. may also be allowable.
- Library Equipment
 - Equipment associated with meeting the information needs of library patron's such as public computers, printers, wireless routers, scanners, software, and related peripherals, etc.
- Other Operational Expenditures Associated with Delivery of Library Services
 - Expenditures associated with the delivery of library services, such as the library's catalog, library educational program supplies, library electric bill, library phone bill, directional signage, copy paper, security costs, etc.
 - Contracts directly related to the delivery of basic library services to patrons, including educational program subject matter experts.

See page 2 for Non-Allowable Purchases →

Non-Allowable Purchases - State aid funds **cannot** be used for:

- Administrative and/or indirect expenses such as budgeting, accounting, financial management, information systems, data processing, legal services, fringe benefits, etc.
- Food, giveaways/incentives/prizes, college classes for library staff (i.e., individual tuition reimbursement), library decorations, library staff furniture, recreational rentals/purchases (e.g., bouncy houses, party supplies, pony rentals), etc.
- Operational expenditures that do not directly relate to meeting the information needs or the delivery of basic library services to library patrons, i.e., the cost of parties, receptions, fund-raising events, other social functions, building maintenance, cleaning supplies, toilet paper, paper towels, cleaning equipment, vacuums, paint, etc.
- Capital improvements and construction.

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/28/2023

Report No: 5.

Submitted By: Evelyn Huff

Subject: Consider, and act upon, Resolution 2023-54 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 December 5, 2023. *(Evelyn Huff, Finance Director)* **(Roll Call Vote Required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact: Beginning Cash Balances - \$92,951,619

Revenues - \$79,621 Increase

Expenditures - \$1,684,620 Increase

Transfers In - \$62,911 Increase

Transfers Out - \$62,911 Increase

Recommendation: Approve the Resolution Request

Background: The City Commission adopted the FY 2023-2024 budget on July 28, 2023. The Department of Finance & Administration granted approval of the City of Alamogordo's Fiscal Year 2023-2024 Annual Budget on August 15, 2023. Resolution 2023-54 amends the budget to reflect a more true and accurate projection of the actual revenues and expenditures. A summary and explanation of the revisions are attached for your review.

RESOLUTION NO. 2023-54

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 2023-2024.

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 final approval to the City of Alamogordo, New Mexico's annual budget on August 15, 2023, for fiscal year 2023-2024; and

WHEREAS, the City of Alamogordo, New Mexico, has tabulated on the following pages the additional resources and expenditures for fiscal year 2023-2024.

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 2023-2024 be and hereby is revised as of December 5, 2023, to reflect a more true and accurate projection of the actual revenues and expenditures for fiscal year 2023-2024 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 December 5, 2023, as a more true and accurate projection of the actual revenues and expenditures for fiscal year 2023-2024.

PASSED, APPROVED AND ADOPTED by the Governing Body of the City of Alamogordo, New Mexico, at a Regular Meeting held this 5th. day of December 2023.

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

By: _____
Susan L. Payne, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Ashley N. Smith, City Attorney

**ALL FUNDS SUMMARY
BUDGET 2023-2024**

1/12TH REQ RSRV
1,773,052
1/12TH REQ RSRV
0
Fund Reserve Policy
468,745
Bal. Remaining
2,436,250

FY24 BUDGET - RESOLUTION 2023-54 (#6) DECEMBER 5, 2023

FUND NO.	FY 2023-2024 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
11	GENERAL OPERATING FUND	15,423,967	22,128,273	311,577	11,909,141	(11,597,564)	21,276,628	4,678,048	2,241,798	2,436,250
12	INTERNAL SERVICE FUND	10,000	241,739	5,149,714	0	5,149,714	5,401,350	103		\$103
15	CORRECTIONS-JAIL	90,675	54,734	0	0	0	113,240	32,169		\$32,169
16	LODGER'S TAX-PROMOTIONAL FUND	353,179	2,067	0	0	0	213,750	141,496		\$141,496
17	POLICE COURT BOND	8,638	0	0	0	0	0	8,638		\$8,638
19	COURT AUTOMATION FUND	6,033	35,000	37,089	0	37,089	71,709	6,413		\$6,413
20	LODGER'S TAX-CITY	536,427	80,898	183,295	87,553	95,742	567,854	145,213		\$145,213
21	D.A.R.E. DONATIONS FUND	21,005	2,195	0	0	0	13,092	10,108		\$10,108
24	GRANT CAPITAL IMPROVEMENT	0	6,090,665	49,500	0	49,500	5,627,530	512,635		\$512,635
27	MUNICIPAL COURT OPERATIONS	5,000	13,000	506,600	0	506,600	524,548	52		\$52
28	POLICE CONTINGENCY	75,078	650	0	0	0	10,000	65,728		\$65,728
31	CEMETERY-PERPETUAL CARE	860,280	21,642	0	40,000	(40,000)	0	841,922		\$841,922
32	COMMUNITY SERVICES	13,775	504,839	6,622,485	0	6,622,485	7,137,581	3,518		\$3,518
33	FIRE PROTECTION	1,113,851	903,473	0	0	0	1,936,012	81,312		\$81,312
35	HIDTA GRANT FUND	780	0	0	0	0	0	780		\$780
36	LAW ENFORCEMENT FUND	68,724	159,500	0	0	0	228,224	(0)		(\$0)
37	STATE HIGHWAY FUND	115,832	51,280	0	0	0	57,316	109,796		\$109,796
38	TRAFFIC SAFETY FUND	77,507	14,581	0	0	0	10,000	82,088		\$82,088
39	STATE JUDICIAL	2,393	34,000	0	0	0	34,000	2,393		\$2,393
42	1984 GROSS RECEIPTS TAX	3,872,525	2,121,677	0	4,055,638	(4,055,638)	37,016	1,901,548	252,119	\$1,649,429
44	TRANSPORTATION FUND	22,581	1,200,328	5,112,295	361,436	4,750,859	5,973,436	332		\$332
48	NEW MEXICO C.D.B.G.	0	382,515	1,161,308	0	1,161,308	1,407,044	136,779		\$136,779
49	1986 GROSS RECEIPTS TAX	4,547,832	2,129,102	0	896,490	(896,490)	279,812	5,500,632	268,391	\$5,232,241
50	PROPERTY ACQUISITION	85,010	0	0	0	0	0	85,010		\$85,010
53	GENERAL OBLIGATION	989,996	1,201,162	0	0	0	1,183,245	1,007,913	557,029	\$450,884
54	REVERSE OSMOSIS PROJECT RSV	21,967	0	0	0	0	10,447	11,520		\$11,520
56	99 GRT FLOOD CONTROL BOND PROJ	8	0	269,404	0	269,404	269,404	8		\$8
59	REVENUE BOND P & I FUND	172,412	8,300	2,357,973	0	2,357,973	2,357,973	180,712		\$180,712
61	MUNICIPAL INFRASTRUCTURE .0625%	1,872,040	530,855	0	260,000	(260,000)	9,254	2,133,641		\$2,133,641
63	COMMUNITY DEVELOPMENT	2,500	0	462,723	30,105	432,618	432,458	2,660		\$2,660
69	1994 GROSS RECEIPTS	4,040,006	2,114,548	0	2,401,640	(2,401,640)	37,016	3,715,898	553,051	\$3,162,847
71	ALAMO SENIOR CENTER	14,430	897,856	785,907	0	785,907	1,688,143	10,050		\$10,050
74	ALAMO SENIOR CENTER GIFT	136,021	11,078	0	0	0	26,286	120,813		\$120,813
75	SENIOR VOLUNTEER PROGRAM	10,107	139,307	1,400	0	1,400	150,430	384		\$384
81	WATER/SEWER OPERATING	16,271,347	11,262,553	658,461	2,295,718	(1,637,257)	13,881,040	12,015,603	1,463,850	\$10,551,753
82	98 JT WATER/SEWER BOND P&I	1,149,309	15,226	1,863,751	0	1,863,751	1,863,751	1,164,535		\$1,164,535
86	SOLID WASTE COLLECTION SYS.	996,061	2,495,198	240,000	158,629	81,371	2,771,246	801,384	178,583	\$622,801
88	BONITO CAMPGROUND	395,878	4,138	150,000	0	150,000	174,456	375,560		\$375,560
89	ESGRT .0625%	1,800,843	542,623	0	278,683	(278,683)	1,153,142	911,641		\$911,641

**ALL FUNDS SUMMARY
BUDGET 2023-2024**

1/12TH REQ RSRV
1,773,052
1/12TH REQ RSRV
0
Fund Reserve Policy
468,745
Bal. Remaining
2,436,250

FY24 BUDGET - RESOLUTION 2023-54 (#6) DECEMBER 5, 2023

FUND NO.	FY 2023-2024 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
90	GOLF COURSE	0	1,715,450	246,082	0	246,082	1,959,632	1,900		\$1,900
91	AIRPORT	20,000	260,112	191,500	45,736	145,764	420,810	5,066		\$5,066
94	OTERO GREENTREE REG LANDFILL	3,444,133	1,418,772	0	5,000	(5,000)	2,637,441	2,220,464		\$2,220,464
96	SELF-INSURED FUND	581,219	140,317	0	276,600	(276,600)	181,121	263,815		\$263,815
98	PAYROLL CLEARING	242,872	0	0	0	0	0	242,872		\$242,872
104	UTILITY DEPOSITS	628,617	0	0	0	0	0	628,617		\$628,617
105	ECONOMIC DEVELOPMENT	6,821,364	1,133,468	0	0	0	1,232,143	6,722,689		\$6,722,689
107	SELF INSURED/LIABILITY	1,081,582	8,050	0	0	0	535,000	554,632		\$554,632
109	2004 GRT CAPITAL OUTLAY	15,640,173	4,335,972	0	3,258,695	(3,258,695)	4,822,897	11,894,553	534,452	\$11,360,101
114	SIDEWALKS REVOLVING LOANS	146,446	1,722	0	0	0	0	148,168		\$148,168
115	CORP ESCROW ACCOUNT RESERVE	1,000	0	0	0	0	0	1,000		\$1,000
119	2012 GRT REF/IMP REVBD	199,317	3,085	0	0	0	192,557	9,845		\$9,845
121	2015 GO BONDS-FUN CENTER	92,226	1,081	0	0	0	0	93,307		\$93,307
122	2015 GO BONDS-STREETS	178,708	2,095	0	0	0	0	180,803		\$180,803
124	AMERICAN RESCUE PLAN ACT	7,226,672	75,043	0	0	0	7,119,553	182,162		\$182,162
125	CANNABIS GRT	0	204,000	0	0	0	202,238	1,762		\$1,762
901	HOUSING LOW RENT OPERATING	899,290	0	0	0	0	0	899,290	86,881	\$812,409
903	HOUSING HOMEOWNERSHIP OPER	18	0	0	0	0	0	18		\$18
904	HOUSING CAPITAL FUND PROJECTS	563,966	0	0	0	0	0	563,966		\$563,966
TOTALS FY2024		92,951,619	64,694,169	26,361,064	26,361,064	0	96,231,825	61,413,963	6,136,154	55,277,809

ALL FUNDS SUMMARY

BUDGET 2023-2024

1/12TH REQ RSRV
1,773,052
1/12TH REQ RSRV
0
Fund Reserve Policy
468,745
Bal. Remaining

2,436,250

FY24 BUDGET - RESOLUTION 2023-54 (#6) DECEMBER 5, 2023

FUND NO.	FY 2023-2024 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
11	GENERAL OPERATING FUND	15,423,967	22,128,273	311,577	11,851,186	(11,539,609)	20,914,778	5,097,853	2,241,798	2,856,055
	Revision #3-Group Health Insurance Increase (effective 1/1/24)				1,300	(1,300)	44,181	(45,481)		(45,481)
	Revision #5-Cleaning Services Additional Funding				6,655	(6,655)	17,669	(24,324)		(24,324)
	Revision #6-Public Works Yard RFID Reader & Gate				50,000	(50,000)		(50,000)		(50,000)
	Revision #7-EAM Tyler Project Hardware					0	300,000	(300,000)		(300,000)
	Total Revised Fund 11	15,423,967	22,128,273	311,577	11,909,141	(11,597,564)	21,276,628	4,678,048	2,241,798	2,436,250
12	INTERNAL SERVICE FUND	10,000	241,739	5,092,359	0	5,092,359	5,337,184	6,914		6,914
	Revision #3-Group Health Insurance Increase (effective 1/1/24)			700		700	7,511	(6,811)		(6,811)
	Revision #5-Cleaning Services Additional Funding			6,655		6,655	6,655	0		0
	Revision #6-Public Works Yard RFID Reader & Gate			50,000		50,000	50,000	0		0
	Total Revised Fund 12	10,000	241,739	5,149,714	0	5,149,714	5,401,350	103		103
15	CORRECTIONS-JAIL	90,675	54,734	0	0	0	113,240	32,169		32,169
	Total Revised Fund 15	90,675	54,734	0	0	0	113,240	32,169		32,169
16	LODGER'S TAX-PROMOTIONAL FUND	353,179	2,067	0	0	0	213,750	141,496		141,496
	Total Revised Fund 16	353,179	2,067	0	0	0	213,750	141,496		141,496
17	POLICE COURT BOND	8,638	0	0	0	0	0	8,638		8,638
	Total Revised Fund 17	8,638	0	0	0	0	0	8,638		8,638
19	COURT AUTOMATION FUND	6,033	35,000	37,089	0	37,089	71,709	6,413		6,413
	Total Revised Fund 19	6,033	35,000	37,089	0	37,089	71,709	6,413		6,413
20	LODGER'S TAX-CITY	536,427	80,898	183,295	87,553	95,742	566,937	146,130		146,130
	Revision #3-Group Health Insurance Increase (effective 1/1/24)					0	917	(917)		(917)
	Total Revised Fund 20	536,427	80,898	183,295	87,553	95,742	567,854	145,213		145,213
21	D.A.R.E. DONATIONS FUND	21,005	2,195	0	0	0	13,092	10,108		10,108
	Total Revised Fund 21	21,005	2,195	0	0	0	13,092	10,108		10,108
24	GRANT CAPITAL IMPROVEMENT	0	6,090,665	49,500	0	49,500	5,627,530	512,635		512,635
	Total Revised Fund 24	0	6,090,665	49,500	0	49,500	5,627,530	512,635		512,635
27	MUNICIPAL COURT OPERATIONS	5,000	13,000	506,000	0	506,000	523,517	483		483
	Revision #3-Group Health Insurance Increase (effective 1/1/24)			600		600	1,031	(431)		(431)
	Total Revised Fund 27	5,000	13,000	506,600	0	506,600	524,548	52		52
28	POLICE CONTINGENCY	75,078	650	0	0	0	10,000	65,728		65,728
	Total Revised Fund 28	75,078	650	0	0	0	10,000	65,728		65,728
31	CEMETERY-PERPETUAL CARE	860,280	21,642	0	40,000	(40,000)	0	841,922		841,922
	Total Revised Fund 31	860,280	21,642	0	40,000	(40,000)	0	841,922		841,922
32	COMMUNITY SERVICES	13,775	498,854	6,622,485	0	6,622,485	7,112,712	22,402		22,402
	Revision #1-Sponsorship Donation Recreation Center		197			0	197	0		0
	Revision #3-Group Health Insurance Increase (effective 1/1/24)					0	15,177	(15,177)		(15,177)
	Revision #5-Cleaning Services Additional Funding					0	3,707	(3,707)		(3,707)
	Revision #8-AFOTZ Final Donation to Zoo		5,788			0	5,788	0		0
	Total Revised Fund 32	13,775	504,839	6,622,485	0	6,622,485	7,137,581	3,518		3,518
33	FIRE PROTECTION	1,113,851	903,473	0	0	0	1,936,012	81,312		81,312
	Total Revised Fund 33	1,113,851	903,473	0	0	0	1,936,012	81,312	0	81,312

35	HIDTA GRANT FUND	780	0	0	0	0	0	780		780
	Total Revised Fund 35	780	0	0	0	0	0	780		780
36	LAW ENFORCEMENT FUND	68,724	159,500	0	0	0	228,224	(0)		(0)
	Total Revised Fund 36	68,724	159,500	0	0	0	228,224	(0)		(0)
37	STATE HIGHWAY FUND	115,832	51,280	0	0	0	57,316	109,796		109,796
	Total Revised Fund 37	115,832	51,280	0	0	0	57,316	109,796		109,796
38	TRAFFIC SAFETY FUND	77,507	14,581	0	0	0	10,000	82,088		82,088
	Total Revised Fund 38	77,507	14,581	0	0	0	10,000	82,088		82,088
39	STATE JUDICIAL	2,393	34,000	0	0	0	34,000	2,393		2,393
	Total Revised Fund 39	2,393	34,000	0	0	0	34,000	2,393		2,393
42	1984 GROSS RECEIPTS TAX	3,872,525	2,121,677	0	4,050,682	(4,050,682)	37,016	1,906,504	252,119	1,654,385
	Revision #3-Group Health Insurance Increase (effective 1/1/24)				4,000	(4,000)		(4,000)		(4,000)
	Revision #5-Cleaning Services Additional Funding				956	(956)		(956)		(956)
	Total Revised Fund 42	3,872,525	2,121,677	0	4,055,638	(4,055,638)	37,016	1,901,548	252,119	1,649,429
44	TRANSPORTATION FUND	22,581	1,200,328	5,107,339	361,436	4,745,903	5,967,617	1,195		1,195
	Revision #3-Group Health Insurance Increase (effective 1/1/24)			4,000		4,000	4,863	(863)		(863)
	Revision #5-Cleaning Services Additional Funding			956		956	956	0		0
	Total Revised Fund 44	22,581	1,200,328	5,112,295	361,436	4,750,859	5,973,436	332		332
48	NEW MEXICO C.D.B.G.	0	382,515	1,161,308	0	1,161,308	1,407,044	136,779		136,779
	Total Revised Fund 48	0	382,515	1,161,308	0	1,161,308	1,407,044	136,779		136,779
49	1986 GROSS RECEIPTS TAX	4,547,832	2,129,102	0	896,490	(896,490)	279,812	5,500,632	268,391	5,232,241
	Total Revised Fund 49	4,547,832	2,129,102	0	896,490	(896,490)	279,812	5,500,632	268,391	5,232,241
50	PROPERTY ACQUISITION	85,010	0	0	0	0	0	85,010		85,010
	Total Revised Fund 50	85,010	0	0	0	0	0	85,010		85,010
53	GENERAL OBLIGATION	989,996	1,201,162	0	0	0	1,183,245	1,007,913	557,029	450,884
	Total Revised Fund 53	989,996	1,201,162	0	0	0	1,183,245	1,007,913	557,029	450,884
54	REVERSE OSMOSIS PROJECT RSV	21,967	0	0	0	0	10,447	11,520		11,520
	Total Revised Fund 54	21,967	0	0	0	0	10,447	11,520		11,520
56	99 GRT FLOOD CONTROL BOND PROJ	8	0	269,404	0	269,404	269,404	8		8
	Total Revised Fund 56	8	0	269,404	0	269,404	269,404	8		8
59	REVENUE BOND P & I FUND	172,412	8,300	2,357,973	0	2,357,973	2,357,973	180,712		180,712
	Total Revised Fund 59	172,412	8,300	2,357,973	0	2,357,973	2,357,973	180,712		180,712
61	MUNICIPAL INFRASTRUCTURE .0625%	1,872,040	530,855	0	260,000	(260,000)	9,254	2,133,641		2,133,641
	Total Revised Fund 61	1,872,040	530,855	0	260,000	(260,000)	9,254	2,133,641		2,133,641
63	COMMUNITY DEVELOPMENT	2,500	0	462,723	30,105	432,618	432,074	3,044		3,044
	Revision #3-Group Health Insurance Increase (effective 1/1/24)					0	384	(384)		(384)
	Total Revised Fund 63	2,500	0	462,723	30,105	432,618	432,458	2,660		2,660
69	1994 GROSS RECEIPTS	4,040,006	2,114,548	0	2,401,640	(2,401,640)	37,016	3,715,898	553,051	3,162,847
	Total Revised Fund 69	4,040,006	2,114,548	0	2,401,640	(2,401,640)	37,016	3,715,898	553,051	3,162,847
71	ALAMO SENIOR CENTER	14,430	824,220	785,907	0	785,907	1,611,835	12,722		12,722
	Revision #3-Group Health Insurance Increase (effective 1/1/24)					0	2,672	(2,672)		(2,672)
	Revision #4-ARPA Grant Funding Senior Center Programs		73,636			0	73,636	0		0
	Total Revised Fund 71	14,430	897,856	785,907	0	785,907	1,688,143	10,050		10,050
74	ALAMO SENIOR CENTER GIFT	136,021	11,078	0	0	0	26,286	120,813		120,813
	Total Revised Fund 74	136,021	11,078	0	0	0	26,286	120,813		120,813
75	SENIOR VOLUNTEER PROGRAM	10,107	139,307	1,400	0	1,400	150,427	387		387
	Revision #3-Group Health Insurance Increase (effective 1/1/24)					0	3	(3)		(3)
	Total Revised Fund 75	10,107	139,307	1,400	0	1,400	150,430	384		384
81	WATER/SEWER OPERATING	16,271,347	11,262,553	658,461	2,295,718	(1,637,257)	13,853,385	12,043,258	1,463,850	10,579,408
	Revision #3-Group Health Insurance Increase (effective 1/1/24)					0	19,111	(19,111)		(19,111)
	Revision #5-Cleaning Services Additional Funding					0	8,544	(8,544)		(8,544)
	Total Revised Fund 81	16,271,347	11,262,553	658,461	2,295,718	(1,637,257)	13,881,040	12,015,603	1,463,850	10,551,753
82	98 JT WATER/SEWER BOND P&I	1,149,309	15,226	1,863,751	0	1,863,751	1,863,751	1,164,535	0	1,164,535
	Total Revised Fund 82	1,149,309	15,226	1,863,751	0	1,863,751	1,863,751	1,164,535	0	1,164,535

86	SOLID WASTE COLLECTION SYS.	996,061	2,495,198	240,000	158,629	81,371	2,770,215	802,415	178,583	623,832
	Revision #3-Group Health Insurance Increase (effective 1/1/24)					0	1,031	(1,031)		(1,031)
	Total Revised Fund 86	996,061	2,495,198	240,000	158,629	81,371	2,771,246	801,384	178,583	622,801
88	BONITO CAMPGROUND	395,878	4,138	150,000	0	150,000	174,456	375,560		375,560
	Total Revised Fund 88	395,878	4,138	150,000	0	150,000	174,456	375,560	0	375,560
89	ESGRT .0625%	1,800,843	542,623	0	278,683	(278,683)	1,153,142	911,641		911,641
	Total Revised Fund 89	1,800,843	542,623	0	278,683	(278,683)	1,153,142	911,641	0	911,641
90	GOLF COURSE	0	1,715,450	246,082	0	246,082	1,957,734	3,798		3,798
	Revision #3-Group Health Insurance Increase (effective 1/1/24)					0	1,898	(1,898)		(1,898)
	Total Revised Fund 90	0	1,715,450	246,082	0	246,082	1,959,632	1,900	0	1,900
91	AIRPORT	20,000	260,112	191,500	45,736	145,764	420,198	5,678	0	5,678
	Revision #3-Group Health Insurance Increase (effective 1/1/24)					0	612	(612)		(612)
	Total Revised Fund 91	20,000	260,112	191,500	45,736	145,764	420,810	5,066	0	5,066
94	OTERO GREENTREE REG LANDFILL	3,444,133	1,418,772	0	5,000	(5,000)	2,635,200	2,222,705		2,222,705
	Revision #3-Group Health Insurance Increase (effective 1/1/24)					0	2,241	(2,241)		(2,241)
	Total Revised Fund 94	3,444,133	1,418,772	0	5,000	(5,000)	2,637,441	2,220,464	0	2,220,464
96	SELF-INSURED FUND	581,219	140,317	0	276,600	(276,600)	181,121	263,815		263,815
	Total Revised Fund 96	581,219	140,317	0	276,600	(276,600)	181,121	263,815	0	263,815
98	PAYROLL CLEARING	242,872	0	0	0	0	0	242,872		242,872
	Total Revised Fund 98	242,872	0	0	0	0	0	242,872	0	242,872
104	UTILITY DEPOSITS	628,617	0	0	0	0	0	628,617		628,617
	Total Revised Fund 104	628,617	0	0	0	0	0	628,617	0	628,617
105	ECONOMIC DEVELOPMENT	6,821,364	1,133,468	0	0	0	116,307	7,838,525		7,838,525
	Revision #1-Economic Development Projects					0	1,115,600	(1,115,600)		(1,115,600)
	Revision #3-Group Health Insurance Increase (effective 1/1/24)					0	236	(236)		(236)
	Total Revised Fund 105	6,821,364	1,133,468	0	0	0	1,232,143	6,722,689		6,722,689
107	SELF INSURED/LIABILITY	1,081,582	8,050	0	0	0	535,000	554,632		554,632
	Total Revised Fund 107	1,081,582	8,050	0	0	0	535,000	554,632	0	554,632
109	2004 GRT CAPITAL OUTLAY	15,640,173	4,335,972	0	3,258,695	(3,258,695)	4,822,897	11,894,553	534,452	11,360,101
	Total Revised Fund 109	15,640,173	4,335,972	0	3,258,695	(3,258,695)	4,822,897	11,894,553	534,452	11,360,101
114	SIDEWALKS REVOLVING LOANS	146,446	1,722	0	0	0	0	148,168		148,168
	Total Revised Fund 114	146,446	1,722	0	0	0	0	148,168	0	148,168
115	CORP ESCROW ACCOUNT RESERVE	1,000	0	0	0	0	0	1,000		1,000
	Total Revised Fund 115	1,000	0	0	0	0	0	1,000	0	1,000
119	2012 GRT REF/IMP REV BOND	199,317	3,085	0	0	0	192,557	9,845		9,845
	Total Revised Fund 119	199,317	3,085	0	0	0	192,557	9,845		9,845
121	2015 GO BONDS-FUN CENTER	92,226	1,081	0	0	0	0	93,307		93,307
	Total Revised Fund 121	92,226	1,081	0	0	0	0	93,307		93,307
122	2015 GO BONDS-STREETS	178,708	2,095	0	0	0	0	180,803		180,803
	Total Revised Fund 122	178,708	2,095	0	0	0	0	180,803		180,803
124	AMERICAN RESCUE PLAN ACT	7,226,672	75,043	0	0	0	7,119,553	182,162		182,162
	Total Revised Fund 124	7,226,672	75,043	0	0	0	7,119,553	182,162		182,162
125	CANNABIS GRT	0	204,000	0	0	0	202,238	1,762		1,762
	Total Revised Fund 125	0	204,000	0	0	0	202,238	1,762		1,762
901	HOUSING LOW RENT OPERATING	899,290	0	0	0	0	0	899,290	86,881	812,409
	Total Revised Fund 901	899,290	0	0	0	0	0	899,290	86,881	812,409
903	HOUSING HOMEOWNERSHIP OPER	18	0	0	0	0	0	18		18
	Total Revised Fund 903	18	0	0	0	0	0	18	0	18
904	HOUSING CAPITAL FUND PROJECTS	563,966	0	0	0	0	0	563,966		563,966
	Total Revised Fund 904	563,966	0	0	0	0	0	563,966		563,966
TOTALS FY2024		92,951,619	64,694,169	26,361,064	26,361,064	0	96,231,825	61,413,963	6,136,154	55,277,809

FY24 Budget Resolution # 2023-54 (#6) - December 5, 2023

FUND NO. JOURNAL NO.	PROJECT NO.	LINE ITEM NO.	LINE ITEM DESCRIPTION	ORIGINAL BUDGET AMOUNT	INCREASE (DECREASE)	REVISED BUDGET AMOUNT
REVISION #1						
This budget revision is to provide funding for following Economic Development projects: Learn New Mexico (\$990,600), White Sands Solutions (\$50,000), and Pomegranate Manufacturing (\$75,000).						
105	ECONOMIC DEVELOPMENT FUND					
		Expenditures				
813		105.800.0407.0000.56027.	Other-Economic Development (Learn New Mexico)	0	990,600	990,600
813		105.800.0407.0000.56027.	Other-Economic Development (White Sands Solutions)	990,600	50,000	1,040,600
813		105.800.0407.0000.56027.	Other-Economic Development (Pomegranate Manufacturing)	1,040,600	75,000	1,115,600
		Total Expenditures		2,031,200	1,115,600	3,146,800
REVISION #2						
This budget revision is to for a Sponsorship Donation received at the Recreation Center.						
32	COMMUNITY SERVICES FUND					
		Revenues				
584		032.300.6106.0000.40601.	Misc. Revenue-Donations	0	197	197
		Total Revenues		0	197	197
		Expenditures				
584		032.300.6106.0000.56019.	Other-Sponsorship Appropriation	10,675	197	10,872
		Total Expenditures		10,675	197	10,872
REVISION #3						
This budget revision is to provide funding for the Employer's Share of the Group Health Insurance Increase (10%) as enacted by ERISA with an effective date of 1/1/2024.						
11	GENERAL FUND					
		Transfers Out				
1747		011.000.0000.0000.59012	Trans to (12) Internal Service	3,839,206	700	3,839,906
1747		011.000.0000.0000.56027	Trans to (27) Corrections	506,000	600	506,600
		Total Transfers Out		4,345,206	1,300	4,346,506
		Expenditures				
1747		011.100.1101.0000.52025.	Benefit-Group Health (1101 Legislative)	34,989	1,750	36,739
1747		011.100.1301.0000.52025.	Benefit-Group Health (1301 City Manager)	35,426	1,772	37,198
1747		011.100.1501.0000.52025.	Benefit-Group Health (1501 Legal)	39,697	1,985	41,682
1747		011.100.2001.0000.52025.	Benefit-Group Health (2001 City Clerk)	23,295	1,165	24,460
1747		011.100.2102.0000.52025.	Benefit-Group Health (2102 Finance)	49,477	2,474	51,951
1747		011.500.3104.0000.52025.	Benefit-Group Health (3104 Code Enforcement)	52,408	2,621	55,029
1747		011.500.3705.0000.52025.	Benefit-Group Health (3705 Planning)	7,965	399	8,364
1747		011.400.3804.0000.52025.	Benefit-Group Health (3804 Animal Control)	10,271	514	10,785
1747		011.400.4104.0000.52025.	Benefit-Group Health (4104 Police)	457,118	22,856	479,974
1747		011.400.4204.0000.52025.	Benefit-Group Health (4204 Fire)	163,600	8,180	171,780
1747		011.400.4704.0000.52025.	Benefit-Group Health (4704 APS Resource Program)	9,285	465	9,750
		Total Expenditures		883,531	44,181	927,712
12	INTERNAL SERVICE FUND					
		Transfers In				
1747		012.000.0000.0000.49011	Trans fr (11) General	3,839,206	700	3,839,906
		Total Transfers In		3,839,206	700	3,839,906
		Expenditures				
1747		012.200.1602.0000.52025.	Benefit-Group Health (1602 Purchasing)	13,894	695	14,589
1747		012.200.1701.0000.52025.	Benefit-Group Health (1701 Human Resources)	30,247	1,513	31,760
1747		012.200.3303.0000.52025.	Benefit-Group Health (3303 Facility Maintenance)	58,632	2,932	61,564
1747		012.200.3503.0000.52025.	Benefit-Group Health (3503 Fleet Maintenance)	47,418	2,371	49,789
		Total Expenditures		150,191	7,511	157,702
20	LODGER'S TAX - CITY'S SHARE FUND					
		Expenditures				
1747		020.800.0407.0000.52025.	Benefit-Group Health (0407 Civic Center)	18,322	917	19,239
		Total Expenditures		18,322	917	19,239
27	MUNICIPAL COURT FUND					
		Transfers In				
1747		027.000.0000.0000.49011	Trans fr (11) General	506,000	600	506,600
		Total Transfers In		506,000	600	506,600
		Expenditures				
1747		027.700.1201.0000.52025.	Benefit-Group Health (1201 Judicial)	20,609	1,031	21,640
		Total Expenditures		20,609	1,031	21,640

32	COMMUNITY SERVICES FUND
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Expenditures					
1747	032.300.2400.0000.52025.	Benefit-Group Health (2400 General Administration)	16,500	825	17,325
1747	032.300.2406.0000.52025.	Benefit-Group Health (2406 Parks And Recreation)	14,466	724	15,190
1747	032.300.6006.0000.52025.	Benefit-Group Health (6006 Cemetery)	4,888	245	5,133
1747	032.300.6106.0000.52025.	Benefit-Group Health (6106 Recreation Center)	26,140	1,307	27,447
1747	032.300.6206.0000.52025.	Benefit-Group Health (6206 Parks)	71,065	3,554	74,619
1747	032.300.6306.0000.52025.	Benefit-Group Health (6306 Zoo)	37,282	1,865	39,147
1747	032.300.6406.0000.52025.	Benefit-Group Health (6406 Community Affairs)	54,778	2,739	57,517
1747	032.300.7101.0000.52025.	Benefit-Group Health (7101 Library)	78,341	3,918	82,259
Total Expenditures			303,460	15,177	318,637

42	1984 GRT FUND
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Transfers Out					
1747	042.000.0000.0000.59044	Trans to (44) Transportation	3,780,180	4,000	3,784,180
Total Transfers Out			3,780,180	4,000	3,784,180

44	TRANSPORTATION FUND
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Transfers In					
1747	044.000.0000.0000.49042	Trans fr (42) 1984 GRT	3,780,180	4,000	3,784,180
Total Transfers In			3,780,180	4,000	3,784,180

Expenditures					
1747	044.500.2400.0000.52025.	Benefit-Group Health (2400 General Administration)	9,053	453	9,506
1747	044.500.5203.0000.52025.	Benefit-Group Health (5203 Streets Maintenance)	71,132	3,557	74,689
1747	044.500.5303.0000.52025.	Benefit-Group Health (5303 Drainage/ Weed Maint)	17,054	853	17,907
Total Expenditures			97,239	4,863	102,102

63	ENGINEERING FUND
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		Expenditures			
1747	063.600.500.0000.52025.	Benefit-Group Health (5005 Engineering)	7,670	384	8,054
		Total Expenditures	7,670	384	8,054

71	SENIOR CENTER FUND
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Expenditures					
1747	071.300.8020.0000.52025.	Benefit-Group Health (8020 Senior Center)	53,427	2,672	56,099
		Total Expenditures	53,427	2,672	56,099

75	SENIOR CENTER RSVP FUND
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		Expenditures			
1747	075.300.8020.0000.52025.	Benefit-Group Health (8020 Senior Center RSVP)	53	3	56
		Total Expenditures	53	3	56

81	WATER/SEWER FUND
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Expenditures					
1747	081.600.1602.0000.52025.	Benefit-Group Health (1602 Purchasing)	14,499	725	15,224
1747	081.600.2202.0000.52025.	Benefit-Group Health (2202 Utility Billing)	52,082	2,605	54,687
1747	081.600.2400.0000.52025.	Benefit-Group Health (2400 General Administration)	13,909	696	14,605
1747	081.600.5503.0000.52025.	Benefit-Group Health (5503 Utility Maintenance)	131,410	6,571	137,981
1747	081.600.5603.0000.52025..	Benefit-Group Health (5603 Water Reclamation Plant)	49,074	2,454	51,528
1747	081.600.5703.0000.52025.	Benefit-Group Health (5703 Water Production Plant)	121,182	6,060	127,242
Total Expenditures			382,156	19,111	401,267

86	SOLID WASTE FUND
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Expenditures					
1747	086.600.1003.0000.52025.	Benefit-Group Health (1003 Convenience Center)	20,617	1,031	21,648
		Total Expenditures	20,617	1,031	21,648

90	GOLF COURSE FUND
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1747	Expenditures				
	090.300.0101.0000.52025	Benefit-Group Health (0101 Golf Course)	37,957	1,898	39,855
		Total Expenditures	37,957	1,898	39,855

91	AIRPORT FUND
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1747	Expenditures				
	091.300.2400.0000.52025	Benefit-Group Health (2400 General Administration)	12,236	612	12,848
		Total Expenditures	12,236	612	12,848

94	LANDFILL FUND
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Expenditures					
1747	094.600.0903.0000.52025	Benefit-Group Health (0903 Landfill)	44,812	2,241	47,053
		Total Expenditures	44,812	2,241	47,053

105 ECONOMIC DEVELOPMENT FUND

<i>Expenditures</i>					
1747	105.800.0407.0000.52025	Benefit-Group Health (0407 Economics Department)	4,719	236	4,955
Total Expenditures			4,719	236	4,955
			101,868		

REVISION #4

This budget revision is to budget for ARPA Grant Funding approved for Transportation, Congregate Meals, and Home Delivered Meals Programs, respectively. This Grant Funding was approved by the City Commission at the October 10, 2023 meeting.

32 COMMUNITY SERVICES FUND

<i>Revenues</i>					
1517	SCTR24.GRNT.FEDR.TRNA	071.300.8020.0000.40713	Grants-SWNMAAA FEDERAL	219,408	48,344
1517	SCCM24.GRNT.FEDR.CONA	071.300.8020.0000.40713	Grants-SWNMAAA FEDERAL	267,752	6,144
1517	SCHD24.GRNT.FEDR.HOMA	071.300.8020.0000.40713	Grants-SWNMAAA FEDERAL	273,896	19,148
Total Revenues			761,056	73,636	834,692
<i>Expenditures</i>					
1517	SCTR24.SUPP.PRGM.ARPA	071.300.8020.0000.53018	Supplies-Program	192,141	48,344
1517	SCCM24.SUPP.FOOD.COGA	071.300.8020.0000.53045	Supplies-Food	184,626	6,144
1517	SCHD24.SUPP.FOOD.HOMA	071.300.8020.0000.53045	Supplies-Food	190,770	19,148
Total Expenditures			567,537	73,636	641,173

REVISION #5

This budget revision is to provide increased funding for cleaning services after new RFP was completed.

11 GENERAL FUND

<i>Transfers Out</i>					
	011.000.0000.0000.59012	Trans to (12) Internal Service	3,839,906	6,655	3,846,561
Total Transfers Out			3,839,906	6,655	3,846,561
<i>Expenditures</i>					
1652	011.400.4104.0000.54517	Services-Janitorial (4104 Police)	23,000	14,626	37,626
1652	011.500.3104.0000.54517	Services-Janitorial (3104 Code Enforcement)	0	3,043	3,043
Total Expenditures			23,000	17,669	40,669

12 INTERNAL SERVICE FUND

<i>Transfers In</i>					
	012.000.0000.0000.49011	Trans fr (11) General	3,839,906	6,655	3,846,561
Total Transfers In			3,839,906	6,655	3,846,561
<i>Expenditures</i>					
1652	012.200.1602.0000.54517	Services-Janitorial (1602 Purchasing)	1,700	729	2,429
1652	012.200.3303.0000.54517	Services-Janitorial (3303 Facility Maintenance)	4,300	3,001	7,301
	012.200.3503.0000.54517	Services-Janitorial (3503 Fleet Maintenance)	4,000	2,925	
Total Expenditures			10,000	6,655	9,730

32 COMMUNITY SERVICES FUND

<i>Expenditures</i>					
1652	032.300.7101.0000.54520	Services-Contract (7101 Library)	60,600	3,707	64,307
Total Expenditures			60,600	3,707	64,307

42 1984 GRT FUND

<i>Transfers Out</i>					
1652	042.000.0000.0000.59044	Trans to (44) Transportation	3,784,180	956	3,785,136
Total Transfers Out			3,784,180	956	3,785,136

44 TRANSPORTATION FUND

<i>Transfers In</i>					
1652	044.000.0000.0000.49042	Trans fr (42) 1984 GRT	3,784,180	956	3,785,136
Total Transfers In			3,784,180	956	3,785,136
<i>Expenditures</i>					
1652	044.500.2400.0000.54517	Services-Janitorial (2400 General Administration)	3,400	956	4,356
Total Expenditures			3,400	956	4,356

81 WATER/SEWER FUND

<i>Expenditures</i>					
1652	081.600.5603.0000.54517	Services-Janitorial (5603 Water Reclamation Plant)	4,800	1,585	6,385
1652	081.600.5703.0000.54517	Services-Janitorial (5703 Water Production Plant)	6,350	6,959	13,309
Total Expenditures			11,150	8,544	19,694

37,531

REVISION #6

This budget revision is to provide funding to add a RFID Reader to the front gate at the Public Works Yard to allow for scanning of windshield tags and to develop electronically controlled gate at the 26th. St. entrance to allow for better traffic flow of heavy equipment.

11 GENERAL FUND					
		Transfers Out			
1653	011.000.0000.0000.59012	Trans to (12) Internal Service	3,839,206	50,000	3,889,206
		Total Transfers Out	3,839,206	50,000	3,889,206
12 INTERNAL SERVICE FUND					
		Transfers In			
1653	012.000.0000.0000.49011	Trans fr (11) General	3,839,906	50,000	3,889,906
		Total Transfers In	3,839,906	50,000	3,889,906
		Expenditures			
1653	012.200.3303.0000.57004	Capital-Site Improvement (3303 Facility Maintenance)	0	15,000	15,000
1653	012.200.3303.0000.57004	Capital-Site Improvement (3303 Facility Maintenance)	15,000	35,000	50,000
		Total Expenditures	15,000	50,000	65,000

REVISION #7

This budget revision is to provide funding for necessary hardware for the implementation of EAM phase of Tyler Project.

11 GENERAL FUND					
		Expenditures			
1654	011.000.2400.0000.57013	Capital-Computer Hardware	0	300,000	300,000
		Total Expenditures	0	300,000	300,000

REVISION #8

This budget revision is account for final AFOTZ Donation to the Zoo.

32 COMMUNITY SERVICES FUND					
		Revenues			
1687	032.300.6306.0000.40601	Misc. Revenue-Donations	2,000	5,788	7,788
		Total Revenues	2,000	5,788	7,788
		Expenditures			
		Administration			
1687	032.300.6306.0000.53018	Supplies-Program	52,730	5,788	58,518
		Total Expenditures	52,730	5,788	58,518

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/21/2023

Report No: 6.

Submitted By: Ashley Smith

Subject: Consider, and act upon, Ordinance 1685, for final publication amending Chapter 24, Article 01, Section 010, Schedule of Penalty Assessments. *(Ashley Smith, City Attorney)* **(Roll Call Vote Required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Staff recommends approving this amendment to Ordinance 24-01-010

Background:

ORDINANCE NO. 1685

AN ORDINANCE AMENDING CHAPTER 24, ARTICLE 01-010 OF THE ALAMOGORDO CODE OF ORDINANCES CONCERNING SCHEDULE OF PENALTY ASSESSMENTS

WHEREAS, the City Commission of the City of Alamogordo, New Mexico deems it necessary to amend Article 01-010 concerning schedule of penalty assessments.

WHEREAS, the City Commission of the City of Alamogordo, New Mexico recognizes that the ordinances regarding concerning schedule of penalty assessments have not been updated in many years.

BE IT THEREFORE ORDAINED by the City Commission of the City of Alamogordo, New Mexico that Chapter 24, Article 01-010 of the Code of Ordinances is repealed in part and amended in part.

24-01-010. - Schedule of penalty assessments.

As used in the New Mexico Uniform Traffic Ordinance adopted by the city, "penalty assessment misdemeanor" means violation of the following listed sections of the New Mexico Uniform Traffic Ordinance, for which the listed penalty assessment is established:

Speeding 24-12-6-1.2

- (1) Up to and including ten miles an hour over speed limit~~\$25.00~~ **\$90.00**
- (2) From eleven up to and including fifteen miles an hour over speed limit~~40.00~~ **\$115.00**
- (3) From sixteen up to and including twenty miles an hour over speed limit~~70.00~~ **\$140.00**
- (4) From twenty-one up to and including twenty-five miles an hour over the speed limit
.....~~110.00~~ **\$190.00**
- (5) From twenty-six up to and including thirty miles an hour over the speed limit~~210.00~~
\$280.00
- (6) From thirty-one and up to and including thirty-five miles an hour over the speed limit
.....~~310.00~~ **\$340.00**
- (7) More than thirty-five miles an hour over the speed limit~~410.00~~ **\$415.00**

Speeding in construction zones 24-12-6-1.2 A. (4):

- (1) Up to and including ten miles an hour over speed limit~~46.00~~ **\$115.00**
- (2) From eleven up to and including fifteen miles an hour over speed limit~~76.00~~ **\$175.00**

(3) From sixteen up to and including twenty miles an hour over speed limit~~136.00~~ **\$240.00**

(4) From twenty-one up to and including twenty-five miles an hour over the speed limit
.....~~216.00~~ **\$300.00**

(5) From twenty-six up to and including thirty miles an hour over the speed limit~~416.00~~
\$421.00

(6) More than thirty-one miles over the speed limit500.00

School zones 24-12-6-2.7

(1) Up to and including ten miles an hour over speed limit~~50.00~~ **\$115.00**

(2) From eleven up to and including nineteen miles an hour over speed limit~~65.00~~ **\$175.00**

(3) From 20 up to and including 30 miles an hour over the speed limit~~90.00~~ **\$420.00**

Flashing signals 24-12-5-8~~35.00~~ **\$100.00**

Passing vehicles proceeding in opposite direction 24-12-6-2.2~~35.00~~ **\$100.00**

Limits on overtaking on the left 24-12-6-2.4~~35.00~~ **\$100.00**

Further limits on driving left of center 24-12-6-2.5~~35.00~~ **\$100.00**

When overtaking on right permitted 24-12-6-2.6~~35.00~~ **\$100.00**

No passing zones (incl. school zones) 24-12-6-2.7~~35.00~~ **\$126.00**

Driving on divided streets 24-12-6-2.14~~35.00~~ **\$100.00**

Vehicle entering stop/yield intersection 24-12-6-4.3~~35.00~~ **\$126.00**

Required position, method of turning 24-12-6-5.1~~35.00~~ **\$115.00**

Obedience to no U-turn signs 24-12-6-5.4~~35.00~~ **\$100.00**

Limitations on turning around 24-12-6-5.5~~35.00~~ **\$100.00**

Starting parked vehicle 24-12-6-5.7~~35.00~~ **\$100.00**

Stopping/standing parking 24-12-6-6.1~~15.00~~ **\$80.00**

Parking regulations 24-12-6-6.2~~15.00~~ **\$80.00**

Parking not to obstruct traffic 24-12-6-6.3	15.00	\$80.00
Standing/parking on one-way streets 24-12-6-6.9	15.00	\$80.00
Standing/parking on divided streets 24-12-6-6.10	15.00	\$80.00
Stopping/standing/parking 24-12-6-6.11	15.00	\$80.00
Angle parking 24-12-6-6.13	15.00	\$80.00
Stopping for school buses 24-12-6-7.3	110.00	\$340.00
Stop when traffic obstructed 24-12-6-7.2	35.00	\$100.00
Eye protection or windshields 24-12-7-5	25.00	\$90.00
School crossings 24-12-6-10	35.00	\$100.00
Driving through safety zone 24-12-6-12.15	35.00	\$100.00
Driving on sidewalk 24-12-6-12.17	35.00	\$100.00
Unhitched trailer 24-12-6-13.3	10.00	\$75.00
Child restraints 24-12-6-13.12	35.00	\$140.00
Seat belts 24-12-6-13.13	35.00	\$150.00
Pedestrians right of way 24-12-6-14.2	35.00	\$100.00
Crossing at other than crosswalks 24-12-6-14.4	35.00	\$100.00
Operating Motorcycles on Streets Laned for Traffic 24-12-7-2	35.00	\$40.00
Carrying articles 24-12-8-6	35.00	\$100.00
Dimming of lights 24-12-10-1.6	35.00	\$100.00
Stop lamps 24-12-10-1.9	20.00	\$85.00
Display current valid registration plate 24-12-10-4	25.00	\$90.00
Evidence of registration 24-12-10-5	25.00	\$90.00
Driving on streets laned for traffic 24-12-6-2.12	35.00	\$100.00

Obedience to traffic control devices 24-12-5-3~~35.00~~ \$140.00

Open container of alcoholic beverage 24-12-6-13.14~~85.00~~ \$150.00

Operator to be licensed 24-12-6-12.5~~55.00~~ \$180.00

Careless driving 24-12-6-12.4~~105.00~~ \$200.00

Following too closely 24-12-6-2.13~~35.00~~ \$140.00

Basic rule 24-12-6-1.1~~35.00~~ \$115.00

Tail lamps required 24-12-10-1.7~~20.00~~ \$85.00

Permitting unauthorized person to drive 24-12-6-12.23~~35.00~~ \$180.00

Parking in alleys 24-12-6-6.4~~10.00~~ \$80.00

Parking for certain purposes 24-12-6-6.5~~10.00~~ \$80.00

Parking adjacent to schools 24-12-6-6.7~~10.00~~ \$80.00

Prohibited activities while driving 24-12-6-12.18~~35.00~~ \$100.00

Stopping/standing/parking 24-12-6-6.1 and 24-12-6-6.11~~10.00~~ \$80.00

Unattended motor vehicle 24-12-6-12.8~~35.00~~ \$100.00

Unlawful riding 24-12-6-13.2~~35.00~~ \$100.00

Vehicle approach/entering intersection 24-12-6-4.1~~35.00~~ \$115.00

Vehicle to be in safe condition 24-12-10-1.12~~35.00~~ \$140.00

When lighted lamps are required 24-12-10-1.3~~35.00~~ \$100.00

Windshield to be unobstructed 24-12-10-1.2~~35.00~~ \$100.00

Drive on right side of street 24-12-6-2.1~~35.00~~ \$100.00

Emerging from alleyways/driveways 24-12-6-7.1~~35.00~~ \$140.00

Headlamps on motor vehicle 24-12-10-1.5~~20.00~~ \$85.00

Obedience to signs designate one-way streets 24-12-6-2.9~~35.00~~ \$100.00

Mufflers/prevention of noise 24-12-10-1.10~~40.00~~ **\$150.00**

Processions 24-12-6-12.20~~35.00~~ **\$100.00**

Limits on backing 24-12-6-12.9~~35.00~~ **\$115.00**

Vehicle turning left at intersection 24-12-6-4.2~~35.00~~ **\$140.00**

Turning and stopping movements and required signals 24-12-6-5.8~~35.00~~ **\$115.00**

Texting while driving 24-12-6-18—first violation~~25.00~~ **\$30.00**

Second or subsequent violation~~50.00~~ **\$55.00**

The penalty assessments shall be deposited in the city treasury.

PASSED, APPROVED AND ADOPTED this _____ day of
_____, 2023.

CITY OF ALAMOGORDO, NEW MEXICO
a New Mexico municipal corporation

By: _____
Susan L. Payne, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Ashley Smith, City Attorney

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/22/2023

Report No: 7.

Submitted By: Deborah Osborne

Subject: Consider, and act upon, approval of CDBG Amendment No. 5, to extend the length of the agreement from December 31, 2023 to March 15, 2024 and revise Exhibit 1-B, Project Schedule, to reflect this change. (*Debbie Osborne, Grant Coordinator*)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact: No additional fiscal impact.

Recommendation: Approve CDBG agreement Amendment 5 and revised Exhibit 1-B, Project Schedule.

Background: The construction phase of the CDBG project began on March 13, 2023, and the current completion date is December 31, 2023. The purpose of this amendment is to extend the completion date to March 15, 2024. Work has been delayed due to weather, equipment repair, and water utility line breaks, resulting in area flooding. This will be the grant's fifth amendment.

Previous amendments are:

Amendment No. 1 extended the length of the Agreement from June 10, 2022 to May 30, 2023; and moved \$58,926.62 of CDBG funds and \$57,623.00 of leverage funds from Construction to the Architect/Engineer line item;

Amendment No. 2 increased the Leverage Construction funds by \$600,000.00, increasing the Leverage funds to \$1,356,305.00 and the overall project to \$1,906,305.00;

Amendment No. 3 extended the length of the agreement from May 30, 2023 to August 31, 2023, and decreased the Inspection line leverage by \$20,000, increased the leverage for the Architect/Engineer line by \$65,871.66, and the Construction line by \$134,128.34;

Amendment No. 4 moved \$8,558.75 from Grant Construction to Grant Architect/Engineer budget line; and extended the length of the agreement from August 31, 2023 to December 31, 2023.



City of Alamogordo

OFFICE OF THE MAYOR

1376 E. Ninth Street • Alamogordo, NM 88310 • (575) 439-4100

November 1, 2023

Ms. Maureen Ayers
Community Development Project Manager
Local Government Division
Bataan Memorial Bldg., Room 202
407 Galisteo St.
Santa Fe, NM 87501

RE: Alamogordo_19-CNR-I-01-G-18

Dear Ms. Ayers,

On behalf of the City of Alamogordo I want to express my continued gratitude to the New Mexico Department of Finance and Administration, Local Government Division, for their continued support and assistance on the City's CDBG project, 19-CNR-I-01-G-18, Construction of ADA-compliant Sidewalks. The purpose of this letter is to request amendment number 5 for the purpose of extending this project.

The construction phase of this project began on March 13, 2023, and the current completion date is December 31, 2023. The purpose of this letter is to request that the completion date be extended to March 15, 2024. Work has been delayed due to weather, equipment repair, and water utility line breaks resulting in area flooding. We apologize for these unforeseeable delays and are pleased that this important project is progressing. A revised Exhibit I-B, Project Schedule, is included with this letter.

There is no anticipated change in the project's budget with this amendment request.

Please contact Debbie Osborne at (575) 439-4257, or dosborne@ci.alamogordo.nm.us, should you have any questions or need further information. Thank you for your consideration in this matter.

Sincerely,

Susan L. Payne
Mayor
City of Alamogordo

STATE OF NEW MEXICO
DEPARTMENT OF FINANCE AND ADMINISTRATION
LOCAL GOVERNMENT DIVISION
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
GRANT AGREEMENT AMENDMENT NO. 5

Project No. # **19-C-NR-I-01-G-18**

THIS AMENDMENT, hereinafter referred to as the “Amendment,” is made and entered into by and between the Department of Finance and Administration, State of New Mexico, acting through the Local Government Division, Suite 202, Bataan Memorial Building, Santa Fe, New Mexico, 87501, hereinafter referred to as the “Division,” and City of Alamogordo, hereinafter referred to as the “Grantee.” This Amendment shall be effective as of the date this amendment is executed by the Division.

RECITALS

WHEREAS, on October 2, 2019, the Community Development Council awarded the Grantee \$500,000.00 for Construction of ADA-Compliant Sidewalks (hereinafter referred to as “Project”); and

WHEREAS, the Grantee and the Division entered into a Grant Agreement, effective June 10, 2020 in the amount of \$500,000.00 for the completion of the Project, hereinafter referred to as the “Grant Agreement;” and

WHEREAS, Amendment No. 1 extended the length of the Agreement from June 10, 2022 to May 30, 2023; and moved \$58,926.62 of CDBG funds and \$57,623.00 of Leverage funds from Construction to the Architect/Engineer line item; and

WHEREAS, Amendment No. 2 increased the Leverage Construction funds by \$600,000.00, increasing the Leverage funds to \$1,356,305.00 and the overall project to \$1,906,305.00; and

WHEREAS, Amendment No. 3 extended the length of the agreement from May 30, 2023 to August 31, 2023; and moved \$20,000 from Leverage Inspection to Architect/Engineer; and increased Leverage Architect/Engineer by \$65,871.66; and increased Leverage Construction by \$134,128.34; and

WHEREAS, Amendment No. 4 moved \$8,558.75 from Grant Construction to Grant Architect/Engineer budget line; and extended the length of the agreement from August 31, 2023 to December 31, 2023; and

WHEREAS, the Grantee requests to extend the length of the agreement from December 31, 2023 to March 15, 2024; and

WHEREAS, the Grantee and the Division desire to amend the terms and conditions upon which the Grant Agreement, as amended, will be administered.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants and obligations contained herein, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereby mutually agree to amend the Grant Agreement as follows:

1. The "Exhibit 1-B" of the Grant Agreement is hereby replaced in its entirety with "Exhibit 1-B" attached hereto.

All other provisions of the Grant Agreement not amended herein remain in full force and effect.

IN WITNESS WHEREOF, the parties do hereby execute this Amendment.

THIS AMENDMENT has been approved by:
GRANTEE

Chief Elected Official/Authorized Signatory

Date

Susan L. Payne, Mayor
(Type or Print Name)

**DEPARTMENT OF FINANCE AND ADMINISTRATION
LOCAL GOVERNMENT DIVISION**

Wesley Billingsley, LGD Director

Date

EXHIBIT 1-B

PROJECT SCHEDULE

Amendment #4

Grantee Name: City of Alamogordo				Project Start Date				Project Completion Date			
				6/10/2020				12/31/2023			
CDBG Project Number: 19-CNR-I-01-G-18											
Project Description	1st Quarter		2nd Quarter		3rd Quarter		4th Quarter				
Construction of Sidewalks, Ramps and Aprons											
ADMINISTRATION/PROFESSIONAL SERVICES											
Year: 2020											
J F M A M J J A S O N D											
Milestones:											
1. Organize and Set Up Files											XXXX
2. Set Up CDBG Accounting								XXXXX	XXXX	XXXX	
3. Complete Environmental Review Record	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXXX	XXXX	XXXX	XXXX
4. Prepare RFP/Notice for Professional Services	XXXX	XXXX									
5. LGD Review/Approval of Engineering Agreement and Related Documents					XXXX						
DESIGN:											
Year: 2021											
2022											
Milestones:											
6. Complete Plans/Specs and Bid Documents					XXXX	XXXX					
7. LGD Review/Approval of Plans/Specs and Bid Documents						XXXX	XXXX				
8. Publish Bid Notice and Award Prime Contract							XXXX	XXXX			
9. LGD Review/Approval of Prime Contract & Related Documents									XXXX	XXXX	XXXX
CONSTRUCTION/CLOSEOUT											
Year: 2022											
2023											
Milestones:											
10. Pre-Construction Conference	XXXX										
11. Issue Notice to Proceed		XXXX									
12. Construction			XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	
13. Final Inspection/Closeout											XXXX

1/23/2023

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/22/2023

Report No: 8.

Submitted By: Deborah Osborne

Subject: Consider, and act upon, approval of a Binding Commitment Letter to NMFA committing to a \$12,000,000 DWSRF loan for construction on Phase 1 of the Well Transmission line. (*Debbie Osborne, Grant Coordinator*)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve the Binding Commitment Letter to NMFA.

Background: On August 8, 2023, the commission approved submission of an application to the New Mexico Finance Authority for a Drinking Water Revolving Fund loan in the amount of \$12,000,000.00, for the first phase of a well transmission line. The purpose of this project is to construct approximately 6.5 miles of 24-inch raw water line from Snake Tank Well 5, located approximately 10 miles north of Tularosa, NM, that will serve as a dedicated pipeline to the 1-MGD Brackish Water Treatment facility, located in Alamogordo, NM.

Subsequently, the City was awarded the loan and is required to submit a binding commitment letter to NMFA. Part of the principal may be forgivable and an interest rate of .25% will apply over the life of the loan portion of the loan.



Public Water System Binding Commitment Letter for DW-6254

November 1, 2023

City of Alamogordo
Attn: Deborah Osborne
1376 E. 9th Street
Alamogordo, NM 88310
dosborne@ci.alamogordo.nm.us

The New Mexico Finance Authority's Board of Directors has approved the application by the City of Alamogordo and hereby commits to make loan in the amount of \$12,000,000 with a maturity of 22 years. This loan has a construction term of 2 years, and a repayment term of 20 years. It is funded through the Drinking Water State Revolving Loan Fund and part of it may be forgivable. An interest rate of .25% over the life of the loan applies to the loan portion of this loan.

The applicant is a qualified public water supply system under federal law, 42 U.S.C. 300j-12, and applicable state law, Sections 6-21A-1, *et seq.*, NMSA 1978, organized and existing under the Laws of New Mexico. The applicant will finance the water project described in the application, subject to the following terms and conditions of this Binding Commitment Letter.

This commitment requires that the applicant submit the documents listed below to the Finance Authority no later than 6 months from the commitment date:

- 1) Signed Binding Commitment Letter;
- 2) Receipt of Unique Entity ID by registering at EPA website, [Sam.gov](https://sam.gov);
- 3) Cost breakdown of the project, certified by an engineer or architect;
- 4) Detailed drawdown schedule for project payments;
- 5) Any additional information requested by the Finance Authority.

Upon receipt of the documents, the Finance Authority's closing attorney will prepare a Financing Schedule and initiate the closing process. The applicant will engage an attorney to review the closing documents on its behalf.

If the conditions set forth above are not satisfied, the commitment can be extended at the sole discretion of the Finance Authority for an additional 60 days, during which time the applicant must submit the remaining documentation. Failure on the applicant's part to submit the above documentation will result in termination of the Finance Authority's commitment.



Public Water System Binding Commitment Letter for DW-6254

The following documents will be required before funds will be disbursed for construction:

- 1) Approval of Plans and Specifications by the Finance Authority, the Drinking Water Bureau (NMED-DWB) as needed, and the Finance Authority's contracted technical oversight provider (NMED or other group);
- 2) Approval of Bids by the Finance Authority and the Finance Authority's contracted technical oversight provider (NMED or other group);
- 3) Engineering Contract Award approval by the Finance Authority and the Finance Authority's contracted technical oversight provider (NMED or other group);
- 4) Preliminary Engineering Report (PER) or technical memo acceptable to the Finance Authority (if applicable);
- 5) Proof of registration at EPA website, [Sam.gov](http://sam.gov);
- 6) Any additional information requested by Finance Authority.

Closing and funding of the loan has been approved by the Finance Authority's Board of Directors, subject to the terms and conditions set out in this commitment. The construction of the project must be completed within two years from the closing date of the loan.

A handwritten signature in black ink, appearing to read "Marquita R Russel".

Marquita Russel, Chief Executive Officer
New Mexico Finance Authority

11 / 02 / 2023

Date

The undersigned hereby accepts and acknowledges the foregoing commitment and agrees to the terms and conditions thereof.

Applicant: _____

Susan L. Payne, Mayor
Signature of Authority, Title

Date

City of Alamogordo

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/28/2023

Report No: 9.

Submitted By: Diane Malone

Subject: Consider, and act upon, approval of Resolution No. 2023-56 Certifying the City of Alamogordo Fixed Asset Inventory Count for FY 2023. *(Evelyn Huff, Finance Director)* **(Roll Call Vote Required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve Resolution No. 2023-56 FY2023 Fixed Asset Inventory.

Background: As per NM Statute 12-6-10 Annual Inventory, the auditors have requested Commission Approval of the City of Alamogordo Department Fixed Asset Inventory FY 2023.

RESOLUTION NO. 2023-56

A RESOLUTION CERTIFYING THE FIXED ASSET LISTING ACCOUNTING

WHEREAS, the City of Alamogordo, New Mexico owns certain property that is listed on an annually updated fixed asset inventory sheet;

WHEREAS, the City of Alamogordo, New Mexico's recalculated its fixed asset listings as of June 30, 2023; and

WHEREAS, the City of Alamogordo, has double checked the list for accuracy by doing a physical inventory;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ALAMOGORDO, NEW MEXICO, that the attached Fixed Asset Listing is a true and accurate list containing all of the City of Alamogordo's fixed assets

PASSED, APPROVED AND ADOPTED by the Governing Body of the City of Alamogordo, New Mexico, at a Regular Meeting held this 5th day of December 2023.

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

By: _____
Susan L. Payne, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Ashley N. Smith, City Attorney

City of Alamogordo Department Fixed Asset Inventory FY 2023

Department	Signed Verification by:	Fixed Asset Inventory Sheet Returned	Signed (Y/N)	Signed Date	Dept. Fixed Asset ListingTotal
Administration Inventory	Cheryl Otero-Baker	3/16/2023	Y	3/16/2023	32,772.00
Airport Inventory	Veronica Ortega	6/30/2023	Y	6/30/2023	13,920,878.99
Alamogordo Fire Department Inventory	Richard Adler	3/31/2023	Y	3/30/2023	7,438,829.62
Alamogordo Police Department	Maria Herndon	6/29/2023	Y	6/29/2023	6,126,548.07
Animal Control Inventory	Dwain Martinez	4/13/2023	Y	4/12/2023	608,110.30
APD - Dispatch Inventory	Donald Brockett	4/13/2023	Y	4/12/2023	630,698.25
APD - Training Inventory	Jack Jackson	4/13/2023	Y	4/12/2023	290,606.26
Bonito Lake Campground Inventory	Belinda Bass	6/29/2023	Y	6/29/2023	1,996,035.16
Cemetery Inventory Listing	Erik Marion	10/9/2023	Y	8/15/2023	356,784.86
Central Receiving Inventory	Barbara Pyeatt	3/18/2023	Y	3/17/2023	245,142.95
Chamber of Commerce Inventory	Paul Bennett	3/24/2023	Y	3/22/2023	440,648.87
City Clerk Inventory	Rachel Hughs	3/15/2023	Y	3/15/2023	255,655.10
City Location Inventory	Paul Bennett	3/24/2023	Y	3/22/2023	17,357,398.39
Civic Center Inventory	Kassandra May	3/17/2023	Y	3/17/2023	1,469,204.21
Code Enforcement Inventory	Jessica Wing	3/17/2023	Y	3/17/2023	119,549.90
Community Services Administration	Veronica Ortega	6/30/2023	Y	6/30/2023	19,066.00
Community Services Zoo Inventory	Kate Rogers	3/18/2023	Y	3/16/2023	2,175,573.31
Convenience Center Inventory	Jim Neal	4/17/2023	Y	4/14/2023	1,250,207.71
Engineering Inventory	Bob Johnson	3/15/2023	Y	3/15/2023	60,507.00
Facility Maintenance Inventory	Paul Bennett	3/24/2023	Y	3/22/2023	1,482,099.57
Finance MIS Inventory	Evelyn Huff	10/17/2023	Y	10/17/2023	1,321,774.33
Finance Utility Billing Inventory	Nichole Sierra	3/23/2023	Y	3/22/2023	370,999.76
Fleet Maintenance Inventory	Robert Williams	3/31/2023	Y	3/28/2023	1,174,362.67
General Government & Land Location Inventory	Tony Pistilli	3/27/2023	Y	3/24/2023	1,542,775.28
GIS Inventory	Tony Pistilli	3/27/2023	Y	3/23/2023	75,272.00
Golf Course Club House Inventory	Grant Dalpes	5/12/2023	Y	5/12/2023	2,809,842.76

City of Alamogordo Department Fixed Asset Inventory FY 2023					
Department	Signed Verification by:	Fixed Asset Inventory Sheet Returned	Signed (Y/N)	Signed Date	Dept. Fixed Asset ListingTotal
Golf Course Maintenance Inventory	Shawn E. Marion	3/16/2023	Y	3/16/2023	5,432,461.93
Human Resources Inventory	Kim Torres	3/18/2023	Y	3/16/2023	15,484.00
La Luz Filter Plant Inventory	Aaron Foster	10/20/2023	Y	10/20/2023	72,129,593.58
Landfill Inventory	Darrell Grah	7/3/2023	Y	7/3/2023	10,103,110.09
Library Inventory	Bonnie Meagher	3/28/2023	Y	3/16/2023	2,943,556.53
Municipal Court Inventory	Patricia Doporto	3/24/2023	Y	3/23/2023	98,630.82
Parks Department Inventory	Erik Marion	10/9/2023	Y	8/15/2023	11,764,528.36
Planning & Zoning Inventory	Shelbe Abbott Leyva	3/17/2023	Y	3/17/2023	8,678.00
Public Works Department Inventory	Nancy Beshaler	6/29/2023	Y	6/29/2023	191,968.00
Purchasing Inventory	Barbara Pyeatt	3/18/2023	Y	3/17/2023	127,704.20
Recreation Center Inventory	Heather Casebolt	4/25/2023	Y	4/25/2023	5,841,560.69
RSVP Inventory	Ryan Sanders	3/31/2023	Y	3/28/2023	26,984.20
Senior Center Inventory	Britney Ybarra	3/31/2023	Y	3/28/2023	4,654,067.52
Senior Center Kitchen Inventory	Violet Norman	3/31/2023	Y	3/28/2023	216,054.70
Street Department Inventory	Eddie Garza	5/15/2023	Y	4/6/2023	7,937,340.71
Street Department Equipment Inventory	Eddie Garza	5/15/2023	Y	4/8/2023	3,373,269.13
Streets Infrastructure (Pave) Inventory	Eddie Garza	5/15/2023	Y	4/6/2023	164,163,885.18
Utilities Department Inventory	Dave Nunnelley	8/23/2023	Y	8/22/2023	74,489.32
Utility Maintenance Inventory	Toby Torres	7/13/2023	Y	7/13/2023	36,593,404.28
Utility Water Inventory	Dave Nunnelley	11/15/2023	Y	11/15/2023	246,248.58
Waste Water Treatment Plant Inventory	David Weyandt	7/3/2023	Y	7/3/2023	38,560,676.88
Weed & Drainage Equipment Inventory	Eddie Garza	5/15/2023	Y	4/8/2023	2,211,976.10
Weed Department Inventory	Eddie Garza	5/15/2023	Y	4/6/2023	30,333,237.06
					460,620,253.18
					460,620,253.18
					0.00

City Manager

Date

Finance Director

Date

All Asset Total Reconciliation from 03/15/2023 to FYE 06/30/2023		
All Asset Total as of 03/15/2023	460,620,253.18	
Asset Acquisitions	2,808,442.85	
Asset Disposals	-559,253.81	
New All Asset Total as of 06/30/2022 YE	462,869,442.22	
Current 06/30/2023 YE All Asset Total	462,869,442.22	
Difference	0.00	

Type	Batch #	Period	Fund	Activated Y/N	Asset/Infra Batch Total	Disposal Batch total	Adj Batch Total	Running Balance
FA & Infra	4338	13	10	Y	369,671.06			369,671.06
FA & Infra	4349	13	10	Y	785,269.07			1,154,940.13
FA & Infra	4450	13	10	Y	301,136.28			1,456,076.41
FA & Infra	4461	13	10	Y	65,876.84			1,521,953.25
FA & Infra	4489	13	81	Y	682,378.60			2,204,331.85
FA & Infra	4492	13	81	Y	65,650.00			2,269,981.85
FA & Infra	4494	13	94	Y	492,502.90			2,762,484.75
FA & Infra	4495	13	90	Y	69,505.48			2,831,990.23
Transfers	4514	13	81,10	Y				2,831,990.23
Disposals	4515	13	10	N		64,438.44		2,831,990.23
FA & Infra	5082	13	10	Y	9,486,593.01			12,318,583.24
FA & Infra	5091	13	10	Y	685,348.74			13,003,931.98
FA & Infra	5101	13	10	Y	207,494.40			13,211,426.38
FA & Infra	5102	13	10	Y	29,958.24			13,241,384.62
FA & Infra	5103	13	90	Y	16,205.20			13,257,589.82
FA & Infra	5104	13	81	Y	608,952.97			13,866,542.79
Disposals	5314	13	10	N		66,731.00		13,866,542.79
Disposals	5315	13	91	N		20,200.00		13,866,542.79
FA & Infra	5648	13	10	Y	363,653.85			14,230,196.64
FA & Infra	5650	13	94	Y	14,975.00			14,245,171.64
					14,245,171.64	151,369.44		14,417,453.04
FA & Infra	6508	13	10	Y	172,281.40			14,417,453.04
Disposals	6580	13	10	N		70,857.78		14,417,453.04
FA & Infra	Tyler	13	G & P	Y	2,636,161.45			17,053,614.49
Transfers	Tyler	13	P to G					17,053,614.49
Disposals	Tyler	13	G & P	N		488,396.03		17,053,614.49
					2,808,442.85	559,253.81		17,053,614.49
					17,053,614.49	710,623.25		17,053,614.49

TOTAL OF BATCHES BEFORE 3/15/23
(ANNUAL INVESTMENT VERIFICATION)

FY22 Assets	446,526,450.98
New Assets	17,053,614.49
Disposals	-710,623.25
FY23 Assets	462,869,442.22

AS OF MARCH 15, 2023

ALL FIXED ASSET TOTAL

ADMINISTRATION, AIRPORT, ALAMOGORDO FIRE DEPT, ALAMOGORDO POLICE DEPT, ANIMAL CONTROL, APD-DISPATCH, APD-TRAINING, BONITO LAKE CAMPGROUND, CEMETERY, CENTRAL RECEIVING, CHAMBER OF COMMERCE, CITY CLERK, CITY LOCATION, CIVIC CENTER, CODE ENFORCEMENT, COMM SERV ADMINISTRATION, COMMUNITY SERVICES ZOO, CONVENIENCE CENTER, ENGINEERING, FACILITY MAINTENANCE, FINANCE UTILITY BILLING, FLEET MAINTENANCE, GENERAL GOVT/LAND LOCATE, GIS/LAND MANAGEMENT, GOLF COURSE CLUB HOUSE, GOLF COURSE MAINTENANCE, GRIGGS FIELDS, HOOSER PARK, HUMAN RESOURCES, KAB, LA LUZ FILTER PLANT, LANDFILL, LEISURE SERVICES, LIBRARY, LONGRIDGE, MIS-DPS, MIS-FINANCE, MIS-MUNICIPAL COURT, MUNICIPAL COURT, OREGON PARK, PARKS & REC DEPARTMENT, PARKS DEPARTMENT, PLANNING & ZONING, PUBLIC WORKS DEPARTMENT, PURCHASING, RECREATION CENTER, RSVP, SENIOR CENTER, SENIOR CENTER KITCHEN, STREET DEPARTMENT, STREET DEPT. EQUIPMENT, STREETS INFRASTRUCTURE, UTILITIES DEPARTMENT, UTILITY CONSTRUCTION, UTILITY MAINTENANCE, UTILITY WATER, WASHINGTON PARK, WASTE WATER TREAT. PLANT, WEED & DRAINAGE, WEED DEPARTMENT INVENTORY LISTING

Asset ID	Asset Tag Number	Asset Description	Asset Serial ID	Asset Model ID	Asset Purchase Cost	Asset Funding Sub Account	Asset Location Code	Asset Status Code	Asset Group
0000000000004995		ZOO FENCE/SPLIT FACE ROCK WALL			\$19,500.00	168ZO	ZOO	Active	GD
0000000000005010		ZOO/LIGHTS & POLES-PARKING LOT			\$21,361.24		ZOO	Active	GD
0000000000005079		EXHIBIT-ZOO/SMALL PRIMATEHOUSE			\$16,311.64		ZOO	Active	GD
168ZO - Total					\$721,550.26				
Overall - Total					\$460,620,253.18				

★ THIS IS THE TOTAL AS OF MAR.15,2023 WHEN INVENTORY LISTINGS WERE SENT OUT FOR THE ANNUAL VERIFICATION. THERE WERE ADDITIONAL ACQUISITIONS, TRANSFERS & DISPOSALS, THEREFORE THE BALANCE IS DIFFERENT FROM THE FYE 06/30/2023.

An inventory of the above listed items has been completed. Corrections have been noted and initialed. I certify the above inventory is correct for the reflected location.

PRINTED NAME _____ TITLE _____

As of June 30, 2023 ALL Fixed Asset TOTAL

TYLER - ALL ASSET TOTAL FY23										
ASSET	DESCRIPTION	STATUS	TYPE	CLASS CD	SUBCLASS	LOCATION	DATE ACQ	ACQ COST	UNIT COST	
00005144	SUBMERSIBLE PUMP/FLYGHGT-MV LIFT STATION	A	G	PA	164	WPP	04/10/23	22,048.00	22,048.00	
00005145	BLDG/WELL #6 RE-ROOF	A	P	PA	162	WPP	04/20/23	12,775.82	12,775.82	
00005146	BLDG/WELL #7 RE-ROOF	A	P	PA	162	wpp	04/20/23	12,445.81	12,445.81	
00005147	BLDG/ALAMO PLANT STORAGE BLDG RE-ROOF	A	P	PA	162	WPP	04/20/23	12,515.81	12,515.81	
00005148	BLDG/LOWER HEIGHTS WELL RE-ROOF	A	P	PA	162	WPP	04/20/23	25,615.81	25,615.81	
00005149	FORD/RANGER-1896, 2022	A	P	PA	164	WPP	06/09/23	42,912.00	42,912.00	
00005150	HVAC UNIT/CARRIER 6-TON #1	A	G	GD	164	GCCL	04/26/23	9,327.27	9,327.27	
00005151	HVAC UNIT/CARRIER 6-TON #2	A	G	GD	164	GCCL	04/26/23	9,327.27	9,327.27	
00005152	HVAC UNIT/CARRIER 6-TON #3	A	G	GD	164	GCCL	04/26/23	9,327.27	9,327.27	
00005153	HVAC UNIT/CARRIER 6-TON #4	A	G	GD	164	GCCL	04/26/23	9,327.27	9,327.27	
00005154	GC CLUBHOUSE ROOF-FY23	A	P	PD	162	GCCL	05/31/23	227,713.44	227,713.44	
00005155	GENERATOR/SCALEHOUSE BACKUP/LANDFILL	A	P	CA	164	LNDF	04/14/23	33,779.00	33,779.00	
								462,869,442.22	462,869,442.22	

#CA 11.2 ROLL FORWARD OF CAPITAL ASSETS FY23 DETAIL SUMMARY OF ASSET ACTIVITY (Recap)

#CA 111.2 ROLL FORWARD OF CAPITAL ASSETS FY23 DETAIL SUMMARY OF ASSET ACTIVITY (Recap)													
Asset Account 6/30/2022 Fixed Assets	Fund Number	FY22 Ending 6/30/2022 Fixed Assets Balance	FY2023 Additions		Net Transfers IN/(OUT)	Retirements	Total	Unadjusted FY22 Ending 6/30/2023 GL Balance	Period 13/14 CIP Additions	Period 13/14 CIP Deletions	Period 13/14 Fixed Assets Adjustments	Adjusted FY22 Ending 6/30/2023 GL Balance	
			FY2023 Additions	Acquisitions									
GOVERNMENTAL ACTIVITIES (Set up in Memo Fund 010)													
Non Depreciable Assets LAND	11	2,302,489.33		99,285.51			2,346,336.40	2,346,336.40				2,346,336.40	
	20	67,844.00				55,438.44	67,844.00	67,844.00				67,844.00	
	27	-											
	32	825,981.40		94,227.15			920,208.55	920,208.55				920,208.55	
	44	7,055,117.52		171,148.00			7,226,265.52	7,226,265.52				7,226,265.52	
	63	-											
	71	152,425.44					152,425.44	152,425.44				152,425.44	
75	10,403,857.69		364,660.66		55,438.44	10,713,079.91	10,713,079.91	-	-	-	10,713,079.91		
161 Total													
CIP	11	509,918.59					509,918.59	509,918.59	2,647,016.34	(1,570,091.12)		1,586,843.81	
	20	38,539.92					38,539.92	38,539.92	49,673.74	(88,213.66)			
	27												
	32	363,839.77					363,839.77	363,839.77	1,694,989.42	(750,708.75)		1,308,120.44	
	44	13,338,240.11					13,338,240.11	13,338,240.11	2,369,868.32	(10,023,741.15)		5,704,367.28	
	63	-											
	71	-							37,524.00	(37,524.00)			
75	-												
165 Total													
Depreciable Assets													
BUILDINGS & IMPROVEMENTS	11	21,265,600.36		301,773.11		5,000.00	21,562,373.47	21,562,373.47	-			21,562,373.47	
	20	1,482,217.07		49,673.74			1,531,890.81	1,531,890.81				1,531,890.81	
	27	29,218.66					29,218.66	29,218.66				29,218.66	
	32	9,984,460.01		328,859.34			10,321,319.35	10,321,319.35				10,321,319.35	
	44	169,133.68					169,133.68	169,133.68				169,133.68	
	63	-											
	71	3,758,725.98				5,119.10	3,753,606.88	3,753,606.88				3,753,606.88	
75	36,699,355.76		678,306.19		10,119.10	37,367,542.85	37,367,542.85	-	-	-	37,367,542.85		
162 Total													
MOTORIZED EQUIPMENT	11	9,467,821.01		888,032.00	39,547.00	61,816.00	10,333,584.01	10,333,584.01	-			10,333,584.01	
	20	159,953.99				41,691.68	118,262.31	118,262.31				118,262.31	
	27												
	32	2,066,174.60		265,092.50		42,892.00	2,288,375.10	2,288,375.10				2,288,375.10	
	44	3,948,844.47		441,961.06		279,273.40	4,111,532.13	4,111,532.13				4,111,532.13	
	63	17,735.00			27,772.00		45,507.00	45,507.00				45,507.00	
	71	459,149.22		143,107.50			602,256.72	602,256.72				602,256.72	
75	19,366.00					19,366.00	19,366.00				19,366.00		
164 Total													
UNSCHEDULED PROPERTY	11	3,732,563.49		598,040.47		9,000.00	4,321,603.96	4,321,603.96				4,321,603.96	
	20	42,762.59		38,539.92			81,302.51	81,302.51				81,302.51	
	27	96,509.16					96,509.16	96,509.16				96,509.16	
	32	892,767.14		352,616.54		6,841.21	1,238,542.47	1,238,542.47				1,238,542.47	
	44	148,549.07					148,549.07	148,549.07				148,549.07	
	63	15,000.00					15,000.00	15,000.00				15,000.00	
	71	193,547.09		25,309.73			218,856.82	218,856.82				218,856.82	
75	7,618.20					7,618.20	7,618.20				7,618.20		
166 Total													
INFRASTRUCTURE	11	1,105,796.45		478,845.01			1,584,641.46	1,584,641.46				1,584,641.46	
	20	97,878.03					97,878.03	97,878.03				97,878.03	
	27												
	32	8,402,015.86		193,279.68			8,595,295.54	8,595,295.54				8,595,295.54	
	44	186,421,187.57		9,985,741.15			196,406,928.72	196,406,928.72				196,406,928.72	
	63												
	71	160,066.81					160,066.81	160,066.81				160,066.81	
75	196,186,944.72		10,657,865.84			206,844,810.56	206,844,810.56				206,844,810.56		
168 Total													

Asset Account 6/30/2022	Fixed Assets	Fund	FY22 Ending 6/30/2022 Fixed Assets Balance	FY2023 Additions	Net Transfers IN/(OUT)	Retirements	Total	Unadjusted FY23 Ending 6/30/2023 GL Balance	Period 13/14 CIP Additions	Period 13/14 CIP Deletions	Period 13/14 Fixed Assets Adjustments	Adjusted FY23 Ending 6/30/2023 GL Balance
Total Government Activities (Set up in Memo Fund 010)												
161-LAND			10,403,657.69	364,660.66	-	55,438.44	10,713,079.91	10,713,079.91	-	-	-	10,713,079.91
165-CIP			14,250,538.39	-	-	-	14,250,538.39	14,250,538.39	6,819,071.82	(12,470,278.68)	-	8,599,331.53
162-BUILDINGS			678,306.19	678,306.19	-	10,119.10	1,356,612.29	1,356,612.29	-	-	-	1,356,612.29
164-MOTORIZED			16,139,044.29	1,738,193.06	67,319.00	425,673.08	17,511,883.27	17,511,883.27	-	-	-	17,511,883.27
166-UNSCHEDULED			1,014,506.56	1,014,506.56	-	15,841.21	2,044,854.33	2,044,854.33	-	-	-	2,044,854.33
168-INFRASTRUCTURE			196,186,944.72	10,657,865.84	-	-	206,844,810.56	206,844,810.56	-	-	-	206,844,810.56
Total Gov Activities			278,809,057.59	14,453,532.41	67,319.00	507,071.83	292,822,837.17	292,822,837.17	6,819,071.82	(12,470,278.68)	-	287,171,630.31
BUSINESS TYPE ACTIVITIES												
Non Depreciable Assets												
LAND			627,964.28	-	-	-	627,964.28	627,964.28	-	-	-	627,964.28
81			16,000.00	-	-	-	16,000.00	16,000.00	-	-	-	16,000.00
86			1,740,180.00	-	-	-	1,740,180.00	1,740,180.00	-	-	-	1,740,180.00
88			2,528,794.35	-	-	-	2,528,794.35	2,528,794.35	-	-	-	2,528,794.35
90			765,788.43	-	-	-	765,788.43	765,788.43	-	-	-	765,788.43
91			5,678,727.06	-	-	-	5,678,727.06	5,678,727.06	-	-	-	5,678,727.06
161 Total			6,618,258.99	-	-	-	6,618,258.99	6,618,258.99	3,484,749.71	(920,899.57)	-	9,182,119.13
CIP			15,548.75	-	-	-	15,548.75	15,548.75	228,369.89	(243,918.64)	-	-
81			183,466.25	-	-	-	183,466.25	183,466.25	-	-	-	-
86			6,817,273.99	-	-	-	6,817,273.99	6,817,273.99	3,713,119.60	(1,348,274.46)	-	9,182,119.13
90			-	-	-	-	-	-	-	-	-	-
91			-	-	-	-	-	-	-	-	-	-
165 Total			19,029,275.05	319,407.12	-	-	19,348,682.17	19,348,682.17	-	-	-	19,348,682.17
Depreciable Assets												
BUILDINGS & IMPROVEMENTS			74,711.86	-	-	-	74,711.86	74,711.86	-	-	-	74,711.86
81			144,482.89	-	-	-	144,482.89	144,482.89	-	-	-	144,482.89
86			3,042,155.27	-	-	-	3,042,155.27	3,042,155.27	-	-	-	3,042,155.27
88			628,148.46	-	-	-	628,148.46	628,148.46	-	-	-	628,148.46
90			22,918,773.53	-	-	-	22,918,773.53	22,918,773.53	-	-	-	22,918,773.53
91			8,545,267.04	-	-	-	8,545,267.04	8,545,267.04	-	-	-	8,545,267.04
162 Total			847,791.84	-	-	-	847,791.84	847,791.84	-	-	-	847,791.84
MOTORIZED VEHICLES			905,573.26	88,259.31	-	43,990.00	999,822.57	999,822.57	-	-	-	999,822.57
81			419,227.88	-	-	159,561.42	578,789.30	578,789.30	-	-	-	578,789.30
86			10,717,910.02	874,781.66	(67,319.00)	203,551.42	11,324,922.26	11,324,922.26	-	-	-	11,324,922.26
88			-	-	-	-	-	-	-	-	-	-
90			3,989,257.87	6,952.76	-	-	4,000,210.63	4,000,210.63	-	-	-	4,000,210.63
91			52,299.75	-	-	-	52,299.75	52,299.75	-	-	-	52,299.75
164 Total			9,145.00	-	-	-	9,145.00	9,145.00	-	-	-	9,145.00
UNSCHEDULED PROPERTY			99,518.87	-	-	-	99,518.87	99,518.87	-	-	-	99,518.87
81			197,537.31	-	-	-	197,537.31	197,537.31	-	-	-	197,537.31
86			4,347,758.80	6,952.76	-	-	4,354,711.56	4,354,711.56	-	-	-	4,354,711.56
88			-	-	-	-	-	-	-	-	-	-
90			114,836,619.48	595,209.75	-	-	115,431,829.23	115,431,829.23	-	-	-	115,431,829.23
91			259,404.26	-	-	-	259,404.26	259,404.26	-	-	-	259,404.26
166 Total			102,227.27	-	-	-	102,227.27	102,227.27	-	-	-	102,227.27
INFRASTRUCTURE			1,599,107.51	18,555.25	-	-	1,617,662.76	1,617,662.76	-	-	-	1,617,662.76
81			11,930,326.91	-	-	-	11,930,326.91	11,930,326.91	-	-	-	11,930,326.91
86			128,769,130.18	613,765.00	-	-	129,382,895.18	129,382,895.18	-	-	-	129,382,895.18
88			-	-	-	-	-	-	-	-	-	-
90			179,189,573.58	2,058,825.18	(67,319.00)	203,551.42	180,977,528.34	180,977,528.34	3,713,119.60	(1,348,274.46)	-	183,342,373.48
91			-	-	-	-	-	-	-	-	-	-
168 Total			179,189,573.58	2,058,825.18	(67,319.00)	203,551.42	180,977,528.34	180,977,528.34	3,713,119.60	(1,348,274.46)	-	183,342,373.48
Total Business Type			-	-	-	-	-	-	-	-	-	-

Asset Account 6/30/2022 Fixed Assets	Fund	FY22 Ending 6/30/2022 Fixed Asset Balance	FY2023 Additions FY23	Net Transfers IN (OUT)	Retirements	Total	Unadjusted FY23 Ending 6/30/2023 GL Balance	Period 13/14 CIP Additions	Period 13/14 CIP Deletions	Period 13/14 Fixed Assets Adjustments	Adjusted FY23 Ending 6/30/2023 GL Balance
COMPONENT UNIT											
Non Depreciable Assets											
LAND	94	1,526,004.74				1,526,004.74	1,526,004.74				1,526,004.74
161 Total		1,526,004.74				1,526,004.74	1,526,004.74				1,526,004.74
CIP	94	603,371.30				603,371.30	603,371.30	20,636.33			624,007.63
165 Total		603,371.30				603,371.30	603,371.30	20,636.33			624,007.63
Depreciable Assets											
BUILDING & IMPROV.	94	280,003.54				280,003.54	280,003.54				280,003.54
162 Total		280,003.54				280,003.54	280,003.54				280,003.54
MECHANIZED EQUIP.	94	5,060,096.96				5,060,096.96	5,060,096.96				5,060,096.96
164 Total		5,060,096.96				5,060,096.96	5,060,096.96				5,060,096.96
UNSCHED. PROPERTY	94	243,362.15				243,362.15	243,362.15				243,362.15
166 Total		243,362.15				243,362.15	243,362.15				243,362.15
INFRASTRUCTURE	94	2,486,162.80				2,486,162.80	2,486,162.80				2,486,162.80
168 Total		2,486,162.80				2,486,162.80	2,486,162.80				2,486,162.80
Total Component		10,199,003.49				10,199,003.49	10,199,003.49	20,636.33			10,219,639.82
Total Fixed Assets		488,197,634.66	17,053,614.49		710,623.25	484,540,625.90	484,540,625.90	10,552,827.75	(13,818,563.14)		481,274,900.51

TOTAL FUND 011	153,646,642.71	TOTAL FUND 011	41,735,383.11	TOTAL FUND 081	157,851,275.83
TOTAL FUND 020	1,250,207.71	TOTAL FUND 020	1,897,177.66	TOTAL FUND 086	1,250,207.71
TOTAL FUND 027	1,996,035.16	TOTAL FUND 027	125,727.82	TOTAL FUND 088	1,996,035.16
TOTAL FUND 032	8,172,142.76	TOTAL FUND 032	24,671,861.45	TOTAL FUND 090	8,483,337.21
TOTAL FUND 044	14,124,545.24	TOTAL FUND 044	213,766,776.40	TOTAL FUND 091	13,781,517.57
TOTAL FUND 063	32,735.00	TOTAL FUND 063	60,507.00	TOTAL BUSINESS	183,342,373.48
TOTAL FUND 071	4,723,914.54	TOTAL FUND 071	4,887,212.67	TOTAL COMPONENT	10,760,896.72
TOTAL FUND 075	26,984.20	TOTAL FUND 075	26,984.20	TOTAL FIXED ASSETS	481,274,900.51
TOTAL GOV.	278,809,057.59	TOTAL GOV.	287,171,630.31		
TOTAL COMPONENT	488,197,634.66	TOTAL COMPONENT	488,197,634.66		
TOTAL FIXED ASSETS		TOTAL FIXED ASSETS			

0 *

0 *

481,274,900.51 +

LESS GOV'T CIP
LESS BUSINESS CIP
LESS COMPONENT CIP
TOTAL FIXED ASSETS

8,599,331.55 -

9,182,119.13 -

624,007.63 -

482,869,442.22 *

0 *

0 *

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/28/2023

Report No: 10.

Submitted By: Evelyn Huff

Subject: Consider, and act upon, Resolution 2023-57 relating to a rate increase of 3.50% effective January 1, 2024 for residential solid waste collection through Southwest Disposal. (*Evelyn Huff, Finance Director*) **(Roll Call Vote Required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Staff recommends approval per agreement with Southwest Disposal.

Background: Notification of a rate adjustment from Southwest Disposal is required under Section 7.5 Adjustments to Service Fee Municipal Solid Waste Agreement with Waste Connections of New Mexico, Inc. d/b/a SOUTHWEST DISPOSAL dated February 1, 2020.

As stated in the notice from Southwest Disposal dated October 25, 2023 the rate adjustment is an increase in the monthly residential charge of 3.28% as well as increases for overload services and city facilities.

Residential Service	\$0.37 per month
Overload Service	\$1.85 per unit
City facilities	\$421.84 per month

NOTE: These are the rates Southwest Disposal charges the city for solid waste pick-up. Residential customers are charged, in addition to the SW Disposal rates, \$3.20 per month convenience center fee and \$2.71 per month tipping/admin fee. The current monthly charge to residential customers is \$17.33. If the increase is approved the monthly charge will increase to \$17.70 per month.

RESOLUTION NO. 2023-57

A RESOLUTION REQUESTING THE APPROVAL OF THE RATE INCREASE FOR RESIDENTIAL SOLID WASTE COLLECTION THROUGH SOUTHWEST DISPOSAL.

WHEREAS, the City of Alamogordo, New Mexico provides residential solid waste collection services to the City's residents; and

WHEREAS, the CITY provides the residential solid waste collection services through an agreement with an independent contractor; and

WHEREAS, the agreement provides that the rates for residential solid waste collection services may be revised annually.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ALAMOGORDO, NEW MEXICO, that the rates for residential solid waste collection and related services as specified in Exhibit "A" be adopted and become effective January 1, 2024.

PASSED, APPROVED AND ADOPTED by the Governing Body of the City of Alamogordo, New Mexico, at a Regular Meeting held this 5th day of December 2023.

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

By: _____
Susan L. Payne, Mayor

ATTEST:

Rachel Hughs, City Clerk

PPROVED AS TO FORM:

Ashley Smith, City Attorney

EXHIBIT "A"

Resolution No. _____

Residential and Other Solid Waste Collection: Effective January 1, 2024

Curb or alley collection	\$17.70 mo.
Overload Service	\$58.10 per unit
Other:	
City owned facilities	\$13,282.73 mo.



Dave Nunnelley
Public Works Director
City of Alamogordo

October 25, 2023

Re: Request annual rate increase

Dear Mr. Nunnelly

We at Southwest Disposal would like to thank you and the City of Alamogordo for your business. Per the terms of our current waste collection contract, Southwest Disposal requests a 3.28% rate increase in the monthly unit rates effective January 1, 2024. This increase is based on the All-Items Consumer Price Index, All Urban Consumers, U.S. City Average as published by the U.S. Department of Labor, Bureau of Statistics as indicated on the attached schedule from October 1, 2022, through September 30, 2023.

Changes to be as follows;

1. Residential service increase from \$11.42 to \$11.79 per unit.
2. Overload service increase from \$56.25 to \$58.1 per unit.
3. City owned facilities increase from \$12,860.89 to \$13,282.73

Again we wish to thank the City for allowing Southwest Disposal to provide your service. If I can provide you with additional information or answer any questions you may have, please give us a call.

Sincerely,

Rex McCourt
District Manager

CPI change 10/1/22 to 9/30/23 calculation

Index for October 2022 298.012

Index for September 2023 307.789

Change 9.8

Calculation of CPI %

9.8/298.012=.0328845

	CPI increase	3.28%	With CPI New rate
Residential rate	11.42	0.37	11.79
Overload	56.25	1.85	58.10
Commercial	12860.89	421.84	13282.73

CPI for All Urban Consumers (CPI-U)
Original Data Value

Series Id: CUUR0000SA0
 Not Seasonally Adjusted
 Series Title: All items in U.S. city average, all urban consumers, not
 Area: U.S. city average
 Item: All items
 Base Period: 1982-84=100
 Years: 1984 to 2023

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
1984	101.9	102.4	102.6	103.1	103.4	103.7	104.1	104.5	105.0	105.3	105.3	105.3
1985	105.5	106.0	106.4	106.9	107.3	107.6	107.8	108.0	108.3	108.7	109.0	109.3
1986	109.6	109.3	108.8	108.6	108.9	109.5	109.5	109.7	110.2	110.3	110.4	110.5
1987	111.2	111.6	112.1	112.7	113.1	113.5	113.8	114.4	115.0	115.3	115.4	115.4
1988	115.7	116.0	116.5	117.1	117.5	118.0	118.5	119.0	119.8	120.2	120.3	120.5
1989	121.1	121.6	122.3	123.1	123.8	124.1	124.4	124.6	125.0	125.6	125.9	126.1
1990	127.4	128.0	128.7	128.9	129.2	129.9	130.4	131.6	132.7	133.5	133.8	133.8
1991	134.6	134.8	135.0	135.2	135.6	136.0	136.2	136.6	137.2	137.4	137.8	137.9
1992	138.1	138.6	139.3	139.5	139.7	140.2	140.5	140.9	141.3	141.8	142.0	141.9
1993	142.6	143.1	143.6	144.0	144.2	144.4	144.4	144.8	145.1	145.7	145.8	145.8
1994	146.2	146.7	147.2	147.4	147.5	148.0	148.4	149.0	149.4	149.5	149.7	149.7
1995	150.3	150.9	151.4	151.9	152.2	152.5	152.5	152.9	153.2	153.7	153.6	153.5
1996	154.4	154.9	155.7	156.3	156.6	156.7	157.0	157.3	157.8	158.3	158.6	158.6
1997	159.1	159.6	160.0	160.2	160.1	160.3	160.5	160.8	161.2	161.6	161.5	161.3
1998	161.6	161.9	162.2	162.5	162.8	163.0	163.2	163.4	163.6	164.0	164.0	163.9
1999	164.3	164.5	165.0	166.2	166.2	166.2	166.7	167.1	167.9	168.2	168.3	168.3
2000	168.8	169.8	171.2	171.3	171.5	172.4	172.8	172.8	173.7	174.0	174.1	174.0
2001	175.1	175.8	176.2	176.9	177.7	178.0	177.5	177.5	178.3	177.7	177.4	176.7
2002	177.1	177.8	178.8	179.8	179.8	179.9	180.1	180.7	181.0	181.3	181.3	180.9
2003	181.7	183.1	184.2	183.8	183.5	183.7	183.9	184.6	185.2	185.0	184.5	184.3
2004	185.2	186.2	187.4	188.0	189.1	189.7	189.4	189.5	189.9	190.9	191.0	190.3
2005	190.7	191.8	193.3	194.6	194.4	194.5	195.4	196.4	198.8	199.2	197.6	196.8
2006	198.3	198.7	199.8	201.5	202.5	202.9	203.5	203.9	202.9	201.8	201.5	201.8
2007	202.416	203.499	205.352	206.686	207.949	208.352	208.299	207.917	208.490	208.936	210.177	210.036
2008	211.080	211.693	213.528	214.823	216.632	218.815	219.964	219.086	218.783	216.573	212.425	210.228
2009	211.143	212.193	212.709	213.240	213.856	215.693	215.351	215.834	215.969	216.177	216.330	215.949
2010	216.687	216.741	217.631	218.009	218.178	217.965	218.011	218.312	218.439	218.711	218.803	219.179
2011	220.223	221.309	223.467	224.906	225.964	225.722	225.922	226.545	226.889	226.421	226.230	225.672
2012	226.665	227.663	229.392	230.085	229.815	229.478	229.104	230.379	231.407	231.317	230.221	229.601
2013	230.280	232.166	232.773	232.531	232.945	233.504	233.596	233.877	234.149	233.546	233.069	233.049
2014	233.916	234.781	236.293	237.072	237.900	238.343	238.250	237.852	238.031	237.433	236.151	234.812
2015	233.707	234.722	236.119	236.599	237.805	238.638	238.654	238.316	237.945	237.838	237.336	236.525
2016	236.916	237.111	238.132	239.261	240.229	241.018	240.628	240.849	241.428	241.729	241.353	241.432
2017	242.839	243.603	243.801	244.524	244.733	244.955	244.786	245.519	246.819	246.663	246.669	246.524
2018	247.867	248.991	249.554	250.546	251.588	251.989	252.006	252.146	252.439	252.885	252.038	251.233
2019	251.712	252.776	254.202	255.548	256.092	256.143	256.571	256.558	256.759	257.346	257.208	256.974
2020	257.971	258.678	258.115	256.389	256.394	257.797	259.101	259.918	260.280	260.388	260.229	260.474
2021	261.582	263.014	264.877	267.054	269.195	271.696	273.003	273.567	274.310	276.589	277.948	278.802
2022	281.148	283.716	287.504	289.109	292.296	296.311	296.276	296.171	296.808	298.012	297.711	296.797
2023	299.170	300.840	301.836	303.363	304.127	305.109	305.691	307.026	307.789			

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/28/2023

Report No: 11.

Submitted By: Evelyn Huff

Subject: Consider, and act upon, the Investment Report for the quarter ending September 30, 2023 in accordance with the City of Alamogordo Investment Ordinance. (*Sue Ashe, Accounting Manager*)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact: None

Recommendation: Accept the Quarterly Investment Report for the period ending September 30, 2023.

Background: The City of Alamogordo ended the quarter with an investment portfolio totaling \$83,646,888. The portfolio was made up of:

State Investment Pool	\$ 5,881	or	0.01%
Short Term Investments	\$ 3,883,796	or	4.64%
US Treasury Notes/Agency Bonds	\$ 43,555,457	or	52.07%
Certificates of Deposits	\$ 36,201,754	or	43.28%
Total Investments:	\$ 83,646,888		100.00%

Total gains (losses) for the quarter ended September 30, 2023 on maturities and/or called agency notes were \$0. Interest earned during the quarter on a cash basis was \$ 131,482.

Interest Income Budget Comparison for all Funds is as follows:

Interest Earned Budget	\$ 889,401	
Interest Received to Date	\$ 515,749	57.99% of budget

Note: The investments mature at different times throughout the year and 55.48% of the investments mature within three years. They are reinvested as they mature, so that they continue to roll over to be available for projects when needed. The difference between the above total and the Investment Summary is accrued interest of \$19,691.67

**CITY OF ALAMOGORDO
ANALYSIS OF INVESTMENT AND YIELDS
TWELVE MONTHS ENDED**

MONTH	(1) TOTAL INVESTMENTS	(2) RETURN ON INVESTMENTS	(3) YIELDS ON INVESTMENTS	TOTAL RETURN ON INVESTMENTS
October 2022	77,277,711	64,429	1.000%	64,429
November 2022	77,343,110	65,400	1.015%	65,400
December 2022	77,429,032	86,944	1.347%	86,944
January 2023	77,465,637	36,604	0.567%	36,604
February 2023	82,410,721	195,534	2.847%	195,534
March 2023	82,312,641	200,714	2.926%	200,714
April 2023	80,939,746	93,632	1.388%	93,632
May 2023	83,034,152	94,407	1.364%	94,407
June 2023	83,154,605	102,452	1.478%	102,452
July 2023	83,245,302	90,697	1.307%	90,697
August 2023	83,490,282	244,980	3.521%	244,980
September 2023	83,666,579	176,297	2.529%	176,297
ANNUAL AVERAGE	80,980,793	121,008	1.7743%	\$121,008
12 MONTH TOTALS		1,452,091	1.7931%	1,452,091
			This Quarter	511,975

(1) AVERAGE TOTAL INVESTMENTS (BOOK VALUE)

(2) ALL RETURNS AND YIELDS ARE CALCULATED ON A CASH BASIS

(3) AVERAGE YIELD ON INVESTMENTS

CITY OF ALAMOGORDO
INVESTMENT SUMMARY
BY FUND
September 30, 2023

FUND NO.	FUND DESCRIPTION	PER FUND INVESTMENT
11	GENERAL OPERATING	14,332,122.48
12	INTERNAL SERVICE	
15	CORRECTIONS-CITY EXPENSE	
16	LODGER'S TAX-PROMOTIONS	176,814.24
17	POLICE COURT BONDS	
19	COURT AUTOMATION	
20	LODGER'S TAX-CITY SHARE	244,528.87
21	D.A.R.E. DONATIONS	16,695.15
22	GIFT FUND	
24	CAPITAL IMPRO	
27	MUNICIPAL COURT	
28	POLICE CONTINGENCY	55,560.75
31	CEMETERY-PERPETUAL CARE	825,000.95
32	COMMUNITY SERVICES	
33	FIRE PROTECTION FUND	685,087.04
36	LAW ENFORCEMENT	
37	ST HIGHWAY CLEANUP	67,039.02
38	TRAFFIC SAFETY	49,710.70
39	STATE JUDICIAL	
40	AIRPORT IMPROVEMENTS	
42	84 GRT	3,396,593.68
44	TRANSPORTATION FUND	
48	NEW MEXICO C.D.B.G.	
49	86 GRT	4,433,513.83
50	PROPERTY ACQUISITION	
53	GO BOND P&I	905,541.22
54	REVERSE OSMOSIS PRJ RSV	
56	99 GRT FLOOD CONTROL	
59	GRT P & I	-
61	91 GRT INFRASTRUCTURE	1,668,386.47
63	ENGINEERING	
69	94 GROSS RECEIPTS TAX	3,694,725.53
71	SENIOR CENTER III	-
74	SENIOR GIFT FUND	92,182.34
75	SENIOR CENTER RSVP	
81	WATER/SEWER OPERATIONS	15,723,466.13
82	1998 JT. WATER/SEWER BOND P&I	41,113.38
86	SOLID WASTE	645,854.81
88	BONITO LAKE	353,974.70
89	ESGRT .0625%	1,639,468.31
90	GOLF COURSE	
91	AIRPORT	
94	LANDFILL OPERATIONS	3,194,017.41
96	FLEET COLLISION	464,925.01
98	PAYROLL CLEARING	

104	UTILITY DEPOSITS	623,181.76
105	ECONOMIC DEVELOPMENT GRT	6,737,865.64
107	LIABILITY/DEDUCTABLE INSURANCE	686,726.45
109	2004 CAPITAL OUTLAY GRT	15,255,930.67
113	09 GO BOND	
114	SIDEWALK REVOLVING LOANS	147,354.34
115	CORP ESCROW ACCOUNT	
116	REG WATER SUPPLY TRANS LN	
117	2011 JT W/S REF/IMP REV BOND	
119	11 GRT REF/IMP REV BOND	163,254.05
121	2015 GO BONDS-FUN CENTER	92,496.50
122	2015 GO BONDS - STREETS	179,243.55
124	AMERICAN RESCUE PLAN ACT	7,074,204.42
901	HOUSING LOW RENT OPER	-
903	HOUSING HOMEOWNERSHIP OPR	-
904	HOUSING CAPITAL FUND PRJ	

TOTAL:	83,666,579.40
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INSTITUTION INVESTED IN	INV TYPE	CUSIP	INVESTMENT AMOUNT	MARKET	MARKET GAIN	RATE OF RETURN	MATURITY DATE	PURCHASE DATE	FY 23 - 24 Y-T-D
			BOOK VALUE	VALUE	(LOSS)				EARNINGS
ST. INVESTMENT POOL - COA	ST. INVEST POOL-COA		5,880.80	\$5,880.80	0	1.907%	DAILY	N/A	76.05
First Savings Bank (CD# 81186796)	CD		-	-	0	1.250%	02/07/23	02/07/18	-
First Savings Bank (CD# 81186944)	CD		-	-	0	1.250%	03/22/23	03/22/18	-
First Savings Bank (CD# 81187231)	CD		587,421.49	587,421.49	0	0.800%	02/10/24	02/10/19	2,506.32
First Savings Bank (CD# 81187926)	CD		285,589.98	285,589.98	0	1.250%	03/15/23	03/12/18	1,318.40
First Savings Bank (CD#13312297)	CD		-	-	0	1.000%	02/07/23	02/07/18	-
First Savings Bank (CD# 13401520)	CD		1,115,367.57	1,115,367.57	0	1.000%	03/12/23	03/12/18	5,148.98
First Savings Bank (Money Market 2072498156)	MM		1,442,734.79	1,442,734.79		1.000%		02/22/23	15,179.69
Bank '34 (CD#0101004984)	CD		-	-	0	1.650%	02/08/23	02/08/18	-
Pioneer Bank (CD#30100640)	CD		287,485.00	287,485.00	0	1.600%	02/12/23	02/12/18	1,140.35
Bank of the West (CD#029771907)	CD		0.16	0.16	0	1.600%	03/20/23	03/20/18	-
Washington Federal (CD# 172-200282-9)	CD		8.00	8.00	0	2.050%	03/22/23	03/22/18	-
Washington Federal (CD# 172-200283-7)	CD		-	-	0	1.250%	04/09/23	04/09/18	-
					0				
Moreton (BMW Bk North Amer Salt Lake	CD	05580ANM2	-	-	0	3.250%	07/13/23	07/13/18	2,825.10
Moreton (EnerBank USA Salt Lake City)	CD	29278TKP4	250,000.00	\$242,090.00	(7,910)	1.950%	08/15/24	08/15/19	1,228.76
Moreton (Encore BK Little Rock ARK)	CD	29260MAN5	250,000.00	\$249,400.00	(600)	1.750%	10/23/23	10/23/19	1,102.75
Moreton (Live Oak BKG CO NC)	CD	538036HC1	250,000.00	\$248,195.00	(1,805)	1.800%	12/11/23	12/11/19	1,134.24
Moreton (Signature BK of ARK)	CD	82669LJM6	250,000.00	\$247,730.00	(2,270)	1.700%	12/27/23	12/27/19	1,071.24
Moreton (Central BK Little Rock ARK)	CD	152577AR3	250,000.00	\$236,077.50	(13,923)	1.650%	03/13/25	03/13/20	1,039.72
Moreton (Ultima MK Minn Winger)	CD	90385LCY3	-	-	0	1.050%	09/02/23	03/20/20	661.65
Moreton (Cornhusker Bank Lincoln)	CD	219255AJ5	250,000.00	\$233,790.00	(16,210)	1.100%	03/28/25	03/30/20	459.59
Moreton (Pacific Westn BK)	CD	69506YRH4	250,000.00	\$244,435.00	(5,565)	1.300%	04/16/24	04/16/20	-
Moreton (Celtic Bk Salt Lake City Utah)	CD	15118RUW5	249,961.84	\$234,507.50	(15,454)	1.450%	04/17/25	04/17/20	875.55
Moreton (Evergreen BK Group Oak Brook)	CD	300185JL0	250,000.00	\$244,055.00	(5,945)	1.200%	04/22/24	04/22/20	756.16
Moreton (First Natl BK McGregor Tex)	CD	32112UDQ1	250,000.00	\$243,980.00	(6,020)	1.300%	04/29/24	04/28/20	819.18
Moreton (Apex Bk Camden)	CD	03753XBK5	250,000.00	\$232,060.00	(17,940)	0.950%	05/08/25	05/08/20	598.63
Moreton (Old MO Bk Springfield)	CD	68002LBU1	250,000.00	\$242,335.00	(7,665)	0.550%	05/15/24	05/15/20	346.57
Moreton (Union ST Bk Clay Ctr)	CD	908414BW4	250,000.00	\$248,615.00	(1,385)	0.500%	11/09/23	05/12/20	315.06
Moreton (Malaga BK Palos Verdes)	CD	56102AAH9	250,000.00	\$230,305.00	(19,695)	0.650%	05/28/25	05/28/20	409.58
Moreton (Merrick BK South Jordan)	CD	59013KHV1	250,000.00	\$230,870.00	(19,130)	0.800%	05/29/25	05/29/20	504.10
Moreton (Financial Fed Svgs Bk)	CD	31749TBJ5	250,000.00	\$230,275.00	(19,725)	0.650%	05/29/25	05/29/20	409.58
Moreton (Jonesbror ST Bk)	CD	48040PGX7	250,000.00	\$230,870.00	(19,130)	0.800%	05/29/25	05/29/20	504.10
Moreton (Profinium Finl Inc.)	CD	74316VEZ4	250,000.00	\$231,565.00	(18,435)	0.500%	05/29/25	05/29/20	315.06
Moreton (Freedom Finl Bk West Des)	CD	35637RDD6	250,000.00	\$241,667.50	(8,333)	0.450%	05/29/24	05/29/20	283.57
Moreton (Tri-County TR CO)	CD	89556YAL0	250,000.00	\$247,955.00	(2,045)	3.500%	11/29/23	05/29/20	252.05
Moreton (Southern STS Bk Anniston)	CD	843879DC8	250,000.00	\$241,272.50	(8,728)	0.500%	06/12/24	06/12/20	315.06
Moreton (Preferred Bk Los Angeles)	CD	740367LK1	250,000.00	\$228,870.00	(21,130)	0.550%	07/02/25	07/02/20	346.57
Moreton (Enterprise Bk NA NB)	CD	29367QCZ9	250,000.00	\$221,345.00	(28,655)	0.850%	06/05/26	06/05/20	535.62
Moreton (1st Finl Bk USA Dakota Dunes)	CD	32022RNR4	250,000.00	\$240,840.00	(9,160)	0.400%	06/19/24	06/19/20	252.05
Moreton (Bristol Morgan Bk Oakfield)	CD	110087AK9	250,000.00	\$234,615.00	(15,385)	0.450%	12/19/24	06/19/20	283.57
Moreton (Vision Bk St Louis PK)	CD	92834ABN5	250,000.00	\$230,670.00	(19,330)	0.600%	06/30/25	06/30/20	250.69
Moreton (Bankwell Bk New Canaan)	CD	06654BCH2	-	-	0	0.400%	07/06/23	07/06/20	495.89
Moreton (Tandem Bk Tucker)	CD	87537YAB0	249,883.22	\$229,852.50	(20,031)	0.550%	06/23/25	06/22/20	346.57
Moreton (Exchange Bk Gibbon Neb)	CD	301074DV9	249,883.22	\$234,750.00	(15,133)	0.550%	12/24/24	06/24/20	346.57
Moreton (Independence Bk Owensboro)	CD	45340KFP9	249,883.22	\$237,695.00	(12,188)	0.550%	09/24/24	06/24/20	346.57
Moreton (Suthrn Bancorp Bk Arkadelphia)	CD	84223QAN7	249,893.84	\$236,530.00	(13,364)	0.500%	10/25/24	06/26/20	315.06
Moreton (Franklin Savings Bk)	CD	354632AF8	249,915.07	\$240,470.00	(9,445)	0.400%	06/28/24	06/29/20	252.05
Moreton (Bank Princeton New Jersey)	CD	064520BC2	249,904.45	\$240,595.00	(9,309)	0.450%	06/28/24	06/30/20	188.02
Moreton (Meridian Bk Paoli PA)	CD	58958PHG2	-	-	0	0.300%	07/28/23	07/30/20	121.23
Moreton (Farmers & Merchants BK Col)	CD	30781JAP5	249,893.84	\$227,832.50	(22,061)	0.500%	07/29/25	07/29/20	315.06
Moreton (Texas Exchange Bk Crowley)	CD	88241TJB7	249,798.29	\$220,980.00	(28,818)	0.950%	07/17/26	07/17/20	598.63
Moreton (Bank VY Bellwood Neb)	CD	06543PCL7	-	-	0	0.200%	08/18/23	08/19/20	124.67
Moreton (First Natl Bk of Albany Tex)	CD	32117WAT9	249,936.30	\$238,080.00	(11,856)	0.300%	08/28/24	08/28/20	189.04
Moreton (BMO Harris BK Natl Assn)	CD	05600XAV2	250,000.00	\$232,620.00	(17,380)	0.500%	02/27/25	08/27/20	315.07
Moreton Lincoln 1st BK Lincoln Pk)	CD	53362LBE3	249,893.84	\$227,437.50	(22,456)	0.500%	08/11/25	08/12/20	315.06
Moreton (Northeast Cmnty Bk White)	CD	664122AF5	249,904.45	\$226,970.00	(22,934)	0.450%	08/20/25	08/20/20	283.57
Moreton (Bank3 Memphis Tenn)	CD	06653LAP5	249,915.07	\$226,500.00	(23,415)	0.400%	08/28/25	08/28/20	252.05

INSTITUTION INVESTED IN	INV TYPE	CUSIP	INVESTMENT AMOUNT	MARKET	MARKET GAIN	RATE OF RETURN	MATURITY DATE	PURCHASE DATE	FY 23 - 24 Y-T-D
			BOOK VALUE	VALUE	(LOSS)				EARNINGS
Moreton (Home LN Invt Bk F S B Warwick)	CD	43719LAF2	249,915.07	\$226,467.50	(23,448)	0.400%	08/29/25	08/31/20	252.05
Moreton (First Choice BK Cerritos Calif)	CD	319461CX5	249,936.30	\$237,322.50	(12,614)	0.300%	09/18/24	09/18/20	189.04
Moreton (Bridgewater Bk Bloomington)	CD	108622KT7	249,915.07	\$225,947.50	(23,968)	0.400%	09/16/25	09/18/20	252.05
Moreton (American Comm Bk NA Bremen GA)	CD	02519TBB1	249,915.07	\$225,762.50	(24,153)	0.400%	09/22/25	09/22/20	252.05
Moreton (First Natl Bk Amer E Lansing)	CD	32110YQS7	249,915.07	\$225,670.00	(24,245)	0.400%	09/25/25	09/25/20	252.05
Moreton (First Coml Bk Jackson Miss)	CD	31984GFK0	249,936.30	\$230,807.50	(19,129)	0.300%	03/31/25	09/30/20	125.34
Moreton (JPMorgan Chase Bk)	CD	48128UNC9	249,498.63	\$225,785.00	(23,714)	0.400%	09/30/25	09/30/20	-
Moreton (Insbank Nashville Tenn)	CD	45776NDV5	244,916.77	\$221,019.40	(23,897)	0.400%	09/30/25	10/15/20	163.78
Moreton (Magnolia BK INC KY)	CD	559582AL5	249,915.07	\$230,217.50	(19,698)	0.400%	04/30/25	10/30/20	167.12
Moreton (Uinta BK MTN View WYO)	CD	903572EX9	249,915.07	\$224,647.50	(25,268)	0.400%	10/30/25	10/30/20	167.12
Moreton (Grand Bk Tulsa Okla)	CD	38522ABN5	249,968.15	\$247,887.50	(2,081)	0.150%	11/27/23	11/25/20	94.52
Moreton (Banccentral Natl Assn Alva)	CD	05890NBB6	250,000.00	\$247,745.00	(2,255)	0.150%	11/30/23	11/30/20	-
Moreton (First Glen Bk Rowland Heights)	CD	320337DX3	249,936.30	\$235,157.50	(14,779)	0.300%	11/20/24	11/20/20	189.04
Moreton (Old Dominion Natl Bk North CD)	CD	679585AS8	249,915.07	\$224,250.00	(25,665)	0.400%	11/13/25	11/13/20	252.05
Moreton (Oakstar Bk NA Springfield MO)	CD	67389LAR4	249,915.07	\$223,832.50	(26,083)	0.400%	11/20/25	11/20/20	252.05
Moreton (Landmark Community Bank)	CD	51507LCA0	249,904.45	\$224,150.00	(25,754)	0.450%	11/25/25	11/25/20	283.57
Moreton (Security Bk & TR CO Paris CD)	CD	814010CK8	250,000.00	\$215,020.00	(34,980)	0.450%	11/13/26	11/13/20	-
Moreton (Prospect Bk Paris ILL)	CD	74349KCS7	249,936.30	\$234,207.50	(15,729)	0.300%	12/18/24	12/18/20	189.04
Moreton (Transportation Alliance Bk Inc.)	CD	89388CEE4	249,936.30	\$234,207.50	(15,729)	0.300%	12/18/24	12/18/20	189.04
Moreton (1st Sec Bk of Wash Mountlake)	CD	33625CDY2	249,946.92	\$233,652.50	(16,294)	0.250%	12/30/24	12/30/20	104.45
Moreton (Bank Grove Okla)	CD	06246PCB9	249,915.07	\$222,255.00	(27,660)	0.400%	01/22/26	01/22/21	252.05
Moreton (Connectone Bk Englewood)	CD	20786ADE2	249,904.45	\$222,525.00	(27,379)	0.450%	01/22/26	01/22/21	283.57
Moreton (BankUnited Natl Assn)	CD	066519QC6	250,000.00	\$223,182.50	(26,818)	0.550%	01/22/26	01/22/21	342.81
Moreton (Chambers BK Davnille AK)	CD	157767AG9	250,000.00	\$222,615.00	(27,385)	0.450%	01/27/26	01/27/21	557.88
Moreton (First Reliance Bk SC)	CD	33615RGB8	249,936.30	\$232,830.00	(17,106)	0.300%	01/29/25	01/29/21	189.04
Moreton (Community West Bk Goleta)	CD	20415QHH5	249,968.15	\$245,632.50	(4,336)	0.150%	01/29/24	01/29/21	94.52
Moreton (Metropolitan Cap Bk Chicago IL)	CD	591803CA7	250,012.38	\$215,497.50	(34,515)	0.550%	11/18/26	02/19/21	681.85
Moreton (Legacy Bk & Tr CO, Rogersville)	CD	52470QAS3	249,904.45	\$221,572.50	(28,332)	0.450%	02/26/26	02/26/21	283.57
Moreton (Sunwest Bak Irvine Calif)	CD	86804DCT3	249,851.37	\$213,762.50	(36,089)	0.700%	03/05/27	03/05/21	441.10
Moreton (FNB Oxford BK)	CD	30259XAW2	249,840.75	\$213,822.50	(36,018)	0.750%	03/19/27	03/19/21	472.61
Moreton (Home Savings Bk Chanute KS)	CD	43733WAH6	248,991.78	\$214,512.50	(34,479)	0.800%	03/19/27	03/19/21	1,008.22
Moreton (American Natl Bk-Fox Cty)	CD	02772JCH1	249,938.36	\$236,872.50	(13,066)	0.300%	09/30/24	04/06/21	127.40
Moreton (Third Fed Svgs & Ln Assn)	CD	88413QCW6	250,000.00	\$244,790.00	(5,210)	0.200%	02/22/24	04/06/21	247.95
Moreton (Guaranty St Bk o Beloit)	CD	401228BJ9	249,957.53	\$242,935.00	(7,023)	0.200%	04/15/24	04/14/21	126.04
Moreton (Goldman Sachs Bk USA N Y)	CD	38149MWH2	249,808.90	\$222,050.00	(27,759)	0.900%	05/19/26	05/19/21	567.13
Moreton (Peoples Svgs BK)	CD	71224LAB0	249,861.99	\$222,400.00	(27,462)	0.650%	05/19/26	05/19/21	409.58
Moreton (Sandhills St Bk Bassett NEB)	CD	800037AP8	249,830.14	\$212,795.00	(37,035)	0.800%	05/21/27	05/21/21	504.10
Moreton (National BK Comm Superior)	CD	633368FE0	249,872.60	\$220,155.00	(29,718)	0.600%	05/21/26	05/21/21	378.09
Moreton (Gulf Atlantic Bk Key West)	CD	40216LAG4	249,946.92	\$234,847.50	(15,099)	0.250%	11/25/24	05/25/21	157.53
Moreton (Bank Little Chute Wis)	CD	05549CHK9	249,946.92	\$241,380.00	(8,567)	0.250%	05/28/24	05/28/21	157.53
Moreton (Poppy Bk Santa Rosa Calif)	CD	73319FBB4	249,915.07	\$227,430.00	(22,485)	0.400%	07/28/25	05/28/21	252.05
Moreton (Spring Bk Bronx NY)	CD	849430BM4	250,000.00	\$219,350.00	(30,650)	0.500%	05/28/26	05/28/21	315.06
Moreton (Webbank Salt Lake City)	CD	947547MZ5	249,968.49	\$241,520.00	(8,448)	0.300%	05/28/24	05/28/21	-
Moreton (Mega BK San Gabriel Calif)	CD	58517JAL6	250,000.00	\$240,365.00	(9,635)	0.200%	06/24/24	06/22/21	-
Moreton (First Bk Hamilton New Jersey)	CD	319137AZ8	250,000.00	\$228,702.50	(21,298)	0.350%	06/11/25	06/11/21	220.56
Moreton (Pinnacle Bk Jasper ALA)	CD	723451BX7	250,000.00	\$219,297.50	(30,703)	0.500%	06/11/26	06/11/21	-
Moreton (Southeast Bank Athens Tenn)	CD	84133PFD5	250,000.00	\$219,762.50	(30,238)	0.600%	06/17/26	06/17/21	-
Moreton (Denver Svgs Bk Iowa)	CD	249398BZ0	250,000.00	\$219,195.00	(30,805)	0.600%	06/28/26	06/28/21	378.09
Moreton (Security St Bk Scott City KS)	CD	81489RCE8	250,000.00	\$228,512.50	(21,488)	0.450%	06/30/25	06/29/21	283.57
Moreton (One Cmnty Bk Ore Wis)	CD	682325AH8	250,000.00	\$223,437.50	(26,563)	0.500%	12/29/25	06/29/21	315.06
Moreton (National Bk New York City)	CD	634116CX3	250,000.00	\$220,912.50	(29,088)	0.500%	03/30/26	06/30/21	208.90
Moreton (John Marshall Bk Baileys)	CD	47804GGL1	-	-	0	0.150%	09/19/23	06/17/21	94.52
Moreton (Toyota Finl Svgs BK)	CD	89235MLE9	250,000.00	\$220,935.00	(29,065)	0.950%	07/29/26	07/29/21	1,177.74
Moreton (Prime Alliance BK Utah)	CD	74160NHL7	250,000.00	\$204,337.50	(45,663)	1.000%	07/31/28	07/30/21	417.81
Moreton (Sallie Mae Bk Murray Utah)	CD	795451AT0	250,000.00	\$220,980.00	(29,020)	1.050%	08/25/26	08/25/21	1,301.71
Moreton (Availa Bk)	CD	05290BAA1	250,000.00	\$226,530.00	(23,470)	0.400%	08/27/25	08/27/21	252.05
Moreton (Cumberland Fed Bk)	CD	23062KDM1	248,858.44	\$236,711.85	(12,147)	0.200%	09/03/24	09/08/21	169.74

INSTITUTION INVESTED IN	INV TYPE	CUSIP	INVESTMENT AMOUNT	MARKET	MARKET GAIN	RATE OF RETURN	MATURITY DATE	PURCHASE DATE	FY 23 - 24 Y-T-D
			BOOK VALUE	VALUE	(LOSS)				EARNINGS
Moreton (Nebraskaland Natl Bk)	CD	63970QFY7	250,000.00	\$221,825.00	(28,175)	0.500%	02/27/26	09/08/21	212.32
Moreton (Industrial & Coml Bk)	CD	45581ECQ2	-		0	0.250%	09/08/23	09/09/21	313.36
Moreton (Farm Bur Bk FSB Sparks Nev)	CD	307660LN8	250,000.00	\$202,835.00	(47,165)	0.950%	09/08/28	09/10/21	598.63
Moreton (Veritex Cmnty Bk Dallas)	CD	923450CP3	-		0	0.200%	09/15/23	09/15/21	126.04
Moreton (Bank OZK Little Rock)	CD	06417NB69	250,000.00	\$247,245.00	(2,755)	0.180%	12/15/23	09/15/21	113.43
Moreton (Henderson ST Bk Neb)	CD	425246AY1	250,000.00	\$201,505.00	(48,495)	0.850%	09/18/28	09/17/21	535.62
Moreton (Riverwind Bk Augusta ARK)	CD	76951GAM5	250,000.00	\$237,130.00	(12,870)	0.250%	09/20/24	09/20/21	157.53
Moreton (Envision Bank Massachusetts)	CD	29415LCE9	-		0	0.150%	09/25/23	09/24/21	190.07
Moreton (Grant CNTY Bank Ulysses Kans)	CD	38762PDW9	250,000.00	\$211,747.50	(38,253)	0.150%	01/15/27	12/15/21	756.16
Moreton (Fidelity Co-Operative Bk)	CD	316077DW3	250,000.00	\$218,887.50	(31,113)	0.150%	01/26/27	01/26/22	787.67
Moreton (Discover BK Greenwood Del)	CD	254673F76	250,000.00	\$232,692.50	(17,308)	3.200%	06/01/27	06/01/22	-
Moreton (Capital One Bank)	CD	14042THS9	250,000.00	\$233,962.50	(16,038)	3.400%	07/20/27	07/20/22	4,215.07
Moreton (Saco & Biddeford Svgs)	CD	785777THR9	250,000.00	\$234,302.50	(15,698)	3.450%	07/21/27	07/21/22	2,173.96
Moreton (Drake Bk St Paul Minn)	CD	26144KAS6	250,000.00	\$232,567.50	(17,433)	3.450%	01/21/28	07/22/22	2,173.96
Moreton (Capital Cmnty BK Inc Provo UT)	CD	14005LBD0	250,000.00	\$231,057.50	(18,943)	3.500%	07/24/28	07/22/22	2,205.48
Moreton (BOKF Natl Assn Tulsa OK)	CD	05572YGF3	250,000.00	\$243,602.50	(6,398)	4.500%	02/01/27	01/31/23	5,578.77
Moreton (Peopless Sec Bk & TR Co)	CD	712303AX4	250,000.00	\$244,772.50	(5,228)	4.650%	02/10/27	02/10/23	5,764.73
Moreton (Parkside Finl Bk & TR Clay)	CD	70147AEM2	250,000.00	\$243,677.50	(6,323)	4.500%	08/03/27	02/03/23	2,835.62
Moreton (Farmers ST BK Lagrange Ind)	CD	310567AH5	250,000.00	\$242,632.50	(7,368)	4.500%	02/03/28	02/03/23	2,835.62
Moreton (FNNB Bk Newton Iowa)	CD	30259DAB2	250,000.00	\$243,602.50	(6,398)	4.600%	02/03/28	02/03/23	2,898.63
Moreton (Carter Bankshares Inc.)	CD	146102AC2	250,000.00	\$244,607.50	(5,393)	4.900%	02/24/28	02/24/23	3,087.67
Moreton (Bank Baroda New York BRH)	CD	06063HQT3	250,000.00	\$248,177.50	(1,823)	5.150%	05/25/28	05/25/23	-
Moreton (Buckeye State Bank)	CD	11824BA4A	250,000.00	\$248,307.50	(1,693)	5.150%	05/30/28	05/30/23	2,151.71
Moreton (Bank Hope LA)	CD	062683JB4	245,000.00	\$243,338.90	(1,661)	5.150%	06/14/28	06/14/23	3,180.29
Moreton (Bell ST BK & TR Fargo ND)	CD	07815ADJ3	250,000.00	\$248,905.00	(1,095)	4.750%	06/20/28	06/20/23	2,993.15
Moreton (STRUUV BK WICHITA KANS)	CD	86368LAK4	250,000.00	\$248,302.50	(1,698)	5.150%	06/21/28	06/21/23	3,245.20
Moreton (Timberland & BK Hoquiam WA)	CD	88709RAP4	250,000.00	\$248,530.00	(1,470)	5.200%	06/23/28	06/23/23	3,276.71
Moreton (Main Str BK Marlborough MA)	CD	56035JAM1	250,000.00	\$248,517.50	(1,483)	5.250%	06/27/28	06/27/23	-
Moreton (KCB BK Lakin Kans)	CD	48669KAA4	250,013.26	\$248,750.00	(1,263)	5.250%	06/21/28	06/21/23	3,321.49
Moreton (Somerset TR CO PA)	CD	835104CN8	250,000.00	\$249,135.00	(865)	5.350%	07/14/28	07/14/23	-
Moreton (US BK Natl Assn)	CD	90355UAB1	250,000.00	\$248,500.00	(1,500)	5.200%	07/18/28	07/18/23	-
Moreton (Hiawatha Natl Bk Hagaer City)	CD	428548BT7	250,000.00	\$249,165.00	(835)	5.350%	07/19/28	07/19/23	2,271.92
Moreton (Nano Banc Irvine CA)	CD	63008MBB6	250,000.00	\$248,582.50	(1,418)	5.400%	07/21/28	07/21/23	-
Moreton (TCM BK Tampa FL)	CD	872308GB1	250,000.00	\$250,000.00	0	5.200%	08/23/24	09/13/23	427.40
Moreton (Webster Five Cents Svgs BK)	CD	94789PCF9	250,000.00	\$249,460.00	(540)	5.300%	09/20/28	09/20/23	
Moreton (First Keystone Cmnty Bk)	CD	32065RAN5	250,000.00	\$249,765.00	(235)	5.500%	09/21/28	09/21/23	
Moreton (Solutions Bk forreston ILL)	CD	83439JAK1	250,000.00	\$249,240.00	(760)	5.300%	09/22/28	09/22/23	
Moreton (Pathfinder BK Oswego NY)	CD	70320KDT5	250,000.00	\$249,247.50	(753)	5.500%	09/26/28	09/26/23	
Moreton (Freddie Mac)	FreddieMac	3134GXDF8	1,001,284.50	\$873,200.00	(128,085)	0.700%	11/24/26	12/11/20	-
Moreton (Freddie Mac)	FreddieMac	3134GW6C5	994,605.90	\$878,900.00	(115,706)	0.800%	10/28/26	04/05/21	-
Moreton (Federal Natl Mtg Assn)	Fed Natl Mtg Assn	3135G06L2	1,492,534.65	\$1,314,375.00	(178,160)	0.875%	12/18/26	04/05/21	-
Moreton (Federal Home Loan Bank)	Fed Natl Mtg Assn	3130AKY34	1,746,105.44	\$1,670,795.00	(75,310)	0.250%	08/16/24	04/05/21	2,709.80
Moreton (Federal Home Loan Bank)	Fed Natl Mtg Assn	3130ALDA9	1,993,653.72	\$1,745,320.00	(248,334)	1.000%	02/26/27	04/05/21	11,135.91
Moreton (Farmer Mac)	Farmer Mac	31422XDX7	1,000,000.00	\$906,540.00	(93,460)	0.830%	03/27/26	04/05/21	4,150.00
Moreton (Federal Farm Credit Bank)	Federal Farm	3133EM2C5	499,263.64	\$441,815.00	(57,449)	0.710%	08/10/26	08/11/21	1,800.17
Moreton (Federal Farm Credit Bank)	Federal Farm	3133ELN34	997,440.00	\$857,960.00	(139,480)	0.875%	06/22/24	09/10/21	-
Moreton (Federal Farm Credit Bank)	Federal Farm	3133EM3Q3	1,000,000.00	\$817,930.00	(182,070)	1.290%	02/26/26	09/10/21	6,450.00
Moreton (Federal Home Loan banks)	Federal Home	3130AKYH3	997,870.00	\$868,930.00	(128,940)	0.830%	02/10/27	09/13/21	4,150.00
Moreton (Federal Home Loan banks)	Federal Home	3130AKYH3	993,000.00	\$868,930.00	(124,070)	0.830%	02/10/27	09/24/21	4,150.00
Moreton (Federal Farm Credit Bank)	Federal Farm	3133ENBR0	1,000,000.00	\$863,940.00	(136,060)	1.300%	10/20/27	10/25/21	-
Moreton (Federal Farm Credit Bank)	Federal Farm	3133EMUB6	999,328.37	\$860,640.00	(138,688)	1.300%	03/23/28	12/13/21	7,555.55
Moreton (Federal Farm Credit Bank)	Federal Farm	3133ENAW0	499,039.41	\$421,075.00	(77,964)	1.300%	10/12/28	12/13/21	-
Moreton (Federal Home Loan Banks)	Federal Home	3130ALGL2	497,055.05	\$438,095.00	(58,960)	1.300%	02/26/27	12/17/21	2,957.15
Moreton (Federal Home Loan Banks)	Federal Home	3130AOUT8	998,153.90	\$904,130.00	(94,024)	2.010%	02/17/27	02/17/22	10,159.15

INSTITUTION INVESTED IN	INV TYPE	CUSIP	INVESTMENT AMOUNT	MARKET	MARKET GAIN	RATE OF RETURN	MATURITY DATE	PURCHASE DATE	FY 23 - 24 Y-T-D
			BOOK VALUE	VALUE	(LOSS)				EARNINGS

Hide Rows

\$413,249.80	\$405,719.32	Average Value	Total weighted dollars	
\$79,757,210.76		Investments less LGIP	Average Days to Maturity Average Years to Maturity	45,362 126.0

CITY OF ALAMOGORDO
COLLATERALIZATION SUMMARY REPORT

MONTH CLOSING: **September 30, 2023**

<u>Financial Institution</u>	<u>Amount of City Funds</u>	<u>FDIC Amount</u>	<u>Amount Uninsured</u>	<u>Required Collateral per NMSA 1978 6-10-17</u>	<u>Amount to be Collateralized</u>	<u>Collateral Pledged by Financial Institutions</u>	<u>Over/(Under) Pledged</u>	<u>At Risk</u>
1) State Treasurer's Pool - COA	\$ 5,881	n/a			-			-
Wells Fargo	\$ 748,950							
Wells Fargo - PHA	\$ -	-	\$ -					
	<u>\$ 748,950</u>	250,000	\$ 498,950	50.00%	249,475	516,380.53	266,906	(17,431)
2) Moreton Capital Markets								
a. Cash and Money Market	\$ 3,883,796	3,883,796						
Certificates of Deposit	\$ 32,483,147	32,483,147	\$ -					
b. Securities	<u>\$ 43,555,457</u>	n/a						
	<u>\$ 79,922,400</u>							
First National - Alamogordo	\$ 7,622,762	250,000	\$ 7,372,762	50.00%	3,686,381	7,915,278.72	4,228,898	(542,517)
First National - Alamogordo - PHA	\$ -	-	\$ -	50.00%	-	-	-	-
First Savings Bank	\$ 3,431,114	250,000	\$ 3,181,114	50.00%	1,590,557	3,659,453.33	2,068,896	(478,340)
Bank '34	\$ -	-	\$ -	50.00%	-	-	-	-
Pioneer Bank	\$ 287,485	250,000	\$ 37,485	50.00%	18,743	175,416.41	156,674	(137,931)
Bank of the West	\$ 0	-	\$ 0	50.00%	0	-	(0)	0
Washington Federal	\$ 8	-	\$ 8	50.00%	4	-	(4)	8
3) New Mexico Finance Authority	\$ 1,499,847	n/a						
TOTAL	\$ 93,518,446		\$ 11,090,319		5,545,160	12,266,528.99	\$ 6,721,369	\$ (1,176,210)

- 1) These funds are invested in 7-day and 14 day Treasury bills and fully-collateralized bank deposits; per NM STO correspondence Feb. 27, 2009. Per State Treasurer's Investment Policy authorized investments are U.S. Govt. Obligations, Investment Grade commercial paper, AA rated or better Corporate bonds, asset-backed obligations, and etc. (pages 4-8). - Per LGIP statements - New MexiGROW LGIP deposits are not guaranteed or insured by any bank, the State of New Mexico, the Federal Deposit Insurance Corporation, the Federal Reserve Board, or any other agency. New MexiGROW LGIP deposits involve certain investment risks. Yield and total return may fluctuate and are not guaranteed.
- 2) Moreton Capital Markets - transferred on May 2016 from WFBS, which included RBC
 - a. Securities and cash are protected up to \$500,000 (including a \$250,000 limit for cash only)
 - b. Federal Home Loan Notes, Freddie Mac, Fannie Mae, etc. are backed by the full faith and credit of the U.S. government.
- 3) NMFA is a governmental agency which must itself comply with state investment policies

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/30/2023

Report No: 12.

Submitted By: Patrick Riele

Subject: Consider, and act upon, award of Public Works Bid No. 2023-002, to D&R Tank Company related to the Foothills & Lower Heights Tank Rehab Project in an amount not to exceed \$5,000,000. *(Patrick Riele, Project Manager)*

Fiscal Impact: 5,000,000.00

Amount Budgeted: \$5,000,000.00

Fund: 124

Additional Fiscal Impact: Additional Fiscal Impact not to exceed \$5,000,000.00.

Recommendation: Approve the award.

Background: The Foothills and Lower heights Ground Storage Tanks are to be Rehabilitated so that the city's water supply may be secured. Interior and Exterior structural inspections, sampling, abrasive blasting and coating will be conducted on both tanks to rejuvenate them to ANSI/NSF standard 61. This project was advertised on Oct 8 and 15 of 2023. Bids were opened on Nov 8, 2023. Project was awarded to D&R Tank Company for an amount not to exceed \$5,000,000.00 including NMGRT.

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/14/2023

Report No: 13.

Submitted By: Josh Sides

Subject: Consider, and act upon, prioritizing dilapidated structures. *(Josh Sides, Code Enforcement Manager and Stephanie Hernandez, Assistant City Manager)*

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Provide direction and approve.

Background: Code Enforcement information, including year-to-date information, dilapidated structures, research, and statistics.



What is the Ultimate Goal of Code Enforcement?

- The Code Enforcement component provides those services most commonly associated with enforcing code violations relating to public health, safety, or welfare.
- What is the ultimate goal of Code Enforcement for the City of Alamogordo?

Active Cases

As of October 11, 2023, Code Enforcement has 467 cases actively being investigated. This averages to approximately 93 cases per Code Enforcement Officer.

Most Common Municipal Code Violations

- Accumulation of Garbage, refuse, and debris
- Outdoor Storage
- Outdoor Automotive Storage
- Weeds

Most Common IPMC Code Violations

- Accessory structures
- Exterior walls
- Protective treatment
- Roofs and drainage



Dilapidated Structures





Violation: IPMC 304.10- Stairways, Decks,
Porches, and Balconies

Violation: IPMC 304.13-
Window, Skylight,
and Door Frames



Violation: IPMC 304.2-
Protective Treatment



Dilapidated Structures



What Does Dilapidated Mean?

- IPMC Definition-

111.1.1 Unsafe Structures. An unsafe structure is one that is found to be dangerous to the life, health, property or safety of the public or the occupants of the structure by not providing minimum safeguards to protect or warn occupants in the event of fire, or because such structure contains unsafe equipment or is so damaged, decayed, dilapidated, structurally unsafe or of such faulty construction or unstable foundation, that partial or complete collapse is possible.

What Does Dilapidated Mean?

- IPMC Definition-

111.1.3 Structure unfit for human occupancy. A structure is unfit for human occupancy whenever the code official finds that such structure is unsafe, unlawful or, because of the degree to which the structure is in disrepair or lacks maintenance, is insanitary, vermin or rat infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required by this code, or because the location of the structure constitutes a hazard to the occupants of the structure or to the public.

What Does Dilapidated Mean?

- IPMC Definition-

111.1.5 Dangerous structure or premises. For the purpose of this code, any *structure* or *premises* that has any or all of the conditions or defects described as follows shall be considered to be dangerous:

1. Any door, aisle, passageway, stairway, exit or other means of egress that does not conform to the *approved* building or fire code of the jurisdiction as related to the requirements for existing buildings.

What Does Dilapidated Mean?

- IPMC Definition-

111.1.5 Dangerous structure or premises.

2. The walking surface of any aisle, passageway, stairway, exit or other means of egress is so warped, worn loose, torn or otherwise unsafe as to not provide safe and adequate means of egress.
3. Any portion of a building, structure or appurtenance that has been damaged by fire, earthquake, wind, flood, deterioration, neglect, abandonment, vandalism or by any other cause to such an extent that it is likely to partially or completely collapse, or to become detached or dislodged.

What Does Dilapidated Mean?

- IPMC Definition-

- 111.1.5 Dangerous structure or premises.

4. Any portion of a building, or any member, appurtenance or ornamentation on the exterior thereof that is not of sufficient strength or stability, or is not so anchored, attached or fastened in place so as to be capable of resisting natural or artificial loads of one and one-half the original designed value.

5. The building or structure, or part of the building or structure, because of dilapidation, deterioration, decay, faulty construction, the removal or movement of some portion of the ground necessary for the support, or for any other reason, is likely to partially or completely collapse, or some portion of the foundation or underpinning of the building or structure is likely to fail or give way.

What Does Dilapidated Mean?

- IPMC Definition-

- 111.1.5 Dangerous structure or premises.

- 6. The building or structure, or any portion thereof, is clearly unsafe for its use and occupancy.

- 7. The building or structure is neglected, damaged, dilapidated, unsecured or abandoned so as to become an attractive nuisance to children who might play in the building or structure to their danger, becomes a harbor for vagrants, criminals or immoral persons, or enables persons to resort to the building or structure for committing a nuisance or an unlawful act.

What Does Dilapidated Mean?

- IPMC Definition-

- 111.1.5 Dangerous structure or premises.

8. Any building or structure has been constructed, exists or is maintained in violation of any specific requirement or prohibition applicable to such building or structure provided by the approved building or fire code of the jurisdiction, or of any law or ordinance to such an extent as to present either a substantial risk of fire, building collapse or any other threat to life and safety.

9. A building or structure, used or intended to be used for dwelling purposes, because of inadequate maintenance, dilapidation, decay, damage, faulty construction or arrangement, inadequate light, ventilation, mechanical or plumbing system, or otherwise, is determined by the code official to be unsanitary, unfit for human habitation or in such a condition that is likely to cause sickness or disease.

What Does Dilapidated Mean?

- IPMC Definition-

- 111.1.5 Dangerous structure or premises.

10. Any building or *structure*, because of a lack of sufficient or proper fire-resistance-rated construction, fire protection systems, electrical system, fuel connections, mechanical system, plumbing system or other cause, is determined by the *code official* to be a threat to life or health.

11. Any portion of a building remains on a site after the demolition or destruction of the building or *structure* or whenever any building or *structure* is abandoned so as to constitute such building or portion thereof as an attractive nuisance or hazard to the public.

What is a Code Official?

- IPMC Definition-

103.2 Appointment.

The code official shall be appointed by the chief appointing authority of the jurisdiction.

103.3 Deputies.

In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the *code official* shall have the authority to appoint a deputy code official, other related technical officers, inspectors and other employees. Such employees shall have powers as delegated by the *code official*.

What is a Code Official?

- IPMC Definition-

105.1 General.

The code official is hereby authorized and directed to enforce the provisions of this code. The code official shall have the authority to render interpretations of this code and to adopt policies and procedures in order to clarify the application of its provisions. Such interpretations, policies and procedures shall be in compliance with the intent and purpose of this code. Such policies and procedures shall not have the effect of waiving requirements specifically provided for in this code.

What is a Code Official?

- IPMC Definition-

105.2 Inspections.

The code official shall make all of the required inspections, or shall accept reports of inspection by approved agencies or individuals. Reports of such inspections shall be in writing and be certified by a responsible officer of such approved agency or by the responsible individual. The code official is authorized to engage such expert opinion as deemed necessary to report on unusual technical issues that arise, subject to the approval of the appointing authority.





Research and Statistics



“Research has consistently shown that vacant, abandoned, and deteriorated properties reduce the value of surrounding properties, leading to a decrease in owners’ equity and personal wealth.”

-Center for Community Progress Blog March 24, 2023

In some cases, properties within 500 feet of one of these properties lost 9.4 % of their value.

Vacant, abandoned, and dilapidated properties can increase the amount of violent and property crime rates and the costs associated with dispatching police and fire services.

In some cases, communities have seen 3.2 times as many drug calls, 1.8 times as many theft calls, and twice the number of violent crimes.

The US Fire Administration reports that over 12,000 fires in vacant, abandoned, and dilapidated structures are reported each year in the United States. This results in \$73 million in property damage annually.

Furthermore, fires are likely started because of poor maintenance, faulty wiring, and debris.

- Vacant Properties: The True Costs to Communities

COMBATING DILAPIDATION



Administrative Fees

City of Alamogordo (proposed)

- Initial Inspection- No Cost
- Re-inspection- No Cost
- 2nd Reinspection- \$100
- 3rd Re-inspection- \$150
- 4th Re-inspection- \$175
- Subsequent re-inspections- \$50 per inspection (e.g. 5th Re-inspection \$200, 6th Re-inspection- \$250)

City of Santa Fe Fees

Re-Inspection fee- \$60 per hour (2 hour minimum)
Additional Inspection Fee- \$60 per hour (2 hour minimum)
After-Hours Inspection Fee- \$85 per hour

Healthy Properties for Healthy Neighborhoods

- A repeat offender program
- People living in substandard conditions
- Applies to properties with:
 - 3 or more separate violations within one year
 - 3 or more separate violations at different properties owned by the same property owner
 - Any violation unresolved for at least one year
- Mandatory Initial meeting with Code Enforcement
- An initial inspection
- Written notification of all violations and up to 30 days to comply
- Inspection Fees will be charged at double the rate while in the program
- Requires mandatory yearly inspections
- Must pass two consecutive yearly inspections

Rehabilitation vs. Demolition

Rehabilitation Program

- Applies to properties that do not have structural integrity problems, such as settling.
- Must be by resolution.
- Budgetarily friendly as compared to Demolition.
- Only to correct code violations and nothing more.
- Would follow the same process to recuperate costs accrued as demolition.

Demolition

- Current process already taken
- Must be by resolution
- Average budget prediction is \$50,000/structure
- Leaves vacant lots that must be abated for weeds, trash, and other public nuisances.

Prosecutorial Zero-Tolerance

Statistics (2019-2023)

- 22% of cases Dismissed
- 20% of cases Nolle prosequi
- 12% of cases Deferred

From 2019-2023, 42% of cases brought to Municipal Court were either dismissed or Nolle prosequi.

Like sworn law enforcement officers, Code Enforcement Officers enforce municipal laws of the local government.

While law enforcement sees much more severe crimes, Code Enforcement sees crimes against the public comfort, health, and safety.

A zero-tolerance approach in the prosecution of Code Enforcement cases will hold property owners and those responsible for properties accountable for their properties and the subsequent affect they have on neighborhoods in comfort, health, safety, and monetarily.

Direction from the Commission

Code Enforcement requests direction from the Commission as it pertains to combating dilapidated structures through a majority vote.

Furthermore, Code Enforcement requests direction from the Commission on moving forward with the concepts and ideas, many of which are in use by other communities throughout the Nation, through a majority vote.

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/29/2023

Report No: 14.

Submitted By: Josh Sides

Subject: Consider and act upon Resolution 2023-58, declaring 923 N. New York Ave. to be so ruined, damaged, and dilapidated that it is a menace to the public comfort, health, peace, or safety and ordering its abatement. (*Josh Sides, Code Enforcement Manager*) **(Roll Call Vote Required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve the resolution and order the structure abatement.

Background: A consented inspection of the structure found forty-seven violations of the International Property Maintenance Code. Some violations, so severe, may lead to a collapse of the structure, injuring pedestrians, motorists, and surrounding structures.

RESOLUTION NO. 2023-58

A RESOLUTION DECLARING THE BUILDING OR STRUCTURE, OR THE PREMISES LOCATED AT 923 NORTH NEW YORK AVENUE ALAMOGORDO, OTERO COUNTY, NEW MEXICO, TO BE RUINED, DAMAGED, AND DILAPIDATED TO BE A MENACE TO THE PUBLIC COMFORT, HEALTH, PEACE, OR SAFETY, AND ORDERING ITS ABATEMENT

WHEREAS, the governing body of the City of Alamogordo, New Mexico, finds that there is located within the City a certain building, structure, or premises at 923 North New York Avenue, as more particularly described on the attached Exhibit 1 (the “Property”); and,

WHEREAS, the governing body does further find that the Code Enforcement Manager has investigated the condition of the Property and has found the same to be so ruined, damaged, and dilapidated, or covered with ruins, rubbish, wreckage, or debris, that it constitutes a menace to the public comfort, health, peace or safety so as to warrant abatement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION:

Section 1. That the findings of said Code Enforcement Manager, in regard to the Property, attached hereto as Exhibit 2, are hereby approved and adopted, and that the Property is found to be ruined, damaged, and dilapidated, so as to constitute a menace to the public comfort, health, peace or safety pursuant to Section 3-18-5, NMSA, 1978.

Section 2. That Shroud Exhibit and Museum Inc., the record owner of the Property, is hereby ordered to commence removal of the building or structure from the Property within ten (10) days after service of a copy of this Resolution, or within said ten (10) day period, file written objection to findings herein with the City Clerk of the City of Alamogordo, asking for a hearing before the City Commission.

Section 3. That if there is a failure of compliance with the provision of Section 2 herein, the City of Alamogordo shall proceed to remove said building or structure from the Property and abate said unsafe condition, at the cost and expense of said record, with said cost and expense constituting a lien against the building or structure so removed, and against the Property, as allowed by law.

Section 4. **SEVERABILITY CLAUSE.** If any section, paragraph, sentence, clause, word, or phrase of this resolution is for any reason held to be invalid or unenforceable by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this resolution. The Commission hereby declares that it would have passed this resolution and each section, paragraph, sentence, clause, word, or phrase thereof, irrespective of any provisions being declared unconstitutional or otherwise invalid.

PASSED, APPROVED AND ADOPTED, this ____ day of December 2023.

CITY OF ALAMOGORDO, NEW MEXICO
a New Mexico municipal corporation

By: _____
Susan L. Payne, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Ashley Smith, City Attorney

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Exhibit "1"

Account: R010866

Location	Owner Information	Assessment History			
Account Number <i>R010866</i>	Owner Name SHROUD EXHIBIT AND MUSEUM INC	Actual (2023)	\$146,087		
Situs Address 923 NEW YORK AVE 212 E TENTH ST	Owner Address PO BOX 1711 ALAMOGORDO, NM 88311	Primary Taxable	\$48,696		
Previous Parcel ID 01-01191		Exemption Adjustments:			
Parcel Sequence		Veteran	(\$4,000)		
Neighborhood C36 - Commercial Tenth St		Adjusted Taxable Total	\$44,696		
Tax Area 01_NR		Tax Area: 01_NR	Mill Levy: 33.156000		
Parcel Number 01N4055094108182		Type	Actual	Assessed Acres	SQFT
Legal Summary Subd: ALAMO BLOCKS Lot: 13, 14 Block: 14		Non-Residential Land	\$58,773	\$19,591 0.138	6000.000
Appraiser Other		Non-Residential Improvement	\$87,314	\$29,105	10745.000

[Transfers](#)

Sale Date	Sale Price	Doc Description
		Deed
		Deed
		Deed
		Deed
		Warranty Deed
		Warranty Deed

[02/23/2020](#)

[Tax History](#)

Tax Year	Taxes	Images
2023	\$1,614.56	Map Photo Sketch GIS
2022	\$1,571.84	

Focusing On: 923 NEW YORK AVE ALAMOGORDO 88310



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Case #: 202301504
Case Date: 11/17/23
Address Number: 923
Street Name: New York
Zoning Category:
Commission District: 0
Description: Dilapidated Structure
Complainant Name: Sides
Complainant Phone: 5754393337
Complainant Address: 2010 Oregon Ave
Responsible Party:
Responsible Party Phone Number: 0
DOB:
ID #:
Property Owners :
Property Owner Phone Number: 0
Reinspection: 11/29/2023
Court case number:
Court Date:
Compliance Inspection :
Certified Mail #:
Citation Number:
Status: Draft IPMC Letter
Assigned To: JOSH SIDES

Exhibit "2"

Property

Parcel #	Address	Legal Description	Owner Name	Owner Phone	Zoning
01N4055094108182	923 NEW YORK AVE	Subd: ALAMO BLOCKS Lot: 13, 14 Block: 14	SHROUD EXHIBIT AND MUSEUM INC.		

Activities

Date	Activity Type	Description	Employee	Status
11/20/2023	Supplement	On November 16, 2023, I, Ofc Payan, spoke with Sean McGranaghan, Assistant City Planner, and asked him to verify that the Shroud Exhibit and Museum Inc. (SEAM), located at 923 New York Ave/212 E 10th Street, Alamogordo, NM, had a business license. I also asked if he could find out if the City of Alamogordo can designate a building as historical. Sean advised that they do indeed have a business license, however, the COA does not have the ability to designate a building as historical. I then spoke to Liam Lashley, Fire Inspector, and asked if he could find out if that location has any record of fire damage in the past. He advised that would find out. At approximately 1113 hours on the same date, myself, and Code Enforcement Officer J. Romero, went to the property to speak to the owners, Pedro, and Rose Montoya, regarding their Consent to Enter the business to inspect the building. Code Enforcement Manager J. Sides has received complaints about the building being in disrepair. No one was available on site, but the front door had a phone number listed for contact with docent Peter Schumacher (575-415-	APRIL PAYAN	Supplemental Report

		5206). I telephoned Mr. Schumacher, and he advised that I need to telephone Connie Garcia (575-805-6405). I attempted to contact Mrs. Garcia, but she did not answer, and I left a voicemail. I left a business card with my information on the front door. Then went to the COA Center of Commerce and spoke with Payton Estrada, Administrative Assistant, and inquired about the SEAM. She advised that they are a member of the Alamogordo Center of Commerce, however that just meant they pay dues and get help with public events. I asked if the Center of Commerce helps building owners get the designation as a historical building, and she advised they did not. I returned to the Code Enforcement office and researched how a building owner receives the historical designation and discovered that there is an application process for both the New Mexico Preservation Division and the National Park Service, as part of the Department of the Interior. I reviewed both lists, and the SEAM is not on either list. I will update Manager Sides with this information. As of 0900 hours, November 20, 2023, I have not received a call back from Mrs. Garcia.		
11/21/2023	Supplement	On November 21, 2023, at approximately 1017 hours, I spoke with Connie Garcia via telephone (575-805-6405) in regard to the SEAM. Mrs. Garcia advised that she will be out of town until the 28th, but is willing to allow Code Enforcement to enter the property for an inspection on Wednesday, November 29, 2023 @ 1400 hours. I advised Manager Sides of the appointment.	APRIL PAYAN	Assigned
11/29/2023	Inspection	On 11/29/2023, I, Code Enforcement Manager Josh Sides, conducted an inspection on 923 N. New York Ave., Alamogordo, Otero County, New Mexico. The structure is a severe hazard to the occupants and surrounding motorists, pedestrians, and structures. I observed forty-seven violations of the International Property Maintenance Code. The most alarming is structural members inside of the structure have deteriorated and collapsed. Structural members on the exterior show signs of deterioration with cracks. All violations have been listed. Pictures of the structure have been taken and uploaded to iWorQ I will also provide the property owner with a Violation Letter.	JOSH SIDES	Non-Compliance

Violations

Date	Violation	Description	Notes	Status
11/29/2023	IPMC 111.1 Unsafe Conditions	When a structure or equipment is found by the code official to be unsafe, or when a structure is found unfit for human occupancy, or is found unlawful, such structure shall be condemned pursuant to the provisions of this code.		*Open
11/29/2023	IPMC 111.1.1 Unsafe Structure	An unsafe structure is one that is found to be dangerous to the life, health, property or safety of the public or the occupants of the structure by not providing minimum safeguards to protect or warn occupants in the event of fire, or because such structure contains unsafe equipment or is so damaged, decayed, dilapidated, structurally unsafe or of such faulty construction or unstable foundation, that partial or complete collapse is possible.		*Open
11/29/2023	IPMC 111.1.2 Unsafe equipment.	Unsafe equipment includes any boiler, heating equipment, elevator, moving stairway, electrical wiring or device, flammable liquid containers or other equipment on the premises or within the structure that is in such disrepair or condition that such equipment is a hazard to life, health, property or safety of the public or occupants of the premises or structure.		*Open
11/29/2023	IPMC 111.1.3 Structure unfit for human occupancy	A structure is unfit for human occupancy whenever the code official finds that such structure is unsafe, unlawful or, because of the degree to which the structure is in disrepair or lacks maintenance, is insanitary, vermin or rat infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required by this code, or because the location of the structure constitutes a hazard to the occupants of the structure or to the public.		*Open
11/29/2023	IPMC 111.1.4 Unlawful Structure	An unlawful structure is one found in whole or in part to be occupied by more persons than permitted under this code, or was erected, altered or occupied contrary to law.		*Open
11/29/2023	IPMC 111.1.5 Dangerous structure or premises.	For the purpose of this code, any structure or premises that has any or all of the conditions or defects described as follows shall be considered to be dangerous: 1. Any door, aisle, passageway, stairway, exit or other means of egress that does not conform to the approved building or fire code of the jurisdiction as related to the requirements for existing buildings. 2. The walking surface of any aisle, passageway, stairway, exit or other means of egress is so warped, worn loose, torn or otherwise unsafe as to not provide safe and adequate means of egress. 3. Any portion of a building, structure or appurtenance that has been damaged by fire, earthquake, wind, flood, deterioration, neglect, abandonment, vandalism or by any other cause to such an extent that it is likely to partially or completely collapse, or to become detached or dislodged. 4. Any portion of a building, or any member, appurtenance or ornamentation on the exterior thereof that is not of sufficient strength or stability, or is not so anchored, attached or fastened in place so as to be capable of resisting natural or artificial loads of one and one-half the original designed value. 5. The building or structure, or part of the building or structure, because of dilapidation, deterioration, decay, faulty construction, the removal or movement of some portion of the ground necessary for the support, or for any other reason, is likely to partially or completely collapse, or some portion of the foundation or underpinning of the building or structure is likely to fail or give way. 6. The building or structure, or any portion thereof, is clearly unsafe for its use and occupancy. 7. The building or structure is neglected, damaged, dilapidated, unsecured or abandoned so as to become an attractive nuisance to children who might play in the building or structure to their danger, becomes a harbor for vagrants, criminals or immoral persons, or enables persons to resort to the building or structure for committing a nuisance or an unlawful act. 8. Any building or structure has been constructed, exists or is maintained in violation of any specific requirement or prohibition applicable to such building or structure provided by the approved building or fire code of the jurisdiction, or of any law or ordinance to such an extent as to present either a substantial risk of fire, building collapse or any other threat to life and safety. 9. A building or structure, used or intended to be used for dwelling purposes, because of inadequate maintenance, dilapidation, decay, damage, faulty construction or arrangement, inadequate light, ventilation, mechanical or plumbing system, or otherwise, is determined by the code official to be unsanitary, unfit for human habitation or in such a condition that is likely to cause sickness or disease. 10. Any building or structure, because of a lack of sufficient or proper fire-resistance-rated construction, fire protection systems, electrical system, fuel connections, mechanical system, plumbing system or other cause, is determined by the code official to be a threat to life or health. 11. Any portion of a building remains on a site after the demolition or destruction of the building or structure or whenever any building or structure is abandoned so as to constitute such building or portion thereof as an attractive nuisance or hazard to the public.		*Open
11/29/2023	IPMC 301.2 Responsibility.	The owner of the premises shall maintain the structures and exterior property in compliance with these requirements, except as otherwise provided for in this code. A person shall not occupy as owner-occupant or permit another person to occupy premises that are not in a sanitary and safe condition and that do not comply with the requirements of this chapter. Occupants of a dwelling unit, rooming unit or housekeeping unit are responsible for keeping in a clean, sanitary and safe		*Open

		condition that part of the dwelling unit, rooming unit, housekeeping unit or premises they occupy and control.	
11/29/2023	IPMC 302.1. - Sanitation	Exterior property and premises shall be maintained in a clean, safe and sanitary condition. The occupant shall keep that part of the exterior property that such occupant occupies or controls in a clean and sanitary condition.	*Open
11/29/2023	IPMC 302.5 Rodent Harborage	Structures and exterior property shall be kept free from rodent harborage and infestation. Where rodents are found, they shall be promptly exterminated by approved processes that will not be injurious to human health. After pest elimination, proper precautions shall be taken to eliminate rodent harborage and prevent reinfestation.	*Open
11/29/2023	IPMC 302.6. - Exhaust Vents	Pipes, ducts, conductors, fans or blowers shall not discharge gases, steam, vapor, hot air, grease, smoke, odors or other gaseous or articulate wastes directly on abutting or adjacent public or private property or that of another tenant.	*Open
11/29/2023	IPMC 302.9- Defacement of Property	No person shall willfully or wantonly damage, mutilate or deface any exterior surface of any structure or building on any private or public property by placing thereon any marking, carving or graffiti. It shall be the responsibility of the owner to restore said surface to an approved state of maintenance and repair.	*Open
11/29/2023	IPMC 304.1 - General	The exterior of a structure shall be maintained in good repair, structurally sound and sanitary so as not to pose a threat to the public health, safety or welfare.	*Open
		The following conditions shall be determined as unsafe and shall be repaired or replaced to comply with the International Building Code or the International Existing Building Code as required for existing buildings: 1. The nominal strength of any structural member is exceeded by nominal loads, the load effects or the required strength. 2. The anchorage of the floor or roof to walls or columns, and of walls and columns to foundations is not capable of resisting all nominal loads or load effects. 3. Structures or components thereof that have reached their limit state. 4. Siding and masonry joints including joints between the building envelope and the perimeter of windows, doors and skylights are not maintained, weather resistant or water tight. 5. Structural members that have evidence of deterioration or that are not capable of safely supporting all nominal loads and load effects. 6. Foundation systems that are not firmly supported by footings, are not plumb and free from open cracks and breaks, are not properly anchored or are not capable of supporting all nominal loads and resisting all load effects. 7. Exterior walls that are not anchored to supporting and supported elements or are not plumb and free of holes, cracks or breaks and loose or rotting materials, are not properly anchored or are not capable of supporting all nominal loads and resisting all load effects. 8. Roofing or roofing components that have defects that admit rain, roof surfaces with inadequate drainage, or any portion of the roof framing that is not in good repair with signs of deterioration, fatigue or without proper anchorage and incapable of supporting all nominal loads and resisting all load effects. 9. Flooring and flooring components with defects that affect serviceability or flooring components that show signs of deterioration or fatigue, are not properly anchored or are incapable of supporting all nominal loads and resisting all load effects. 10. Veneer, cornices, belt courses, corbels, trim, wall facings and similar decorative features not properly anchored or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects. 11. Overhang extensions or projections including, but not limited to, trash chutes, canopies, marquees, signs, awnings, fire escapes, standpipes and exhaust ducts not properly anchored or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects. 12. Exterior stairs, decks, porches, balconies and all similar appurtenances attached thereto, including guards and handrails, are not structurally sound, not properly anchored or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects. 13. Chimneys, cooling towers, smokestacks and similar appurtenances not structurally sound or not properly anchored, or that are anchored with connections not capable of supporting all nominal loads and resisting all load effects. Exceptions: 1. Where substantiated otherwise by an approved method. 2. Demolition of unsafe conditions shall be permitted where approved by the code official.	
11/29/2023	IPMC 304.1.1 Unsafe Conditions		*Open
11/29/2023	IPMC 304.11. - Chimneys and Towers	Chimneys, cooling towers, smoke stacks, and similar appurtenances shall be maintained structurally safe and sound, and in good repair. Exposed surfaces of metal or wood shall be protected from the elements and against decay or rust by periodic application of weather- coating materials, such as paint or similar surface treatment.	*Open
11/29/2023	IPMC 304.13 Window, skylight and door frames	Every window, skylight, door and frame shall be kept in sound condition, good repair and weather tight.	*Open
11/29/2023	IPMC 304.13.1 Glazing	Glazing materials shall be maintained free from cracks and holes.	*Open
11/29/2023	IPMC 304.15. - Doors	Exterior doors, door assemblies, operator systems if provided, and hardware shall be maintained in good condition. Locks at all entrances to dwelling units and sleeping units shall tightly secure the door. Locks on means of egress doors shall be in accordance with Section 702.3.	*Open
11/29/2023	IPMC 304.2 - Protective Treatment	Exterior surfaces, including but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences, shall be maintained in good condition. Exterior wood surfaces, other than decay-resistant woods, shall be protected from the elements and decay by painting or other protective covering or treatment. Peeling, flaking and chipped paint shall be eliminated and surfaces repainted. Siding and masonry joints, as well as those between the building envelope and the	*Open

		perimeter of windows, doors and skylights, shall be maintained weather resistant and water tight. Metal surfaces subject to rust or corrosion shall be coated to inhibit such rust and corrosion, and surfaces with rust or corrosion shall be stabilized and coated to inhibit future rust and corrosion. Oxidation stains shall be removed from exterior surfaces. Surfaces designed for stabilization by oxidation are exempt from this requirement.	
11/29/2023	IPMC 304.4 - Structural Members	All structural members shall be maintained free from deterioration and shall be capable of safely supporting the imposed dead and live loads.	*Open
11/29/2023	IPMC 304.6 - Exterior Walls	All exterior walls shall be free from holes, breaks, and loose or rotting materials; and maintained weatherproof and properly surface-coated where required to prevent deterioration.	*Open
11/29/2023	IPMC 304.7 - Roofs and Drainage	The roof and flashing shall be sound, tight and not have defects that admit rain. Roof drainage shall be adequate to prevent dampness or deterioration in the walls or interior portion of the structure. roof drains, gutters and downspouts shall be maintained in good repair and free from obstructions. Roof water shall not be discharged in a manner that creates a public nuisance.	*Open
11/29/2023	IPMC 304.9 Overhang Extensions	Overhang extensions including, but not limited to, canopies, marquees, signs, metal awnings, fire escapes, standpipes and exhaust ducts shall be maintained in good repair and be properly anchored so as to be kept in a sound condition. Where required, all exposed surfaces of metal or wood shall be protected from the elements and against decay or rust by periodic application of weather-coating materials, such as paint or similar surface treatment.	*Open
11/29/2023	IPMC 305.1 - General	The interior of a structure and equipment therein shall be maintained in good repair, structurally sound and in a sanitary condition. Occupants shall keep that part of the structure which they occupy or control in a clean and sanitary condition. Every owner of a structure containing a rooming house, housekeeping units, a hotel, a dormitory, two or more dwelling units or two or more nonresidential occupancies, shall maintain, in a clean and sanitary condition, the shared or public areas of the structure and exterior property.	*Open
11/29/2023	IPMC 305.1.1 - Unsafe Conditions	The following conditions shall be determined as unsafe and shall be repaired or replaced to comply with the International Building Code or the International Existing Building Code as required for existing buildings: 1. The nominal strength of any structural member is exceeded by nominal loads, the load effects or the required strength. 2. The anchorage of the floor or roof to walls or columns, and of walls and columns to foundations is not capable of resisting all nominal loads or load effects. 3. Structures or components thereof that have reached their limit state. 4. Structural members are incapable of supporting nominal loads and load effects. 5. Stairs, landings, balconies and all similar walking surfaces, including guards and handrails, are not structurally sound, not properly anchored or are anchored with connections not capable of supporting all nominal loads and resisting all load effects. 6. Foundation systems that are not firmly supported by footings are not plumb and free from open cracks and breaks, are not properly anchored or are not capable of supporting all nominal loads and resisting all load effects. Exceptions: 1. Where substantiated otherwise by an approved method. 2. Demolition of unsafe conditions shall be permitted where approved by the code official.	*Open
11/29/2023	IPMC 305.2 Structural Members	Structural members shall be maintained structurally sound, and be capable of supporting the imposed loads.	*Open
11/29/2023	IPMC 305.3 - Interior Surfaces	All interior surfaces, including windows and doors, shall be maintained in good, clean and sanitary condition. Peeling, chipping, flaking or abraded paint shall be repaired, removed or covered. Cracked or loose plaster, decayed wood and other defective surface conditions shall be corrected.	*Open
11/29/2023	IPMC 305.4 - Stairs and Walking Surfaces	Every stair, ramp, landing, balcony, porch, deck or other walking surface shall be maintained in sound condition and good repair.	*Open
11/29/2023	IPMC 305.6 Interior Doors	Every interior door shall fit reasonably well within its frame and shall be capable of being opened and closed by being properly and securely attached to jambs, headers or tracks as intended by the manufacturer of the attachment hardware.	*Open
11/29/2023	IPMC 306.1. - General	The components of a structure and equipment therein shall be maintained in good repair, structurally sound and in a sanitary condition.	*Open
11/29/2023	IPMC 306.1.1. - Unsafe Conditions	Where any of the following conditions cause the component or system to be beyond its limit state, the component or system shall be determined as unsafe and shall be repaired or replaced to comply with the International Building Code or the International Existing Building Code as required for existing buildings: 1. Soils that have been subjected to any of the following conditions: 1.1. Collapse of footing or foundation system. 1.2. Damage to footing, foundation, concrete or other structural element due to soil expansion. 1.3. Adverse effects to the design strength of footing, foundation, concrete or other structural element due to a chemical reaction from the soil. 1.4. Inadequate soil as determined by a geotechnical investigation. 1.5. Where the allowable bearing capacity of the soil is in doubt. 1.6. Adverse effects to the footing, foundation, concrete or other structural element due to the ground water table. 2. Concrete that has been subjected to any of the following conditions: 2.1. Deterioration. 2.2. Ultimate deformation. 2.3. Fractures. 2.4. Fissures. 2.5. Spalling. 2.6. Exposed reinforcement. 2.7. Detached, dislodged or failing connections. 3. Aluminum that has been subjected to any of the following conditions: 3.1. Deterioration. 3.2. Corrosion. 3.3. Elastic deformation. 3.4. Ultimate deformation. 3.5. Stress or strain cracks. 3.6. Joint fatigue. 3.7. Detached, dislodged or failing connections. 4. Masonry that has been subjected to any of the following conditions: 4.1. Deterioration. 4.2. Ultimate deformation. 4.3. Fractures in masonry or mortar joints. 4.4. Fissures in masonry or mortar joints. 4.5. Spalling. 4.6. Exposed reinforcement.	*Open

- 4.7. Detached, dislodged or failing connections.
- 5. Steel that has been subjected to any of the following conditions:
 - 5.1. Deterioration.
 - 5.2. Elastic deformation.
 - 5.3. Ultimate deformation.
 - 5.4. Metal fatigue.
 - 5.5. Detached, dislodged or failing connections.
- 6. Wood that has been subjected to any of the following conditions:
 - 6.1. Ultimate deformation.
 - 6.2. Deterioration.
 - 6.3. Damage from insects, rodents and other vermin.
 - 6.4. Fire damage beyond charring.
 - 6.5. Significant splits and checks.
 - 6.6. Horizontal shear cracks.
 - 6.7. Vertical shear cracks.
 - 6.8. Inadequate support.
 - 6.9. Detached, dislodged or failing connections.
 - 6.10. Excessive cutting and notching.
- Exceptions:
 - 1. Where substantiated otherwise by an approved method.
 - 2. Demolition of unsafe conditions shall be permitted where approved by the code official.

11/29/2023	IPMC 308.1 - Accumulation of Rubbish or Garbage	Exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish or garbage.	*Open
11/29/2023	IPMC 308.2 Disposal of Rubbish	Every occupant of a structure shall dispose of all rubbish in a clean and sanitary manner by placing such rubbish in approved containers.	*Open
11/29/2023	IPMC 309.1 Infestation	Structures shall be kept free from insect and rodent infestation. Structures in which insects or rodents are found shall be promptly exterminated by approved processes that will not be injurious to human health. After pest elimination, proper precautions shall be taken to prevent reinfestation.	*Open
11/29/2023	IPMC 309.2 Owner	The owner of any structure shall be responsible for pest elimination within the structure prior to renting or leasing the structure.	*Open
11/29/2023	IPMC 403.2 Bathrooms and Toilet Rooms	Every bathroom and toilet room shall comply with the ventilation requirements for habitable spaces as required by Section 403.1, except that a window shall not be required in such spaces equipped with a mechanical ventilation system. Air exhausted by a mechanical ventilation system from a bathroom or toilet room shall discharge to the outdoors and shall not be recirculated.	*Open
11/29/2023	IPMC 504.1 General	Plumbing fixtures shall be properly installed and maintained in working order, and shall be kept free from obstructions, leaks and defects and be capable of performing the function for which such plumbing fixtures are designed. Plumbing fixtures shall be maintained in a safe, sanitary and functional condition.	*Open
11/29/2023	IPMC 504.3 Plumbing System Hazards	Where it is found that a plumbing system in a structure constitutes a hazard to the occupants or the structure by reason of inadequate service, inadequate venting, cross connection, backsiphonage, improper installation, deterioration or damage or for similar reasons, the code official shall require the defects to be corrected to eliminate the hazard.	*Open
11/29/2023	IPMC 602.2 Residential Occupancies	Dwellings shall be provided with heating facilities capable of maintaining a room temperature of 68°F (20°C) in all habitable rooms, bathrooms and toilet rooms based on the winter outdoor design temperature for the locality indicated in Appendix D of the International Plumbing Code. Cooking appliances shall not be used, nor shall portable unvented fuel-burning space heaters be used, as a means to provide required heating. The installation of one or more portable space heaters shall not be used to achieve compliance with this section. Exception: In areas where the average monthly temperature is above 30°F (-1°C), a minimum temperature of 65°F (18°C) shall be maintained.	*Open
11/29/2023	IPMC 603.1 Mechanical equipment and appliances.	Mechanical equipment, appliances, fireplaces, solid fuel-burning appliances, cooking appliances and water heating appliances shall be properly installed and maintained in a safe working condition, and shall be capable of performing the intended function.	*Open
11/29/2023	IPMC 604.3- Electrical System Hazards	Where it is found that the electrical system in a structure constitutes a hazard to the occupants or the structure by reason of inadequate service, improper fusing, insufficient receptacle and lighting outlets, improper wiring or installation, deterioration or damage, or for similar reasons, the code official shall require the defects to be corrected to eliminate the hazard.	*Open
11/29/2023	IPMC 604.3.1.1 Electrical equipment.	Electrical distribution equipment, motor circuits, power equipment, transformers, wire, cable, flexible cords, wiring devices, ground fault circuit interrupters, surge protectors, molded case circuit breakers, low-voltage fuses, luminaires, ballasts, motors and electronic control, signaling and communication equipment that have been exposed to water shall be replaced in accordance with the provisions of the International Building Code. Exception: The following equipment shall be allowed to be repaired where an inspection report from the equipment manufacturer or approved manufacturer's representative indicates that the equipment has not sustained damage that requires replacement: 1. Enclosed switches, rated not more than 600 volts or less. 2. Busway, rated not more than 600 volts. 3. Panelboards, rated not more than 600 volts. 4. Switchboards, rated not more than 600 volts. 5. Fire pump controllers, rated not more than 600 volts. 6. Manual and magnetic motor controllers. 7. Motor control centers. 8. Alternating current high-voltage circuit breakers.	*Open

		9. Low-voltage power circuit breakers. 10. Protective relays, meters and current transformers. 11. Low- and medium-voltage switchgear. 12. Liquid-filled transformers. 13. Cast-resin transformers. 14. Wire or cable that is suitable for wet locations and whose ends have not been exposed to water. 15. Wire or cable, not containing fillers, that is suitable for wet locations and whose ends have not been exposed to water. 16. Luminaires that are listed as submersible. 17. Motors. 18. Electronic control, signaling and communication equipment.	
11/29/2023	IPMC 605.1 Installation.	Electrical equipment, wiring and appliances shall be properly installed and maintained in a safe and approved manner.	*Open
11/29/2023	IPMC 605.2 Receptacles.	Every habitable space in a dwelling shall contain not less than two separate and remote receptacle outlets. Every laundry area shall contain not less than one grounding-type receptacle or a receptacle with a ground fault circuit interrupter. Every bathroom shall contain not less than one receptacle. Any new bathroom receptacle outlet shall have ground fault circuit interrupter protection. All receptacle outlets shall have the appropriate faceplate cover for the location.	*Open
11/29/2023	IPMC 605.3 Luminaries	Every public hall, interior stairway, toilet room, kitchen, bathroom, laundry room, boiler room and furnace room shall contain not less than one electric luminaire. Pool and spa luminaires over 15 V shall have ground fault circuit interrupter protection.	*Open
11/29/2023	IPMC 605.4 Wiring.	Flexible cords shall not be used for permanent wiring, or for running through doors, windows, or cabinets, or concealed within walls, floors, or ceilings.	*Open
11/29/2023	IPMC 607.1 General	Duct systems shall be maintained free of obstructions and shall be capable of performing the required function.	*Open
11/29/2023	IPMC 702.1 General	A safe, continuous and unobstructed path of travel shall be provided from any point in a building or structure to the public way. Means of egress shall comply with the International Fire Code.	*Open

Uploaded Files

Date	File Name
11/29/2023	17622846-101_0780.JPG
11/29/2023	17622847-101_0781.JPG
11/29/2023	17622848-101_0782.JPG
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Dilapidated Structure

923 N. New York Ave.



Laws and Codes

- 3-18-5 NMSA 1978- Dangerous building or debris-
 - Property owner has ten (10) days to commence demolition or file a written objection to appear before the governing body of the municipality.
- 8-03-170- Unsafe Structure or debris-
 - Property owner has ten (10) days to commence demolition or file a written objection to appear before the City Commission.
- IPMC 113.1 General-
 - Property owner may board up the structure for future repair or demolition for one (1) year. Property owner has two (2) years to complete rehabilitation or demolition.

Timeline

923 N. New York Ave.

- On 11/17/2023, Code Enforcement was made aware of a potentially dilapidated structure. The property owners were contacted and consented to be inspected by Code Enforcement.
- On 11/29/2023, an inspection of the interior and exterior of the property was conducted.
- On 12/01/2023, A violation letter was hand-delivered to the property owners.

International Property Maintenance Code Violations

923 N. New York Ave.

- 47 violations of the International Property Maintenance Code.

Condition of the Property at 923 N. New York Ave.



Condition of the Property at 801 Virginia Avenue



Condition of the Property at 801 Virginia Avenue



Condition of the Property at 801 Virginia Avenue



Condition of the Property at 801 Virginia Avenue



Condition of the Property at 801 Virginia Avenue



Condition of the Property at 801 Virginia Avenue



Condition of the Property at 801 Virginia Avenue



Questions

Josh Sides

Code Enforcement Manager



AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/14/2023

Report No: 15.

Submitted By: Rachel Hughs

Subject: Consider, and, act upon canceling the December 19, 2023, regular commission meeting. (*Susan L. Payne, Mayor*)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation:

Background:

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/22/2023

Report No: 16.

Submitted By: David Kunihiro

Subject: Consider, and act upon, Ordinance 1687, for first publication amending Chapter 11, Article 7, Sections 010-060, Alcoholic Beverage Regulations. *(Ashley Smith, City Attorney)* **(Roll Call Vote Required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve Ordinance 1687 for first publication amending Chapter 11, Article 7, Sections 010-060, Alcoholic Beverage Regulations.

Background: Consider, and act upon, Ordinance 1687, for first publication amending Chapter 11, Article 7, Sections 010-060, Alcoholic Beverage Regulations.

ORDINANCE NO. 1687

**AN ORDINANCE AMENDING CHAPTER 11 OF THE
ALAMOGORDO CODE OF ORDINANCES CONCERNING
ALCOHOLIC BEVERAGE REGULATIONS**

WHEREAS, the City Commission of the City of Alamogordo, New Mexico, acknowledges that offenses relating to alcoholic beverages regulations shall be enforced in the city of Alamogordo; and,

WHEREAS, the City Commission of the City of Alamogordo, New Mexico, considers it necessary to amend sections of Chapter 11 of the Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Alamogordo, New Mexico, that Chapter 11, Article 7, Sections 010 – 060 of the Code of Ordinances be amended to read as follows:

CHAPTER 11 ALCOHOLIC BEVERAGE REGULATIONS

~~5-01-010~~ 11-07-10. Definitions.

All words and terms used in this chapter shall be deemed to have and carry the meaning as defined by the laws of the state, particularly, but not limited to §60-3A-3 NMSA 1978. Where such words and terms are not defined by the laws of the state, then they shall be deemed to have and carry their common, ordinary meaning.

(Ord. No. 1303, 1-22-08)

~~5-01-020. Building requirements.~~

~~No alcoholic beverages shall be sold or delivered by any alcoholic beverage dispenser, retailer, or wine grower except in areas, buildings and/or rooms open to the general public. No closed or curtained booths shall be permitted in any establishment or public place licensed under this chapter.~~

~~(Ord. No. 1303, 1-22-08)~~

~~5-01-030~~ 11-07-20. Location regulations.

It shall be unlawful for anyone to drink or to use any alcoholic beverages of any kind, whether lawfully purchased or not, in any public dance hall, poolroom, bowling alley or in any street or in any government building, whether state or federal, or in any other public place except establishments, or other public places having a license to dispense alcoholic beverages.

(Ord. No. 1303, 1-22-08)

~~5-01-035. Temporary alcoholic beverage dispenser's license.~~

- ~~a) License authorized. The governing body of the city has deemed it advisable to allow and license limited public sale of alcoholic beverages at retail and consumption on the sale premises of alcoholic beverages approved by the city clerk in specific areas of the public parks of said city, and, during community wide celebrations, on certain other public places. Such sale shall be by responsible persons duly licensed under the Code of Ordinances, and shall be allowed for limited periods of time, as hereinafter specifically provided.~~
- ~~b) License created. There is hereby created a license, to be denominated a temporary alcoholic beverage dispenser's license. A person to whom the city has issued a current valid temporary alcoholic beverage dispenser's license will hereinafter be referred to as a temporary alcoholic beverage dispenser's licensee.~~
- ~~c) Area designated. A temporary alcoholic beverage dispenser's license shall designate specifically an area in a city park, or alternatively, other public places in the city, which area shall be used for the purposes of the license, and which area will hereinafter be referred to as a temporary alcoholic beverage dispenser's.~~
- ~~d) No other area to be used. No alcoholic beverages may be sold at retail or consumed in any city park of the city, or on any other public places of said city, whether in the central business district or otherwise, except that a temporary alcoholic beverage dispenser's licensee may use the temporary alcoholic beverage dispenser's designated on the temporary alcoholic beverage dispenser's license for purposes of retail sale, and consumption by adult consumers of alcoholic beverages on the premises of the temporary alcoholic beverage dispenser's; and provided further:~~
 - ~~1) That such sale and consumption shall be limited to the designated temporary alcoholic beverage dispenser's.~~
 - ~~2) The licensee must comply with all applicable laws and ordinances.~~
 - ~~3) The licensee must have all of the qualifications set out in the Code of Ordinances and state statutes for an alcoholic beverage dispenser's license.~~
 - ~~4) The licensee must pay a license fee of fifty dollars (\$50.00) for each temporary alcoholic beverage dispenser's location.~~
 - ~~5) The licensee must hold a current license from the city for the sale of alcoholic beverages or beer at retail for consumption on the premises.~~
- ~~e) Duration. The duration of a temporary alcoholic beverage dispenser's license shall not exceed three (3) days. No person shall be issued more than three (3) temporary alcoholic beverage dispenser's licenses during any calendar month. No temporary alcoholic beverage dispenser's license shall be transferred by the temporary alcoholic beverage dispenser's licensee to whom it was originally issued.~~

- ~~f) Compliance with other regulations. Each temporary alcoholic beverage dispenser's, while in operation, shall comply with all of the requirements of this chapter of the Code of Ordinances relating to dealers in alcoholic beverages.~~
- ~~g) [Governmental liquor license.] Nothing in this section shall be construed as prohibiting the city from using a premise or area designated on a governmental liquor license for the retail and consumption by adults of alcoholic beverages in any city park, or on any other public place.~~

~~5-01-040~~ 11-07-030. Selling or giving alcoholic liquor to minors; minor allowing self to be served.

- a) The term "minor" used in this section shall mean any person who is under the age of twenty-one (21) years.
- b) It shall be a violation of this section for any club, retailer, dispenser, bartender, waiter or servant or employee of any club, retailer, or dispenser, or for any taxi driver, hotel employee or any other person, to do any of the following acts:
 - 1) To sell, serve or give any alcoholic beverage to a minor.
 - 2) To buy alcoholic beverages for, or to procure the sale or service of alcoholic beverages to, a minor.
 - 3) To deliver alcoholic beverages to a minor.
 - 4) To aid or assist a minor to buy, procure or be served alcoholic beverages.
- c) It shall be a violation of this section for any minor to buy, receive, possess, or permit himself to be served any alcoholic liquor.
- d) In the event any person except a minor shall procure any other person to sell, serve or deliver any alcoholic beverage to a minor by actual or constructive misrepresentation of any facts calculated to cause, or by the concealment of any facts the concealment of which is calculated to cause, the person, selling, serving or delivering such alcoholic beverages to such minor, that such minor is legally entitled to be sold, served or delivered alcoholic beverages; and actually deceiving him by such misrepresentation or concealment, then that person, and not the person so deceived by such misrepresentation or concealment, shall have violated this section.

~~5-01-050~~ 11-07-040. Drinking in public places.

- a) Drinking in public places consists of drinking or consuming alcoholic beverages (as the term is defined in Section 60-3A-3 NMSA 1978, (as amended) in any public place, private club, key club, whether operated for profit or not, or on a parking lot adjacent to an establishment licensed to dispense alcoholic beverages; provided, that this chapter shall not apply to drinking inside an establishment having a license to dispense alcoholic beverages or a Temporary Alcoholic Beverage Dispenser's location.
- b) It shall be unlawful for any person to commit the offense defined in this section.

~~5-01-060~~ 11-07-050. Selling of alcohol in public places.

- a) Selling of alcohol in public places consists of selling, serving, furnishing, or permitting the drinking or consumption of alcoholic beverages (as the term is defined in section 60-3A-3, NMSA 1978., as amended) in any public place or private club, or key club, whether operated for profit or not, except establishments having a license to dispense alcoholic beverages by the owner, operator, lessee, or proprietor thereof.
- b) For the purposes of this chapter, "public place" shall mean: an area, whether enclosed or open, held out for use by the public and to which the public is invited, or in which the public is permitted, whether owned or operated by public or private interests

~~5-01-070. Tax stamps required.~~

~~It shall be unlawful for any person to possess, sell or transport any alcoholic beverages upon which the taxes and/or duties levied and required by the state and/or the United States of America have not been paid. The possession of alcoholic beverages in any container not bearing any stamp required by the laws of the state and/or the United States of America shall be prima facie evidence that the taxes and/or duties levied and required by the state and/or the United States of America have not been paid on such alcoholic beverages.~~

~~(Ord. No. 1303, 1-22-08)~~

~~5-01-080. Lighting required.~~

~~All persons holding licenses for the sale of alcoholic beverages as retailers or dispensers shall keep all parts of the lots on which the licensed premises are situated, and the streets or alleys immediately adjacent to such places or buildings, well lighted during the hours when alcoholic beverages are being sold or served on such premises.~~

~~(Ord. No. 1303, 1-22-08)~~

~~5-02-010. Required.~~

~~The sale and possession for the purpose of selling, and the offering for sale of alcoholic beverages is hereby prohibited except by persons duly licensed within the area and upon the conditions specified in this chapter and other applicable provisions of this Code.~~

~~(Ord. No. 1303, 1-22-08)~~

~~5-02-020. Application.~~

~~Applications for a license to sell alcoholic beverages within the city shall be made to the clerk on a form prescribed by the clerk. Each application shall include a copy of the application to the state department of alcoholic beverage control and shall be accompanied by a fee of fifty dollars (\$50.00) to cover the expense of investigations. Upon receipt of the application, the clerk shall determine if preliminary approval of the issuance or transfer of the license has been made pursuant to section 60-6B-4, N.M.S.A., 1978. Upon determining that such preliminary approval has been made, the clerk shall set the application for hearing as provided in section 60-6B-4. An investigation shall be made of the applicant, the matters stated in the application, and for compliance by the applicant and the proposed location of the licensed premises for compliance with all applicable codes.~~

~~(Ord. No. 1303, 1-22-08)~~

~~5-02-030. Tax.~~

~~The tax for licenses to sell alcoholic beverages are as follows:~~

~~Dispenser's license, per annum \$250.00~~

~~Retailer's license, per annum 250.00~~

~~Small Brewer's license, per annum 150.00~~

~~Beer and wine license, per annum 100.00~~

~~Club license, per annum 100.00~~

~~Temporary Dispensers license 25.00 per day~~

~~All licenses shall be issued for the period July 1 to the following June 30. The license tax shall not be refunded or prorated. The above does not include application fees or business registration fees.~~

~~If a location is served by a city dispenser's license or retailer's license, and obtains a small brewer's license from the state, the city's small brewer's license fee will be waived.~~

~~(Ord. No. 1303, 1-22-08)~~

~~Cross reference(s) — Business registration fee, § 17-3 et seq.~~

~~5-02-040. Revocation.~~

~~The city commission may, by a majority vote of all members elected, revoke any and all licenses for the sale of alcoholic liquors for the violation of any of the provisions of this chapter, after a public hearing and upon five (5) days' notice thereof.
(Ord. No. 1303, 1-22-08)~~

~~05-03-010~~ 11-07-060. Penalties.

Violation of any of the sections in this chapter shall be a misdemeanor punishable by up to five hundred dollars (\$500.00) per day and up to six (6) months in jail per day of each violation.

PASSED, APPROVED, AND ADOPTED this _____ day of _____, 2023.

CITY OF ALAMOGORDO, NEW MEXICO
a New Mexico municipal corporation

By: _____
Susan L. Payne, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Ashley Smith, City Attorney

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/22/2023

Report No: 17.

Submitted By: David Kunihiro

Subject: Consider, and act upon, Ordinance 1686, for first publication amending Chapter 11, Article 8, Sections 010-040, Peddler and Solicitor Regulations. (*Ashley Smith, City Attorney*) **(Roll Call Vote Required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve Ordinance 1686 for first publication amending Chapter 11, Article 8, Sections 010-040, Peddler and Solicitor Regulations.

Background: Consider, and act upon, Ordinance 1686, for first publication amending Chapter 11, Article 8, Sections 010-040, Peddler and Solicitor Regulations. (*Ashley Smith, City Attorney*)

ORDINANCE NO. 1686

**AN ORDINANCE AMENDING CHAPTER 11 OF THE
ALAMOGORDO CODE OF ORDINANCES CONCERNING
PEDDLER AND SOLICITOR REGULATIONS**

WHEREAS, the City Commission of the City of Alamogordo, New Mexico, acknowledges that peddlers and solicitors shall not be a nuisance to the citizens of Alamogordo; and,

WHEREAS, the City Commission of the City of Alamogordo, New Mexico, recognizes peddlers and solicitors shall abide by regulations to make our citizens feel safe; and,

WHEREAS, the City Commission of the City of Alamogordo, New Mexico, considers it necessary to amend sections of Chapter 11, Article 8, Sections 010-040 of the Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Alamogordo, New Mexico, that Chapter 11, Article 8, Section 010-040 of the Code of Ordinances be amended to read as follows:

CHAPTER 11 PEDDLER AND SOLICITOR REGULATIONS

~~17-08-010~~ 11-08-010. Definitions.

For the purposes of this article, the terms used herein are defined as follows:

Aggressive manner means and includes:

- a) Intentionally or recklessly making any physical contact with or touching another person during the solicitation without the person's consent.
- b) Following the person being solicited if that conduct is:
 - 1) Intended to or is likely to cause a reasonable person to fear imminent bodily harm or the commission of a criminal act upon property in the person's possession; or
 - 2) Is intended to or is reasonably likely to intimidate the person being solicited into responding affirmatively to the solicitation.
- c) Continuing to solicit within five (5) feet of the person being solicited after the person has made a negative response, if continuing the solicitation is:
 - 1) Intended to or is likely to cause a reasonable person to fear imminent bodily harm or the commission of a criminal act upon property in the person's possession; or

- 2) Is intended to or is reasonably likely to intimidate the person being solicited into responding affirmatively to the solicitation, It is prima facie evidence of an intention to cause a reasonable person fear of imminent bodily harm, if the person continues to solicit from a person who has asked him/her to stop.
- d) Intentionally or recklessly blocking the safe or free passage of the person being solicited or requiring the person or the driver of a vehicle to take evasive action to avoid physical contact with the person making the solicitation. Acts authorized as an exercise of one's constitutional right to picket or legally protest and acts authorized by a business registration issued pursuant to chapter 17 of this Code shall not constitute obstruction of pedestrian or vehicular traffic.
- e) Intentionally using obscene or abusive language or gestures:
 - 1) Intended to or likely to cause a reasonable person to fear imminent bodily harm or the commission of a criminal act upon property in the person's possession; or
 - 2) Words intended to or reasonably likely to intimidate the person into responding affirmatively to the solicitation; or
- f) Approaching the person being solicited in a manner that:
 - 1) Is intended to or is likely to cause a reasonable person to fear imminent bodily harm or the commission of a criminal act upon property in the person's possession; or
 - 2) Intended to or is reasonably likely to intimidate the person being solicited into responding affirmatively to the solicitation.

An automated teller machine is a device linked to a financial institution's account records, which can carry out transactions, including, but not limited to: account transfers, deposits, cash withdrawals, balance inquiries, and mortgage and loan payments.

Automated teller machine facility means the area comprising one (1) or more automatic teller machines and any adjacent space which is made available to banking customers after regular banking hours.

~~*Bank* means any banking corporation as defined under the laws of the state.~~

Check cashing business means any business which represents itself to the public as engaged in the business of cashing checks, drafts, or money orders for consideration.

Peddler means any person who goes from house to house, place to place, or from street to street carrying, conveying, or transporting foods, wares, or merchandise, meats, fish, vegetables, fruits, garden truck, farm products, or provisions, offering or exposing such for sale or making sales and

delivering articles to purchasers. The term "peddler" shall include the terms "hawker, huckster, transient merchant, and itinerant vendor." Peddler shall not include persons exempt from licensing under Section 7-23-1, NMSA 1978.

~~Commercial solicitors shall mean those persons engaged in the practices enumerated in (1) under the definition of "solicitor" as well as those acting as peddlers, and shall include all persons engaged in solicitation activities within the city who are required to obtain business licenses or registrations under other provisions of this chapter.~~

Public area means an area to which the public or a substantial group of persons has access and includes, but is not limited to, alleys, bridges, buildings, driveways, parking lots, parks, playgrounds, plazas, sidewalks, and streets open to the public, and the doorways and entrances to buildings and dwellings, and the grounds enclosing them.

Solicit means to request immediate payment, donation of money, or other things of value, including an order or promise of future payment, from another person, regardless of the solicitor's purpose or intended use of the money or other thing of value. The solicitation may be, without limitation, by the spoken, written, or printed word or by other means of communication.

Solicitation activities shall mean the practices of solicitors as listed in (1) and (2) under the definition of "solicitor," as well as the practice of peddling.

Solicitor shall mean any person, including an employee or agent of another, traveling either by foot, automobile, truck, or another type of conveyance, who engages in the practice of going door-to-door, house-to-house or along any streets within the city:

- (1) Selling or taking orders for or offering to sell or take orders for goods, merchandise, wares or other items of value for future delivery or for services to be performed in the future for commercial purposes; or
- (2) Requesting contribution of funds, property, or anything of value or of the pledge of any future donation or selling or offering for sale any type of property, including but not limited to goods, tickets, books, and pamphlets, for political, charitable, religious, or other noncommercial purposes.

~~17-08-020. License required for commercial solicitors or peddlers.~~

~~It shall be unlawful for any commercial solicitor or peddler to engage in solicitation or sales activities in the city without first obtaining a commercial solicitation license from the city. (Ord. No. 784, § 3, 2-13-90; Ord. No. 1173, § 2, 3-25-03)~~

~~17-08-030. Exemptions.~~

~~(a) Minors under the age of eighteen (18) who participate in solicitation activities are exempt from the licensing requirements of this article except when they are acting as agents of adults covered by this article.~~

~~(b) — Those persons representing charitable associations, organizations existing under the provisions of NMSA 1978, § 53-8-1 et seq., or NMSA 1978 § 53-10-1 et seq., pertaining to nonprofit corporations and unincorporated associations, or which are exempt from taxation under 26 USC § 501.~~

~~(c) — All persons exempt from the peddler's license under Section 7-23-1 NMSA 1978.
(Ord. No. 784, § 3, 2-13-90; Ord. No. 1173, § 3, 3-25-03)~~

~~17-08-040. — Application.~~

~~The application for a commercial solicitor's license shall contain all information relevant and necessary to determine whether a particular license may be issued, including but not limited to:~~

~~(1) — Proof of the identity and residence address of the applicant;~~

~~(2) — A brief description of the nature, character and quality of the goods, merchandise or services to be sold if any;~~

~~(3) — If a solicitor or a peddler is employed or acting on behalf of another, the name, business address and telephone number of such person, firm, association, organization, company or corporation; and~~

~~(4) — Tax identification number.~~

~~(Ord. No. 784, § 3, 2-13-90; Ord. No. 1173, § 4, 3-25-03)~~

~~17-08-050. — Fees and duration.~~

~~(a) — Each applicant for a commercial solicitation license under this article, who has a permanent business location in the city, shall pay an annual license fee of thirty five dollars (\$35.00) per solicitor or peddler. A commercial solicitation license shall be valid from the date of issuance until the next December 31. No credit or refunds shall be given for partial years.~~

~~(b) — Each applicant for a commercial solicitation license under this article, who does not have a permanent business location in the city, shall pay an initial license fee of fifty dollars (\$50.00) per solicitor or peddler. A commercial solicitation license shall be valid from the date of issuance for a period of thirty (30) days. The applicant shall pay a renewal fee of twenty five dollars (\$25.00) per month for any additional thirty-day period in the same calendar year. No credit or refunds shall be given for partial months.~~

~~(Ord. No. 784, § 3, 2-13-90; Ord. No. 1173, § 5, 3-25-03)~~

~~17-08-060. — Licenses and identification.~~

~~(a) — The license issued to a commercial solicitor shall be carried with the solicitor or peddler while he or she is engaged in the business of soliciting or peddling.~~

~~(b) — While performing solicitations or peddling, each solicitor or peddler, whether or not commercial and whether or not exempt from the licensing requirements of this article, shall wear an identification badge which shall be worn in such a way that the badge may be easily read and which shall indicate the name and organization of the solicitor or peddler.~~

~~(c) — Commercial licenses and identification badges shall be used only by the person to whom they were issued and may not be transferred to any other person.~~

~~(Ord. No. 784, § 3, 2-13-90; Ord. No. 1173, § 6, 3-25-03)~~

~~17-08-070. Regulations.~~

~~The following regulations apply to solicitors engaged in solicitation activities and peddlers engaged in peddling, in the city:~~

- ~~(1) Solicitors and peddlers shall be allowed to conduct their activities only during daylight hours.~~
- ~~(2) No solicitor or peddler shall engage in solicitation or peddling activities regulated under this article on city-owned or controlled property without first procuring special authorization from the city manager.~~
- ~~(3) No person shall engage in solicitation or peddling activities in defiance of any notice exhibited by a resident or business indicating that solicitors and/or peddlers are not welcome or not invited.~~
- ~~(4) No person shall engage in solicitation or peddling activities in defiance of a clear indication by occupants of a residence or operators or owners of a business that solicitors are not welcome or are not invited. As used in this section, clear indication shall include but not be limited to posting of a notice on the property, verbal notice or, in the case of commercial solicitation activities, registration with the city on a roster kept by the city for the purpose of indicating those places where commercial solicitors are neither invited nor welcome. It shall be the duty of each commercial solicitor to be currently informed of all persons and/or addresses on the no solicitors/no peddlers roster.~~
- ~~(5) Every solicitor and peddler, whether required to be licensed or not, shall immediately furnish his name, organization and address to any person who requests or demands that information while the solicitor or peddler is conducting his/her activities.~~

~~17-08-071~~ 11-08-020. Prohibited Solicitations

It shall be unlawful for any person to solicit money or other things of value or to solicit the sale of goods or services in the manner described in subparagraphs (a) 1 through 4. of this section.

a) Solicitation is prohibited as follows:

- 1) In an aggressive manner in a public area;
- 2) Within fifteen (15) feet of any entrance or exit of any bank or check cashing businesses or within fifteen (15) feet of any automated teller machine during the hours of operation of such bank, automated teller machine or check cashing business without the consent of the owner or other person legally in possession of such facilities. Provided, however, that when an automated teller machine is located within an automated teller machine facility, such distance shall be measured from the entrance or exit of the automated teller machine facility.
- 3) On private property if the owner tenant, or lawful occupant has asked the person not to solicit on the property or has posted a sign clearly indicating that solicitations are not welcome on the property; or

- 4) From any occupant of a motor vehicle that is in traffic on a public street, whether in exchange for cleaning the vehicle's windows, or for blocking, occupying, or reserving a public parking space, or directing the occupant to a public parking space; provided, however, that this paragraph shall not apply to services rendered in connection with emergency repairs requested by the occupants or passengers of such vehicle.
- b) It shall be unlawful for any driver or occupant of a vehicle upon a roadway, while not parked, to invite, request, offer or encourage a person, not in the vehicle to solicit money or other things of value, or to solicit the sale of goods or services in the manner described in subparagraphs (2) 1 through 4 above.

~~17-08-072~~ 11-08-030. Solicitation on or near street or highway.

- a) The purpose of this section is to prevent dangers to persons and property, to prevent traffic delays, and to avoid interference with traffic flow. Roadways that have center medians often are designed to handle specific traffic flow problems. Any delay or distraction may interfere with traffic planning. Sometimes persons stand near intersections and near traffic lights to contact drivers or passengers in cars that are passing or that are stopped temporarily due to traffic lights.
- b) It shall be unlawful for any person to solicit employment, business, contributions, or sales of any kind, or collect monies for the same, from the occupant of any vehicle traveling upon any street or highway when the solicitation or collection:
 - 1) Causes the person performing the activity to enter onto the traveled portion of a street or highway.
 - 2) Involves the person performing the activity to be located upon any median area which separates traffic lanes for vehicular travel.
 - 3) The person performing the activity is located such that vehicles cannot move into a legal parking area to safely conduct the transaction.
- c) For purposes of this section, the traveled portion of the street or highway shall mean that portion of the road normally used by moving motor vehicle traffic.

~~17-08-080. Suspension or revocation of license.~~

- ~~(a) Any license issued under this article may be suspended or revoked for any of the following reasons:~~
- ~~(1) Fraud or misrepresentation in the application for license;~~
 - ~~(2) Fraud or misrepresentation in the course of conducting solicitation activities;~~
 - ~~(3) Conducting solicitation or peddling activities contrary to the conditions of the license; and~~
 - ~~(4) Conducting solicitation or peddling activities in such a manner as to create a public nuisance or constitute a danger to the public health, safety or welfare.~~

~~(b) — Upon suspension or revocation, the city shall deliver written notice to the license holder stating the action taken and the reasons supporting such action. The written notice shall be delivered to the license holder's place of business or mailed to the license holder's last known address.~~

~~(c) — No person who is required to be licensed by this article and whose license has been suspended or revoked shall engage in commercial solicitation activities until the required license has been reinstated or reissued.~~

~~(Ord. No. 784, § 3, 2-13-90; Ord. No. 1173, § 8, 3-25-03)~~

~~17-08-090. — Appeals.~~

~~Persons who are denied licenses or whose licenses have been suspended or revoked may appeal by filing a written notice of appeal with the city within ten (10) days after receipt of the notice of denial, suspension, or revocation. The city commission shall hear and determine the appeal, and its decision shall be final.~~

~~(Ord. No. 784, § 3, 2-13-90; Ord. No. 1173, § 9, 3-25-03)~~

~~17-08-100. — Renewals.~~

~~Licenses may be renewed provided that an application for renewal and the appropriate license fees are received by the city no later than the expiration date of the current license. Applications received after the date shall be processed as new applications. The city shall review each renewal application to determine that the applicant is in full compliance with the provisions of this article. If the city finds that the application meets such requirements, the city shall issue a new license.~~

~~(Ord. No. 784, § 3, 2-13-90; Ord. No. 1173, § 10, 3-25-03)~~

~~17-08-110 11-08-040. Penalties~~

Any person who violates any provision of this article shall be subject to the penalty provisions contained in section 1-01-100 through 1-01-120, inclusive, of this code.

PASSED, APPROVED, AND ADOPTED this _____ day of _____, 2023.

CITY OF ALAMOGORDO, NEW MEXICO
a New Mexico municipal corporation

By: _____
Susan L. Payne, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Ashley Smith, City Attorney

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/28/2023

Report No: 18.

Submitted By:

Subject: Consider, and act upon, Ordinance 1690, for first publication amending Chapter 11, Article 06, Section 160, Unauthorized presence in drainage channels, arroyos and irrigation channels. (*Susan L. Payne, Mayor and Ashley Smith, City Attorney*) (**Roll Call Vote Required**)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: The City recommends approving the ordinance.

Background:

ORDINANCE NO 1690.

AN ORDINANCE AMENDING CHAPTER 11, ARTICLE 06-160 OF THE ALAMOGORDO CODE OF ORDINANCES CONCERNING GENERALLY – PROTECTION OF DITCHES

WHEREAS, the City Commission of the City of Alamogordo, New Mexico deems it necessary to amend Chapter 11, Article 06-160 concerning the protection of ditches.

WHEREAS, the City Commission of the City of Alamogordo, New Mexico, recognizes that the ordinances regarding the protection of ditches have not been updated in many years.

BE IT THEREFORE ORDAINED by the City Commission of the City of Alamogordo, New Mexico, that Chapter 11, Article 06-160 of the Code of Ordinances is repealed in part and amended in part.

~~11-06-160. – Generally – Trespassing.~~

~~It shall be unlawful for any person to drive any vehicle of any description across any of the ditches inside the city except where they are crossed by streets, avenues, or alleys, or in any manner which may injure such ditches.~~

11-06-160.- Unauthorized presence in drainage channels, arroyos and irrigation channels.

- (a) *Definitions.* For purposes of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

Arroyo. A natural or naturalistic watercourse formed by the action of fast-flowing water that is owned and maintained by a public agency.

Camping. The setting up of any tent, shack, or other permanent or temporary structure or shelter or preparing a sleeping bag or other bedding material for use in a water conveyance system.

Drainage channel or piping. Engineered structures designed to convey water flow that is owned, maintained, or under the authority of a public agency and that may consist of earthen, concrete, metal, rock, brick, and/or heavy-duty plastic or other materials.

Irrigation channel. An engineered waterway structure used for the purpose of carrying water from a source to soil used for farming or landscaping that is owned, maintained, or under the authority of a public agency and that may consist of earthen, concrete, metal, rock, brick and/or heavy-duty plastic or other materials.

Public agency. The City of Alamogordo, the County of Otero.

Right-of-way. Includes all land within the parameters of the area within which the public agency owns, operates, or maintains the drainage channel, arroyo, irrigation channel, or piping and is not restricted to the drainage channel, arroyo, irrigation channel, or piping.

Water conveyance system. An engineered or natural channel intended to transport water, including an arroyo, drainage channel, irrigation channel, and piping.

- (b) It is unlawful for any person to enter or to remain in a water conveyance system which is owned, maintained or operated by a public agency and which is not designated as an open space area or recreational path, except for public safety personnel and employees of the public agency

that owns, maintains or operates said water conveyance system, or those persons authorized by such agency.

- (c) It is unlawful for any person to camp or loiter upon any part of the right-of-way in which a water conveyance system owned, maintained or operated by a public agency is located, including any portion of such right-of-way designated as open space.
- (d) It is unlawful for any person to remain in an open space or recreational trail that is within the right-of-way of a water conveyance channel after having been instructed to leave by an employee of the public agency that controls the water conveyance system, their designated representative, or a law enforcement official, due to a public safety issue or to allow the agency to conduct facility maintenance.
- (e) It is unlawful for any person to operate a motor vehicle or an off-highway vehicle in the right-of-way of a water conveyance system that is owned, maintained, or operated by a public agency, including any water conveyance system designated as open space or as a recreation trail, except for public safety personnel and employees of the public agency that owns, maintains or operates said water conveyance system, or those persons authorized by such agency.
- (f) The penalties outlined in § 1-01-100 shall apply for violating this section.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2023.

CITY OF ALAMOGORDO, NEW MEXICO
a New Mexico municipal corporation

By: _____
Susan L. Payne, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Ashley Smith, City Attorney

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/28/2023

Report No: 19.

Submitted By:

Subject: Consider, and act upon, Ordinance 1689, for first publication amending Chapter 11, Article 03, Section 040, Curfew. (*Susan L. Payne, Mayor and Ashley Smith, City Attorney*) (**Roll Call Vote Required**)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: The City recommends approval of this ordinance.

Background:

ORDINANCE NO. 1689

**AN ORDINANCE AMENDING CHAPTER 11, ARTICLE 03-040 OF THE
ALAMOGORDO CODE OF ORDINANCES CONCERNING
CURFEW**

WHEREAS, the City Commission of the City of Alamogordo, New Mexico deems it necessary to amend Article 03-040 concerning curfew.

WHEREAS, the City Commission of the City of Alamogordo, New Mexico recognizes that the ordinances regarding curfew have not been updated since 1960.

BE IT THEREFORE ORDAINED by the City Commission of the City of Alamogordo, New Mexico that Chapter 11, Article 03-040 of the Code of Ordinances is repealed in part and amended in part.

11-03-040. – Curfew.

- (a) Restrictions. It shall be unlawful for any parent, guardian or any other person having care or custody of a minor under the age of ~~sixteen (16)~~ eighteen (18) years, to permit or allow such minor to be upon any public thoroughfare or any public place without adequate supervision, on weekdays (Sunday through Thursday) from 11:00 p.m. to 6:00 a.m. and on weekends from 12:00 midnight to 6:00 a.m.
- (b) Exceptions. The restrictions mentioned above shall not apply to any minor who shall be accompanied by a parent, guardian, or adult acting with the authority of the parent or any minor upon any errand of necessity or in the performance of duty directed by any parent or guardian or other person acting with the authority of the parent or to any minor attending any school or church-sponsored event or to any minor coming from or going to work, or a minor with emancipated documentation.
- (c) Parent or guardian liable. It shall be the duty of peace officers to apprehend and take into custody any minor found in violation of this section. Such officers shall thereupon notify the parent or guardian and such parent or guardian shall be deemed guilty of permitting a violation of this section.
- (d) Procedure when parent or guardian cannot be located. In the event that the parent or guardian cannot be located, the child shall be remanded to the custody of the proper juvenile authorities.

(e) Violation. ~~For the violation of this section, the minor shall be released to the custody of his parent or guardian or other person having care or custody of the minor, upon written promise that such parent or guardian will assume the responsibility that said child will comply with the provisions of this section. The juvenile authorities shall make a written report and keep a record of each such violation. Any parent, guardian or other adult person having the care and custody of a minor violating this section shall be punished in accordance with section 11-01-050.~~ Parent(s), legal guardian, or any other person having care or custody of a minor under the age of eighteen (18) years who violate this section will be given a warning on the first violation, a \$250.00 fine on the second violation, and a \$500.00 fine on each subsequent violation.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2023.

CITY OF ALAMOGORDO, NEW MEXICO
a New Mexico municipal corporation

By: _____
Susan L. Payne, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Ashley Smith, City Attorney

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/28/2023

Report No: 20.

Submitted By:

Subject: Consider, and act upon, Ordinance 1688, for first publication adding Chapter 11, Article 06, Section 160, Truancy. (*Susan L. Payne, Mayor and Ashley Smith, City Attorney*) (**Roll Call Vote Required**)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: The City recommends approval of this ordinance.

Background:

ORDINANCE NO. 1688

AN ORDINANCE AMENDING CHAPTER 11, ARTICLE 06-160 TO THE ALAMOGORDO CODE OF ORDINANCES CONCERNING TRUANCY

WHEREAS, on October 13, 2023, during school hours, a shooting involving four school-aged citizens occurred at a City of Alamogordo public park known as South Oregon Park.

WHEREAS, as a result of the shooting, an 8th-grade student succumbed to his injuries, and an outpouring of Alamogordo citizens called on the city's leadership to review current policies and ordinances regarding city properties.

WHEREAS the City Commission of the City of Alamogordo, New Mexico, recognizing the importance of children attending school, receiving an education, and wishing to assist in keeping children in school deems it necessary to add Article 03-060 concerning truancy.

BE IT THEREFORE ORDAINED by the City Commission of the City of Alamogordo, New Mexico, that Chapter 11, Article 03-060 of the Code of Ordinances is added in its entirety.

11-03-060. - Truancy

- (a) No person under the age of 18, unless accompanied by a parent or legal guardian, shall be upon or congregate on any public streets, public right of ways or public parks within the city during the hours outlined by the Alamogordo Public Schools calendar.
- (b) It shall be unlawful for a person to encourage or assist a student not to attend or return to school unless said absence is excused by a school official or such absence is excused under one of the exceptions found in the ordinance or such excuse is recognized by law.
- (c) Parent(s) or legal guardian of school children who violate this section will be given a warning on the first violation, a \$250.00 fine on the second violation, and a \$500.00 fine on each subsequent violation. Upon a third violation, the minor shall be trespassed from all City owned parks. After six (6) months, a parent or legal guardian of the minor may petition the City Attorney's office to have the trespass removed.
- (d) Students who violate this truancy ordinance will be identified, and the proper school officials and the parent or legal guardian of the student shall be notified.
- (e) The parents or legal guardians will be summoned to court.
- (f) Exceptions. This section shall not apply to:
 - (1) Students who are running a few minutes late to school or are enroute to school;

- (2) Students who have a doctor's excuse;
- (3) A minor with emancipation documentation.
- (g) This section is in no way intended to replace the "New Mexico Compulsory School Attendance Law" found at NMSA 1978, Art. 12, 22-12-1 through 22-12-7.
- (h) This section is in no way intended to replace any truancy supervision by the school districts, private schools or any other school recognized by law.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2023.

CITY OF ALAMOGORDO, NEW MEXICO
a New Mexico municipal corporation

By: _____
Susan L. Payne, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Ashley Smith, City Attorn

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/5/2023

Report Date: 11/30/2023

Report No: 21.

Submitted By: Beau Dylan Aleshire

Subject: Appointments to Boards and Committees. (*Susan L. Payne, Mayor*)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Two applications were received. Staff recommends one appointment to the Mayor's Committee on Aging, and one appointment to the Airport Zoning Board.

Background:

Mayor's Committee on Aging

- One current vacancy. An application by Antonio G. Castro Jr was received. If appointed, this would be his 1st term.

Airport Zoning Board

- Three current vacancies. An application by Rose Mary Gomez-Meade was received. If appointed, this would be her 1st term.

Alamogordo Disability Council

- Four current vacancies. No applications were received.

RECEIVED

SEP 25 2023

CITY CLERK

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

Name: ANTONIO G. CASTRO JR
Home Phone: 575-551-2976 Work Phone: _____
Cell Phone: 575-491-2529 Fax No: _____
e-mail address: AC380116@GMAIL.COM
Physical Address: 450 MICHEL #608
Is the above address within City limits? Yes ☒ No _____
Mailing Address: 450 MICHEL #608
Present Employer: RETIRED Job Title: _____

Board/Committee you wish to serve on:

First choice: THE MAYORS COMMITTEE ON AGING
Second choice: ANY OTHER COMMITTEE ALSO

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: HIGH SCHOOL GRADUATE
NCD ACADEMY - TWENTY YEARS EXPERIENCE RETAIL
CROSS COUNTRY SKI INSTRUCTOR. ABLE TO ACCOMPLISH
ALL TASKS. 25 YEARS RETIRED MILITARY.

Please indicate your interest in serving on a City Board/ Committee: TO HELP
SENIOR CITIZENS WITH WHAT EVER THEY NEED - WELFARE
AND SECURITY. GOOD HEALTH.

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

OCT 30 2023

CITY CLERK

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

Name: Rose Mary Gómez-Meade
Home Phone: N/A Work Phone: N/A
Cell Phone: 512 393-9413 Fax No: N/A
E-mail address: ROSE.mary.gomezmeade1@gmail.com
Physical Address: 2472 Tres Lagos Alamogordo NM 88310-7741
Is the above address within City limits? Yes ☐ No ☐
Mailing Address: 2472 Tres Lagos Alamogordo NM 88310-7741
Present Employer: retired Job Title:

Board/Committee you wish to serve on:

First choice: At large representative for Airport Zoning Board

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: In Austin, Texas, I served on the Union Creek HOA Board for 3 years. I am very familiar with Robert's Rules of order governing meetings. I was also School Board member for 3 years at Catholic School in Buda, Texas

Please indicate your interest in serving on a City Board/ Committee: As a new comer to Alamogordo (1.6 years) I see so much potential for Alamogordo. I believe in collaboration and future vision for Alamogordo. I love the City!

Please return completed application to:

City Clerk's Office
1376 E. Ninth Street
Alamogordo, NM 88310
PHONE: (575) 439-4100
FAX: (575) 439-4396
Attn: Dylan Aleshire

cc. rgm