



Alamogordo City Commission

NOTICE OF MEETING

Regular Meeting Agenda

February 13, 2024 - 6:30 PM

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

Susan L. Payne Mayor
Sharon McDonald Mayor Pro-Tem, District 5
Nick Paul District 1
Stephen Burnett District 2
Warren Robinson District 3
Josh Rardin District 4
Mark Tapley District 6

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 east bulletin board located in the south of the City Hall and in the glass case located outside the north entrance of the City Hall, distributed to the appropriate news media, and posted on the City website: <http://ci.alamogordo.nm.us> within the required time frame. As a courtesy, the entire Agenda Packet has also been posted on the City of Alamogordo website: <http://ci.alamogordo.nm.us>

The Mayor and City Commission request that all cell phones be turned off or set to vibrate. Members of the audience are requested to step outside the Commission Chambers to respond to or to conduct a phone conversation. The Alamogordo Commission Chambers is wheelchair accessible. Other special assistance for disabled attendees must be requested 48 hours in advance by contacting the City Clerk's Office at 575-439-4100.

CALL TO ORDER & ROLL CALL

Announce the presence of a Quorum.

INVOCATION & PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

PRESENTATIONS

1. Presentation by Yearout Energy on Energy Performance Contract and Energy Cost Savings. (Tara Trafton)

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 January 23, 2024. *(Rachel Hughs, City Clerk)*
3. Approve the statements related to the Executive Closed Sessions held on January 23, 2024. *(Rachel Hughs, City Clerk)*
4. Consider, and act upon, Ordinance 1692 for adoption and final publication to amend sections of Chapter 2 of the Code of Ordinances concerning the City Commission Districts and Mayor Selection; term to be aligned with the City Charter amendment made in 2012. *(Rachel Hughs, City Clerk)* **(Roll Call Vote Required)**
5. Consider, and act upon, Ordinance 1693 for adoption and final publication to add Chapter 11, Article 11- 06, Section 330 concerning Obstructing, Impeding Movement, or Camping in Public Rights-of-way. *(Ashley Smith, City Attorney)* **(Roll Call Vote Required)**
6. Consider, and act upon, Ordinance 1694 for adoption and final publication to amend Chapter 19, Article 19-04, Section 010 concerning Parks Closure Hours. *(Ashley Smith, City Attorney)* **(Roll Call Vote Required)**
7. Consider, and act upon, Ordinance 1695, Z-2023-0008(A) for adoption and final publication, a map amendment to change the current zoning of the property located at 2405 Holly Ave from MH-1 Manufactured Housing Subdivision District to R-4 Multi-Family Dwelling District. *(Stella Rael, City Planner)* **(Roll Call Vote Required)**
8. Consider, and act upon, Resolution 2024-07 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 January 9, 2024. *(Evelyn Huff, Finance Director)* **(Roll Call Vote Required)**
9. Consider, and act upon, Resolution 2024-14, declaring 1500 Ohio Ave. to be so ruined, damaged, and dilapidated that it is a menace to public comfort, health, peace, or safety, and ordering its abatement. *(Josh Sides, Code Enforcement Manager)* **(Roll Call Vote Required)**
10. Consider, and act upon, Resolution 2024-15, declaring 1409 Crescent Dr. to be so ruined, damaged, and dilapidated that it is a menace to public comfort, health, peace, or safety, and ordering its abatement. *(Josh Sides, Code Enforcement Manager)* **(Roll Call Vote Required)**
11. Consider, and act upon, Resolution 2024-16, declaring 512 Maryland Ave. to be so ruined, damaged, and dilapidated that it is a menace to public comfort, health, peace, or safety, and ordering its abatement. *(Josh Sides, Code Enforcement Manager)* **(Roll Call Vote Required)**
12. Consider, and act upon, Resolution 2024-17, declaring 607/609 Maryland Ave. to be so ruined, damaged, and dilapidated that it is a menace to public comfort, health, peace, or safety, and ordering its abatement. *(Josh Sides, Code Enforcement Manager)* **(Roll Call Vote Required)**
13. Consider, and act upon, an emergency funds appropriation of \$12,297.75 through the Capital Outlay Bureau with the Aging & Long-Term Services Department. This is for the purchase and relocation of a

new evaporator/condenser for the Senior Center Kitchen's outdoor freezer. (*Magdalena Morales, ASC Manager and Veronica Ortega, Community Services Director*)

14. Consider, and act upon, Resolution 2024-18 authorizing the City Manager to execute an Energy Performance Agreement with a Contractor awarded on the Statewide Price Agreement with the State of New Mexico pending State approval, financing, and legal review of the contract. (*Evelyn Huff, Finance Director*) **(Roll Call Vote Required)**

ITEMS REMOVED FROM CONSENT AGENDA

NEW BUSINESS

15. Presentation and discussion on Setback requirements/Subdivision Ordinance. (*Rick Holden, City Manager, and Kevin Jewell, French Brothers Homes President*)

16. Consider, and act upon, appointing a member representative and an alternate to the Southeast Regional Transportation Planning Organization (SERTPO) committee. (*Rachel Hughs, City Clerk*)

17. Consider, and act upon, appointing a board member to the Southeastern New Mexico Economic Development District/Council of Governments (SNMEDD/COG) Board. (*Rachel Hughs, City Clerk*)

18. Consider, and act upon, Ordinance 1686 for first publication to add Article 11-08, Section 08-010 - 08-040 to Chapter 11 Criminal Code, concerning Peddler and Solicitor Regulations. (*Ashley Smith, City Attorney*) **(Roll Call Vote Required)**

19. Consider, and act upon, Ordinance 1687 for first publication to add Article 11-07, Section 07-010 - 07-060 to Chapter 11 Criminal Code, concerning Alcoholic Beverage Regulations. (*Ashley Smith, City Attorney*) **(Roll Call Vote Required)**

20. Consider, and act upon, terminating the lease with Downtown Ventures for default on the lease. (*Ashley Smith, City Attorney*)

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

UNFINISHED BUSINESS

22. Consider, and act upon, Case SP-2023-0007(A), property owner Bobbie Jo Stone is requesting to be granted a special permit to allow her niece to reside in an RV on her property at 1000 Post Ave. (*Stella Rael, City Planner*)

EXECUTIVE SESSION (Roll Call Vote Required)

23. Adjourn into Executive Closed Session in compliance with 10-15-1(H)(8) NMSA (as amended) to discuss: Real Property land accusation of Mountain Park Farm, located in Highrolls, NM. **(Roll Call Vote Required)**

ADJOURNMENT