CITY OF ALAMOGORDO, NEW MEXICO
CITY COMMISSION REGULAR MEETING MINUTES
6:30 P.M., COMMISSION CHAMBERS
AUGUST 9, 2016

RICHARD BOSS, MAYOR
JASON BALDWIN, COMMISSIONER
NADIA SIKES, COMMISSIONER
JENNY TURNBULL, COMMISSIONER
SUSAN PAYNE, COMMISSIONER
AL HERNANDEZ, MAYOR PRO-TEM
ERICA MARTIN, COMMISSIONER
MAGGIE PALUCH, ACTING CITY MANAGER
CANON STEVENS, ACTING CITY ATTORNEY
NANCY JACOBS, CITY CLERK

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

Mayor Boss called the meeting to order at 6:30 p.m. Roll Call was taken by the City Clerk. Mayor Pro-Tem Hernandez and Commissioner Turnbull were absent. Clerk Jacobs announced there was a quorum present. Invocation was given by Commissioner Payne and the Pledge of Allegiance and Pledge to the New Mexico Flag were led by Commissioner Sikes.

APPROVAL OF AGENDA

Commissioner Baldwin moved to add the addendum to the agenda. Commissioner Martin seconded the motion. Motion carried with a vote of 5-0-0.

Commissioner Baldwin moved to approve the agenda as amended. Commissioner Martin seconded the motion. Motion carried with a vote of 5-0-0.

PRESENTATIONS

1. Presentation to update the Commission concerning possible flood control for the northern areas of Alamogordo by the Corps of Engineers. *(Keith Clements, presenter)*

Keith Clements, chairman of the North Alamogordo Flood Control Committee addressed the Commission. Mr. Clements had been aggressively seeking funding for flood control for Dry and Beeman Canyons. He said flood control for this area would cost approximately $60 million, of which the City would have to contribute 15% which is $15 million. He had been told by a representative of the Corps of Engineers they were putting in a request to fund this flood control project for FY2017. Mr. Clements' concern was if the City was saving money for their share in case this funding came through, and felt City Staff should set up meetings with state legislators to gain their help in procuring this money.

Mayor Boss said this would be an on-going project of at least 10 years. Mr. Clements said it could be done in about 11 years, and a retention pond could be built in the meantime to let flood water out slowly. Mayor Boss said we would have over 10 years to pay the money. Mr. Clements said the Corps needed to know whether the City had access to $15 million before they could move forward with funding the project.

2. Presentation of complaint related to water drainage on the 800 block of New York Ave. *(Marilyn Kite, presenter)*

Marilyn Kite explained to the Commission that the 800 block of New York Ave. had a problem with poor drainage; 800, 802 and 804 New York was the problem area. Her business was located at 802 New York Ave. She had no problem with this from 2007-2011, and the street sweeper came by every Monday morning; for the next three years there were water line leaks in front of her business. Because of this, the sidewalk had sunk lower than the rest of the block. Water leaks and rain water washed mud, sediment and oil onto this area; some citizens have fallen down and she was posting a sign daily to warn individuals of this. (Pictures included in Agenda Packet). She hadn't seen a street sweeper in years so had shoveled this mud herself. (Someone from the audience commented – unintelligible)

Mayor Boss asked Public Works Director Cesar to come forward to answer questions. Mr. Cesar explained about past road reconstruction, and noted this was an issue on New York from First Street to

Tenth Street. To alleviate this problem, every intersection between Second and Ninth Streets would need to be redone as well as the north/south areas of the street, and would cost approximately $1.1 to 1.2 million. This area was not listed in the Five Year Street Maintenance Program.

It was noted by Ms. Kite and Mr. Cesar that all these businesses were presently using sandbags to keep water out during heavy rain storms.

Commissioner Sikes asked if the street sweeper could be sent there after a big rain as a temporary fix. Public Works Director Cesar said the sweeper was presently inoperable, but when in operation the New York area was swept twice a month. The sweeper goes out additionally to the whole city after heavy rains. Ms. Kite felt the sweeper would not help since the sidewalk had sunk so far.

(Someone from the audience commented – unintelligible. Mayor Boss told this individual to sign up in order to speak at the next meeting)
Mayor Boss said this should be looked into and thanked Marilyn Kite for her comments.

PUBLIC COMMENT

Sheryl Krueger made the following comments:
She was concerned the pool bubble cover would not be put on this winter. She felt many senior citizens as well as the school swim team used the pool on a regular basis for exercising and if it closed and/or was not covered in the winter, they would be unable to do so. She did not like the suggestion of thermal panels for the pool.

Eugene Downer made the following comments:
Mr. Downer thanked the Mayor and Susan Payne for being action oriented. He was concerned the City was not following through on the Union Pacific Railroad grants, the Acting City Manager was being uncooperative in this process and no one in the City cared. Mayor Boss said he and Commissioner Sikes would look into this.

CITY MANAGER'S REPORT

Acting City Manager Maggie Paluch made the following remarks:
1) Ms. Paluch gave a First & Florida project update – construction should begin the end of October to the beginning of November.
2) She gave an update on the McKinley Channel project, saying we are in the final phase. There will be a large basin built at the base of the mountains, similar to the one at Marble Canyon, and construction should begin in early 2017. She told the residents in that area to leave the flags alone that are being used to mark utilities.
3) The Acting City Manager told everyone the traffic light at Canyon & First Street would be considered by the Commission on a future agenda. It only met one requirement to remain, and the Commissioners would have a chance to discuss if it should remain or not.
4) The Zoo primate enclosure was progressing well, and there were two new baby porcupines and two baby rheas. Some Big Give teams had put in volunteer time making improvements at the Zoo, as well as the Breakfast Lions Club who provided funds for these projects. The Zoo would be obtaining two African Antelopes at the end of this month, and the Reptile demonstrations on Sundays were very popular.
5) Acting City Manager Paluch noted the horseshoe pits at the Alamo Senior Center(ASC) had been refurbished by a HAFB Big Give team. Also, the Gerald Champion Regional Medical Center (GCRMC) employees had been checking medications and providing herbal supplements, vitamins and minerals to the seniors at the ASC, as well. She thanked everyone for these services.

REMARKS AND INQUIRIES BY THE CITY COMMISSION

None

CONSENT AGENDA

3. Approve the minutes for the July 26, 2016 Regular Meeting. *(Nancy Jacobs, City Clerk)*

4. Approve the statements related to the Executive Sessions held on July 26, July 29 and August 2, 2016. *(Nancy Jacobs, City Clerk)*

5. Consider, and act upon, a waiver of permit fee for the Alamo Senior Center New Year's Party fireworks display to be held on December 30, 2016. *(Margaret Lucero, Senior Center Manager)*

Commissioner Baldwin moved to approve Items 3, 4, & 5 on the consent calendar. Commissioner Martin seconded the motion. Motion carried with a vote of 5-0-0.

NEW BUSINESS

Mayor Boss asked to move Item 9 to the first of New Business in order for Chris Muirhead of Modrall-Sperling in Albuquerque who came to answer any questions, could return to Albuquerque this evening.

9. Consider, and act upon, approval of Resolution 2016-34 relating to the City of Alamogordo Ordinance No. 1521 and Ordinance 1522 authorizing loan agreements and intercept agreements with the New Mexico Finance Authority; establishing the details of the loan agreements and intercept agreements in accordance with City Ordinance 1521 and Ordinance 1522. *(Julianne Hall, Acting Finance Director)* (Roll Call Vote required)
Chris Muirhead recapped the reason for this resolution, and reminded the Commission they would be saving $1.3 million for the City of Alamogordo.
Commissioner Baldwin moved to approve Resolution 2016-34 relating to the City of Alamogordo Ordinance No. 1521 and Ordinance 1522 authorizing loan agreements and intercept agreements with the New Mexico Finance Authority; establishing the details of the loan agreements and intercept agreements in accordance with City Ordinance 1521 and Ordinance 1522. Commissioner Sikes seconded the motion. Roll call vote was taken. Motion carried with a vote of 5-0-0.

6. Consider, and act upon, selecting a Voting Delegate and Alternate Delegate for the New Mexico Municipal League Annual Conference Business Meeting being held August 31-September 2, 2016 in Hobbs, NM. *(Nancy Jacobs, City Clerk)*
The Commissioners agreed upon selecting Mayor Boss as the Voting Delegate. No other commissioner was able to attend the NMML Annual Conference Business Meeting, so the selection of an Alternate was not necessary.

7. Consider, and act upon, first publication of Ordinance No. 1527 amending Section 11-05-070 of the City of Alamogordo Code of Ordinances regarding Concealing Identity. *(Lauren Truitt, Asst. City Attorney)*
Assistant City Attorney Lauren Truitt explained this amendment would help our police officers in the lawful execution of their duties, and would basically mirror the state statute by clearing up any confusion regarding concealing identity.
Commissioner Baldwin moved to approve first publication of Ordinance No. 1527 amending Section 11-05-070 of the City of Alamogordo Code of Ordinances regarding Concealing Identity. Commissioner Martin seconded the motion. Motion carried with a vote of 5-0-0.

8. Approve Resolution No. 2016-32 authorizing the Mayor to execute the agreement for membership in the Southeastern New Mexico Economic Development District/Council of Governments (SNMEDD/COG). *(Nancy Jacobs, City Clerk)* (Roll Call Vote required)

Commissioner Baldwin moved to approve Resolution No. 2016-32 authorizing the Mayor to execute the agreement for membership in the Southeastern New Mexico Economic Development District/Council of Governments (SNMEDD/COG). Commissioner Sikes seconded the motion. Roll call vote was taken. Motion carried with a vote of 5-0-0.

A-1. Approve Resolution No. 2016-35 amending the Preliminary FY2016-2017 Budget with a total budget of $127,105,516 which includes $16,468,760 for the General Fund. *(Kathy Gilsdorf, Budget Anaylist)* (Roll Call Vote required)
Budget Analyst Kathy Gilsdorf explained this resolution was prepared on an emergency basis because the pool at the Rec. Center needed repairs in order to remain in operation. Funds had to be transferred from the General Fund for these repairs. There were two other revisions she added along with this.
Commissioner Baldwin moved to approve Resolution No. 2016-35 amending the Preliminary FY2016-2017 Budget with a total budget of $127,105,516 which includes $16,468,760 for the General Fund. Commissioner Sikes seconded the motion. Roll call vote was taken. Motion carried with a vote of 5-0-0.

11. Appointments to Boards and Committees. *(Richard Boss, Mayor)*
Mayor Boss read the openings and reappointed Blaza Madrid to the Mayor's Committee on Aging. No one was opposed.

10. Approve Resolution No. 2016-33 designating the City Clerk as the Custodian of Records and including the method of destruction for City records as witnessed shredding. *(Nancy Jacobs, City Clerk)* (Roll Call Vote required)
City Clerk Jacobs explained this resolution designated her as Custodian of Records and stated the new method she would use for destruction of records. Witnessed shredding would save the City and her office both time and money.
Commissioner Baldwin moved to approve Resolution No. 2016-33 designating the City Clerk as the Custodian of Records and including the method of destruction for City records as witnessed shredding. Commissioner Martin seconded the motion. Roll call vote was taken. Motion carried with a vote of 5-0-0.

EXECUTIVE SESSION

12. Adjourn into Executive Session in compliance with Section 10-15-1(H), NMSA 1978 (as amended), to discuss: bargaining strategy preliminary to collective bargaining negotiations (AFSCME & APSOA), and purchase, acquisition or disposal of real property (First & Florida project). (Roll Call Vote required)

Commissioner Baldwin moved to adjourn into Executive Session to discuss bargaining strategy preliminary to collective bargaining negotiations (AFSCME & APSOA), and purchase, acquisition or disposal of real property (First & Florida project) at 7:41p.m. Commissioner Martin seconded the motion. Roll call vote was taken. Motion carried with a vote of 5-0-0.

ADJOURNMENT

Mayor Richard Boss

ATTEST:

City Clerk Nancy E. Jacobs

(Prepared by Nancy Jacobs, City Clerk)
Approved at the Regular Meeting held on August 23, 2016.