



Alamogordo City Commission

NOTICE OF MEETING

Regular Meeting Agenda

December 20, 2016 - 6:30 PM
City Hall, City Commission Chambers
1376 E. Ninth St.

Richard Boss Mayor
Al Hernandez Mayor Pro-Tem, District 5
Jason Baldwin District 1
Nadia Sikes District 2
Susan Payne District 3
Jenny Turnbull District 4
Erica Martin District 6

Maggie Paluch Acting City Manager
Lauren Truitt City Attorney
Rachel Hughs City Clerk

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

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

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

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

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

CALL TO ORDER & ROLL CALL

Announce the presence of a Quorum.

INVOCATION & PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

PRESENTATIONS

1. Presentation to thank the City of Alamogordo for the support of the Stem Expo/ Field Trip to Holloman Air Force Base. (Adrienne Salas, Superintendent)

PUBLIC COMMENT

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

CITY MANAGER'S REPORT**REMARKS AND INQUIRIES BY THE CITY COMMISSION****CONSENT AGENDA** (Roll Call Vote Required for an Ordinance or Resolution)

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

2. Approve the minutes for the December 6, 2016 Regular meeting. *(Rachel Hughs, City Clerk)*
3. Approve the statements related to the Executive Session held on November 15, 2016. *(Rachel Hughs, City Clerk)*
4. Consider, and act upon, the Grant Award from the CNCS for RSVP Services for County residents. *(Veronica Ortega, Community Services Director)*
5. Consider, and act upon the approval of a consolidated contract with AFSCME Union Local 3818. *(Katie Josselyn, Human Resources Director)* **(Roll call vote required)**
6. Consider, and act upon, the award of Public Works Bid No. 2016-004 to Mesa Verde Enterprises, Inc. related to Florida Avenue Realignment at First Street project, in an amount not to exceed \$3,214,039.88, including NMGR. *(Nancy Beshaler, Project Manager)*
7. Consider, and act upon, the award of RFQ 2016-07 Airport Engineering Services, White Sands Regional Airport to Armstrong Consultants. *(Veronica Ortega, Community Services Director)*
8. Consider, and act upon, the approval of Resolution No. 2016-45 requesting written approval from the Local Government Division of the Department of Finance & Administration, State of New Mexico for the revised budget figures computed as of December 20, 2016. *(Kathy Gilsdorf, Budget Analyst)* **(Roll Call Vote required)**
9. Consider, and act upon, the Grant Award from the State Library for services for County residents. *(Veronica Ortega, Community Services Director)*

ITEMS REMOVED FROM CONSENT AGENDA**NEW BUSINESS**

10. Consider, and act upon, Resolution No. 2016-42 donating the older MCC5500 radio console equipment to Otero County. *(Larry Garner, Facility Maintenance Manager)*
11. Hold a public hearing, and act upon Ordinance 1533 for first publication for a map amendment to the official zoning map of the City of Alamogordo to rezone the property located at 805 Alaska Ave. from- R1 – Single Family Dwelling District to R4 – Multiple Family Dwelling District. Case Z-2016-0005(A) *(Stella Rael, Planning and Zoning Administrator)*
12. Consider, and act upon, first of publication of Ordinance No. 1534 Repealing Ordinance No. 1495 which approved a local economic development project for secured financial assistance by Orogrande Garnet, LLC *(Lauren Truitt, City Attorney)*
13. Appointments to Boards and Committees. *(Richard Boss, Mayor)*

ADJOURNMENT

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/12/2016

Report No: 1.

Submitted By: Rachel Hughs

Subject: Presentation to thank the City of Alamogordo for the support of the Stem Expo/ Field Trip to Holloman Air Force Base. (*Adrianne Salas, Superintendent*)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Information only.

Background: Presentation by Superintendent Salas to thank the City of Alamogordo for the support of the Stem Expo/ Field Trip to Holloman Air Force Base on October 6, 2016.



RECEIVED
DEC 12 2016
CITY CLERK

City of Alamogordo City Commission Meeting

AGENDA REQUEST FORM

Date: 12/9/16

Date of Meeting: 12/20/16

Name: SUPT. ADRIANNE SMAS (NATALIE WIMBERLEY)

Address: 1211 HAWAII AVE

ALAMOGORDO, NM ZIP 88330

Phone Number: (575) 812-6517

E-Mail Address: natalie.wimberley@aps4kids.org

Item requested will be for: (Please check one)

☒ Information only ☐ Action Item ☐ Discussion/Action
☐ Public Hearing ☐ Report ☐ Other: _____

Brief description of topic to be discussed:

Please attach one original of any documents pertaining to the topic -

We do not allow handouts at the meeting

SUPT. SMAS WOULD LIKE TO MAKE A SHORT
PRESENTATION TO THANK THE CITY OF ALAMOGORDO
FOR IT'S SUPPORT OF THE STEM EXPO / FIELD TRIP
TO HAFB ON OCT. 6, 2016

Signature: Natalie Wimberley

Please return to: Nancy Jacobs, CMC, City Clerk
City of Alamogordo
1376 E. 9th Street
Alamogordo, NM 88310

Phone: (575) 439-4205

Fax: (575) 439-4396

E-mail: njacobs@ci.alamogordo.nm.us

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/15/2016

Report No: 2.

Submitted By: Rachel Hughs

Subject: Approve the minutes for the December 6, 2016 Regular meeting. *(Rachel Hughs, City Clerk)*

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve the Minutes.

Background: This is required by the Open Meetings Act.

**CITY OF ALAMOGORDO, NEW MEXICO
CITY COMMISSION REGULAR MEETING MINUTES
6:30 P.M., COMMISSION CHAMBERS
DECEMBER 6, 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
LAUREN TRUITT, CITY ATTORNEY
RACHEL HUGHS, 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. Clerk Hughs announced there was a quorum present. Invocation was given by Rev. Dwight Harp and the Pledge of Allegiance was led by Commissioner Baldwin.

Mayor Boss made the following statement:

Mayor Boss wanted to address an article that was published in the Alamogordo Daily News. When speaking with the Daily news, he mistakenly said that a decision was made in the Executive session. While the Commission did discuss the matter in Executive Session, no affirmative action was made in Executive Session. Any decisions regarding this matter will be made in public session as required by the Open Meetings Act.

APPROVAL OF AGENDA

City Attorney Truitt asked to remove Item 3 from the consent agenda, to amend and be more specific of the statement related to pending litigations.

City Clerk Hughs asked to amend the minutes of the November 1, 2016 to correct the two Commissioners that voted nay which were Commissioners Turnbull and Payne.

Mayor Pro-Tem Hernandez asked to remove Item #7 from the Consent Calendar and amend the wording on Items 2 and remove Item 3.

**Mayor Pro-Tem Hernandez moved to approve the agenda as amended.
Commissioner Sikes seconded the motion. Motion carried with a vote of 7-0-0.**

PRESENTATIONS

1. Discussion and possible action on presentation of Air Force Career Skills Program. (*CSP Program Manager, Kimberly Lawhorn*)

CSP Program Manager, Kimberly Lawhorn spoke on a new program that is being offered by the Air Force. This is basically an on-the-job training apprenticeship and internship program. Airmen, who are within 180 days of separation or retirement, have the opportunity to participate in this program. Participating companies, for apprenticeships and internships, must be approved by the Department of Labor, the Department of Veterans, or the Department of Education, and the company must be accredited as a business in the Town. Participating service members are allowed to travel up to 50 miles from where they are stationed. These service members cannot be paid any wages for their work, because they are still getting paid a regular check from the Air Force. Internships include legal, veterinary and culinary, and usually have some sort of federal, local government, or private sector affiliation. The apprenticeships are certified accredited by the American National Standard of Instruction, and The U.S. Department of Labor Office of Apprenticeship. There are lists or websites available for service members to see if a business is participating in this program. On-the-job training and job shadowing are two other parts of this program, and are a little less restrictive. On-the-job

training only requires a tax ID from the business. The job shadowing is anywhere from one to three days and can shadow at more than one job, however, the service member must fill out a separate application for each job.

Commissioner Baldwin asked how long prior to their retirement or their leaving. Ms. Lawhorn replied 180 days and they fill out the application 30 days prior to the date they want to start.

City Manager Paluch wanted to know how the City of Alamogordo can get involved. Ms. Lawhorn suggested getting the word out through the newspaper by saying that the City of Alamogordo is willing to participate in the Career Skills Program that the Air Force is offering Airmen.

PUBLIC COMMENT

Paul Sanchez commented on the following:

Mr. Sanchez thanked the Mayor for his earlier correction. He asked if they got a response on the RFP for the City Manager search, and if we did, have we suspended spending any money on that, for six months. Acting City Manager Paluch answered that we did do an RFP, we did receive responses, it has not been awarded, and no money has been spent. Mr. Sanchez then spoke about his concerns about using the Chamber of Commerce calendar on the City's new app. He would like to see the app to be open to any organization. Acting City Manager Paluch stated that the app is really for tourism and promoting the City of Alamogordo. Other events will be integrated into our new website which should become available the beginning of January.

Eugene Downer commented on the following:

He thanked Eric Marion and his staff for the removal of dead trees and for plantings on First Street. He also thanked Bud Wiser, Johnny Crain and Kathy Chase for making the zoo look very Christmassy. Lastly, he wanted to thank Commissioner Payne for operation roundup. He spoke on gophers and the possible health risks they may cause.

CITY MANAGER'S REPORT

Acting City Manager Maggie Paluch made the following remarks:

1. She spoke on the redesign of the pool natatorium and said are hopeful to see some revised plans by the end of December.
2. She announced that the reflective pavement markings, done by Sandbar Construction, is complete, and that it was completed 30 days ahead of schedule.
3. She stated that the Commission will see the approval for the award of the bid for the First and Florida realignment project on the next commission meeting. The project is within budget and will take approximately Nine months to complete. Staff is working on a RFP for updating the comprehensive plan.
4. She stated that the Commission had previously approved the sale of two large surplus items, the stripper machine and the crack seal machine, by the Public Works Department. The appraised value of both these machines was estimated at \$55,000; however, the City sold both machines for \$69,000. The proceeds will most likely go towards the total cost of replacing the ten yard dump truck.
5. She announced the groundbreaking for the Family Fun Center will be on December 15th at 10:00 a.m.
6. She stated that the Aftermath K9 Grant Award that the police department won, with the help of the entire community, will be on December 8th at 3:30 p.m. in the Alamogordo Police Station lobby.

REMARKS AND INQUIRIES BY THE CITY COMMISSION

Mayor Pro-Tem Hernandez made the following comments:

He said he was accused of having a conflict of interest with former Water Billing Manager Armando Ortega. He wanted to make it clear, for the record, that he has no ties to Mr. Ortega.

CONSENT AGENDA

2. Approve the minutes for the November 1, 2016 and November 15, 2016 Regular meetings. *(Rachel Hughs, City Clerk)*
3. Approve the statements related to the Executive Session held on November 15, 2016. *(Rachel Hughs, City Clerk)* **Removed**
4. Approve the City Commission Regular Meeting Schedule for Calendar Year 2017. *(Rachel Hughs, City Clerk)*
5. Consider, and act upon, approval of a Pipeline Encroachment Agreement with Union Pacific Railroad related to the Reclaimed Water Line Looping project. *(Nancy Beshaler, Project Manager)*
6. Approve Resolution No. 2016-43 establishing rates for residential solid waste collection and related services effective January 1, 2017. *(Mark Threadgill)* **(Roll Call Required)**
8. Consider and act upon final publication of Ordinance 1530, a request for a map amendment to the official zoning map of the City of Alamogordo to rezone the property located at 1806 9th Street from-C1 – Neighborhood Business to R3 – Two Family Dwelling. *(Stella Rael, Planning and Zoning Administrator)* **(Roll Call Required)**
9. Consider and act upon final publication for Ordinance No. 1532 Creating a new section in the Code of Ordinances pertaining to the White Sands Beautification. *(Lauren Truitt, City Attorney)* **(Roll Call Required)**
10. Consider, and act upon a Release of Lien for property located at 1112 Airport Ave. *(Lauren Truitt, City Attorney)*
11. Consider, and act upon, a request to release a utility line filed in 2008 for the property located at 404 Zia Avenue. *(Lauren Truitt, City Attorney)*

Mayor Pro-Tem asked to remove Item #7 from the Consent Calendar.

Mayor Pro-Tem Hernandez moved to approve Items 4, 5, 6, 8, 9, 10, 11, and 2 as amended of the consent calendar.

Commissioner Baldwin seconded the motion.

Roll call was taken for items No. 6, 8 & 9 .

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

ITEMS REMOVED FROM CONSENT AGENDA

7. Consider, and act upon, final publication for Ordinance No. 1531 Amending certain sections and adding new sections to Chapter 29 regulating special events. *(Lauren Truitt, City Attorney)* **(Roll call required)**

Paul Sanchez commented on the following:

Mr. Sanchez asked about item number Three A – three alpha. He was concerned about the definition of locally grown. He stated that locally grown could mean New Mexico, the Southwest or Otero County. He also stated that in a previous meeting the Farmer's Market Coordinator stated that she would allow items that are not produced locally, to come and participate in this farmer's market. His concern was that a non-city employee could possibly be making an arbitrary decision, to allow a person to come in and sell products at this farmer's market.

City Attorney Truitt stated that there are two ways we can address the issue; the first way would be not to approve the ordinance and come back with amendments. Another way would be, to introduce another ordinance that simply adds definitional and a new section to Chapter Nine, and to come before the Commission for approval.

Mayor Boss asked if the commission can act upon the ordinance now, and then amend it at a later date. City Attorney Truitt answered correct, this would be the most expedient way to address this. Mr. Sanchez responded by saying; however the Commission chooses to handle it, he appreciates and would prefer the most expedient way because this is a pretty big problem.

James Archibald commented on the following:

Mr. Archibald was concerned about section five of the ordinance, the issuance and eligibility section. He stated that this ordinance removed a section where owners of the property where the event is to be held, had to sign the application. He was concerned about the ability of the resident to protest the event. He stated that it would be an arbitrary decision by the City, to just shut an entire street down.

City Attorney Truitt stated that once a permit is granted by the City Manager, a notice will be published. Although it is not stated in this ordinance, a citizen would have the right to appeal the decision to the City Commission. This appeal process would fall under the general appeals section of the code of ordinances. Mr. Archibald clarified by stating that nobody on the street would have to actually agree to the special event being held, but the permit would be granted, and then the citizen would have the opportunity to appeal. City Attorney Truitt stated that there is a time requirement, and explained the time for publication of the permit and the availability for someone to protest the event. Mr. Archibald stated that it seems you are taking a voice away, like there is no approval process from the people that it would directly affect, before it takes affect. City Attorney Truitt said that the City Manager would make a determination on issuing the permit, based on the interest of the City of Alamogordo, and all those things would be taken into consideration. Mr. Archibald added that he finds it odd, that it could possibly be down to one person versus a group agreeing to it or maybe even a percentage of the residents of that area, and, that they would have to fight it after the permit was granted.

Commissioner Payne asked City Attorney Truitt if Section Two F would apply to appeals of administrative review decision. City Attorney Truitt answered yes and then spoke of the alternate process through the general appeals section of the code of ordinances.

Mayor Pro-Tem Hernandez asked City Attorney Truitt if she could make, or look at the items of concern that were brought up, and then would it come back to the commission to vote again to change it, or if we vote on it now, it's what it is. City Attorney Truitt clarified Mayor Pro-Tem Hernandez's question by stating that the definitional provision that Mr. Sanchez brought up for local goods and probably some other terms that could be defined more clearly. She said the Commission could approve the ordinance as is tonight, and that would go into effect after it's been published in the newspaper. Then a separate amendment, adding the definitional provision, would be brought back to the Commission. She stated if the Commission has other changes, besides that, then they shouldn't approve the ordinance as is.

Mayor Pro-Tem Hernandez moved to approve.

Commissioner Sikes seconded the motion.

Roll call was taken.

Motion carried with a vote of 6-1-0.

Commissioner Payne voted nay.

WORK SESSION

12. Discussion concerning utility base rates. (Mark Theadgill, Customer Service Manager)

Customer Service Manager Threadgill spoke on water base rates and explained that we are here because of events that began back in 2004. The adoption of Ordinance 1208 was proposed to fairly distribute cost of water, sewer and garbage services to all customers. The City of Alamogordo staff recommended that all inactive utility billing accounts, which have access to a city provided service, pay a minimum distribution charge. Prior to 2016, the ordinance was not being applied as written, which brought about some language revisions and policies. Specific areas of concern were activating inactive accounts and charging the base rates.

Commissioner Turnbull asked Customer Service Manager Threadgill how we are notifying the owners of the inactive accounts, when we are activating them. Customer Service Manager Threadgill said we send them a letter. He stated that in the letter they are doing this activation based on City Ordinances and policies. They also include a base rate request form, with a paragraph in the form notifying the property owner that if the property is vacant and they do not need water service or trash service, to please fill out the base rate request form.

Commissioner Payne asked how much the base rate was. Customer Service Manager Threadgill answered that the majority of our customers, mostly residential, have a three-quarter inch meter, is \$13.60 a month for sewer, \$13.90 a month for water and \$1.00 a month for a surcharge.

Mayor Boss asked Customer Service Manager Threadgill if he could give his philosophy of why we have a rate for those people that are not connected to water, yet have water available to them. Customer Service Manager Threadgill said that he could, but would like to explain it later in his presentation.

Customer Service Manager Threadgill explained what base rates mean to the Water/Sewer system for the City of Alamogordo. He stated that the base rates comprise about 50% of our total revenues. This is a very steady revenue stream that our lenders and bond council look favorably upon when setting rates and assessing our bond capacity. This does add to our ability to borrow money at a lower rate, and have our bonds rated higher, which also means that we get a lower rate on our bonds, even if consumption drops.

Customer Service Manager Threadgill stated he needed to make a correction on the chart handed out (See Agenda Book for handout). The Ruidoso amount is off by a factor of ten when he did the conversion of gallons to cubic feet. This base rates comparison does not affect our ranking it still keeps Alamogordo below average. It still keeps us in the middle of these cities for comparison. He explained the criteria used to make these comparisons.

Commissioner Martin asked if other communities charge a base rate on vacant properties. Customer Service Manager Threadgill explained what other municipalities charge as their base rates and other rates that are applied. He went on to explain more about criteria used for these comparisons and the quirks in comparing his study.

Customer Service Manager Threadgill spoke about base rates or any rates on inactive accounts. He explained how the availability of water to a property adds value to that property. When new lines or extensions are installed there are requirements to install fire suppression systems or fire hydrants. There is a protection that the entire community enjoys. There are two questions that need to be addressed: Should property owners with inactive accounts have to pay, if the answer is yes, then, how much that should be. He explained that the \$1 annual capital surcharge has specific language and what it is to be used for. Part of that language is for improvements to the system. The inactive accounts don't add anything to the improvements of the system, but they are going to benefit from the system, eventually. They are benefitting from it right now, just from the standpoint, that water is available.

Commissioner Sikes stated Customer Service Manager Threadgill made an extremely compelling argument as to why people should pay something. This is a system that we all take advantage of, and it is a system that we want to maintain. Even if the properties are empty, it is important that people pay

into it. Fire fighting and availability are compelling arguments. She acknowledged that his presentation had actually changed my mind.

Mayor Boss agreed with Commissioner Sikes and told Customer Service Manager Threadgill he had changed his mind, also.

Commissioner Payne asked when they started enforcing this ordinance. Customer Service Manager Threadgill answered it was actually early 2016 when they started doing it on a consistent and regular basis. Commissioner Payne did not understand an email that was sent earlier in the day, and the number of accounts that are being charged a base rate. Customer Service Manager Threadgill explained the meaning of the email, and added that there are 13,419 locations total where service is available, and 12,839 of that are active. Commissioner Payne asked what qualifies as active. Customer Service Manager Threadgill replied that they have someone to bill, and that the charge could be just a base rate. He also explained that there could be a base rate that his department did not setup. He explained that if a resident plans on leaving town for three months, a resident can be put on base rates. Commissioner Payne stated that she was not aware of that. Commissioner Payne asked if we were to do away with the base rate on the inactive accounts, you are saying that we would be losing out on a million dollars a year. Mr. Threadgill answered no; he thought that last year, the estimate was about \$387,000 a year. He added that there is a benefit of this system for everyone. If we don't share the cost amongst all beneficiaries, then all active accounts will continue to see increases. The cost of water is going to continue to go up. When the RO plant comes online, that will be the most expensive water the City of Alamogordo has ever purchased. It will continue to be the most expensive until we stop using it. It does ensure the viability of the community going forward because we have available water for growth and to address the needs of the entire community.

Mayor Boss asked if there had been any type of projection that compared the revenues to expenditures and has factored in the aging of our equipment. Customer Service Manager Threadgill said that this was done in 2014. We are due for a new rate analysis that will come in time for the 2018 Budget. Mayor Boss questioned if this rate analysis would give them a basis in determining what the base rate should be.

Commissioner Sikes asked what was the average base rate being charged. Customer Service Manager Threadgill said that if an account is on base rates then it is being charged \$29.93. Commissioner Sikes then asked if that would affect the trash company they have a contract with. Mr. Threadgill answered that the trash company bills the City for a core amount a month. Commissioner Sikes asked about base rates for empty buildings. Mr. Threadgill explained that base rates are based on meter size. The 6 inch meter would be the most expensive; however, he believed that there are no longer any vacant 6 inch meters anywhere.

Commissioner Baldwin thanked Customer Service Manager Threadgill for the presentation and wanted to point out that the homeowner has an option to disconnect the service. He acknowledged that it is very costly. He asked if they want to keep the disconnect fee the same at 24 times the base rate plus the disconnection fee. Customer Service Manager Threadgill replied that the fee is actually 24 times the base rate plus the actual cost to remove the infrastructure. That would cost thousands of dollars. Commissioner Baldwin asked how many accounts were being billed, when the ordinance was not being billed correctly. Customer Service Manager Threadgill answered that when he looked at it in 2015, there were 1355 inactive accounts that were not being charged. Commissioner Baldwin stated that this is revenue that we have not seen yet, we started collecting in 2016. This fund has been managing without it. Customer Service Manager Threadgill replied that it has been managing with rate increases and with the dollar capital surcharge. He added that if we been collecting these amounts, then would the dollar capital surcharge or the rate increases from FY 2014 and 2015 been necessary. Commissioner Baldwin agreed that property owners need to pay the fee, but the fee amount needs to be determined.

Commissioner Martin asked if they could give a discount for property owners that owned several properties. Commissioner Baldwin stated there are owners that are on a fixed income and there are situations that occur, where the city should be able to step back and try to help a citizen. Customer Service Manager Threadgill explained that our billing system is somewhat archaic. He said now that we have the radio read system, which has not been fully implemented yet, it was his recommendation to get away from this geographical based billing system. It worked when everything was manual, but thinks that we can be a little more accommodating in helping address some of these situations.

Mayor Boss asked if we are in a position to let the customer select their billing date. Customer Service Manager Threadgill said it was his recommendation that it would be on one of the billing dates that they have, not just any particular day of the month. Right now, he does not have the ability to arbitrarily change people back and forth between cycles.

Commissioner Payne stated she was torn about this issue. She stated that maybe they could instill a time limit for a property to be vacant before they charge base rates. She said the due dates for paying the water bill was a huge deal and it would make a difference.

Mayor Boss asked if we could wait until we go through the budget process and at that time get an idea of how much revenue we need for the expenditures we've incurred to give some insight as to how much should be charged. Acting City Manager Paluch agreed with Mayor Boss that we do not have enough information at this time to change the rates. It is her recommendation to wait until after the budget process. Customer Service Manager Threadgill stated that it's going to impact future rates in one way or the other.

Commissioner Sikes asked if our water utility department would continue to contact people to comply with the existing ordinance until they can come up with type of basis for a charge. Customer Service Manager Threadgill said as long as this ordinance is in effect, that he has no choice but to enforce it. Commissioner Sikes asked why deposits for a business are not returned back to the business. Customer Service Manager Threadgill answered the ordinance. The ordinance states that homeowners that have 12 months of good credit, good credit being defined as no more than two late fees in a 12 month period, will have their deposit accredited to their account. This is homeowners, not businesses, not renters.

Mayor Pro-Tem Hernandez was concerned about charging the base rate up to the property's value. He added that if we are going to charge this, then the money needs to come back into our system. He did not think it was fair that only certain consumers pay for a bigger portion than others, if they are not using the system. Customer Service Manager Threadgill replied that he thinks that is where they are trying to get at, with the inactive account charges. Mayor Pro-Tem Hernandez stated there is currently no impact fee for subdivisions. Customer Service Manager Threadgill replied there was an ordinance but no impact fee.

Commissioner Turnbull asked if they could revisit impact fees for new construction. Customer Service Manager Threadgill said impact fees exist, they are part of our ordinance, but there has never a dollar amount assigned to it. They passed an ordinance for water and sewer impact fees in the late 90's. Commissioner Turnbull asked him how about when a subdivision or a new home gets connected to the city water supply. He replied that right now the developer is responsible for providing water and sewer service to all the lots in that division. They give us a warranty on that, when the warranty expires it becomes ours in perpetuity. In the new ordinance they have a two year waiver on them having to pay base rates for each lot, unless they sell the lot or they make application for water service.

Ken Driscoll commented on the following:

Mr. Driscoll was upset and asked the Commission several questions about these fees. He felt that these fees are aimed at apartment owners because tenants have been skipping town without paying their water bills. He also felt that there should be no charges if they are not connected to the system.

Diana Driscoll commented on the following:

Ms. Driscoll was concerned with the term inactive accounts. She stated she is getting charged with activation fees and base rates. She also stated when a tenant stops paying their bill and supposedly had their water turned off, the City is billing the property manager. She continued to say that when the City turns off the water and people go back out and turn it back on, then the property manager is getting stuck with paying for that, because the City does not have a way of locking meters. She was concerned about the timeliness of receiving her water bills, because this is the only way that she is being notified of continuous water usage. She stated that if the City is able to notify her, then maybe she may be able to correct the issue, and not get stuck with an expensive water bill and an excessive amount of water wasted. She was frustrated that we, as a community, should be conservative of our water, yet they cannot be notified of when continuous flow is occurring. There is an abundance of technology that the city can use to help the property owner, but it is not being utilized.

Mayor Boss asked Customer Service Manager Threadgill if the City has the technology to see if water is running continuously. He answered, sort of. The system is supposed to generate and notify the customer in a case like this; however this process does not work. The continuous consumption alert does work, but does not occur as instantaneously as they were led to believe. He stated that their system is not functioning as they expected. It does not meet the requirements that were requested in the RFP. He said our legal department is in contact with the vendor at this point.

Commissioner Payne said this was exactly why she has a problem with charging anyone \$30 a month. This system is not working like it is supposed to. Ms. Driscoll had a point about charging people for a reconnect fee, when in theory this system is supposed to be saving us money. Customer Service Manager Threadgill replied that base rates are totally separate issues. He also stated if there was a leak abatement and they could bring it to the City and would work with them to reduce that bill. City Attorney Truitt announced that the legal department is in contact with the contractor and said we have acknowledged that there are issues with the system, but would advise to hold off discussion of the system until they are able to discuss something with that contractor and figure out where we stand in that respect. Commissioner Payne reiterated that when she hears of these things, that the Commission should rethink these base rate charges.

Commissioner Martin asked City Attorney Truitt if the contractor has given us a timeline of how long it will take. City Attorney Truitt answered there are issues and the legal department was working on it. She also added that there is potential that this topic could fall under a threatened litigation to go into Executive Session to discuss. She wanted to caution the Commission, since our legal department is in contact with their legal department. We have acknowledged that there are issues with the system, and it would be best to leave it at that. If they would like to have more discussion about the issue it would be more appropriate to be done in Executive Session.

Katie Whitlock commented on the following:

Ms. Whitlock stated she was not aware of the City Ordinance that is being discussed. She thought the City should disclose everything that may affect a homeowner. She thought that this ordinance has the potential to create more rentals than home ownership.

Customer Service Manager Threadgill explained that property owners are responsible for municipal utility bills, not gas or electric, which are private companies, unless they file a waiver of liability form. If there is no liability form on file, then the property owner is responsible for that tenant charge. Also, disclosure of fees is fairly well known. The City did notify, by email, the Building Contractors Association and the Otero County Association of Realtors when we were revising and coming up with new policies. At that time, we sent out notification and a chance to respond at this time.

Chuck Hartman commented on the following:

Mr. Hartman was there representing the Kiwanis Club of Alamogordo. He stated the property owned by the Kiwanis Club, located at 2201 Cornell, has been used as the Club's storage unit. Ten years ago, he had requested the City Commission to remove the water meter, which they did. About 2 months

ago they received a water bill. He respectively requests to generate a waiver to terminate the assessment of \$30 a month. He stated the City put a water meter without any consent from them.

Customer Service Manager Threadgill said during the installation phase of the new AMR system, there were many inactive locations that had AMR meters installed. It was a grand sweep through the community, where if there was a location ID, then it got a meter; no questions asked. As far as, not having a structure hooked up, it's not a matter of using water or sewer that triggers these charges, but a matter of availability.

Pat Waggy commented on the following:

Ms. Waggy stated she received two water bills and explained that she lives on a fixed income.

Marilyn Kite commented on the following:

Ms. Kite asked Customer Service Manager Threadgill if a meter reader physically goes out to read the meter or does he rely on the Automated Meter Reading system. She stated that her and her husband came before the commission on April 26th meeting for over a \$1000 bill for a tenant that had been in there for 17 months. She stated they were never notified by the City that there was active water usage at their property, until the City went and pulled the meter. She said Mr. Threadgill stated at previous commission meeting that no one was ever sent a bill, and that they were not the only ones that had unauthorized usage and that there were accounts much higher than theirs. Since this ordinance has been since 2004, how much unauthorized usage or non-billing has been thrown out the window, because someone from water billing didn't call the property owner to say that there is active water usage at this house?

Customer Service Manager Threadgill said he could not disagree with Ms. Kite. Over the years, there have been thousands of inactive accounts with inactive consumption that has not been billed. The City is working on addressing this issue, and utilizing the system that is in place. They rely on both meter readers and the Automated Meter reading system.

Mayor Boss asked if before they installed the electronic meter readers, were meters read once a month. If there was a water leak, it was possible that a month went by before it was noticed. But, now the expectation is the next day? Customer Service Manager Threadgill said they way the system is configured, in order to trigger a continuous consumption alert, we send out courtesy notices. They send these notices are sent out 24 hours a day for 72 hours straight. At that point, the alert is flagged. Mayor Boss asked if that part of the system is working on every meter. Customer Service Manager Threadgill stated that the system has issues and that's as far as he would state, with the City Attorney's caution towards discussion of the system.

Mayor Pro-Tem Hernandez wanted to clarify that meters cannot be locked at times. He stated that there was discussion about manufacturing a device. Customer Service Manager Threadgill interrupted to state that locks have been obtained that will work on all of our meters now. Mayor Pro-Tem Hernandez said he just wanted to clarify that, because that was an issue before. He then asked at what point does the City file a lien or what will we do when these people don't pay for something that they know they are not using. Customer Service Manager Threadgill explained that based on the policy, the bill is placed in collections for 90 days. If the collection agency is unable to collect, then the bill reverts back to us. We then file a lien on the property, if that does not trigger service within 180 days, then we proceed with foreclosure. Mayor Pro-Tem Hernandez stated that the City is going to get into the property business. When a property is left to someone who lives out of state, he believes that they will not pay.

Katie Whitlock commented on the following:

Ms. Whitlock asked for the waiver to be offered at the time the tenants come in to sign up for water.

Ken Driscoll commented on the following:

Mr. Driscoll explained that he does not sign the waiver because the City charges a high deposit. He claims that renters have an electric and gas deposit, and now a water deposit; he believes that renters will look elsewhere to rent.

Customer Service Manager Threadgill explained that the City of Alamogordo has a tiered deposit system. If the property owner does not have a waiver of liability on file, then a tenant pays \$140 deposit. If the property owner files a waiver of then the deposit is \$210. The extra money charged is because the City has absorbed full liability if that tenant skips town without paying that utility bill. Under State law and City policy, the City can assess those charges against the property owner, if there is no waiver on file.

Commissioner Turnbull stated that when they have a tenant move out they inform the owner that they can go to the City and sign the waiver.

City Manager Paluch stated that at the City Housing Authority they work in conjunction with the Water Department to find out if the tenant has left a bill, then they deduct that out of the security deposit.

Mayor Boss thanked Mark Threadgill and the public for this information.

ADJOURNMENT

Mayor Pro-Tem Hernandez moved to adjourn at 9:24 p.m.

Commissioner Turnbull seconded the motion.

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

Mayor Richard Boss

ATTEST:

City Clerk Rachel Hughs

(Prepared by Eric Barraza, Deputy City Clerk)

Approved at the Regular Meeting held on December 6, 2016.

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/12/2016

Report No: 3.

Submitted By: Rachel Hughs

Subject: Approve the statements related to the Executive Session held on November 15, 2016. *(Rachel Hughs, City Clerk)*

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve the following statements authorizing them to be included in the minutes of December 20, 2016: "The Governing Body of the City of Alamogordo, New Mexico, hereby states that on November 15, 2016, a Closed Executive Session was held and matters discussed in the closed meeting were limited only to: Limited Personnel Matters (City Manager search) and Pending Litigation (Ortega v. City of Alamogordo, et al)

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

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/14/2016

Report No: 4.

Submitted By: Veronica Ortega

Subject: Consider, and act upon, the Grant Award from the CNCS for RSVP Services for County residents.
(*Veronica Ortega, Community Services Director*)

Fiscal Impact:

Amount Budgeted: \$42,914.00

Fund: 075-0000-317-1639

Additional Fiscal Impact: \$46,414.00

Recommendation: Approve the Grant.

Background: The Corporation for National and Community Service provides grant money to provide services to the residents of Otero County. The CNCS has awarded the Alamo Senior Center an additional grant award in the amount of \$3,500. This money will be used for training and technical assistance (TTA) for the RSVP volunteers. This money can also be used for approved line items in the FY17 budget.

Notice of Grant Award

For Official Use Only

Corporation for National and Community Service

601 Walnut Street, Suite 876 E
Philadelphia, PA 19106-3323

Retired and Senior Volunteer Program

Grantee

City of Alamogordo
2201 Puerto Rico Ave Alamogordo NM 88310-5529

EIN: 856000099
DUNS: 086854825

Award Information

Agreement No.:	14SRWNM002	Performance Period:	04/01/2014 - 03/31/2017
Amendment No.:	8	Budget Period:	04/01/2016 - 03/31/2017
CFDA No.:	94.002	Grant Year:	3

Award Description

This amendment provides an additional \$3,500 in FY 2016 funds. This augmentation is intended to be used during the current 3 year performance period. The primary use of these funds are for training and technical assistance (TTA); however they may also be used in support of other approved line items in the FY 2016 budget.

Purpose

The purpose of this award is to assist the grantee in carrying out a national service program as authorized by the Domestic and Volunteer Service Act of 1973, as amended (42 U.S.C. Chapter 22).

Funding Information

Year 3	Previously Awarded This Year	This Award/ Amendment	Total Current Year
Total Obligated by CNCS	\$42,914	\$3,500	\$46,414
Grantee's Unobligated Balance (Carryover)	\$0	\$0	\$0
Total Available	\$42,914	\$3,500	\$46,414

Cumulative Funding for Project Period

Total Awarded in Previous Amendments	\$134,242
Total CNCS Funds Awarded to Date	\$137,742

Funding Source and Amount

2016--OPE1-P74-OPO-22409-4101	\$3,500.00
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Terms of Acceptance: By accepting funds under this grant, recipient agrees to comply with General Terms and Conditions found at <https://egrants.cns.gov/termsandconditions/FinalGeneralTermsandConditions20151201.pdf>, and the Program Terms and Conditions found at https://egrants.cns.gov/termsandconditions/FINAL_RSVP_SpecificTandC20160427.pdf. Recipient also agrees to comply with assurances and certifications made in the grant application, and applicable federal statutes, regulations and guidelines. Recipient agrees to administer the grant in accordance with the approved grant application, budgets, supporting documents, and all other representations made in support of the approved grant application.

Corporation for National and Community Service:

Notice of Grant Award

601 Walnut Street, Suite 876 E
Philadelphia, PA 19106-3323

Retired and Senior Volunteer Program

Grantee

City of Alamogordo
2201 Puerto Rico Ave Alamogordo NM 88310-5529

EIN: 856000099
DUNS: 086854825

Corporation for National and Community Service:



08/17/2016

City of Alamogordo

Legal Applicant

Signature

Award Date

Sarah Wood
Senior Grants Officer

Margaret Lucero
Project Director

Sarah Wood, 215-964-6318
Grants Officer

Margaret Lucero
Certifying Official/Executive Officer

David Chene, 505-988-6579
Program Officer

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 11/29/2016

Report No: 5.

Submitted By: Katie Josselyn

Subject: Consider, and act upon the approval of a consolidated contract with AFSCME Union Local 3818.
(Katie Josselyn, Human Resources Director) **(Roll call vote required)**

Fiscal Impact: No fiscal impact.

Amount Budgeted: \$0.00

Fund:

Additional Fiscal Impact:

Recommendation: Staff recommends approval of the full, consolidated AFSCME contract.

Background: The last full contract ratified with AFSCME Union Local 3818 occurred in July 2010. Since this date, the City and AFSCME have ratified Memorandum of Understandings (MOU's) annually to accomplish desired changes in the contract.

The City and the AFSCME Union desire to incorporate the MOU elements into the full contract to facilitate more effective management of the agreed elements. There are no changes to the elements in the contract; however, there are a few typo corrections. There is no change to the expiration date of the contract, which is June 30, 2020.

An edited copy of the full contract is attached to this agenda item. Amendments to the full contract based on the MOU's are highlighted in yellow.

AGREEMENT
BETWEEN

THE CITY OF ALAMOGORDO,
NEW MEXICO

AND

THE AMERICAN FEDERATION OF
STATE, COUNTY, AND
MUNICIPAL EMPLOYEES, LOCAL 3818

SEPTEMBER 13, 2016 THROUGH JUNE 30, 2020

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PREAMBLE

THIS AGREEMENT has been made and entered into between the CITY OF ALAMOGORDO (hereinafter referred to as the "Employer" or the "City") and AFSCME LOCAL 3818, the ALAMOGORDO CITY EMPLOYEES, A.C.E., (hereinafter referred to as the "Union".)

The parties agree that their respective policies will not violate the rights of any employee covered by this Agreement because of race, age, sex, color, national origin, union, or non-union affiliation. Neither party will tolerate sexual harassment.

The overall purpose of this Agreement is to provide for orderly and constructive employee relations in the public interest, and in the interest of all employees herein covered, and in the interest of the City to maintain harmony, cooperation, and understanding between the Employer and the Employees in the Unit, to protect the rights of the City Employees, to protect the rights of the Employer, and to protect the delivery of services to the citizens of the City of Alamogordo.

The City, the Union, and its members agree that every effort will be made to administer and abide by this Agreement in accordance with the true intent of its terms and provisions to the end of maintaining sound labor management relations.

SECTION 1. SCOPE OF AGREEMENT

This Agreement relates to the Employees of the City in the designated collective bargaining unit. The parties do hereby acknowledge that this Agreement represents an amicable understanding reached by both parties as the result of negotiations of the parties as provided in the current City of Alamogordo Labor-Management Relation Ordinance.

SECTION 2. RECOGNITION

The City recognizes the AFSCME Local 3818, AFL-CIO as the sole exclusive bargaining representative in all matters pertaining to wages and salaries, hours, working conditions, and other conditions of employment for the employees in the Unit described in this "Agreement". The City recognizes the Union as the exclusive bargaining agent for all regular, full-time, Clerical and Blue Collar, non-introductory, non-confidential, non-supervisory, employees. The parties will meet at a mutually agreed date in July and January of each year to review the list of bargaining unit employees.

SECTION 3. NON DISCRIMINATION

The parties agree that the provisions of this agreement shall be applied equally to all employees in compliance with applicable law against discrimination as to race, color, national origin, religion, ancestry, sex, age, physical and mental handicap, serious medical condition, disability, spousal affiliation, sexual orientation and gender identity.

Furthermore, no employee shall be discriminated against by reason of union membership or non-membership or activities on behalf or in opposition to the Union.

SECTION 4. SEXUAL HARASSMENT

The City policy on sexual harassment will apply to this contract.

SECTION 5. UNION RIGHTS

- A. An officer of the Union may, after approval from their supervisor, be allowed time off with pay for the purpose of representing employees in grievance hearings or other approved activities. Grievant's and witnesses in grievances may, after approval from their supervisor, be allowed reasonable time off with

pay to participate in grievance hearings or other approved activities. Such approval shall not be unreasonably withheld. Time off with pay shall not include time spent during non-working hours.

- B. The Union President, or the President's designee, upon the approval of the City Manager, will be allowed time off with pay to assist in employee/management matters.
- C. It is understood that this contract does not supersede the current City of Alamogordo Ordinance and that the Labor Management Relations Ordinance controls where a conflict exists.
- D. Union representatives shall have reasonable access to the premises of the City departments after receiving prior approval from the supervisor in charge. Such approval shall not be unreasonably withheld nor shall it be considered unreasonable for Management to deny such approval when in the opinion of Management, production or staffing requirements are affected. Such visitations shall be for the purpose of administering this Agreement. The Union agrees that such activities may not interfere with the operational requirements of the department. The department will designate a meeting place and provide a representative to accompany a union official or staff representative where significant security requirements exist. The Union President may request, through the City Manager, meetings to prevent, clarify or resolve a mutual problem. No City time, money, or property may be used for internal Union business.
- E. Local Union officers may be allowed sufficient time off without pay for legitimate Union business such as Union membership meetings, Union conventions, conferences, workshops and seminars. Upon approval, the employees shall have the option of utilizing any accumulated PTO time in lieu of taking such leave without pay. Such approval will not be unreasonably withheld nor shall it be considered unreasonable for Management to deny such approval when in the opinion of Management, production or staffing requirements are affected by such absence.
- F. Spaces for a bulletin board shall be furnished by the City for the posting of official Union notices and other information except religious, partisan politics, derogatory, or discriminatory notices. The bulletin board will not be used to criticize the Union, any Union policies, any Union officials, Management, any Management policies or any Management employees.
- G. Time off without pay taken in conjunction with this section shall be counted as continuous service for calculating seniority as provided for in this Agreement.
- H. It is mutually understood by the parties to this Agreement that the Union may distribute any additional material along with a copy of this contract at their expense.

SECTION 6. JOINT LABOR-MANAGEMENT COMMITTEE

A Joint Labor-Management Committee shall be established and comprised of three Management Employees selected by Management, and three Union Employees, selected by the Union. Committee members shall be appointed in advance and notice provided to each party. Substitute members may be appointed for vacancies and absences respectively by Management or the Union with advance notice to the other party. Committee meetings shall be mutually scheduled to discuss any matters that might arise. The primary work or objective of the LMC will be to provide a mechanism for the fair, constructive and expedient approach to resolving matters in the workplace. Provided, however, employment decisions shall ultimately be the sole and complete responsibility of City management. It will not be the purpose of the Committee to discuss or adjudicate new or pending individual grievances. Persons participating in this process will experience no loss in pay for their attendance at such meetings. It is recognized that such meetings do not have to be scheduled during the employees' normal work hours.

SECTION 7. UNION MEMBERSHIP DUES DEDUCTIONS

- A. Upon receipt of a voluntary authorization dues deduction card executed by an employee who is covered by this bargaining unit, the employee may have membership dues deducted by the City in accordance

with the dues levied by the Union in accordance with its constitution and its by-laws. Employees may cancel their dues deduction authorization at any time subject to a fifteen (15) working day written notice to the personnel office, which will then notify the union.

- B. The City agrees to forward to the Union all dues withheld pursuant to valid authorization cards. Dues withheld will be forwarded to the Union each pay period.
- C. Should an issue arise as to the amount deducted, the City's only obligation is to present factual material as to the amount actually deducted. Any adjustment shall be handled strictly between the employee and the Union.
- D. The Union shall indemnify, defend and save the City harmless against any and all claims, demands, suits or any other forms of liability that shall arise out of or as a result of any conduct taken by the City for the purpose of complying with this section.
- E. Upon an employee's separation of employment, union dues will not be withheld from an employee's last paycheck unless specifically authorized in writing by an employee.
- F. In the event that 75% of the bargaining unit signs up for membership in the union, within 30 days of providing proof of reaching the necessary membership threshold, bargaining unit employees who are not members of the Union shall be required to pay a fee in lieu of dues, provided said fair share fee shall not exceed 85% of the regular dues attributable to being a member in the Union. The fair share fee shall be transmitted to the Union in the same manner as are the payroll deducted dues for Union members.

Exceptions. An employee who is a member of and adheres to established and traditional tenets or teachings of a bona fide religion, body, or sect which historically has held conscientious objections to joining or financially supporting a labor organization, may meet this obligation by paying the equivalent of the fees to one of the organizations on the approved list.

The Union shall indemnify and hold the City harmless from all actions taken by the City in compliance with this provision.

SECTION 8. MEMBERSHIP ELIGIBILITY REPORT

Upon request the City agrees to provide the Union a list of employees in the bargaining unit each month. The list shall include name, address, and position.

SECTION 9. CONTRACT ORIENTATION

Should the City determine the need for contract orientation, the City agrees to provide members of the bargaining unit time off with pay to attend. Employees who are eligible members of the bargaining unit can take time off without pay or use accrued leave to attend an orientation provided by the bargaining unit if they elect to do so.

SECTION 10. COMMISSION MEETING AGENDA BOOK

The City shall provide the President of the Union with a copy of the agenda book for all City Commission meetings if requested by noon the Thursday before the meeting date. Otherwise, the agenda is available on the City's web site. When special City Commission Meetings are called on short notice, the Union recognizes the time constraints the City may be under and will not take issue if an agenda book is not furnished in these cases.

SECTION 11. JOB POSTINGS/VACANCIES

A. For the purpose of this section, a regular vacancy is created when:

1. The City has approved an increase in work force and determines to fill the new positions.

2. The City decides to replace the incumbent because of termination, promotion or demotion.
- B. Job vacancies will be posted for a minimum of five (5) working days and copies of the posting will be made available to the President of the Union. The City may select from this list of candidates for a period of six (6) months.
 1. Job vacancies will be posted a minimum of five (5) working days on City Hall bulletin boards and on the City's web site. Postings that are only open to current employees will be emailed to all City employees who have email on the City's internal email system.
 - C. Job posting shall state the position, duties, and rate of pay.
 - D. The shift assignment may change as a result of the exercise of shift preferences.
 - E. When the City determines to conduct an open recruitment, qualified full-time regular city employees will be given a ten (10) percent preference on the scoring used to determine the most qualified applicant. This ten (10) percent preference will apply only to those employees who achieve at least the minimum passing score as established by the City.
 - F. Employees who apply for a posted position and are not selected will be notified.

SECTION 12. IN-HOUSE RECRUITMENT

- A. When the City determines to conduct an in-house recruitment, regular, non-introductory, full-time employees will be considered prior to the consideration of any temporary or part-time employees.
- B. Employees appointed to a position in the bargaining unit by promotion or transfer shall serve a ninety (90) day trial period. Trial period employees may be removed from service when, in the judgement of the City, the employee does not demonstrate the abilities of the position.
- C. When possible, employees on a trial period who are removed shall be reinstated to their former position, if vacant, or to an equivalent vacant position.

SECTION 13. OFFICIAL JOB DESCRIPTION

- A. The official job description of any position within this bargaining unit shall be maintained by the Personnel Department. The official job description of any position may be reviewed by the Union or the employee for his/her given position. Any changes or revisions in the official job description will be provided to all affected employees within ten (10) working days of the change or revision.
- B. The official job description will reflect the duties to be performed. Employees may review their own departmental job descriptions.

SECTION 14. RE-EVALUATION AND RE-CLASSIFICATION

The City will not engage in re-classification actions, the result of which would be to remove classifications from the bargaining unit to classifications outside the bargaining unit without first giving notice and providing for input from the Union.

SECTION 15. CONTRACTING OUT

The City reserves the right to contract out any work it deems necessary or desirable because of greater efficiency, economy, programmatic benefits or other related factors.

The City agrees that prior to contracting out bargaining unit positions, the Union will be notified through the

joint Labor/Management Committee no later than 45 calendar days before the Request for Proposal (RFP) or bid packages are sent to the possible contractors. The City will furnish the RFP or bid packages to the Union as soon as it is completed and will furnish all available cost comparison data in a prompt manner. The City further agrees to work with the Union, through joint Labor/Management Committee, to research alternatives to contracting out that will reach the City's desired results.

Should the City actually contract out bargaining unit positions, the City agrees to consult with the Union on the transition.

SECTION 16. PERFORMANCE EVALUATIONS AND/OR APPRAISALS

- A. Any employee may review a negative performance evaluation/appraisal through the chain of command up to the Department Director.
- B. The employee may document his/her point of view on any evaluation/appraisal. Such documentation will be in writing and will be made a part of his/her personnel file.
- C. Employees shall be required to sign that they received the performance evaluation or appraisal, but will be allowed to indicate that he/she does not concur with the performance evaluation or appraisal.
- D. The employee's evaluation shall be completed within 30 days of the due date, so that the evaluation can be processed in a timely manner by the Personnel office.

SECTION 17. EMPLOYEES PERSONNEL FILES

- A. A copy of any material pertaining to an employee's performance or to disciplinary actions to be placed in the employee's official personnel file must be presented to the employee for signature and review.
- B. An employee may respond in writing to any item placed in his or her official personnel file within seven (7) calendar days of receiving or reviewing the document. Such response will become a part of the file.
- C. All employees or their designees, as authorized in writing, shall be allowed to review the contents of his or her personnel file during normal working hours (8:00 A.M. to 5:00 P.M.) with the exception of medical files. Reasonable requests for copies of documents in the file shall be honored.
- D. The personnel file kept in the Personnel Office is the official employee file.
- E. For the purpose of interviews, personnel files may be viewed by departmental authorized personnel. Departmental working files may be viewed by employees upon request to their immediate supervisor. Departmental working files will be purged once each calendar year by the Department Director.
- F. Personnel Department files are a permanent record of an employee's performance with the City of Alamogordo. Such files will not be purged.

SECTION 18. WORK SCHEDULES

- A. An employee's work week shall consist of forty (40) hours per week.
- B. All bargaining unit employees will be provided the opportunity to work a complete workweek. When a temporary situation exists such as bad weather and the employee can be safely released from the job, the employee may utilize accrued Paid Time Off or leave without pay. Nothing in this section shall be construed to preclude actions under the Layoff and Recall Section.
- C. Flex Schedules will be implemented consistent with the current City Ordinance.

- D. Where changes are to be made by the City for other than emergency reasons, or where schedules are to be adopted for new programs, the City agrees to notify the Union and provide for input prior to the implementation of such change.

SECTION 19. WORK SHIFTS

- A. Any shift that begins between 3:30 A.M. and 11:29 A.M., shall be considered day shift. Any shift, which begins, between 11:30 A.M. and 7:29 P.M. shall be considered the swing shift, and any shift which begins between 7:30 P.M. and 3:29 A.M. shall be considered graveyard shift.
- B. No employee shall be required to work two (2) complete, consecutive shifts or the majority of the second shift, without the equivalent of one (1) complete shift of non-work status following the second assignment.

SECTION 20. CHANGE IN WORK HOURS OR WORK LOCATION

- A. Any regular change or temporary change of more than thirty (30) days in work hours or work location shall require at least one week advance notice in writing to the employee, except in verifiable hardship.
- B. It is recognized that employees will work in many locations throughout the City. Supervisors will provide employees a reasonable advance notice, when information is available in advance, as to when they will need to bring lunch to their work location.
- C. Any dispute regarding reasonable notice will be addressed through the Personnel Manager.

SECTION 21. SENIORITY & OVERTIME SCHEDULING

- A. Seniority within this contract is defined as follows:
1. In the event of a reduction of work force or layoff, seniority is calculated from the original date of continuous regular full-time employment with the City in the classification held at the time of layoff. In the case of ties, the employee with the lower employee number will be considered to have more seniority. For the purposes of bumping, seniority is calculated from the date of continuous, regular, full-time employment with the City. It is recognized that this does not include temporary employment.
 2. For PTO scheduling of forty (40) hours or more, seniority is defined as length of continuous service within the classification earned with the work unit.
 3. Scheduled voluntary overtime will be assigned on a rotational order by employee interest, then by seniority unless prohibited by a specific skill need. Employees interested in working voluntary overtime must submit a letter indicating they are wanting to work voluntary overtime to their supervisor. Supervisors will then assign voluntary overtime on a rotational order by seniority unless prohibited by a specific skill need. Employees who refuse the overtime two consecutive times that they are called will be removed from the list. These employees can resubmit a letter of interest after a thirty (30) day waiting period.
 4. If no employee on the overtime list is available, involuntary overtime will be required. Overtime will then be assigned in the reverse order of seniority.
 5. Management will assign unscheduled overtime based on standby assignments.
- B. Upon request by the Union or an employee the City will prepare a current seniority roster.

SECTION 22. LUNCH PERIODS

- A. The City will provide a lunch break of at least thirty (30) minutes but not to exceed sixty (60) minutes on non-pay status. Except as otherwise provided below, when allowed a lunch period of thirty (30) minutes or more, Employees will be allowed to leave the work site at the commencement of the lunch break and will be at the work site upon the completion of the lunch period.
- B. Lunch periods will be scheduled by Management approximately midway during the work shift.
- C. It is recognized that Management may require employees to remain at the work site and only take a twenty (20) to thirty (30) minute lunch period due to the nature of the work being performed. When so required, Employees will remain on pay status and the work shift will be reduced by an amount equal to the shorted lunch period unless the City elects to extend the work shift due to the need to complete a project, task, or for similar reasons. Employees will not be required to remain on or by the equipment but can be directed to return to the equipment prior to the expiration of the shorted lunch period when necessitated by the nature of the work being performed.

SECTION 23. BREAK PERIODS

Each employee will receive a fifteen (15) minute break period during the first and second half of each shift except in cases where service to the public would be interrupted.

SECTION 24. STANDBY AND OVERTIME PAY

- A. Employees who are required by their supervisor to be "on standby", meaning accessible by telephone or pager and available to return to duty when called, shall be compensated at the rate of one (1) hour of their usual pay for every twenty-four (24) hours on call. All time under this provision that is not adjacent to an assigned tour will be considered as "portal to portal". Portal to portal is from the time the employee responds to the call to the time the work is completed. Time actually worked in response to calls shall be compensated at regular time or overtime as applicable.
- B. All leave except for those leaves related to holiday pay, disciplinary action, leave without pay, or workers compensation shall be considered time worked for the purpose of computing overtime.

SECTION 25. COMPENSATORY TIME

The City and the Union agree to implement a policy of compensatory time as follows:

- A. The employee may elect to accept compensatory time in lieu of paid overtime. The employee must select compensatory time on a form provided by the City either prior to the overtime being worked or as soon as possible after working the overtime when approved by his/her supervisor. The compensatory time will follow overtime pay rules, i.e., time and one half for each hour in excess of forty hours per week. The maximum accrual of compensatory time will be eighty (80) hours. Accrued compensatory time will be recorded and accounted for through the City's payroll office and will reflect on the employee's pay stub.
- B. The employee will request from his/her supervisor, at the earliest possible time, permission to utilize accrued compensatory time. Provided that the absence of the employee will not disrupt the department, the time will be granted. The use of compensatory time will not be unreasonably denied. All compensatory time must be taken off no later than the end of the first pay period in June of each fiscal year. Compensatory time not taken due to the decision of the City or extenuating circumstances beyond the control of the employee shall be paid in the following pay period. No compensatory time will be accrued after the first pay period in June of each fiscal year.
- C. Any accrued compensatory time will be converted to cash payment should employment with the City be terminated for any reason.

SECTION 26. HOLIDAY PAY

- A. **Eligibility.** All employees covered by this Agreement shall be eligible employees for purposes of this Section.
- C. **Authorized Holidays.** The following days shall be observed as paid holidays:
- | | |
|----------------------------|------------------------------------|
| New Years Day | Christmas Day |
| Martin Luther King Jr. Day | Presidents Day |
| Thanksgiving Day | Thanksgiving Friday (Veterans Day) |
| Memorial Day | Independence Day |
| Labor Day | |
- C. **Holidays Falling on Saturday or Sunday.** Unless an alternate day is designated by the City Commission, an employee who works a Monday through Friday schedule and the calendar holiday falls on a Saturday, the employee shall be allowed the preceding day off. Unless an alternate day is designated by the City Commission, when a holiday falls on a Sunday, the employee shall be allowed the following day off.
- D. **Holiday Pay.** Holiday pay shall be computed at the employee's normal day's pay (i.e., the employee's regular hourly rate of pay multiplied by the number of hours in his/her normal work day). Paid holidays shall not be considered as "time worked".
- E. **Compensation For Holidays Worked.** An employee required to work on an authorized holiday shall be paid at the employee's regular straight-time rate of pay for the hours actually worked. In addition, an eligible employee shall be paid premium holiday pay at the rate of time and one-half times (1 1/2 X) regular rate of pay for hours actually worked. An employee required to work on the day observed as a holiday shall be paid at the employee's regular straight-time rate of pay for the hours actually worked. In addition, an eligible employee shall be paid premium holiday pay at the rate of time and one times (1 X) regular rate of pay for hours actually worked. Premium holiday pay shall only be paid for the actual hours worked on the actual holiday. For example, if an employee starts work at 10:00 p.m. on the day before the actual holiday and works until 6:00 a.m. on the actual holiday, the employee will receive six hours of premium pay. Similarly, if an employee starts work at 10:00 p.m. on the actual holiday and works until 6:00 a.m. on the following day, the employee will receive two hours of premium pay. The City retains the right to reschedule employees so no employee works both the actual calendar holiday and the observed holiday.

SECTION 27. PAID TIME OFF (PTO)

Paid Time Off (PTO) is available to cover employees' needs for time away from work including: Vacation, Illness, or other leaves.

Full Time Regular employees earn PTO hours based on the multiplier used times the hours paid each pay period, excluding overtime hours. The longer an employee remains with the City of Alamogordo, the larger the multiplier will be, based on the table below. Years of service are based on the date the employee was hired as a full-time regular to the anniversary date. For example, from the hire date to the five year anniversary an employee receives 21.5 days per year; from the fifth anniversary until the six year anniversary, 22.5 days per year, etc.

<u>Years of Service</u>	<u>PTO Days Accumulated Each Year</u>	<u>Multiplier</u>
0-5 Years	21.5	0.082692308
6 Years	22.5	0.086538462
7 Years	23.5	0.090384615
8 Years	24.5	0.094230769
9 Years	25.5	0.098076923
10-15 Years	26.5	0.101923077
16 Years	27.5	0.105769231
17 Years	28.5	0.109615385
18 Years	29.5	0.113461538
19 Years	30.5	0.117307692
20 Years & Up	31.5	0.121153846

1. PTO hours are calculated and updated each biweekly pay period through the payroll system.
2. Employees may not borrow against future PTO accruals or carry a negative PTO balance.
3. PTO hours may be taken in increments as required and/or approved.
4. Employees may only earn PTO hours up to the maximum per year listed in the calculation table above.
5. Employees will not earn PTO hours for hours worked in excess of 2080 per calendar year.
6. The maximum amount of earned PTO hours employees can roll over at any fiscal year end is 480 hours. The exception is that on July 1, 2003 any employee having a balance in excess of 480 hours. In this case the July 1, 2003 current PTO balance will serve as their maximum PTO roll over balance until the employee either separates service or their balance falls below 480 hours. At such time their balance falls below 480 hours their maximum limit then becomes 480 hours. Employees must plan ahead for any unexpected illness by reserving a portion of their annual PTO hours each year.
7. While employees will begin earning PTO hours upon hire, they are not eligible to use PTO until they have completed their first 6 months of Full Time employment. An exception will be granted and current hours made available if the employee provides documentation of illness signed by a licensed medical professional.
8. Employees are expected to use PTO for all requested time off, with the exception of the specific guidelines regarding designated holidays.
9. The PTO policy and procedures apply to both non-exempt-and exempt employees.
10. Department Directors or designees, on a case-by-case basis, can only grant time off without pay. Any time taken without pay will decrease PTO accrual for the year.
11. It is important that you plan PTO use carefully so that appropriate replacements can be scheduled. Employees are responsible for requesting PTO in writing and submitting it to their supervisor for approval at least one (1) week in advance for all time off, except in those cases where advance notice is not possible i.e. hospitalization, family emergency. In the instance of an unplanned absence, the employee is responsible for making every effort to notify their supervisor at least one (1) hour before the beginning of their scheduled work period.

- A. Employees may be subject to corrective action if they fail to give appropriate notice.
 - B. If an employee calls in to report that they cannot work their scheduled hours because of illness or an emergency, they will be paid from their PTO balance.
 - C. An absence shall be considered unauthorized whenever the employee's supervisor, or their designee, has not been properly notified before the employee's shift begins. Responsibility for excusing an unauthorized absence shall rest with the immediate supervisor. An unauthorized absence may be paid if PTO accruals are available and the supervisor has approved the unauthorized absence. Unauthorized leave may also be recorded as leave without pay at the discretion of the supervisor.
- 12. Employees may utilize up to 280 hours of PTO immediately prior to their retirement effective date. PTO in excess of 280 hours will be forfeited.
 - 13. Employees may be paid for up to 240 hours of their accrued PTO balance upon separation after they have completed their introductory period.
 - 14. Employees may convert PTO hours for a cash payment at a rate of two (2) for three (3) hours for PTO balances over 240 hours.
 - A. Employees may convert a maximum of 80 PTO hours per fiscal year for a cash payment at a rate of 2 hours pay for 3 hours of leave. This conversion is only possible for PTO balances over 240 hours. The minimum amount of hours employees may convert is 8 hours. The maximum number of times an employee may convert leave during the fiscal year is four (4). Request to convert leave must be submitted to Personnel at least seven (7) calendar days before the pay date the employee wishes to receive the payment.
 - 15. Department Directors or designee may request a doctor's excuse when three (3) or more consecutive unscheduled absences have occurred.
 - 16. PTO will not be paid out to employees who leave before they are eligible to begin utilizing PTO during their first six 6 months of Full Time employment.
 - 17. If an employee is injured on the job during their introductory period they will have access to their available PTO leave balance to cover non-work time before workmen's compensation payments begin. Should the leave balance not be sufficient to cover the time, Leave-without-pay will be authorized.
 - 18. If an employee becomes ill while at work and leaves the work site before the end of their shift, accrued leave will be paid for the scheduled hours they were unable to complete before going on leave without pay.

SECTION 28. LEAVE TO VOTE

State Law requires, under certain conditions, all employees who are registered electors be granted two (2) hours with pay between the opening and closing of the polls to vote on all election days. Department directors must grant this time off for voting if requested by employees registered to vote. Department directors should schedule the time taken so that offices remain open during the normal working hours and the work of the department is affected as little as possible. Departments will not grant time off with pay to any employee whose normal work day begins more than two (2) hours after the opening of the polls, or ends more than three (3) hours prior to the closing of the polls. Time taken off for voting can be used for no other purpose. Department directors may require an employee to prove that he/she is a registered and eligible voter.

SECTION 29. LEAVE FOR CITY BUSINESS

Leave with pay may be authorized for an employee to attend official meetings where the good of the City service is involved or to conduct the City's business at a location other than the employee's normal work station.

SECTION 30. ANNUAL AND EMERGENCY MILITARY LEAVE

Military leave with pay will be authorized for all employees who are members of the National Guard or Air National Guard of New Mexico or any organized reserve unit of the Armed Forces of the United States, including the Public Health Service, for a period not to exceed fifteen (15) days in each calendar year. This leave is in addition to other authorized leave, when they are ordered to active duty training with such units. In addition, all employees who are members of an unorganized reserve component may be granted leave with pay not to exceed fifteen (15) days in each calendar year for the purpose of attending organized courses of instruction or training periods authorized for such personnel. All employees called to active duty in emergencies declared by the Governor or the President for short periods of time shall be granted military leave with pay not to exceed fifteen (15) days. A copy of orders must be attached to all requests for military leave, annual or emergency.

This does not apply to assignments volunteered for by the employee.

SECTION 31. BEREAVEMENT LEAVE

In the event of a death in the immediate family an employee will be granted up to three (3) days of leave. In the event the employee has to travel in excess of 500 miles one-way from Alamogordo, the employee will be allowed an additional day for that distance and for each 500 miles up to a maximum of 5 total days. The "immediate family" for the purposes of this provision is defined as: spouse, children, brother, sister, parents, parents-in-law, brother and sister-in-law, son/daughter in-law, grandchildren, step children in the home, legal guardianship, and grandparents/grandparents-in-law. This leave will not be charged to PTO.

SECTION 32. FAMILY AND MEDICAL LEAVE

Family and Medical Leave will be administered in accordance with Federal law and the City Personnel Manual.

SECTION 33. ON THE JOB INJURIES

Injury leave will be handled in accordance with the Injury Leave policy outlined in the City of Alamogordo Personnel Manual. Workers' compensation coverage, including medical benefits, will be handled in accordance with the law. Any employee injured on the job or who experiences an industrial illness on the job will be allowed to choose his or her Health Care Provider (HCP). The employee must notify the HCP that it is a work-related injury or illness. The City reserves its right to change after sixty (60) days to a Health Care Provider of its choice in accordance with the law. By the provision, neither party waives any rights or remedies otherwise available under the worker's compensation act.

SECTION 34. SAFETY

The City agrees to use its best efforts to provide a safe work environment. The Union agrees to actively cooperate with the City in meeting this requirement. The Union will be allowed representation on the City's Safety Committee.

Safety equipment and devices such as non-prescription safety goggles, paper mask respirators, and ear plugs will be furnished and maintained by the City. The Union agrees to support the City in requiring employees to wear furnished Safety Equipment.

SECTION 35. SAFETY BOOT ALLOWANCE

Employees who are required to wear safety boots in the performance of their job duties will be given a boot allowance as follows:

1. All current employees will receive a boot allowance of \$150 on the second pay day in July. Boots will be obtained through a purchase order following the City of Alamogordo Purchasing Ordinance.
2. Employees who receive the boot allowance are required to wear safety footwear that meets standard specifications as established by their supervisor.
3. Employees who leave City employment on their own accord during the twelve month period following receipt of the allowance will be required to reimburse the City on a pro-rated basis based on the time they have served.

SECTION 36. WAGES, LONGEVITY AND RECREATIONAL FACILITIES BENEFITS

A. Across the Board Increase

- Fiscal Year 2016/2017 - Effective the first day of the full pay period immediately following the ratification of this agreement by both parties, all eligible members of the Union shall receive a four (4) percent increase in their current hourly base rate of pay.
- Fiscal Year 2017/2018 - No increase.
- Fiscal Year 2018/2019 - No increase.
- Fiscal Year 2019/2020 – The Union may seek an Economic reopener in April 2019, should they desire to do so.

B. Longevity Compensation

- Fiscal Year 2018/2019 and Fiscal Year 2019/2020 - Any eligible member who achieves 120 continuous months of service with the City shall receive an increase of \$0.25 in their then current hourly rate. The pay increase shall be effective the first day of the full pay period following their anniversary date.

C. Recreational Facilities

- Employees shall be permitted to use the City's recreational facilities and equipment, including the swimming pool that are located at its Recreational Center at no cost to the Employee. Family members and guests will be required to pay the normal charges. Employees will be given a twenty percent (20%) discount on any recreational activity or other programs offered or sponsored by the City's Community Services Department. The discount applies only to the participation of the employee, the employee's spouse or the employee's minor dependent(s). Participation at the discounted rate will only be available in the event the program has available space. Employees shall be given the "junior golf green fee rate" at the City's golf course, the Desert Lakes Golf Course. Family members and guests will be required to pay the normal charges. Rental charges for golf carts and other charges for fees will be at the normal rate.

The Union may seek an Economic reopener in the event of an unforeseen economic issue or concern on or about April 1, 2019.

SECTION 37. BILINGUAL PAY

Employees will be compensated at a rate of \$.26/ hour for their bilingual abilities based on the following conditions:

1. Employee must work in a customer service environment.
2. Employee has been designated by the Department Director to translate when needed by any City department. This will be limited to 8 positions city-wide. Employee must successfully pass a Bi-lingual proficiency examination administered by the Personnel Department.

SECTION 38. MEDICAL AND DENTAL GROUP INSURANCE

The City will pay 60% of the group medical and dental premiums on the plans offered by the City. The employee who chooses to participate in these plans will pay the remaining 40% of the cost of the plans. However, in consideration of the Affordable Care Act, any employee who earns less than \$26,000 per year will pay 25% of the cost of single coverage under the plans offered by the City with the City paying 75%. For such an employee who elects family and dependent coverage, the City will pay 53% of the premium with the employee paying the remaining 47% of the cost.

SECTION 39. SUGGESTION PROGRAM

A. Employee Suggestion Program. The City agrees to provide a suggestion program to encourage employees to participate in the betterment of the City of Alamogordo. This suggestion program will look at ideas for cost savings, more efficient methods of operation, energy conservation, and any other suggestions that may occur, with the exception that all safety suggestions will go to the safety committee first. The City may route the suggestions for evaluation wherever they desire. All suggestions will be acknowledged by the City as to receipt and become the property of the City upon submission. Employees' suggestions that are implemented and result in a measurable savings will be rewarded as follows:

Amount of Annual Savings From Suggestion/Idea:	Lump Sum Award Amount:
Up to \$5,000	8% of the amount of the annual savings
\$5,000 to \$20,000	10% of the amount of the annual savings
\$20,000 & above	\$2,500 + 3 paid days off

While employees may submit as many suggestions as they can develop, the award will be paid one time per implemented suggestion based on the savings projected for the first year. Savings in future years shall not be taken in consideration when calculated the award amount. The City Manager will determine whether a particular suggestion warrants a monetary award. Only those suggestions which result in a tangible benefit based on cost savings will be eligible for a monetary award. All awards are subject to budgetary considerations and are made at the discretion of the City Manager. An employee may neither grieve the City's decision to make or not make an award under this Program.

B. Employee Recognition Program. If a member of the bargaining unit qualifies, the member may receive a monetary or non-monetary award under the City's Employee Recognition Program. The Employee Recognition Program is designed to motivate employees and recognize employee contributions with monetary and non-monetary awards. There is no entitlement to any monetary or non-monetary award. All awards are subject to budgetary considerations and are made at the discretion of the Employer. Nevertheless, in considering whether or not to grant an award covered by this Article, the Employer will act in a fair and non-discriminatory manner. An employee may neither grieve the Employer's decision to make or not make an award covered by this Program.

SECTION 40. EDUCATION AND TRAINING

Subject to the availability of funds and determined need, the Department Director or designee may authorize required job related education and training for employees and shall grant the necessary time off with pay to maintain the requirement. These educational opportunities will be subject to the City's educational assistance program.

SECTION 41. CERTIFICATION PAY

Upon documentation of successful completion of an authorized certification a \$.15 per hour increase in pay will be given to the employee. The Labor Management Committee (LMC) may review and provide recommendations with regard to certifications eligible for compensation.

SECTION 42. REIMBURSEMENT FOR PROPERTY LOSS

Should an employee, during the course of his/her official duties, suffer damage to his/her clothing or personal effects, the City shall reimburse the employee for the reasonable cost, at actual market or depreciated value, of repair or replacement of such personal effects necessary to perform the work required by the employee's classification up to a maximum of \$150.00 per occurrence. The incident giving rise to such claims must be verified and not be due to the

employee's own negligence. To be eligible for reimbursement, the item of clothing or personal effect must have a value of at least \$15.00.

SECTION 43. CORRECTIVE ACTION

Corrective Actions will be implemented in accordance with the City Personnel Manual.

SECTION 44. GRIEVANCE PROCEDURE

- A. Nothing in this Agreement shall prevent any employee from instituting or pursuing any grievance in his/her own behalf with or without the assistance of the Union.
- B. The aggrieved employee may have representation at any step in the grievance process.
- C. As a condition of employment, employees are required to appear as witnesses in grievance hearings when requested by the aggrieved employee or by the City. Requests for appearance of witnesses will be made through the Personnel Office. Any employee called as a witness during working hours shall be considered in pay status and paid at his/her regular rate of pay. The employee shall be required to return to work when he/she is no longer needed as a witness.
- D. Grievances will be handled in accordance with the City Personnel Manual.
- E. Employees called as witnesses during time off shall be paid at straight time for the time spent at the hearing by whichever party is requiring the employee to appear.

SECTION 45. LAYOFF AND RECALL

- A. When it is necessary to have a reduction in the City's work force, employees will be laid off in reverse order of seniority within classification. Seniority for the purposes of Layoff and Recall is defined as full-time regular continuous employment with the City (date of hire) applied to the classification held.
- B. The City shall notify the affected employee(s) and the Union by letter at least thirty ~~(30)~~ (14) calendar days prior to any reduction in force. The Union will be afforded the opportunity to meet with the City to discuss the circumstances requiring the layoff and any proposed alternatives. Employees laid off due to reduction in work force will be called back to work by classification in their seniority order.
- C. Laid off employees have the responsibility of keeping the City informed as to their correct mailing address. The City will advise the employee to be recalled by certified or registered United States mail. A copy of such recall notice will be furnished to the President of the AFSCME Local Union No.3818, Alamogordo, New Mexico, City Employees. An employee receiving notice of recall, will, within seven (7) working days, acknowledge receipt by certified or registered mail advising the Personnel Manager of the date he/she will be available for service, which available date must not be later than thirty (30) calendar days from the day the employee receives the recall notice. Employees failing to comply with this section forfeit their recall rights. It is understood that the City will have discharged its obligation of notification to laid off employees by having forwarded the recall notice as herein outlined. Employees shall retain seniority held at the time of layoff.
- D. Employees on layoff status will be terminated one (1) year from the effective date of layoff if they have not been recalled.
- E. Employees subject to layoff who have held a prior classification shall have the right to bump to that prior classification provided that the employee is still fully qualified to do the work and the employee has greater seniority in total city employment than the incumbent.

SECTION 46. SAVINGS CLAUSE

Should any part of this Agreement or any provision contained herein be declared invalid by any tribunal of competent jurisdiction, the validity of the remaining portions shall not be affected. Should this occur, the parties will immediately meet to negotiate a suitable provision to replace the provision held invalid.

SECTION 47. APPROPRIATIONS

Any Agreement provision by the Employer and the Union that requires the expenditure of funds shall be contingent upon the specific appropriation for wages and benefits by the Governing Body and the availability of funds.

SECTION 48. TERMS OF AND ENTIRE AGREEMENT

- A. This Agreement constitutes the sole and entire existing agreement between the parties hereto and supersedes all prior agreements, oral or written between the Union and the City, and expresses all obligations of, and restrictions imposed on the City during the term of the agreement.
- B. All MOU agreements ratified during the period of 2011 through 2016 have been incorporated into this agreement.
- C. The term of the proposed agreement shall commence upon its ratification on the date signed by both parties, and shall remain in full force and effect until June 30, 2020, or until a successor Agreement is ratified by both Parties, whichever is later. In the event that the City and the Union fail to secure a successor Agreement prior to June 30, 2020, the Agreement shall remain in full force and be effective during the period of negotiations, provided, however no increases in compensation shall occur after June 30, 2020. The City will continue to provide the other agreed upon benefits, such as health insurance coverage, during the period of negotiations.
- D. The Union may seek an Economic reopener in the event of an unforeseen economic issue or concern on or about April 1, 2019.

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

IN WITNESS THEREOF, the parties have signed their names and affixed the signature of their authorized representatives on this _____ day of _____, 2016.

CITY OF ALAMOGORDO

AMERICAN FEDERATION OF STATE,
COUNTY AND MUNICIPAL
EMPLOYEES

Maggie Paluch, Acting City Manager

Richard Havlish, President Local 3818

Joel Villarreal, Council 18 Representative

ATTEST:

APPROVED AS TO FORM:

Raquel Hughs, City Clerk

Lauren E. Truitt, City Attorney

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/5/2016

Report No: 6.

Submitted By: Nancy Beshaler

Subject: Consider, and act upon, the award of Public Works Bid No. 2016-004 to Mesa Verde Enterprises, Inc. related to Florida Avenue Realignment at First Street project, in an amount not to exceed \$3,214,039.88, including NMGR. *(Nancy Beshaler, Project Manager)*

Fiscal Impact: \$3,214,039.88

Amount Budgeted: \$3,216,769.00

Fund: 122-9499-430.65-29 EN1405

Additional Fiscal Impact:

Recommendation:

Approve the award.

Background: This project will consist of necessary demolition/removals; construction of a signalized intersection with all appurtenances; realignment and paving of the First St., N. Florida Ave., and S. Florida Ave. approaches to the new intersection; installation of storm sewer and drop inlets; installation of street lights; installation of water main and fire hydrants; street signage and striping; and installation of paving, curb/gutter, and retaining walls on three (3) adjacent properties owned by the City of Alamogordo.

Project was advertised on August 28 and September 4, 2016. Bids were opened at 10:00 a.m. on November 29, 2016 with one (1) responsive bidder, Mesa Verde Enterprises, Inc. A subsequent addendum was issued to correct a clerical error in the bid schedule. Please refer to the attached bid tabulation.

BID TABULATION
 Florida Avenue Realignment at First Street
 PUBLIC WORKS BID NO. 2016-004
 November 29, 2016

ITEM	ESTIMATED QUANTITY		DESCRIPTION	Engineer's Estimate		Mesa Verde Enterprises, Inc. License #2967	
						Unit Price	TOTAL AMOUNT
1	C.Y.	10,273	EARTHWORK	\$ 8.00	\$ 82,184.00	\$ 9.64	\$ 99,031.72
2	C.Y.	711	SELECT BACKFILL MATERIAL	\$ 89.00	\$ 63,279.00	\$ 22.02	\$ 15,656.22
3	S.Y.	20,240	SUBGRADE PREPARATION	\$ 1.80	\$ 36,432.00	\$ 2.10	\$ 42,504.00
4	S.Y.	6,150	8" BASE COURSE	\$ 12.00	\$ 73,800.00	\$ 8.87	\$ 54,550.50
5	S.Y.	9,850	9" BASE COURSE	\$ 13.00	\$ 128,050.00	\$ 9.42	\$ 92,787.00
6	S.Y.	3,085	11" BASE COURSE	\$ 15.00	\$ 46,275.00	\$ 12.60	\$ 38,871.00
7	TON	6	ASPHALT MATERIAL FOR TACK COAT	\$ 600.00	\$ 3,600.00	\$ 634.45	\$ 3,806.70
8	TON	30	PRIME COAT	\$ 570.00	\$ 17,100.00	\$ 420.89	\$ 12,626.70
9	S.Y.	12,225	2" PMBP** modified by addendum 4	\$ 14.00	\$ 171,150.00	\$ 10.11	\$ 123,594.75
10	S.Y.	25,590	2.5" PMBP** modified by addendum 4	\$ 18.00	\$ 460,620.00	\$ 11.97	\$ 306,312.30
11	S.Y.	135	CONCRETE PAVEMENT 6"	\$ 87.00	\$ 11,745.00	\$ 47.90	\$ 6,466.50
12	L.F.	2,750	SEALING CONCRETE PAVEMENT JOINTS	\$ 5.00	\$ 13,750.00	\$ 2.23	\$ 6,132.50
13	L.F.	85	DRILLED SHAFT FOUNDATION 30" DIA	\$ 250.00	\$ 21,250.00	\$ 182.70	\$ 15,529.50
14	L.F.	20	DRILLED SHAFT FOUNDATION 36" DIA	\$ 400.00	\$ 8,000.00	\$ 309.75	\$ 6,195.00
15	L.F.	20	DRILLED SHAFT FOUNDATION 42" DIA	\$ 600.00	\$ 12,000.00	\$ 341.25	\$ 6,825.00
16	C.Y.	61	PORTLAND CEMENT CONCRETE, CLASS A	\$ 610.00	\$ 37,210.00	\$ 445.56	\$ 27,179.16
17	LB	8,332	STEEL REINFORCEMENT	\$ 2.00	\$ 16,664.00	\$ 0.82	\$ 6,832.24
18	L.S.	1	QUAKEWRAP CONCRETE REINFORCEMENT	\$ 5,000.00	\$ 5,000.00	\$ 44,100.00	\$ 44,100.00
19	L.F.	66	18" STORM DRAIN CULVERT PIPE	\$ 68.00	\$ 4,488.00	\$ 107.10	\$ 7,068.60
20	L.F.	390	24" STORM DRAIN CULVERT PIPE	\$ 74.00	\$ 28,860.00	\$ 124.95	\$ 48,730.50
21	L.F.	117	48" STORM DRAIN CULVERT PIPE	\$ 160.00	\$ 18,720.00	\$ 1,155.00	\$ 135,135.00
22	L.S.	1	REMOVAL OF STRUCTURES AND OBSTRUCTIONS	\$ 80,000.00	\$ 80,000.00	\$ 124,040.57	\$ 124,040.57
23	AC	0.82	TEMPORARY SOIL STABILANT	\$ 320.00	\$ 262.40	\$ 1,449.00	\$ 1,188.18
24	L.F.	523	SILT FENCE	\$ 5.90	\$ 3,085.70	\$ 2.61	\$ 1,365.03
25	L.F.	28	CHECK DAM TYPE II	\$ 33.00	\$ 924.00	\$ 31.33	\$ 877.24
26	EA	8	DROP INLET PROTECTION TYPE I	\$ 80.00	\$ 640.00	\$ 53.44	\$ 427.52
27	L.F.	5,377	MULCH SOCKS	\$ 4.00	\$ 21,508.00	\$ 2.41	\$ 12,958.57
28	L.S.	1	SWPPP PLAN PREPARATION AND MAINTENANCE	\$ 25,000.00	\$ 25,000.00	\$ 4,630.00	\$ 4,630.00
29	S.Y.	15,650	GEOGRID BASE REINFORCEMENT	\$ 3.40	\$ 53,210.00	\$ 3.25	\$ 50,862.50
30	S.Y.	1,550	CONCRETE SIDEWALK 4"	\$ 46.00	\$ 71,300.00	\$ 49.96	\$ 77,438.00
31	S.Y.	40	CONCRETE SIDEWALK 6"	\$ 71.00	\$ 2,840.00	\$ 58.08	\$ 2,323.20
32	S.F.	190	DETECTABLE WARNING SURFACE	\$ 52.00	\$ 9,880.00	\$ 29.40	\$ 5,586.00
33	S.Y.	680	DRIVE PAD 6"	\$ 60.00	\$ 40,800.00	\$ 70.18	\$ 47,722.40
34	S.Y.	685	CONCRETE MEDIAN PAVEMENT 6" (COLORED AND PATTERNED)	\$ 73.00	\$ 50,005.00	\$ 79.30	\$ 54,320.50
35	L.F.	3,230	CONCRETE CURB & GUTTER, TYPE II (6" X 24")	\$ 22.00	\$ 71,060.00	\$ 15.35	\$ 49,580.50
36	L.F.	3,705	CONCRETE CURB & GUTTER, TYPE I (6" X 18")	\$ 21.00	\$ 77,805.00	\$ 14.00	\$ 51,870.00
37	L.F.	920	CONCRETE VALLEY GUTTER (6" X 48")	\$ 46.00	\$ 42,320.00	\$ 22.79	\$ 20,966.80
38	L.F.	60	CONCRETE VALLEY GUTTER (6" X 60")	\$ 61.00	\$ 3,660.00	\$ 29.19	\$ 1,751.40
39	L.F.	460	CONCRETE LAYDOWN CURB & GUTTER, TYPE II (6" X 24")	\$ 23.00	\$ 10,580.00	\$ 11.93	\$ 5,487.80
40	L.F.	75	CONCRETE MOUNTABLE CURB & GUTTER, TYPE II (6" X 24")	\$ 28.00	\$ 2,100.00	\$ 21.04	\$ 1,578.00
41	C.Y.	1	CONCRETE RUNDOWN	\$ 610.00	\$ 610.00	\$ 2,913.74	\$ 2,913.74
42	L.F.	20	PIPE CASING 20"	\$ 350.00	\$ 7,000.00	\$ 136.50	\$ 2,730.00
43	L. S.	1	TRAFFIC CONTROL MANAGEMENT	\$ 40,000.00	\$ 40,000.00	\$ 138,277.96	\$ 138,277.96
44	ALLOW	1	PUBLIC AWARENESS	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
45	L. S.	1	MOBILIZATION	\$ 140,000.00	\$ 140,000.00	\$ 325,000.00	\$ 325,000.00
46	EA	3	CURB DROP INLET TYPE I-B, 0' TO 4'	\$ 6,900.00	\$ 20,700.00	\$ 14,175.00	\$ 42,525.00
47	EA	1	CURB DROP INLET TYPE II-B, 0' TO 4'	\$ 12,000.00	\$ 12,000.00	\$ 15,540.00	\$ 15,540.00
48	EA	1	CURB DROP INLET TYPE I-B, OVER 4'	\$ 9,200.00	\$ 9,200.00	\$ 14,280.00	\$ 14,280.00
49	EA	1	SINGLE BARREL SIDEWALK CULVERT	\$ 4,000.00	\$ 4,000.00	\$ 1,365.00	\$ 1,365.00
50	EA	1	DOUBLE BARREL SIDEWALK CULVERT	\$ 8,000.00	\$ 8,000.00	\$ 2,415.00	\$ 2,415.00
51	AC	0.36	CLASS A SEEDING	\$ 6,000.00	\$ 2,160.00	\$ 19,446.00	\$ 7,000.56
52	EA	1	MANHOLE TYPE C- 4' DIAMETER 0' TO 6' DEPTH	\$ 6,600.00	\$ 6,600.00	\$ 8,610.00	\$ 8,610.00
53	EA	1	MANHOLE TYPE C- 4' DIAMETER OVER 6' TO 10' DEPTH	\$ 6,900.00	\$ 6,900.00	\$ 8,925.00	\$ 8,925.00
54	EA	1	MANHOLE TYPE C- 8' DIAMETER OVER 10' TO 14' DEPTH	\$ 33,000.00	\$ 33,000.00	\$ 45,675.00	\$ 45,675.00
55	EA	7	MANHOLE ADJUSTMENT	\$ 1,000.00	\$ 7,000.00	\$ 1,050.00	\$ 7,350.00
56	ALLOW	1	UTILITY & UNFORESEEN OBSTRUCTION ALLOWANCE	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00
57	EA	6	FIRE HYDRANT	\$ 3,500.00	\$ 21,000.00	\$ 6,090.00	\$ 36,540.00
58	EA	11	EXISTING WATER SERVICE LATERAL RECONNECT	\$ 1,400.00	\$ 15,400.00	\$ 1,890.00	\$ 20,790.00
59	EA	4	12" DUCTILE IRON 11.25 DEG BEND INCL BLOCKING	\$ 1,900.00	\$ 7,600.00	\$ 892.50	\$ 3,570.00
60	EA	1	12" DUCTILE IRON 22.5 DEG BEND INCL BLOCKING	\$ 2,100.00	\$ 2,100.00	\$ 892.50	\$ 892.50

BID TABULATION
Florida Avenue Realignment at First Street
PUBLIC WORKS BID NO. 2016-004
November 29, 2016

ITEM	ESTIMATED QUANTITY		DESCRIPTION	Engineer's Estimate		Mesa Verde Enterprises, Inc. License #2967	
						Unit Price	TOTAL AMOUNT
61	EA	1	12" X 12" X 12" DUCTILE IRON TEE INCL BLOCKING	\$ 3,300.00	\$ 3,300.00	\$ 1,417.50	\$ 1,417.50
62	EA	1	6" X 12" X 12" DUCTILE IRON TEE INCL BLOCKING	\$ 3,500.00	\$ 3,500.00	\$ 1,417.50	\$ 1,417.50
63	EA	3	12" BLIND FLANGE INCL BLOCKING	\$ 500.00	\$ 1,500.00	\$ 1,050.00	\$ 3,150.00
64	L.F.	205	6" WATER LINE 0' - 6' DEPTH	\$ 31.00	\$ 6,355.00	\$ 51.45	\$ 10,547.25
65	L.F.	805	12" WATER LINE 0' - 6' DEPTH	\$ 42.00	\$ 33,810.00	\$ 63.00	\$ 50,715.00
66	EA	6	CAP AND BLOCK EXISTING WATERLINE	\$ 50.00	\$ 300.00	\$ 840.00	\$ 5,040.00
67	EA	3	TIE TO EXISTING 12" WATERLINE	\$ 1,600.00	\$ 4,800.00	\$ 2,467.50	\$ 7,402.50
68	EA	2	12" TAPPING TEE/SLEEVE AND VALVE IN BOX	\$ 3,100.00	\$ 6,200.00	\$ 8,137.50	\$ 16,275.00
69	EA	7	ADJUST VALVE BOX TO GRADE	\$ 540.00	\$ 3,780.00	\$ 630.00	\$ 4,410.00
70	EA	3	ADJUST WATER METER TO GRADE	\$ 600.00	\$ 1,800.00	\$ 315.00	\$ 945.00
71	EA	5	REMOVE AND RELOCATE WATER METER	\$ 750.00	\$ 3,750.00	\$ 1,050.00	\$ 5,250.00
72	EA	3	12" GATE VALVE IN BOX	\$ 3,500.00	\$ 10,500.00	\$ 4,200.00	\$ 12,600.00
73	S.F.	239	PANEL SIGNS	\$ 21.00	\$ 5,019.00	\$ 17.85	\$ 4,266.15
74	L.F.	353	STEEL POST AND BASE POST FOR ALUMINUM PANEL SIGNS	\$ 11.00	\$ 3,883.00	\$ 11.81	\$ 4,168.93
75	L.S.	1	TRAFFIC CONTROL DEVICES FOR CONSTRUCTION	\$ 20,000.00	\$ 20,000.00	\$ 12,173.70	\$ 12,173.70
76	L.F.	1,500	PAINTED PAVEMENT STRIPE 4"	\$ 0.30	\$ 450.00	\$ 3.26	\$ 4,890.00
77	EA	6	PAINTED PAVEMENT HANDICAPPED SYMBOL	\$ 50.00	\$ 300.00	\$ 162.75	\$ 976.50
78	EA	4	PAINTED PAVEMENT THRU ARROW	\$ 35.00	\$ 140.00	\$ 120.75	\$ 483.00
79	L.F.	640	RETROREFLECTORIZED PLASTIC PAVEMENT STRIPE 24"	\$ 14.00	\$ 8,960.00	\$ 8.14	\$ 5,209.60
80	EA	10	RETROREFLECTORIZED PLASTIC RIGHT ARROW	\$ 235.00	\$ 2,350.00	\$ 173.25	\$ 1,732.50
81	EA	12	RETROREFLECTORIZED PLASTIC LEFT ARROW	\$ 235.00	\$ 2,820.00	\$ 173.25	\$ 2,079.00
82	EA	13	RETROREFLECTORIZED PLASTIC WORD (ONLY)	\$ 275.00	\$ 3,575.00	\$ 262.50	\$ 3,412.50
83	EA	2	RETROREFLECTORIZED PLASTIC RIGHT LANE DROP ARROW	\$ 270.00	\$ 540.00	\$ 325.50	\$ 651.00
84	L.F.	13,715	HOT THERMOPLASTIC PAVEMENT MARKINGS 4"	\$ 0.85	\$ 11,657.75	\$ 0.61	\$ 8,366.15
85	L.F.	675	HOT THERMOPLASTIC PAVEMENT MARKINGS 6"	\$ 0.90	\$ 607.50	\$ 0.90	\$ 607.50
86	L.F.	17	HOT THERMOPLASTIC PAVEMENT MARKING YIELD LINE	\$ 385.00	\$ 6,545.00	\$ 20.48	\$ 348.16
87	EA	1	SERVICE RISER (COMBINATION)	\$ 2,000.00	\$ 2,000.00	\$ 1,416.45	\$ 1,416.45
88	EA	1	METER PEDESTAL (COMBINATION)	\$ 5,000.00	\$ 5,000.00	\$ 9,963.45	\$ 9,963.45
89	L.S.	1	POWER SERVICE INSTALLATION (SIGNALIZATION)	\$ 7,500.00	\$ 7,500.00	\$ 7,875.00	\$ 7,875.00
90	L.S.	1	POWER SERVICE INSTALLATION (LIGHTING)	\$ 20,000.00	\$ 20,000.00	\$ 7,875.00	\$ 7,875.00
91	L.S.	1	LIGHTING CONTROL CABINET - TWO CIRCUIT	\$ 4,000.00	\$ 4,000.00	\$ 5,463.15	\$ 5,463.15
92	EA	1	TYPE I STANDARD, 10'	\$ 900.00	\$ 900.00	\$ 871.50	\$ 871.50
93	EA	5	TYPE I STANDARD, 15'	\$ 1,100.00	\$ 5,500.00	\$ 989.10	\$ 4,945.50
94	EA	3	TYPE III STANDARD, 35' ARM	\$ 10,000.00	\$ 30,000.00	\$ 16,016.70	\$ 48,050.10
95	EA	1	TYPE III STANDARD, 40' ARM	\$ 12,000.00	\$ 12,000.00	\$ 19,730.55	\$ 19,730.55
96	L.F.	3,700	RIGID ELECTRICAL CONDUIT 2" (DIA.)	\$ 5.00	\$ 18,500.00	\$ 8.03	\$ 29,711.00
97	L.F.	850	RIGID ELECTRICAL CONDUIT 3" (DIA.)	\$ 10.00	\$ 8,500.00	\$ 10.25	\$ 8,712.50
98	EA	13	ELECTRICAL PULL BOX (STANDARD)	\$ 500.00	\$ 6,500.00	\$ 465.15	\$ 6,046.95
99	EA	9	ELECTRICAL PULL BOX (LARGE)	\$ 575.00	\$ 5,175.00	\$ 540.75	\$ 4,866.75
100	L.F.	1,190	MULTI CONDUCTOR CABLE 5	\$ 1.25	\$ 1,487.50	\$ 1.41	\$ 1,677.90
101	L.F.	530	MULTI CONDUCTOR CABLE 7	\$ 1.75	\$ 927.50	\$ 1.65	\$ 874.50
102	L.F.	1,280	MULTI CONDUCTOR CABLE 20	\$ 4.00	\$ 5,120.00	\$ 3.28	\$ 4,198.40
103	L.F.	110	SINGLE CONDUCTOR 2	\$ 2.00	\$ 220.00	\$ 1.82	\$ 200.20
104	L.F.	1,270	SINGLE CONDUCTOR 8	\$ 1.25	\$ 1,587.50	\$ 1.18	\$ 1,498.60
105	L.F.	1,300	SINGLE CONDUCTOR 10	\$ 1.25	\$ 1,625.00	\$ 0.59	\$ 767.00
106	EA	7	3 SECTION TRAFFIC SIGNAL ASSEMBLY (LED)	\$ 500.00	\$ 3,500.00	\$ 621.60	\$ 4,351.20
107	EA	11	5 SECTION TRAFFIC SIGNAL ASSEMBLY (LED)	\$ 800.00	\$ 8,800.00	\$ 896.70	\$ 9,863.70
108	EA	8	PEDESTRIAN COUNTDOWN SIGNAL (LED)	\$ 500.00	\$ 4,000.00	\$ 534.45	\$ 4,275.60
109	EA	7	3 SECTION BACKPLATE	\$ 85.00	\$ 595.00	\$ 101.85	\$ 712.95
110	EA	11	5 SECTION BACKPLATE	\$ 200.00	\$ 2,200.00	\$ 121.80	\$ 1,339.80

BID TABULATION
Florida Avenue Realignment at First Street
PUBLIC WORKS BID NO. 2016-004
November 29, 2016

ITEM	ESTIMATED QUANTITY		DESCRIPTION	Engineer's Estimate		Mesa Verde Enterprises, Inc. License #2967	
						Unit Price	TOTAL AMOUNT
111	EA	8	PEDESTRIAN SOUND UNIT	\$ 1,250.00	\$ 10,000.00	\$ 574.35	\$ 4,594.80
112	EA	2	PHASE SELECTOR MODULE	\$ 5,000.00	\$ 10,000.00	\$ 3,823.05	\$ 7,646.10
113	EA	4	OPTICAL DETECTOR 1 DIRECTION, 1 CHANNEL	\$ 600.00	\$ 2,400.00	\$ 672.00	\$ 2,688.00
114	L.F.	1,040	OPTICAL DETECTOR CABLE	\$ 1.25	\$ 1,300.00	\$ 1.62	\$ 1,684.80
115	EA	4	OPTICAL EMITTER	\$ 1,500.00	\$ 6,000.00	\$ 1,454.25	\$ 5,817.00
116	L.F.	1,060	VIDEO CABLE	\$ 4.00	\$ 4,240.00	\$ 2.86	\$ 3,031.60
117	EA	4	VIDEO CAMERA	\$ 6,500.00	\$ 26,000.00	\$ 6,337.80	\$ 25,351.20
118	EA	1	TRAFFIC ACTUATED CONTROLLER	\$ 7,500.00	\$ 7,500.00	\$ 4,342.80	\$ 4,342.80
119	EA	1	8 PHASE DOUBLE RING CONTROLLER CABINET	\$ 25,000.00	\$ 25,000.00	\$ 25,163.25	\$ 25,163.25
120	EA	4	LED ROADWAY LUMINAIRE	\$ 1,500.00	\$ 6,000.00	\$ 1,181.25	\$ 4,725.00
121	L.F.	893	REMOVAL OF PAVEMENT STRIPE	\$ 1.00	\$ 893.00	\$ 5.25	\$ 4,688.25
122	L.S.	1	CONSTRUCTION STAKING BY THE CONTRACTOR	\$ 40,000.00	\$ 40,000.00	\$ 24,825.00	\$ 24,825.00
123	EA	3	6" TAPPING TEE/SLEEVE AND VALVE IN BOX	\$ 2,100.00	\$ 6,300.00	\$ 4,830.00	\$ 14,490.00
124	L.S.	1	DEMOLITION (200 S FLORIDA AVE)	\$ 185,000.00	\$ 185,000.00	\$ 58,024.80	\$ 58,024.80
BASE BID SUBTOTAL				\$2,908,139.85		\$2,945,203.65	
NMGRT (8.0%)				\$232,651.19		\$ 235,616.29	
TOTAL BASE BID				\$3,140,791.04		\$ 3,180,819.94	

ADDITIVE ALTERNATE NO. 1 - BUILDING DEMOLITION

125	L.S.	1	DEMOLITION (800 1ST STREET)	\$ 40,000.00	\$ 40,000.00	\$ 14,788.89	\$ 14,788.89
126	L.S.	1	DEMOLITION (801 1ST STREET)	\$ 33,000.00	\$ 33,000.00	\$ 10,729.68	\$ 10,729.68
127	L.S.	1	DEMOLITION (800 MIAMI STREET)	\$ 17,000.00	\$ 17,000.00	\$ 5,240.63	\$ 5,240.63
ADDITIVE ALTERNATE NO. 1 SUBTOTAL				\$90,000.00		\$30,759.20	
NMGRT (8.0%)				\$7,200.00		\$ 2,460.74	
TOTAL ADDITIVE ALTERNATE NO. 1				\$97,200.00		\$ 33,219.94	

BASE BID PLUS ADDITIVE ALTERNATE NO. 1	\$2,998,139.85	\$2,975,962.85
NMGRT (8.0%)	\$239,851.19	\$ 238,077.03
TOTAL BASE BID PLUS ADDITIVE ALTERNATE NO. 1	\$3,237,991.04	\$ 3,214,039.88
		Mesa Verde Enterprises, Inc. License #2967

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/15/2016

Report No: 7.

Submitted By: Veronica Ortega

Subject: Consider, and act upon, the award of RFQ 2016-07 Airport Engineering Services, White Sands Regional Airport to Armstrong Consultants. (*Veronica Ortega, Community Services Director*)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve award of RFQ 2016-07 to Armstrong Consultants.

Background:

This Service involves engineering and design of various projects at the Alamogordo-White Sands Regional Airport. The consultant firm's fees will be paid as a part of any project they do for the airport through grants either from the FAA or the State Aviation Division. If an FAA grant, the City would have to pay 5% of the overall amount of the grant which translates as 5% of the fee for the consultant firm. If asked to do anything for the city, the consultant firm will provide a cost proposal for what is requested. The proposal will be reviewed by the FAA and the State Aviation Division and if the amount of the proposal and scope of work meet the FAA and State criteria, including costs, they will advise accepting the proposal and they agree to pay the 95% (90% from FAA and 5% from State). The consultant firm's proposal cost then becomes a part of the funding that would be requested through the grant process.

RFQ was advertised on September 18th 2016. Six (6) responsive proposals were received on October 14, 2016. Second Interviews were held on December 1, 2016 for the top three responses. Delta Airport Consultants, Armstrong Consultants and Molzen Corbin.

As a result of the evaluation process, Armstrong Consultants was selected for award. The composite sheets are attached.

Proposals can be viewed at City Clerks Office

CITY OF ALAMOGORDO
COMPOSITE SCORE SHEET
Airport Engineering Services
September 18, 2016
RFQ NO. 2016-07

Factor	Available Points per Vendor	4 Committee Members	Molsen Corbin	Delta Airport Consultant	Armstrong Consultants	Bohannon Huston	Parkhill Smith Cooper	KSA Engineers
1	40	Recent Experience in airport planning & development projects	36	34	36	35	34	28
2	40	Capability to perform all aspects of project	36	38	36	33	31	30
3	40	Reputation	34	30	32	36	32	27
4	40	Ability to meet schedules within budget	35	35	32	36	32	35
5	60	Quality of previous airport project undertaken	39	43	40	35	32	33
6	40	Familiarity with Sponsor and project location	38	40	34	36	34	28
7	60	Understanding the airport And proposed projects	55	52	55	51	42	46
8	40	Understanding the Sponsor's special concerns	37	36	35	35	33	28
9	40	Understanding the Sponsor's special concerns	39	38	36	36	39	35
Total Available	400	Accumulated Score	349	346	336	333	309	290
Total Rank			1	2	3	4	5	6

CITY OF ALAMOGORDO
COMPOSITE SCORE SHEET
SECOND INTERVIEWS
AIRPORT ENGINEERING SERVICES, WHITE SANDS REGIONAL AIRPORT
December 1, 2016
RFQ 2016-07

Factor	Available Points per Candidate	4 Committee Members	Armstrong Consultants	Molzen Corbin	Delta Airport Consultants
1	100	Capability to perform all aspects of project	96	95	81
2	100	Magnitude of complexity of completed projects	95	92	84
3	100	Successes with acquiring FAA grant funding	93	94	87
4	100	Developmental needs of this airport from consultant's perspective	93	93	79
Total Available	400	Accumulated Score	377	374	331
Total Rank			1	2	3

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/13/2016

Report No: 8.

Submitted By: Kathy Gilsdorf

Subject: Consider, and act upon, the approval of Resolution No. 2016-45 requesting written approval from the Local Government Division of the Department of Finance & Administration, State of New Mexico for the revised budget figures computed as of December 20, 2016. (*Kathy Gilsdorf, Budget Analyst*) **(Roll Call Vote required)**

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Beginning Cash Balances \$0

Revenues (\$665,821) Decrease

Expenditures \$853,254 Increase

Transfers In/Out \$0

Net Impact (\$1,519,075) Decrease

Recommendation: Approve Resolution 2016-45 **(Roll Call vote required)**

Background: The City Commission adopted the Fiscal Year budget on May 24, 2016. The Department of Finance & Administration granted written approval of the City of Alamogordo's Fiscal Year 2016-2017 Final Budget on August 26, 2016. Resolution 2016-45 amends the Budget to reflect a more true and accurate projection of the actual revenues and expenditures. A summary and explanation of revisions are attached for your review.

RESOLUTION NO. 2016-45

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 2016-2017.

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, written approval to the City of Alamogordo, New Mexico's annual budget on August 26, 2016, for fiscal year 2016-2017; and

WHEREAS, the City of Alamogordo, New Mexico, has tabulated on the following pages the additional resources and expenditures for fiscal year 2016-2017.

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 2016-2017 be and hereby is revised as of December 20, 2016 to reflect a more true and accurate projection of the actual revenues and expenditures for fiscal year 2016-2017 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 20, 2016 as a more true and accurate projection of the actual revenues and expenditures for fiscal year 2016-2017.

PASSED, APPROVED AND ADOPTED by the Governing Body of the City of Alamogordo, New Mexico, at a Regular Meeting held this 20th day of December 2016.

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

By: _____
Richard A. Boss, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Lauren Truitt, City Attorney

ALL FUNDS SUMMARY
BUDGET 2016-2017

1/12TH REQ RSRV
1,401,257
Fund Reserve Policy
487,127
Bal. Remaining
3,853,499

FY17 BUDGET - RESOLUTION 2016-45 (#4) December 20, 2016

FUND NO.	FY 2016-2017 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	8,647,206	17,624,668	1,208,987	4,870,262	(3,661,275)	16,830,080	5,780,519	1,888,384	3,892,136
	Revision #1	0	(29,182)	0	0	0	0	(29,182)		
	Revision #2	0	0	0	5,355	(5,355)	0	(5,355)		
	Revision #3	0	0	0	4,100	(4,100)	0	(4,100)		
	Revision #14	0	0	0	15,000	(15,000)	(15,000)	0		
	Total Revised Fund 11	8,647,206	17,595,486	1,208,987	4,894,717	(3,685,730)	16,815,080	5,741,882	1,888,384	3,853,499
12	INTERNAL SERVICE FUND	365,931	0	0	365,931	(365,931)	0	(0)		(\$0)
15	CORRECTIONS-JAIL	12,557	109,394	63,300	0	63,300	180,251	5,000		\$5,000
16	LODGER'S TAX-PROMOTIONAL FUND	133,841	224,639	0	0	0	346,530	11,950		\$11,950
17	POLICE COURT BOND	6,338	0	0	0	0	0	6,338		\$6,338
19	COURT AUTOMATION FUND	30,746	81,014	0	0	0	80,883	30,877		\$30,877
20	LODGER'S TAX-CITY	218,324	381,627	220,000	1,720	218,280	714,446	103,785		\$103,785
	Revision #11	0	0	0	0	0	(20,558)	20,558		\$20,558
	Total Revised Fund 20	218,324	381,627	220,000	1,720	218,280	693,888	124,343		124,343
21	D.A.R.E. DONATIONS FUND	15,868	5,409	0	0	0	15,601	5,676		\$5,676
22	DESIGNATED GIFT FUND	26,880	950	0	0	0	20,752	7,078		\$7,078
24	GRANT CAPITAL IMPROVEMENT	0	771,282	0	0	0	769,698	1,584		\$1,584
	Revision #12	0	5,000	0	0	0	5,000	0		\$0
	Total Revised Fund 24	0	776,282	0	0	0	774,698	1,584		1,584
27	MUNICIPAL COURT OPERATIONS	0	8,500	403,332	0	403,332	408,927	2,905		\$2,905
28	POLICE CONTINGENCY	50,292	8,487	0	0	0	14,960	43,819		\$43,819
31	CEMETERY-PERPETUAL CARE	786,285	21,880	0	0	0	0	808,165		\$808,165
32	COMMUNITY SERVICES	3,275	853,019	3,544,528	15,480	3,529,048	4,380,342	5,000		\$5,000
	Revision #2	0	0	5,355	0	5,355	5,355	0		\$0
	Revision #3	0	0	4,100	0	4,100	4,100	0		\$0
	Revision #4	0	(250)	0	0	0	(250)	0		\$0
	Revision #14	0	0	15,000	0	15,000	15,000	0		\$0
	Revision #17	0	1,733	0	0	0	1,733	0		\$0
	Total Revised Fund 32	3,275	854,502	3,568,983	15,480	3,553,503	4,406,280	5,000		5,000
33	FIRE PROTECTION	397,398	606,364	0	0	0	785,106	218,656	47,056	\$171,600
36	LAW ENFORCEMENT FUND	6,743	115,440	0	0	0	119,919	2,264		\$2,264
37	STATE HIGHWAY FUND	109,640	39,195	0	0	0	31,564	117,271		\$117,271
38	TRAFFIC SAFETY FUND	52,991	30,451	0	0	0	30,000	53,442		\$53,442
39	STATE JUDICIAL	3,253	75,500	0	0	0	75,500	3,253		\$3,253
40	AIRPORT IMPROVEMENT PROJECTS	0	655,560	216,159	0	216,159	864,271	7,448		\$7,448
42	1984 GROSS RECEIPTS TAX	3,463,672	1,634,314	0	4,275,176	(4,275,176)	0	822,810	217,173	\$605,637
44	TRANSPORTATION FUND	301,293	3,873,914	1,649,604	17,200	1,632,404	5,806,423	1,188		\$1,188
	Revision #5	0	(800,000)	800,000	0	800,000	0	0		\$0
	Revision #6	0	153,378	0	0	0	0	153,378		\$153,378
	Revision #10	0	0	300,000	0	300,000	300,000	0		\$0
	Total Revised Fund 44	301,293	3,227,292	2,749,604	17,200	2,732,404	6,106,423	154,566		154,566
48	NEW MEXICO C.D.B.G.	90,276	1,000,000	260,732	0	260,732	1,290,275	60,733		\$60,733
49	1986 GROSS RECEIPTS TAX	9,337,698	1,705,083	0	7,496,444	(7,496,444)	1,084,548	2,461,789	268,113	\$2,193,676
50	PROPERTY ACQUISITION	55,975	2,015	65,000	0	65,000	116,221	6,769		\$6,769
	Revision #7	0	0	20,000	0	20,000	20,000	0		\$0
	Total Revised Fund 50	55,975	2,015	85,000	0	85,000	136,221	6,769		6,769
53	GENERAL OBLIGATION	763,600	1,067,809	0	0	0	1,004,968	826,441		\$826,441
54	REVERSE OSMOSIS PROJECT RSV	16,538	5,684,900	5,447,185	0	5,447,185	11,128,739	19,884		\$19,884
56	99 GRT FLOOD CONTROL BOND PROJ	411,157	2,541,194	3,634,564	0	3,634,564	3,825,040	2,761,875		\$2,761,875
	Revision #5	0	0	(800,000)	0	(800,000)	0	(800,000)		(\$800,000)
	Revision #10	0	0	(300,000)	0	(300,000)	0	(300,000)		(\$300,000)
	Total Revised Fund 56	411,157	2,541,194	2,534,564	0	2,534,564	3,825,040	1,661,875		1,661,875
59	REVENUE BOND P & I FUND	7,818	10,224,524	2,616,515	0	2,616,515	12,848,857	(0)		(\$0)
61	MUNICIPAL INFRASTRUCTURE .0625%	653,987	406,391	0	1,056,257	(1,056,257)	0	4,121		\$4,121
	Revision #10	0	0	0	0	0	0	0		\$0

	Total Revised Fund 61	653,987	406,391	0	1,056,257	(1,056,257)	0	4,121	4,121
63	COMMUNITY DEVELOPMENT	0	74,800	464,998	0	464,998	523,512	16,286	\$16,286
65	INSPECTIONS	0	0	0	0	0	0	0	\$0
69	1994 GROSS RECEIPTS	1,872,234	1,624,065	0	2,491,155	(2,491,155)	0	1,005,144	\$435,914
	Revision #7	0	0	0	20,000	(20,000)	0	(20,000)	(\$20,000)
	Total Revised Fund 69	1,872,234	1,624,065	0	2,511,155	(2,511,155)	0	985,144	569,230
71	ALAMO SENIOR CENTER	19,479	741,698	449,142	0	449,142	1,205,319	5,000	\$5,000
74	ALAMO SENIOR CENTER GIFT	98,508	21,159	0	0	0	68,529	51,138	\$51,138
75	RETIRED & SENIOR VOL. PROGRAM	6,104	244,475	32,683	0	32,683	278,262	5,000	\$5,000
	Revision #13	0	3,500	0	0	0	3,500	0	\$0
	Total Revised Fund 81	6,104	247,975	32,683	0	32,683	281,762	5,000	0
81	WATER/SEWER OPERATING	9,747,968	14,311,209	4,095,595	1,791,837	2,303,758	22,798,425	3,564,510	\$2,575,737
	Revision #8	0	0	0	0	0	300,000	(300,000)	(\$300,000)
	Revision #16	0	0	0	0	0	3,634	(3,634)	(\$3,634)
	Total Revised Fund 81	9,747,968	14,311,209	4,095,595	1,791,837	2,303,758	23,102,059	3,260,876	988,773
82	98 JT WATER/SEWER BOND P&I	1,595,071	3,188,429	1,961,081	0	1,961,081	5,148,479	1,596,102	\$1,545,100
86	SOLID WASTE COLLECTION SYS.	391,541	2,033,746	110,000	99,413	10,587	2,041,099	394,775	\$74,482
88	BONITO CAMPGROUND	3,357,870	74,000	0	2,980,414	(2,980,414)	74,000	377,456	\$377,456
89	ESGRT .0625%	1,692,801	669,781	0	125,000	(125,000)	369,266	1,868,316	\$1,638,136
90	GOLF COURSE	115,033	1,443,627	143,834	1,720	142,114	1,680,248	20,526	\$20,526
91	AIRPORT	201,984	267,470	79,711	0	79,711	449,257	99,908	\$64,050
94	OTERO GREENTREE REG LANDFILL	4,548,076	1,004,974	0	1,720	(1,720)	2,794,803	2,756,527	\$1,198,225
	Revision #9	0	0	0	0	0	210,000	(210,000)	(\$210,000)
	Total Revised Fund 94	4,548,076	1,004,974	0	1,720	(1,720)	3,004,803	2,546,527	988,225
96	SELF-INSURED FUND	768,892	202,232	0	0	0	203,692	767,432	\$767,432
98	PAYROLL CLEARING	193,597	0	0	0	0	0	193,597	\$193,597
104	UTILITY DEPOSITS	739,804	0	0	0	0	0	739,804	\$739,804
105	ECONOMIC DEVELOPMENT	6,214,563	873,155	0	0	0	1,377,828	5,709,890	\$5,709,890
107	SELF INSURED/LIABILITY	517,613	5,349	140,640	0	140,640	190,000	473,602	\$473,602
109	2004 GRT CAPITAL OUTLAY	10,458,110	3,274,154	0	1,217,861	(1,217,861)	11,060,791	1,453,612	\$894,251
113	2009 G.O. BOND ACQ FUND	105,113	0	0	0	0	97,340	7,773	\$7,773
114	SIDEWALKS REVOLVING LOANS	133,232	1,572	0	0	0	31,900	102,904	\$102,904
115	CORP ESCROW ACCOUNT RESV	0	0	0	0	0	0	0	\$0
116	REG WATER SUPPLY TRANS LN	2,886	0	0	0	0	0	2,886	\$2,886
117	2011 JT W/S REF/IMP REVBD	17,053	0	0	0	0	10,000	7,053	\$7,053
118	2011 NMFA ST GRT STREET #15	0	0	0	0	0	0	0	\$0
119	2012 GRT REF/IMP REVBD	1,452,277	2,125,845	0	0	0	3,449,000	129,122	\$129,122
121	2015 GO BONDS-FUN CENTER	5,982,109	61,800	0	0	0	5,946,370	97,539	\$97,539
	Revision #15	0	0	0	0	0	20,740	(20,740)	(\$20,740)
	Total Revised Fund 121	5,982,109	61,800	0	0	0	5,967,110	76,799	0
122	2015 GO BONDS-STREETS	3,397,224	15,000	0	0	0	3,300,844	111,380	\$111,380
901	HOUSING LOW RENT OPERATING	986,190	791,468	0	0	0	969,652	808,006	\$197,289
903	HOUSING HOMEOWNERSHIP OPER	679,898	48,203	0	0	0	272,471	455,630	\$450,291
904	HOUSING CAPITAL FUND PROJECTS	0	1,036,695	0	0	0	1,036,695	0	\$0
TOTALS FY2017		81,264,815	83,222,608	26,852,045	26,852,045	0	129,004,937	35,482,486	13,435,139
									36,660,471

Prior Resolution	81,264,815	83,888,429	26,807,590	26,807,590	0	128,151,683	37,001,561
#4 Adjustments to Resolution 2016-45	0	(665,821)	44,455	44,455	0	853,254	(1,519,075)

Resolution #4 2016-45 December 20, 2016

RECURRING/ NON- RECURRING	FUND NO.	LINE ITEM NO.	LINE ITEM DESCRIPTION	ORIGINAL BUDGET AMOUNT	INCREASE (DECREASE)	REVISED BUDGET AMOUNT
<u>REVISION #1</u>						
Budget revision is requested to decrease revenues for the School Resource Contract. The City no longer has a contract with NMSU-A for services.						
Non-Recurring	11	GENERAL FUND <i>Revenues</i>				
		011-0000-314.13-56	School Resrc Contracts	29,182	(29,182)	0

REVISION #2

Budget revision is requested to increase expenditures to budget for the expenditures for the UPRR Grant missed in the FY16 to FY17 carry-overs.

Non-Recurring	11	GENERAL FUND <i>Transfers Out</i>				
		011-0000-491.18-32	Transfer to (32) Comm Services	3,444,528	5,355	3,449,883
	32	COMMUNITY SERVICES <i>Transfers In</i>				
	CS1502	032-0000-391.19-11	Transfers Fr (11) General Fund	3,444,528	5,355	3,449,883
Non-Recurring		<i>Expenditures</i>				
	CS1502	032-6206-410.44-80	Parks Maintenance	0	5,355	5,355

REVISION #3

Budget revision is requested to increase expenditures to cover the new required Rabies and Hepatitis B inoculations for the Zoo Staff.

	11	GENERAL FUND <i>Transfers Out</i>				
Recurring		011-0000-491.18-32	Transfer to (32) Comm Services	3,449,883	4,100	3,453,983
	32	COMMUNITY SERVICES <i>Transfers In</i>				
		032-0000-391.19-11	Transfers Fr (11) General Fund	3,449,883	4,100	3,453,983
		<i>Expenditures</i>				
		032-6306-452.31-50	Safety Supplies	3,320	4,100	7,420

REVISION #4

Budget revision is requested to adjust revenue and expenditures for the Otero County Grant to the correct amount awarded to the Library and attach the funds to a project.

	32	COMMUNITY SERVICES <i>Revenues</i>				
Non-Recurring		032-7101-316.15-30	Other County Library JPA	25,000	(250)	24,750
	L11704	032-7101-316.15-30	Other County Library JPA	0	24,750	24,750
		032-7101-316.15-30	Other County Library JPA	0	(24,750)	(24,750)
			Total Revenue	25,000	(250)	24,750
		<i>Expenditures</i>				
		032-7101-455.32-05	Books, Periodicals, Audios	174,452	(250)	174,202
	L11704	032-7101-455.32-05	Books, Periodicals, Audios	0	24,750	24,750
		032-7101-455.32-05	Books, Periodicals, Audios	0	(24,750)	(24,750)
			Total Expenditures	174,452	(250)	174,202

RECURRING/ NON- RECURRING	FUND NO.	LINE ITEM NO.	LINE ITEM DESCRIPTION	ORIGINAL BUDGET AMOUNT	INCREASE (DECREASE)	REVISED BUDGET AMOUNT
REVISION #5						
Budget revision is requested to decrease revenue due to the revenue was double budgeted for the Griggs Basin Federal Grant. The Department did a budget revision to add the Grant when awarded and also has pre-budgeted the grant during budget entry. The revision corrects the budget and moves the funds not needed from Fund 56 Flood Control to Transportation to balance the fund.						
	42	1984 GROSS RECEIPTS				
		<i>Transfers Out</i>				
		042-0000-491.18-44	Transfer to (44) Transp	1,382,005	800,000	2,182,005
		042-0000-491.18-56	Transfer to (56) Flood Ctrl	2,484,584	(800,000)	1,684,584
		Total Transfers Out		3,866,589	0	3,866,589
	44	TRANSPORTATION				
		<i>Transfers In</i>				
Non-Recurring		044-0000-391.19-42	Transfer Fr (42) 84 GRT	1,382,005	800,000	2,182,005
		<i>Revenues</i>				
		044-0000-317.16-73	Federal Grant	1,769,343	(800,000)	969,343
	56	99 GRT FLOOD CONTROL BOND				
		<i>Transfers In</i>				
	EN0226	056-0000-391.19-42	Transfer Fr (42) 84 GRT	2,484,584	(800,000)	1,684,584
REVISION #6						
Budget revision is requested to increase revenue for the FEMA Grant 4197 additional funds awarded. The expenditure lines will be adjusted at the end of the project and FEMA pays actual quantities. The expenditures should remain as is until project costs have been reconciled.						
	44	TRANSPORTATION				
		<i>Revenues</i>				
Non-Recurring	EN1602	044-0000-317.16-13	State Grant	39,572	21,911	61,483
	EN1602	044-0000-317.16-73	Federal Grant	169,343	131,467	300,810
		Total Revenues		208,915	153,378	362,293
REVISION #7						
Budget revision is requested to increase expenditures for the Old Bowling Alley additional asbestos found during demolition.						
	50	PROPERTY ACQUISITION				
		<i>Transfers In</i>				
	EN1702	050-0000-391.19-69	Transfer fry (69) 94 GRT	50,000	20,000	70,000
		<i>Expenditures</i>				
Non-Recurring	EN1702	050-0000-419.57-34	Contract Services	50,000	20,000	70,000
	69	1994 GROSS RECEIPTS				
		<i>Transfers Out</i>				
		069-0000-491.18-50	Transfer to (50) Property Act	50,000	20,000	70,000
REVISION #8						
Budget revision is requested to increase expenditures for the SMP 2016 project bid results received 10/25/16. The funds are requested from Fund Balance.						
	81	WATER/SEWER OPERATING				
		<i>Expenditures</i>				
	EN1608	081-9303-465.67-70	Water Line improvements	800,000	300,000	1,100,000
REVISION #9						
Budget revision is requested to increase expenditures to replace the funds moved from PW1405 (Cell 5 Development) for the purchase of the CAT 826K Compactor. Funds are requested From Fund Balance.						
	94	OTERO/GREENTREE LANDFILL				
		<i>Expenditures</i>				
Non-Recurring	PW1405	094-0903-990.61-90	Cell Development	845,852	210,000	1,055,852

RECURRING/ NON- RECURRING	FUND NO.	LINE ITEM NO.	LINE ITEM DESCRIPTION	ORIGINAL BUDGET AMOUNT	INCREASE (DECREASE)	REVISED BUDGET AMOUNT
REVISION #10						
Budget revision is requested to increase expenditures for the Abbot Ditch Project (EN1601) based on the latest engineer estimates.						
	44	TRANSPORTATION				
		<i>Transfers In</i>				
Non-Recurring	EN1601	044-0000-391.19-61	Transfer Fr (61) GRT In	0	300,000	300,000
		<i>Expenditures</i>				
	EN1601	044-9499-990.65-52	Drainage Project	764,220	300,000	1,064,220
	56	99 GRT FLOOD CONTROL BOND				
		<i>Transfers In</i>				
		056-0000-391.19-61	Transfer Fr (61) GRT In	300,000	(300,000)	0
	61	MUNICIPAL INFRASTRUCTURE .0625%				
		<i>Transfers Out</i>				
		061-0000-491.18-56	Transfer to (56) 99 Flood	300,000	(300,000)	0
		061-0000-491.18-44	Transfer to (44) Transportation	0	300,000	300,000
			Total Transfers Out	300,000	0	300,000

REVISION #11

Budget revision is requested to decrease expenditures to close the completed project for the Washington Park Walking Path (CS1501).

Non-Recurring	20	LODGER'S TAX - CITY				
		<i>Expenditures</i>				
	CS1501	020-0006-454.65-50	Bike Walking Path	20,558	(20,558)	0

REVISION #12

Budget revision is requested to increase revenue and expenditures for the Aftermath Grant/donation for a K9 unit. The grant amount is \$5,000.

Non-Recurring	24	GRANT CAPITAL IMPROVEMENT				
		<i>Revenues</i>				
	APDK92	024-0000-317.16-59	Other Grants	0	5,000	5,000
		<i>Expenditures</i>				
	APDK92	024-0000-419.31-31	Supplies/Equipment	0	5,000	5,000

REVISION #13

Budget revision is requested to increase revenue and expenditures for the additional funds received for the RSVP Federal Grant. The funds will be used for computers and volunteer training and travel.

Non-Recurring	75	RETIRED SENIOR VOLUNTEER PROGRAM				
		<i>Revenues</i>				
		075-0000-317.16-39	RSVP Fed Grant NCSS	42,914	3,500	46,414
		<i>Expenditures</i>				
Non-Recurring		075-8201-445.57-53	Volunteer Travel	39,196	1,500	40,696
		075-8201-445.60-22	Computer Hardware	0	2,000	2,000
			Total Expenditures	39,196	3,500	42,696

REVISION #14

Budget revision is requested to reallocate Park Security from the General Fund to the Parks Department. The Staff has taken over the security of the parks.

Non-Recurring	11	GENERAL FUND				
		<i>Transfers Out</i>				
		011-0000-491.18-32	Trans to (32) Comm Serv	3,444,428	15,000	3,459,428
		<i>Expenditures</i>				
Non-Recurring		011-2400-419.57-34	Contract Services	187,289	(15,000)	172,289

RECURRING/ NON- RECURRING	FUND NO.	LINE ITEM NO.	LINE ITEM DESCRIPTION	ORIGINAL BUDGET AMOUNT	INCREASE (DECREASE)	REVISED BUDGET AMOUNT
Non-Recurring	32	COMMUNITY SERVICES				
		<i>Transfers In</i>				
		032-0000-391.19-11	Trans fry (11) General Fund	3,444,428	15,000	3,459,428
		<i>Expenditures</i>				
Non-Recurring		032-6206-410.20-04	Overtime	5,125	15,000	20,125

REVISION #15

Budget revision is requested to increase expenditures for the Family Entertainment Project due to scope modification discussions to date.

	121	2014A GO BONDS-FUN CENTER				
		<i>Expenditures</i>				
Non-Recurring	PW1513	121-6199-990.60-01	Capital Outlay	5,946,370	20,740	5,967,110

REVISION #16

Budget revision is requested to reallocate Bonito projects. The revision closes EM1301 (Bonito Fire Emergency) and EM1302 (Bonito Water Emergency and moves the funds to PW1605 (DR4199 - Bonito Lake). Additional funds are needed from fund balance.

	81	WATER/SEWER OPERATING				
		<i>Expenditures</i>				
Non-Recurring	EM1301	081-0008-461.59-03	Emergency Disaster Relief	3,879	(3,879)	0
	EM1302	081-0008-461.60-79	Bonito Lake Restoration	39,694	(31,728)	7,966
	PW1605	081-0008-461.60-79	Bonito Lake Restoration	600,006	39,241	639,247
			Total Expenditures	643,579	3,634	647,213

REVISION #17

Budget revision is requested to increase revenue and expenditures for the additional state funds received from State Library in Aid.

	32	COMMUNITY SERVICES				
		<i>Revenues</i>				
Non-Recurring	LI1702	032-1701-317.16-01	State Library Aid	6,000	1,733	7,733
		<i>Expenditures</i>				
Non-Recurring	LI1702	032-7101-455.32-05	Books, Periodicals, Audios	6,000	1,733	7,733

REVENUES ON RESOLUTION

ITEM #	AMOUNT	TYPE
1	(29,182)	School Resource Contract ended
4	(250)	Adjust Otero County Grant
5	(800,000)	Grant double budgeted
6	153,378	FEMA Grant increase
12	5,000	Aftermath Grant/K9
13	3,500	Additional Grant Funds for RSVP
17	1,733	Additional Grant Funds Library
	<u>(665,821)</u>	

EXPENDITURES ON RESOLUTION

ITEM #	AMOUNT	TYPE
2	5,355	UPRR Grant missed in Carryovers
3	4,100	Rabies & Hepatitis B shots for Zoo Personnel
4	(250)	Adjust Otero County Grant
7	20,000	Bowling Alley asbestos removal
8	300,000	Project for SMP2016 Increased
9	210,000	Replace funds for CAT 826K Compactor Landfill
10	300,000	Abbot Ditch project increase
11	(20,558)	Close project
12	5,000	Aftermath Grant/K9
13	3,500	Additional Grant Funds for RSVP
14	(15,000)	Park Security Overtime
14	15,000	Park Security Overtime
15	20,740	Increase in Family Entertainment Project Funds
16	3,634	Increase in Bonito Restoration Project
17	1,733	Additional Grant Funds for Library
	<u>853,254</u>	

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/15/2016

Report No: 9.

Submitted By: Veronica Ortega

Subject: Consider, and act upon, the Grant Award from the State Library for services for County residents.
(*Veronica Ortega, Community Services Director*)

Fiscal Impact:

Amount Budgeted: \$6,000.00

Fund: 032-7101-317-1601

Additional Fiscal Impact: \$1,733.00

Recommendation: Approve the Grant.

Background: The State Library has awarded the Alamogordo Public Library additional funds in the amount of \$1,733. This money will be used to purchase books, periodicals and audios.

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/2/2016

Report No: 10.

Submitted By: Larry Garner

Subject: Consider, and act upon, Resolution No. 2016-42 donating the older MCC5500 radio console equipment to Otero County. *(Larry Garner, Facility Maintenance Manager)*

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve Resolution

Background:

The Alamogordo Department of Public Safety recently replaced the MC5500 radio console in the dispatch center to the newer MCC7100 radio console equipment. The older equipment was failing and extremely difficult to find replacement parts because of its age. The MCC5500 Console equipment consisted of 2 CPU's, 2 cab interface modules, speakers and various mic equipment tie ins, 4 spark gap d-marks, 2 - 100' 25 pair communication cables and 2 CEB cabinets for control and various smaller components for operation. The CPU's are starting to fail and maybe nonfunctional. The County is requesting the equipment to back up their existing MCC5500 system using it for replacement parts on their dispatch center. After the removal and replacement the older equipment (MCC5500) have been declared surplus property due to the inability to work with the existing or any other City system. Section 13-6-1, NMSA 1978, provides that the governing body of the City may dispose of the surplus property by donation to another government entity.

COMMISSION/ ADMINISTRATION
(575) 437-7427
FAX (575) 443-2904
886-986-8376



1101 NEW YORK AVE.
ALAMOGORDO, NM 88310-8935

State of New Mexico
County of Otero

Oct 5, 2016

Larry Garner
Facility Maintenance Department
1155 E. 26th Street
Alamogordo, NM 88310

Re: Request for Obsolete Radio Equipment

Otero County would like to know if the City of Alamogordo would be willing to donate obsolete Motorola MCC 5500 radio dispatch consoles to Otero County.

The donation of these obsolete systems would be utilized by Otero County for additional dispatch consoles and as surplus parts to ensure redundancy and interoperability at the County's dispatch center, ensuring ready communications for and with the City of Alamogordo during emergency situations.

If there are any questions or concerns regarding this request, please feel free to reach me via the below contact information.

Sincerely,

A handwritten signature in blue ink, appearing to read "Paul Quairol", with a stylized flourish extending to the right.

Paul Quairol
Emergency Services Director
Otero County Office of Emergency Services
1101 New York Ave. Suite 104
Alamogordo, NM 88310
Office: 575-439-2612
Fax: 575-437-2259
Cell: 575-491-5942
E-mail: paul.quairol@co.otero.nm.us

RESOLUTION NO. 2016-42

A RESOLUTION AUTHORIZING DISPOSAL OF SURPLUS CITY PROPERTY

WHEREAS, the city of Alamogordo, New Mexico, is the owner of a certain MC5500 dispatch radio console equipment which is no longer needed for public use, and;

WHEREAS, the City finds that the current resale value of said radio console equipment is less than \$300 and the radio console equipment is worn-out, unusable or obsolete to the extent that the item is no longer economical or safe for continued use by the City, and;

WHEREAS, the City is desirous of disposing said radio console equipment as surplus property, and;

WHEREAS, the City desires to donate the MC5500 dispatch radio console equipment to Otero County.

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

1. The CM5500 dispatch radio console equipment as described on the Exhibit "A", attached hereto and incorporated herein by reference, is hereby declared surplus.
2. The City Manager is hereby authorized to dispose of the surplus CM5500 dispatch radio console equipment by donation to Otero County.
3. This Resolution shall take effect immediately upon adoption.

DONE this 20th day of December, 2016.

CITY OF ALAMOGORDO, NEW MEXICO
A New Mexico municipal corporation

By: _____
Richard A. Boss, Mayor

ATTEST:

Rachel Hughs, City Clerk

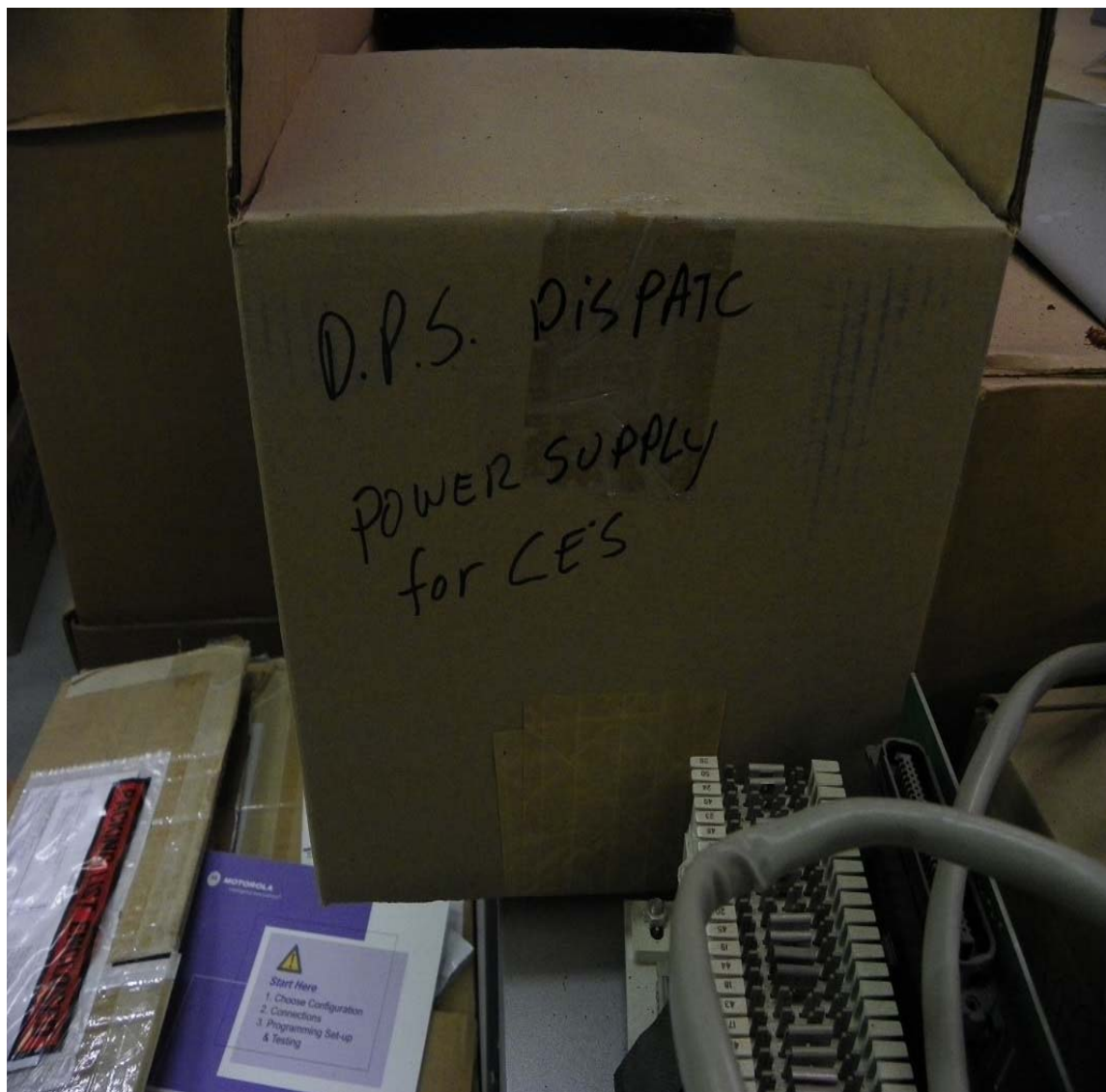
APPROVED AS TO FORM:

Lauren E. A. Truitt, City Attorney

MC5500 RADIO CONSOLE EQUIPMENT

EXHIBIT "A"







CML TECHNOLOGIES INC.

75 BOUL DE LA TECHNOLOGIE
HULL, QUÉBEC
CANADA J8Z 3G4

TEL (819) 778-2053
FAX (819) 772-9463

CML TECHNOLOGIES INC

75 BOUL DE LA TECHNOLOGIE
HULL, QUÉBEC
CANADA J8Z 3G4

TEL (819) 778-2053
FAX (819) 772-9463

D.P.S. DISPATCH

C.O.P.

CML TECHNOLOGIES INC

75 BOUL DE LA TECHNOLOGIE
HULL, QUÉBEC
CANADA J8Z 3G4

D.P.S. DISPATCH

CAB

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/13/2016

Report No: 11.

Submitted By: Stella Rael

Subject: Hold a public hearing, and act upon Ordinance 1533 for first publication for a map amendment to the official zoning map of the City of Alamogordo to rezone the property located at 805 Alaska Ave. from- R1 – Single Family Dwelling District to R4 – Multiple Family Dwelling District. Case Z-2016-0005(A) *(Stella Rael, Planning and Zoning Administrator)*

Fiscal Impact: None

Amount Budgeted: \$0.00

Fund: N/A

Additional Fiscal Impact:

Recommendation: Staff recommends approval of Ordinance No.1533 for first publication.

Background: The applicants are requesting a map amendment to the official zoning map of the City of Alamogordo to rezone the property located at 805 Alaska Ave. from- R1 – Single Family Dwelling District to R4 – Multiple Family Dwelling District.

The Alamogordo Daily News published notice of this hearing on November 20, 2016. Staff mailed sixty eight (68) letters by certified/return receipt mail to all property owners of record within two hundred (200) feet from the property excluding public right-of-way, of the property for which the rezoning is sought. As of this writing, staff has received five letters returned as undeliverable and no written responses to this notice.



City of Alamogordo

City Commission



Rezoning Request Case:
Z-2016-0005(A)

Stella Rael, PNZ Administrator
December 20, 2016

Zoning Request Case: Z-2016-0005(A)



Request:

The applicants are requesting a map amendment to the official zoning map of the City of Alamogordo to rezone the property located at 805 Alaska Ave. from- R1 - Single Family Dwelling District to R4 - Multiple Family Dwelling District.

Applicant:

Bethel Development Inc.
201 Bradenton Ave. Ste. 120
Dublin, Ohio 43017

Zoning Request Case: Z-2016-0005(A)



Section 29-01-020 - Amendments and Changes

Petition for amendment. From time to time, the city, after public notice and hearing, may amend the zoning regulations and established districts. Amendment may be initiated by motion of the city commission; by petition of the owners of the property to be affected; or by petition of one (1) or more agents, designated in an acknowledged power of attorney, or owner or owners of the property affected. Every such proposed amendment shall be considered by the planning and zoning commission before being considered by the city commission.

Zoning Request Case: Z-2016-0005(A)



Aerial
Photo



Zoning Request Case: Z-2016-0005(A)



Aerial
Photo



Proposed Apartment Complex



Proposed Apartment Complex



Zoning Request Case: Z-2016-0005(A)



Findings of Fact

- 1. The property is located at 805 Alaska Ave. within the R-1 Single Family Dwelling District; more specifically identified as Tax Parcel # 01-09421
- 2. The request is for a map amendment to rezone the property to R-4 (Multiple Family Dwelling).
- 3. The application was filed on November 8, 2016
- 4. The legal notice was published on November 20, 2016
- 5. Sixty eight(68) letters were mailed by certified/return receipt mail to all property owners of record within two hundred (200) feet from the property excluding public right-of-way, of the property for which the rezoning is sought.
- 6. As of December 9, 2016 there were five letters returned undeliverable and five phone calls were received from property owners within the two hundred radius stating that they had no objection to the proposed zoning.
- 7. Planning and Zoning Commission recommended approval by a vote of 4-0-0, at the regularly scheduled meeting of December 1, 2016.

Zoning Request Case: Z-2016-0005(A)



Evaluation Criteria

Does the proposed map amendment:

- Promote the public safety, health, convenience, comfort, morals, prosperity, and general welfare; (Section 29-01-010)
- Interfere with, abrogate or annul any ordinance, rules, regulations, or permits previously adopted or issued; (Section 29-01-010)
- Is it in conflict with any of the provisions of the zoning regulations; and (Section 29-01-010)
- Is it consistent with the City's Comprehensive Plan. (Section 20-02-030)

Zoning Request Case: Z-2016-0005(A)



Staff Recommends:

To accept the finding of facts as presented and approve Zone Request Case:
Z-2016-0005(A).

ORDINANCE No. 1533

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ALAMOGORDO, CHANGING THE CLASSIFICATION OF A CERTAIN PROPERTY COMMONLY KNOWN AS 805 ALASKA AVE. FROM THEIR PRESENT DESIGNATION AND ZONING DISTRICT OF R-1 SINGLE FAMILY DWELLING DISTRICT TO R-4 MULTIPLE FAMILY DWELLING DISTRICT, WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF ALAMOGORDO, OTERO COUNTY, NEW MEXICO.

WHEREAS, Gerald Champion Regional Medical Center (hereinafter referred to as "the Owners") are the owners of certain real property commonly known as 805 Alaska Ave. and legally described below (herein after referred to as "the Property") located within the corporate boundaries of the City of Alamogordo, New Mexico, (hereinafter referred to as "the City"); and

WHEREAS, an application has been filed in the Applicants names under Case No. **Z-2016-0005(A)** to change the zoning of the Property, and

WHEREAS, the Planning and Zoning Commission, after notice and hearing did recommend to the City Commission adoption of an ordinance amending the zoning map by removing the Property from the present designation and zoning district of R-1, Single Family Dwelling District to R-4, Multiple Family Dwelling District; and

WHEREAS, the City Commission, after notice and hearing, finds and determines that the application for re-zoning of the Property is in the public interest and is consistent with proper development of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION, THAT the zoning of the Property, which is more fully described below:

Kempner Subdivision, Block 113, Lots 1 and 2

Is hereby changed from of R-1, Single Family Dwelling District to R-4, Multiple Family

Dwelling District; and; the official zoning map and comprehensive plan of the City are hereby amended to reflect this change.

PASSED, APPROVED, AND ADOPTED this _____ day of _____, 2016

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

By: _____
Richard Boss, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Lauren Truitt, Assistant City Attorney

Record of Decision
City of Alamogordo
A New Mexico Municipal Corporation

Case#: **Z-2016-0005(A)**

For the Subject Property as follows:

Commonly Known As: **805 Alaska Ave.**

Uniform Property Code & Parcel Code: **01N-4-056-094-016-317, PC 01-09421**

Legal Description: **KEPNER SUBDIVISION, BLOCK 113, LOTS 1 AND 2**

The Alamogordo Planning & Zoning Commission considered this item on **December 1, 2016** and recommended the following action to the Alamogordo City Commission by a vote of 4-0-0

Approve the rezoning of the property detailed above for Case # **Z-2016-0005(A)**.

.....
The Alamogordo City Commission issued the following decision on **December 20, 2016** by a vote of _____

Approve as recommended for first publication Ordinance # 1533

.....
The Alamogordo City Commission issued the following decision on _____, by a vote of _____

Approve as recommended for final publication Ordinance #1533.

Attest:

CITY OF ALAMOGORDO, New Mexico,
A New Mexico Municipal Corporation

Rachel Hughs, City Clerk

Richard Boss, Mayor

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/15/2016

Report No: 12.

Submitted By: Lauren Truitt

Subject: Consider, and act upon, first of publication of Ordinance No. 1534 Repealing Ordinance No. 1495 which approved a local economic development project for secured financial assistance by Orogrande Garnet, LLC (*Lauren Truitt, City Attorney*)

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Approve Ordinance No. 1534 for first publication.

Background: Orogrande Garnet, LLC received funds in the amount of \$750,000 from the Local Economic Development Act (LEDA) for a mining project. The city entered into a Project Participation Agreement with Orogrande Garnet. Under the Agreement, Orogrande Garnet would provide a substantial contribution in the form of going concern, a limited tax base, and employment.

Due to unknown circumstances, the project did not meet the expectations of the Agreement. This Ordinance will close out the original Ordinance No.1495 and allow the funds to be returned to the New Mexico Economic Development Department.

ORDINANCE NO. 1534

AN ORDINANCE REPEALING ORDINANCE NO. 1495 WHICH APPROVED A LOCAL ECONOMIC DEVELOPMENT PROJECT FOR SECURED FINANCIAL ASSISTANCE PROPOSED BY OROGRANDE GARNET, LLC

WHEREAS, the existing Ordinance approved the Orogrande Garnet, LLC (the Company) project, and the City of Alamogordo entered into a Project Participation Agreement (the Agreement) with the Company; and,

WHEREAS, under the terms of the Agreement, the Company was to provide a substantive contribution for the proposed project as described in NMSA 1978, Section 5-10-10B in the form of going concern, a limited tax base, and employment; and,

WHEREAS, the benefit of the project to the City of Alamogordo was repayment of the financial assistance through the creation of jobs and other benefits arising from employment and economic activity under the project which exceeds the cost to the City of providing to the Company the assistance specified in the agreement, and,

WHEREAS, due to unforeseen circumstances, the project did not meet the expectations of the Agreement.

BE IT THEREFORE ORDAINED BY THE CITY COMMISSION OF THE CITY OF ALAMOGORDO, NEW MEXICO that Ordinance No. 1495 is repealed.

BE IT FURTHER ORDAINED that the funding be returned to the New Mexico Economic Development Department.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2016.

CITY OF ALAMOGORDO, NEW MEXICO
a New Mexico municipal corporation

By: _____
Richard A. Boss, Mayor

ATTEST:

Rachel Hughs, City Clerk

APPROVED AS TO FORM:

Lauren E. A. Truitt, City Attorney

AGENDA REPORT

CITY OF ALAMOGORDO

CITY COMMISSION

Meeting Date: 12/20/2016

Report Date: 12/16/2016

Report No: 13.

Submitted By: Rachel Hughs

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

Fiscal Impact:

Amount Budgeted:

Fund:

Additional Fiscal Impact:

Recommendation: Appoint to the Senior Volunteer Programs Advisory Council.

Background:

Airport Zoning Board. Three (3) vacancies. Staff Liaison -Veronica Ortega (*Opening due to the expiring term of Darron Williams and the resignation of Frank Nelson and Paul Vigneault.*) No nominations received.

Alamogordo Disability Council. One (1) vacancies. Staff Liaison - (*Openings due to the expiring term of and Rita Martinez*)

Community Development Advisory Committee. Six (6) vacancies. Staff Liaison - Cynde Sagenkahn (*Opening due to the expiring term of Bruce Knee, Tony Alger, Melanie Hall, and Gloria Vaughn; and the resignation of Eddie Kemp and Arthur Alterson*) No nominations received.

Housing Authority Advisory Board. Two (2) vacancies. Staff Liaison - Evelyn Huff (*Opening due to the expiring term of Kandace Daugherty and the resignation of Angela Mauldin*)

Mayors Committee on Aging. Three (3) vacancies. Staff Liaison – Britney Courtier (*Openings due to the resignation of Dawn Lewis, David Day and Josephine Chavez*) No nominations received.

Promotion Board. One (1) tourism related vacancy. Staff Liaison - Jan Waffull (*Opening due to the resignation of Kathleen Beall*) No nominations received.

Senior Volunteer Programs Advisory Council. Five (5) vacancies. Staff Liaison - Julie Baker (*Openings due to the expiring term of Stephen Butler; and resignations of Laura L Blackmon, William Whitley, Thomas Rich V, and James Rodgers.*)

The following person is interested in appointment to this council:

Stephen Butler - if appointed, this will be his third term.

**SENIOR VOLUNTEER
PROGRAMS ADVISORY
COUNCIL**

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

RECEIVED
NOV 15 2016
CITY CLERK

Name: Butler, Stephen
Home Phone: 575-489-5888 Work Phone: _____
Cell Phone: 619-381-8552 Fax No: _____
e-mail address: butste@outlook.com
Physical Address: 2212 A Cornell Ave Alamogordo, NM 88310
Is the above address within City limits? Yes X No _____
Mailing Address: 2212 A Cornell Ave Alamogordo, NM 88310
Present Employer: retired Job Title: _____

Board/Committee you wish to serve on:

First choice: Senior Advisory
Second choice: _____

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

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

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

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

Experience and education relating to the Board/Committee: Foster grandparents,
coach, first aid, senior companion

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

Please return completed application to:

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