

**CITY OF ALAMOGORDO, NEW MEXICO
CITY COMMISSION REGULAR MEETING MINUTES
7:00 P.M., COMMISSION CHAMBERS
APRIL 22, 2014**

**SUSIE GALEA, MAYOR
JASON BALDWIN, COMMISSIONER
NADIA SIKES, COMMISSIONER
JENNY TURNBULL, COMMISSIONER
AL HERNANDEZ, COMMISSIONER**

**ROBERT RENTSCHLER, MAYOR PRO-TEM
DR. GEORGE STRAFACE, DISTRICT 6 COMMISSIONER
JIM STAHLER, CITY MANAGER
STEPHEN THIES, CITY ATTORNEY
RENEE CANTIN, CITY CLERK**

Present: Commissioner Jason Baldwin, Commissioner Nadia Sikes, Commissioner Jenny Turnbull, Commissioner Al Hernandez, Commissioner Vacant, Mayor Pro-Tem Robert Rentschler, Mayor Susie Galea.

CALL TO ORDER, ROLL CALL, INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Galea called the meeting to order at 7:00 p.m. Roll Call was taken by the City Clerk. Clerk Cantin announced there was a quorum present. Invocation by Police Chief Duncan and the Pledge of Allegiance was led by Commissioner Hernandez.

APPROVAL OF AGENDA

Commissioner Hernandez moved to approve adding the Addendum item to the agenda. Commissioner Baldwin seconded the motion. Motion carried with a vote of 6-0-0.

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

DISTRICT 6 CITY COMMISSIONER APPOINTMENT

1. Appointment of District 6 City Commissioner.

Mayor Galea opened the floor for nominations.

Mayor Galea nominated Dr. George Straface. Commissioner Sikes seconded the motion.

Mayor Pro-Tem Rentschler nominated Lenora Stevens. Commissioner Baldwin seconded the motion.

Commissioner Turnbull nominated Richard Douglas. Commissioner Hernandez seconded the motion.

Mayor Pro-Tem Rentschler moved to approve closing nominations. Commissioner Baldwin seconded the motion. Motion carried by a vote of 6-0-0.

Roll call vote was taken for Dr. George Straface. He was approved by a vote of 5-1-0. Commissioner Turnbull voted nay.

Mayor Galea thanked Lenora Stevens, Richard Douglas and Jeff Fields for putting their names in for consideration for the position of District 6 Commissioner. She hoped they would help by serving on a Board or Committee for the City of Alamogordo.

2. Oath of Office administered by City Clerk Renee Cantin.

Dr. George Straface took his seat as District 6 Commissioner.

PRESENTATIONS

3. Presentation by the Alamogordo Promotions Board related to Commission request regarding tourism advertising.

Bob Flotte, Chairman of the Alamogordo Promotion Board addressed the Commission. He said they work together at least once a month addressing ways to effectively market the City of Alamogordo. He noted some of their successes over the last several months. Alamogordo piggy-backs with regional advertising and that total comes to about \$7.5 million in a national advertising campaign with the New Mexico Tourism Department (NMTD). Last summer, visitation to White Sands National Monument (WSNM) was up over 15.3% prior to the Federal Parks closure. Even after two closures of 28 days this fiscal year, WSNM is showing 9.5% higher than last year. The New Mexico Museum of Space History (NMMSH) showed a 12.7% increase in visitation. The NMMSH shows an increase of 13.8% this year and just this month alone shows 57%, which is attributed to what they do and what we do to promote our city. He introduced Mr. David Hayduk of Hayduk/King Advertising who is the design force behind our cooperative marketing campaign and the City of Alamogordo crafter of the NM True advertising for our city. We would like to recommend this new advertising presentation in order to take advantage of new social media and other cutting edge technologies available to us today. Hayduk/King is out of Santa Fe and has been in operation for 32 years, becoming one of the States most respected agencies.

David Hayduk of HK Advertising gave a presentation. He played some NM True videos featuring Alamogordo and the surrounding area as well as two from Monique Jacobson, Cabinet Secretary for the NMDT. He expressed his enthusiasm for the Cabinet Secretary and for the NM True Campaign. They are working on some new rack cards for Alamogordo that travelers can use to discover what there is to do in our area. He explained the importance of websites and I-brochures.

4. Presentation of the Quarterly Reports for Otero County Economic Development Council (OCEDC). (Mike Espiritu, President & CEO)

Mike Espiritu spoke and showed a Power Point presentation. He explained about the Chamber website and the amount of web activity. They have presented at various trade shows and symposiums, and he noted the various companies and agencies they had been meeting with, the ads placed in national publications and current leads. He explained the new task force he is a member of that was created in December and is centered on Liquor License reformation. He noted the last liquor license sold was for \$950,000 and small communities cannot afford that amount. He noted OCEDC's partnership with APS and NMSU-A and the Career Tech Education program. He gave an update on the success of Pre-Check and Xerox in the City. Western Bakery is working on recertification processes in order to pursue some contracts. Mr. Espiritu gave some project updates one of which is Project Lock, a company in Texas, which is a metals forming company wishing to expand to Otero County and Alamogordo. Project Hunter is an entrepreneur here in Otero County who makes hunting decoys and we are working to help him with that. Project Well is a Cloudcroft entrepreneur who manufactures a sensing device primarily for the agriculture and mining fields and is a very interesting product. Project Boss would create about 300 jobs and would re-engineer/re-manufacture office furniture, and they hope to put veterans to work. FRST, which is now Emerging Technology Ventures, is looking at some properties here and hopes to have some prototypes done this year. He predicted this company would bring in other companies.

PUBLIC COMMENT**A. Janella Cruz commented on the following:**

1) Ms. Cruz told the Commissioners about dilapidated buildings and that she has been calling concerns in to Code Enforcement Supervisor Baker. There is an apartment building on 25th that is so run down it doesn't appear to be fixable and it makes the City look ugly. There are some buildings that don't come up to code, no one is living in them and there isn't anything on the City Books that addresses this. She would like to see some laws changed in order to demolish some of these buildings and clean up some empty lots so as to help the City look beautiful and help tourism.

City Manager Stahle said our Code Enforcement has been working with the owner of the property she addressed. He lives out of state so that complicates the matter. Our regulations require property owners to simply protect a building from entry; going to the next step to demolish is another thing and we are investigating a condemnation policy that might fly under our state statutes. He noted there are a lot of buildings out there that need work. The condemnation process normally entails the city having to pay for the demolition and that is very expensive without the guarantee of reimbursement.

B. Eugene Downer commented on the following:

1) Mr. Downer said Commissioner Sikes and City Manager Stahle have been very supportive in getting rid of dead trees and to date 20 dead trees have been removed. There are two new signs welcoming people to Alameda Park and he thanked the City for that. He had noticed a cab parked next to Alameda Park between 12:00 and 1:00 a.m. getting a free car wash from a misdirected sprinkler head from the park. Mr. Downer noted four sprinkler heads in need of repair and said Megan Wade had helped him with this earlier this year. He said there are seven newly planted Afghan Pines that will need regular watering to survive. He had bought some inexpensive, brightly-colored pool toys and some stakes and was going to mark the sprinkler heads that needed fixing so City employees would know which ones to address.

CONSENT AGENDA (Roll Call Vote Required for Items No. 8, 9, 10, 11, 12 & 13)

5. **Approve Minutes of the April 8, 2014 Regular Meeting of the Alamogordo City Commission.** (*Renee Cantin, City Clerk*)
6. **Approve statement related to the Executive Session of April 8, 2014.** (*Renee Cantin, City Clerk*)
7. **Approve the Lodger's Tax Expenditures for Tourism & Travel.** (*Jan Wafful, Admin. Assistant, Community Services*)
8. **Approve the final publication of Ordinance No. 1464 approving a Local Economic Development Assistance (LEDA) application in the amount of \$250,000 with Federal Research, Science & Technology (FRST), LLC. [Roll call vote required]** (*Renee Cantin, City Clerk*)
10. **Approve the final publication of Ordinance No. 1466 related to Municipal Election Campaign Disclosure. [Roll call vote required]** (*Renee Cantin, City Clerk*)
11. **Approve Resolution No. 2014-17 supporting the Department of Defense position on the SunZia operations at White Sands Missile Range. [Roll call vote required]** (*Susie Galea, Mayor*)
12. **Approve Resolution No. 2014-19 adjusting the Fuel Flowage Fees at the Alamogordo-White Sands Regional Airport. [Roll call vote required]** (*Stephen Thies, City Attorney*)

13. **Approve Resolution No. 2014-20** 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 April 22, 2014. [Roll call vote required] (*LeeAnn Nichols, Interim Finance Director*)
14. **Approve an Application for Municipal Fire Protection Fund Distribution for Fiscal Year 2015** to be used for supplies, equipment, training, and maintenance expenses for the Alamogordo Fire Department. (*Mikel Ward, Fire Chief*)
15. **Approve an Agreement with NM Department of Cultural Affairs, New Mexico State Library Division for the Capital Appropriation Project for the Alamogordo Public Library** in the amount of \$84,584.04. (*Matt McNeile, Assistant City Manager*)
16. **Approve the award of Public Works Bid No. 2014-008 to Lee-Sure Pools, Inc** related to the Repair Pool Deck – Alamogordo Family Recreation Center project, in an amount not to exceed \$64,305.94, including tax. (*Brian Cesar, Public Works Director*)
18. **Approve the award IFB 2014-01 Miscellaneous Foods, Dairy Products, and Items for the Alamogordo Senior Center Nutrition Program**, in the amount of \$166,486.41. (*Matt McNeile, Assistant City Manager*)
19. **Approve Change Order No. 1, RFQ 2013-05, to CDM Smith, Inc.** related to the engineering and design services for the 1MGD Interim Desalination Plant project, in an amount not to exceed \$48,674.30, including tax. (*Brian Cesar, Public Works Director*)

Items # 9 & #17 were removed from the consent calendar at the request of Commissioner Hernandez.

Commissioner Hernandez moved to approve items # 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 18, 19 of the consent calendar. Commissioner Baldwin seconded the motion. Roll call was taken for items #8, 10, 11, 12, & 13. Motion carried with a vote of 7-0-0.

ITEMS REMOVED FROM CONSENT AGENDA

9. **Approve the final publication of Ordinance No. 1465 amending Section 3.050 of the Personnel Manual concerning Age Qualifications for Applicants.**[Roll call vote required] (*Renee Cantin, City Clerk*)

Commissioner Hernandez said he pulled this one from the Consent Agenda because he did not support it.

Commissioner Baldwin moved to approve the final publication of Ordinance No. 1465 amending Section 3.050 of the Personnel Manual concerning Age Qualifications for Applicants. Mayor Galea seconded the motion. Motion carried by a vote of 6-1-0. Commissioner Hernandez voted nay.

17. **Approve the award of Public Works Bid No. 2014-009 to General Hydronics, Inc.** related to Street Paving Preparation 2014 in an amount not to exceed \$258,986.65, including NMGRT. (*Jason Thomas, City Engineer*)

Commissioner Hernandez wanted to make sure everyone was aware of the timing of this project. He had talked to the City Manager about this and wanted us to be sure to work this around the Fair

coming up in August.

City Engineer Thomas said the preparation part of the project will likely be complete by then, but the paving project which opens next week will be worked around the Fair schedule so as to not mess anything up.

Commissioner Hernandez said Fairgrounds Road is the only in and out for the Fair and if we are doing the road in the middle of the Fair, it will be a mess for both the contractor and those attending the Fair.

Commissioner Hernandez moved to approve the Public Works Bid No. 2014-009 to General Hydronics, Inc. related to Street Paving Preparation 2014 in an amount not to exceed \$258,986.65, including NMGRT. Mayor Pro-Tem Rentschler seconded the motion.

Commissioner Straface supported what Commissioner Hernandez said and noted that from his school district perspective, when the City was repairing Cuba and Madison there were real problems. He also advised caution with this project.

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

Mayor Galea called for a 10 minute recess at 8:00 p.m. and the meeting was reconvened at 8:11 p.m.

UNFINISHED BUSINESS

A-1. Consider, and act upon, a request to reconsider agreement to provide Fuel Industries with the lesser of 100 game cartridges of the Atari's E.T. the Extra-Terrestrial video game uncovered at the Landfill, or 10% of the total number of working copies of games.

Mayor Galea said Fuel Industries had come to us asking for other terms to the agreement.

City Manager Stahle stated that since the last meeting, Fuel Industries had countered the City proposal by handling the issue of insurance, but would like to be given the lesser of 250 games or 10% of the games uncovered. Mayor Galea understood they would also like to add two companies to the contract – Lightbox Entertainment, Inc. and Digital Revolution Films, Inc. That way they could cover the \$3 million insurance requirement for liability. In addition, Fuel Industries is requesting 10% of all other items recovered from the site.

Commissioner Hernandez moved to approve the agreement with the new terms as stated. Mayor Galea seconded the motion.

Commissioner Baldwin asked what it was we were talking about in reference to any other items recovered. Mayor Galea told him she was concerned about that, as well, that could be the console equipment and the concrete covering the items. There are some entities such as the Smithsonian and our NMMSH who would like to have those items. She stated she would not like to give the 10% to Fuel, but would rather give them the 250 games or the 10% of games uncovered and not the additional items.

Commissioner Baldwin said when this originally came to us it was to film a documentary to see if the games were there. In the last two weeks, there are more requirements. He noted he was for this project to see what was in Atari's tomb, but he didn't like the last minute changes. He originally agreed to this because it was just a documentary and everything that came from the landfill was our

property to do with as we saw fit. He asked the city attorney that if we vote for this minus the additional items, do we need to declare an amount of worth to make sure it doesn't break any laws. City Attorney Thies said 250 games, with the game currently selling for \$10.00, would be less than \$2,500. However, he understood the 10% items could have more value and would be exceeding the \$2,500 limitation, where as we could give the items to them in exchange for what they are doing out there.

Commissioner Baldwin said he would be for approval of this motion with the change of any additional items. Mayor Galea asked if he would like to make an amendment to remove the additional items.

Commissioner Baldwin moved to amend the agreement stating the additional items remain the property of the City of Alamogordo. Commissioner Turnbull seconded the motion.

Commissioner Sikes asked if it would be appropriate at this point to ask some questions with regard to security, certification and an emergency management plan for the project. Mayor Galea told her it would not relate at this time but there would be a meeting tomorrow night at the Civic Center at 6:30p.m. addressing all environmental and safety concerns.

Commissioner Hernandez wanted to comment on the value of the games and stuff. The amount of publicity we have received from this event, whether positive or negative, outweighs the value of any of these game cartridges.

Mayor Galea felt when the City hands items over to local museums and the Smithsonian Museum, she would like to see Fuel, Lightbox and Digital Revolution as a part of that ceremony.

Voted on amendment. Motion carried by a vote of 7-0-0.

Voted on the amended motion adding Lightbox Entertainment and Digital Revolution to the contract with the City and that Fuel be given the lesser of 250 games or 10% of the games uncovered. Motion carried with a vote of 7-0-0.

20. Discussion of problems and potential solutions related to the new intersection on Indian Wells at Washington & Pecan Dr. (Robert Rentschler, Mayor Pro-Tem)

Mayor Pro-Tem Rentschler spoke and showed a Power Point presentation. He said he was thrilled to death to see this project go through because it would help continuity and traffic flow on Washington from one end of the City to the other. The problem he ran up against was when this was completed there were some obvious problems. He pointed out the curb on the southwestern corner of the intersection showing tire marks on the sidewalk of the turning lane. He said the major ones were when someone had locked up their brakes when they realized they were on the sidewalk. Because of the way this section was constructed and engineered, there isn't any way for someone towing a fifth-wheel, a gooseneck trailer with a piece of equipment on it or even one of our larger fire trucks to make it through. He had watched some pickup trucks unable to negotiate the turn. He and Commissioner Hernandez were almost run over the other morning when they were standing there to take pictures. His showed more pictures with tire marks on the sidewalk. He noted that if a child or someone visually handicapped were standing there and a moving van or one of our Utility Department vehicles came across, they just can't do it. He was rather astounded that hasn't been recognized at this point in time. He showed how the side walk abruptly ends and then there is a drainage trench. He felt it was poorly done. He showed more examples. He felt this was a hazardous problem and should have been marked off a month ago before someone is killed or maimed. He then showed a slide on Indian Wells facing south on Washington, and you see how the road goes back and around and makes a turn. Wouldn't it have been better if it went straight? Mayor Pro-Tem Rentschler had an accident report dated February 10th and he knew the person involved in the accident. He pointed out the yield signs and how you are pushed right out into traffic

immediately; there isn't any merging at all. He thought it could have been designed much better and thought we wouldn't have much choice but to spend money to straighten it out. The last time we talked about this he had been concerned about the engineering going into the Washington/First Street project. One of the questions was if a Change Order would be entertained and Mayor Pro-Tem Rentschler said he would entertain a Change Order for paper any day over concrete. He didn't see any alternative but to hammer it out right now. He then pointed out a slide showing the intersection and how it would have allowed us to have a little bit of a merge if it had been straightened out. The lane going west on Indian Wells and then turning left onto Washington, if you were pulling a trailer you would clip the car waiting to turn left off of Washington onto Indian Wells; you are going to have to back up or they are going to have to back up. He felt the stop bar on Washington could be moved back 10 feet to create more room. The other fix to consider would be to have three lanes instead of four. He felt these have to be fixed and asked the Staff what they had come up with since he challenged them at the last commission meeting.

Mayor Galea had some questions. She referenced slides 3 & 7 and said she noticed lots of tire marks on the sidewalk and also in the dirt. She asked if he had ruled out whether they were using the dirt path and the sidewalk – if the tread marks on the sidewalk were leading to or from the dirt. Mayor Pro-Tem Rentschler and the Mayor discussed one of the slides. He said vehicles are coming off Indian Wells and they can not negotiate the turn. He had tried taking his own gooseneck trailer with a backhoe on it every direction you can go across this and simply couldn't do it. Mayor Galea asked him how fast he was going and he said he didn't dump the backhoe off. He said if he had been going any faster the trailer would have slid into the light but he drove the normal speed. He continued by saying we have left a lot of this area around the intersection open. Mayor Pro-Tem Rentschler felt we need to close the intersection down and do something about it.

Mayor Galea said he had worked hard to keep from using the Fund 109 money and instead of reconstructing curbs they could repaint lines. She thought repainting lines going from Indian Wells to Washington would be proactive and positive. She also thought there were other opportunities since the intersection is a residential collector and not an arterial road. Mayor Pro-Tem Rentschler asked if she meant people who live there don't own fifth-wheels. Mayor Galea thought a better solution would be to put up a sign.....Mayor Pro-Tem Rentschler interrupted to saying 'No trailers/No big trucks', and she asked him to let her finish. She said there are plenty of intersections where large trucks and trailers could move and get to that neighborhood. She thought it would be a cost savings to put up a cautionary sign to large trucks and trailers and redo the lines. Mayor Pro-Tem Rentschler thought that would not be sufficient since Indian Wells is a major intersection in Alamogordo and we have been working to make Washington a thoroughfare within Alamogordo. He felt we would see traffic continue to increase on these roads. He wondered if she would put her children on that sidewalk and let trucks come through there; he didn't think other people would want to do that, including himself. Mayor Galea said she might put her children there but they would have the common sense to move from a truck. Mayor Pro-Tem Rentschler asked if they would have the common sense if they were blind. She said they would have the common sense to move out of the way of traffic. He asked again if they would move if visually impaired.

Commissioner Sikes said she appreciated what the Mayor Pro-Tem had showed them and noted she drives that way frequently. She said Mayor Pro-Tem Rentschler had mentioned the Staff might have a solution they could tell us tonight, and he said he hoped so.

Commissioner Hernandez said he had also been watching this intersection and saw a lot of issues with the turning. He also pulls trailers and at the hospital they got deliveries that came down Washington and also went to some of the restaurants on 9th and 10th streets. They also had big trucks for other reasons and it was hard to get them off of there. He had looked at re-striping and moving some of the intersections back, for instance coming off of Washington on to Indian Wells at the left turn lane. When we spent 15 minutes there the other morning, every car that pulled up to the left turn lane went beyond and right up to the crosswalks. Even if you draw the line further back, they are still going to pull up just because that's normally what people do. When you look at 15th and Florida, the law states you will stop behind the Stop Sign, but nobody does. It's the same here; they

are going to pull up as far as they can and someone turning south onto Washington isn't going to make it pulling a trailer and almost not pulling a car. The lady who almost ran over us yesterday was in a mid-sized car probably going about 10 miles per hour, and she couldn't negotiate that curve. He thought there were some issues there, but he hated to throw a lot of money at it. If not this one, we need to get the next one right. This one doesn't work.

Commissioner Turnbull remarked she had a family van and was able to make all of the turns. She was behind somebody coming off Indian Wells headed east and he turned left onto Pecan. He had a trailer and had no problem negotiating the turn. She could see having a problem coming from the other direction; the left turn from Indian Wells onto Washington is a very narrow lane.

City Engineer Thomas said he had been discussing this with the designer, Souter, Miller and Associates, who were in attendance tonight. He asked about the design vehicle used on the intersection and it was a fire truck which is very similar in geometry and length to a school bus. City Engineer Thomas referred to a slide showing the template being applied through the Yield lane. One thing Eric Hawton PE of Souter, Miller and Associates proposed to help with the westbound to southbound on Washington maneuver was to put these skip lines in to keep people out far enough so when turning they don't cut off this area. As Mayor Pro-Tem Rentschler mentioned, another idea is to move this stop bar back. He said he had been playing with this intersection when no one was there and found the light would still pick you up and change if the line was back there. He pointed out another area for a skip line, the 53 foot radius which is very large and a 12 foot lane there. Another issue causing problems is that the intersection is not perpendicular, so it isn't just a right hand turn; on two corners it is more than a right hand turn. We are not used to doing that and most of our intersections, if not all of them, are lined up 90 degrees. When you go through the White Sands and Bypass just north of town, they are skewed; there are some huge lanes because it is on a skew. Because of constraints put on the project, we would have had to take more houses on Pecan to make it a true 90. He showed some slides with lanes 16 feet wide and with a 35 foot radius that can accommodate fire trucks/buses. If we were to go to a 50 foot radius, which is considered a very large radius for an intersection of this sort, however it could be done, it would create a 25 foot wide lane in here. We could stripe it down so you wouldn't get two people stuck side-by-side. There is an issue with a drainage culvert going under and a concrete rundown that we would have to resolve; maybe we could put some guard rail here. Basically, to redo this section of the street would cost around \$15,000 using the bid numbers we have in the current contract. We asked Eric Hawton to look at the other side, too, with the same radii. He pointed out the different sizes of 20, 35 and 50, and that it would be great to have a 50 but the problem is the \$40,000 signal pole with all the bells and whistles we would rather not move. He showed another proposal to come behind the signal pole and do basically the same as across the street. This was in some of the original concept plans a Yield lane on the northeast corner, but it was cut for budget reasons. We could create a turning lane by itself coming up to a Yield, and we could put a pretty large radius on it to accommodate these large-radius vehicles. We aren't sure how the geometry will work and we have to be real careful with the alignment so as not to cause confusion; they would come basically to a Yield on Pecan. The budget number to build that piece of road would be \$35,000. We would have to take out two curbs, but that would preserve the signals. The little island created would be like the one on the opposite corner, except the pedestrian pathway wouldn't be the same. We would go around it because there are a couple of signal boxes in here we don't want to mess with. You would come up, cross over to the island and then come this way or this way to get your ADA accessible path to come across. That would give you a much larger turning radius. Again, the design parameter used for this intersection was a large, straight vehicle and not a truck with a long trailer or a semi-truck. He pointed out the lanes of 12, 11, 11, and 13 and the other lanes are 12 going into a 13. City Engineer Thomas referenced Washington/First Street and asked if the Commission would like him to touch on that since he had a slide for it, also.

Mayor Pro-Tem Rentschler said he thought the Washington/Pecan/Indian Wells intersection was the more dangerous intersection right now because there is a lot more traffic at this time. He thought for \$15,000 this was a good fix, and you could smooth it down to have more of a merge. The north side

of the intersection also seemed like a reasonable fix, and he wondered if it could all come out of Fund 118 money. City Engineer Thomas said the remaining balance in this project is Fund 109 money. We could move some 118 Funds around but he hesitated to do that until we have opened all the 118 project bids; we have one next week. Mayor Pro-Tem Rentschler said he would like for us to use the bond money if available.

Mayor Pro-Tem Rentschler asked if the one corner could be caution-flagged at this time to keep pedestrians off of it since he thought it was dangerous. City Engineer Thomas said they could do so if the Commission wished. He went on to say if we are not connected to a sidewalk yet, which is a good thing in this instance, because of the trail system coming into this area there is a sidewalk project planned. It is a NMDOT grant project to redo portions of Washington that would eventually connect to that portion of sidewalk. Mayor Pro-Tem Rentschler asked if the trail would be on the west side of the ditch and Public Works Director Cesar said that was correct. City Engineer Thomas said the sidewalk would be on the east side of the ditch.

Mayor Pro-Tem Rentschler thought that was reasonable and liked the idea of fixing this as quickly as possible. He thanked City Engineer Thomas for presenting this.

Mayor Galea said to Mayor Pro-Tem Rentschler you gave your opinion that the public access should be closed off because you deem it hazardous. She asked for an opinion from the Police Department before denying access to the public. She has stood at that intersection and was not run over. Mayor Pro-Tem Rentschler said he would bring the backhoe tomorrow morning at 9:00 a.m. She hoped he would drive cautiously.

City Manager Stahle asked for a motion to direct Staff to tweak this intersection as proposed. Mayor Galea asked if he meant the entire work and he said he recommended both.

Commissioner Baldwin asked City Engineer Thomas if he thought this really needed to be done; take 109 money we are trying to be tight with to redesign the intersection. City Engineer Thomas believed some of the striping should be redone, but it was his professional opinion to not mess with the design and leave it like it is. Commissioner Baldwin realized it was a tough question for him to ask, but this is the second project brought back to the Commission for issues after we all voted to proceed. Sometimes seeing the final product does lend us a different perspective, with safety being the biggest issue. It's been stressed upon us how important the 109 money is because there is very little 118 money left, and that is why he is hesitant to do it. The striping idea was mentioned once and he would like to see it part of what we are doing here since it is inexpensive and would increase the safety on the intersection.

City Manager Stahle wanted them all to remember the total cost of this project was \$1.6 million so if an extra \$50,000 will make it right and make you proud of it, there's no problem. He felt we ought to do it. He saw some landscaping opportunities with it, as well, and Staff will be doing this in the future. He appreciated wanting to protect 118 funds, but if we want to get it right let's do it.

Mayor Galea thought it was done right; the Commission approved the project and the engineer used a fire truck and school bus to safely negotiate the turn. She didn't know why some with big trucks couldn't negotiate the turn. We were recently chastised by the Mayor Pro-Tem asking us, 'Who do we think we are' using 109 money, and now you propose we use \$50,000 more of it. Again, she said she was not in favor of doing this, but instead do the re-striping and use cautionary signs for large trucks.

Commissioner Turnbull wanted to let them know the triangle at Indian Wells going onto Washington, if you are in a wheelchair, did pool with water when it rained.

Commissioner Straface said he would err on the side of safety. If you have a catastrophic issue happen with a truck hitting someone, the liability far exceeds the cost of the repair. Do the two corrections the City Manager talked about and the re-striping, and you'll be a lot safer in the long run.

He appreciated the planning and also understood how that happens. Reality is sometimes different once you put the plan in place. He supported what the City Manager Stahle said along with the striping.

Mayor Pro-Tem Rentschler wanted to clarify that if he suggested we use maintenance money, he didn't mean that. He would rather use the construction funds we have right now on it. That should be sufficient even if we have to wait a week to see what the next bid would be.

Commissioner Hernandez said if any of you have been on First Street and White Sands Blvd., turning off White Sands Blvd. onto First Street going east, if you are in the turn lane and a semi truck is coming, they can't negotiate the turn if there is a car in the turn lane. This is somewhat similar and his concern was a car sitting close to that intersection would be hit by a truck coming across there.

Mayor Pro-Tem Rentschler moved to approve authorizing staff to redesign the intersection at the estimated cost of \$50,000 suggested by the City Engineer. Commissioner Turnbull seconded the motion. Motion carried with a vote of 7-0-0.

21. **Consider, and act upon, the Selection of top 3 projects and Approve Resolution No. 2014-16 authorizing the submission of a New Mexico Community Development Block Grant Program Application and designating the Mayor to act as signatory authority in all matters pertaining to the municipality's participation in the Community Development Block Grant Program. [Roll call vote required] (Ruben Segura, Grants Coordinator)**

Grants Coordinator Segura reminded them this had been tabled at the last meeting and Staff had received direction to continue working on the recommended proposal with C.O.P.E. He had a list of all their actions and described the scope. The pending issues were the M.O.U. needed to be executed and also the agreement with the architect. There are some procurement issues and factoring in engineering costs for the project. In addition, C.O.P.E. needs to provide the DVOTI participation contract.

Commissioner Sikes asked about the M.O.U. and Grants Coordinator Segura said the Commission had not taken action on it. She asked him about the 'pending issues' and asked if they were insurmountable. City Attorney Thies told her the complexity of the issues needing to be addressed could not be accomplished in a two week period. There needs to be an appraisal to determine fair market value and the issue of value of service they would be providing. The architectural issue is the firm was hired by C.O.P.E. and we need to meet with that architect to find out whether we can reach an agreement; if not, we need to procure an architect. The M.O.U. puts all the issues on the table that both the City and C.O.P.E. need to address and then bring back to the Commission for consideration.

Commissioner Straface asked that if the grant were awarded would it cover all these things and how much. City Attorney Thies said if the grant was awarded it would be \$500,000 and C.O.P.E. needs to match that with \$50,000. The total project cost would be over \$600,000 and the M.O.U. addresses that issue saying C.O.P.E. will pay all those costs to the City and in turn there would be no out-of-pocket costs. If the City chooses to approve this project, they will be providing staff time as part of the project. C.O.P.E. would be obligated in a future agreement to reimburse us for all costs.

Commissioner Straface asked what his estimation in cost to the City would be, and City Attorney Thies asked if he meant internal or external cost. Commissioner Straface told him both, and City Attorney Thies said it would be \$600,000; up to \$500,000 would be covered by the grant.

Mayor Pro-Tem Rentschler asked about the timeline. Grants Coordinator Segura said we can work with the grant to make things happen, but there are certain preconditions that are part of the M.O.U. in regards to conveyance of property. Mayor Pro-Tem Rentschler asked if we could conceivably get

this done in time and Grants Coordinator Segura said it was his job to make it happen.

City Attorney Thies said Grants Coordinator Segura is in the best position to indicate whether he can complete the grant application by the May deadline. The other issues will take longer to sort out and resolve. Our plan is if you select this project we will begin immediately addressing those issues and continue to work. If the project is not selected on the State level then those efforts will cease and if selected we will continue to work on the issues until the project is completed.

Mayor Pro-Tem Rentschler asked about internal cost of Grants Coordinator Segura's staff. Grants Coordinator Segura told him in regards to the leveraging aspect, about \$9,191, excluding the legal side. City Attorney Thies said he wasn't part of that calculation and he had not determined the estimated time he would spend on this project. The M.O.U. proposes creating a billing committee consisting of two representatives from the City and one from C.O.P.E. Our recommendation would be Grants Coordinator Segura because he's in charge of the technical end of the grant, and Edward Balderrama who would be the project manager. City Attorney Thies said he would not be involved at that point.

Commissioner Straface asked if the City Attorney had drafted the language of the M.O.U. and was told yes. Commissioner Straface asked about the meaning of the language under Section 1, 'no binding memorandum of understanding – this M.O.U. is not binding or legally enforceable.' He asked why we even have an M.O.U. if it is not legally binding. City Attorney Thies said an M.O.U. is intended to set forth in writing an understanding between two parties and in this case lays the groundwork for the eventual binding agreement between the two parties. Commissioner Straface asked if it was enforceable if not binding. City Attorney Thies told him M.O.U.'s are not normally binding agreements, they are Memorandums of Understanding and do not obligate either party; it is not an enforceable contract.

Commissioner Straface asked City Manager Stahle what his recommendation was on this. City Manager Stahle said he had a big caution. The folks who award CDBG have a tendency to want to spread it around; the fewer dollars they can give to more people the more attractive it is. This project is very worthy and the opportunity to expand the facilities is a good thing for our city. We can live without the breeze-way at the Senior Center and it would be easier to come up with the money for that than for this one. He felt we should try to get CDBG money for this project.

Mayor Pro-Tem Rentschler asked Grants Coordinator Segura that if we did not pick this project tonight, would they be the premier project next November when this comes up again. Grants Coordinator Segura told him one of the procedures for the CDBG is that we don't have a pre-selected project when going through the public involvement process, but this is obviously a project with interest. This is a viable project and could be considered again.

Kay Gomolak, Executive Director of C.O.P.E. addressed the Commissioners. She asked if anyone had questions regarding this project. She stated their board of directors voted at the meeting last Thursday to deed the property in the manner listed in the M.O.U. and also to make available \$56,850. to be put in a fund for the CDBG project which would be required at the time the application is submitted. Regarding the value of the property, we have not had discussion on that and she thought from reading the application that this would be something that would happen down the road if this project was approved for funding. There has been discussion for a phased project and Grants Coordinator Segura has prepared documents for such. This would mean he has identified what he thinks could be done between \$400,000 and \$500,000. We have said before, C.O.P.E. is willing to put in the additional funds necessary for completing the project. There are some other issues Grants Coordinator Segura mentioned relating to the specific application which she didn't think needed to be completed by today, because the City Commission needed to decide on it first. She didn't realize there was anything remaining that was insurmountable in terms of going ahead with this as a CDBG project.

Veronica Ortega, Senior Center Manager responded to the Commission about the breezeway

project. She said we could live without this project which is \$80,000 at the high end and \$75,000 on the low end. It is a protective covering for the 300 seniors who utilize the exercise facility; out of those 300, 10% are disabled so we hope to get that funding.

Commissioner Hernandez moved to approve the Resolution No. 2014-16 as written for the breezeway project. Mayor Pro-Tem Rentschler seconded the motion.

Mayor Pro-Tem Rentschler explained to Ms. Gomolak that he didn't think the C.O.P.E. project was fully matured as of yet, even though he felt every person on the Commission would like to see this happen. He encouraged her to reapply later this year.

Mayor Galea hoped C.O.P.E. had worked some magic with our staff and Grants Coordinator Segura.

Commissioner Straface asked for clarification on what was being voted on and Mayor Galea said we are voting on the breezeway at the Senior Center at a cost of \$86,250.

Commissioner Sikes commented on the process for the CDBG. She felt the process in the past had been much better defined and was easier to vote on by the time the list of projects reached the Commission. She remarked C.O.P.E. was well on their way with this project. They have an extremely strong board and an excellent person who runs the organization and were well on their way to getting this done themselves. They have done a similar project in the past where they built a shelter with Capital Outlay and then they were later able to turn it over to the City and provided just the services. They have been an exemplary non-profit and are a stellar example of a partnership between a city and a non-profit. We decided to have them be part of the CDBG and we have not only voted against it, but have stalled the project when they could have been well on their way to having it completed. There are no guarantees they will be selected in the next go-around and she wanted everyone to think about it. She thought the city staff could take care of anything they were asked to do and the strong board of C.O.P.E. could do whatever is required of them, so she hoped before the vote was taken that we do the right thing.

Kay Gomolak stated as Commissioner Sikes has indicated, this is a project we had begun previously and the opportunity for CDBG funding would have afforded us the ability to not get a loan which would increase our strength and ability to provide services with a better facility and a stronger organization. The statement made by Mayor Pro-Tem Rentschler concerning us coming back in November was not going to happen, in her opinion. The project has been stalled and we will get it done, but it will be at a cost and will affect what we can do for those in need. We will move forward with this project one way or another, and she asked them to consider that.

Commissioner Turnbull asked if there would be a conflict of interest for her to vote tonight because she had a family member on the C.O.P.E. Board. City Attorney Thies told her this would not be a conflict of interest since there would not be any financial interest.

Mayor Galea called for a vote. Roll call vote was taken. Motion denied with a vote of 2-5-0. Commissioner Baldwin, Commissioner Sikes, Commissioner Turnbull, Commissioner Straface, Mayor Galea voted nay.

City Attorney Thies said you could move to introduce a new resolution since there was notice you'd be acting on a CDBG application process; you could substitute one of the other projects. Actually, we had no choice because the other two projects were found ineligible, so the remaining project (C.O.P.E.) is the only one you can consider. Mayor Galea clarified that we could reintroduce a new resolution for the CDBG in the amount of \$500,000 for the C.O.P.E. building, and City Attorney Thies said that was correct. He said you would have to come up with another resolution number.

Commissioner Sikes said she found it interesting that prior to the Commission being able to vote on a project there was only one resolution in place. She wondered if it would have been better to have

two in place in the case one was voted down. City Attorney Thies said the matter had been tabled and so he came back with the M.O.U.

Mayor Galea understood the application was due on May 15th or 16th and our next meeting is not until May 13th when the resolution may or may not be approved.

City Manager Stahle asked that a motion be made and then he would move heaven and earth to make sure all the necessary paperwork be on the next agenda and we follow up with CDBG. City Clerk Cantin noted the next resolution number would be 2014-21.

Commissioner Sikes moved to approve requesting Staff to move forward with the application for C.O.P.E. Commissioner Straface seconded the motion. Motion carried by a vote of 7-0-0.

Commissioner Turnbull moved to approve introducing a new Resolution No. 2014-21 for the CDBG Grant for C.O.P.E. Mayor Pro-Tem Rentschler seconded the motion.

Mayor Pro-Tem Rentschler asked Grants Coordinator Segura when we would know if this had been accepted or not after the application is submitted. He told him June 30th was when all municipalities would go in front of the Community Development Committee (CDC). They have \$12 million dollars to award.

Commissioner Hernandez said he appreciated Grants Coordinator Segura's hard work and that there is still the possibility this project won't happen. We are doing the best we can.

Mayor Galea asked if elected officials can go to the June 30th meeting in order to advocate for a project and Grants Coordinator Segura said this is encouraged. Mayor Galea said she would be there and invited any other Commissioners to join her.

Roll Call vote was taken. Motion carried by a vote of 7-0-0.

NEW BUSINESS

22. Consider, and act upon, Resolution No. 2014-18 approving an increase in Solid Waste Collection Rates. [Roll call vote required] (Armando Ortega, Customer Services Manager)

Customer Service Manager Ortega told the Commission that per our contract with Southwest Disposal, our municipal waste collector, we are obligated to adjust the fees annually. They are based off the CPI and a fuel adjustment per our contract. Also, during the landfill board meeting they moved to increase the tipping fees by 2% and this was considered in the rate adjustment. Residential accounts will go up 10 cents; in-ground container customers will see an increase of 21 cents; the tipping fees will go up to \$2.71, which is a five cent increase. He asked the Commission for their approval by resolution to increase the fees.

Commissioner Baldwin asked when these fees were last changed and Customer Service Manager Ortega told him it was last May.

Mayor Pro-Tem Rentschler moved to approve Resolution No. 2014-18 approving an increase in Solid Waste Collection Rates. Commissioner Baldwin seconded the motion. Roll call vote was taken. Motion carried with a vote of 7-0-0.

Customer Service Manager Ortega answered a question from audience member Ms. Theta Harshey saying her garbage bill would increase by 10 cents a month. She asked about business increases and he said you pay through Southwest and their tipping fees would also increase by two percent, so you may see an increase with them or whoever you contract with. Mayor Galea told Ms. Harshey to

send her an email and she would reply with a list of the rate increases.

23. Consider, and act upon, a request from the German Air Force related to the billing for Oktoberfest. (Matt McNeile, Assistant City Manager)

Assistant City Manager McNeile told the Commission the German Air Force (GAF) Flying Training Center was requesting a credit of \$4,603.32 derived from the amount of overtime the City billed the GAF and the amount the GAF felt was appropriate. Staff is not authorized to grant any type of credit so it was brought to the Commission this evening.

Commissioner Baldwin moved to approve a request from the German Air Force related to the billing for Oktoberfest. Mayor Galea seconded the motion.

Commissioner Hernandez asked for clarification in bidding projects that we have let a lot more go than this. He noted when he bids a project he bids more than the hourly wage; he bids salary and benefits. He wanted to note it would be more than \$4,600 we would write off; we billed only salary and not salaries and benefits. Mayor Galea asked him if the next time the City PD is involved should we follow that process and bid that entire cost with the benefits. Commissioner Hernandez said if we are going to do that all the time it is fine, but the Commission needs to know we will eat the benefits.

Commissioner Turnbull pointed out the City had also incurred damage to the parking lot, so we are out more money. She would like to see that if we made this a zero balance, maybe the GAF would help us fix that parking lot in good faith.

Mayor Galea said the background will show we gained \$6,174.36 and it was unfortunate there was so much rain which made the ground extra soft there. The City Staff did know there would be a large truck bringing in a large tent, and we learned from our mistakes.

Motion failed with a vote of 2-5-0. Commissioner Hernandez, Commissioner Turnbull, Commissioner Sikes, Mayor Pro-Tem Rentschler, Commissioner Straface voted nay.

Commissioner Sikes remarked we keep a lot of things on the books, the library for example, where we keep major amounts of money on the books for years. She didn't see the problem now and wondered the reason for doing this.

Col. Havenith from the GAF said they had invested \$14,000 dollars in security for Oktoberfest. This included \$6,000 negotiated with the City Staff and he had asked twice if the \$6,000 would be enough. He had an email from Police Chief Duncan dated August 20th confirming that \$6,000 for the over payment. Suddenly, we got billed \$10,430 which was an 80% increase. He said when he does estimates he is damn sure of what he is negotiating. It was the first time we did this event outside and he clarified it would be the last time it would be done outside the base if they did not receive a zero balance, and there wouldn't be an Oktoberfest on the 12th and 13th in the City of Alamogordo.

Mayor Galea said the motion failed by a vote of 4 to 3 [actual vote was 2 to 5] so there will not be a credit given to the GAF and as a result there will not be an Oktoberfest outside the base this year.

24. Consider, and act upon, an extension to Agreement with Otero County Economic Development Council. (Stephen Thies, City Attorney)

Mayor Galea said OCEDC was only given a contract as of last November 2013, and they haven't yet had a full year to work under these new terms and agreements.

Mayor Galea moved to approve an extension to Agreement with Otero County Economic Development Council. Commissioner Hernandez seconded the motion. Motion carried with a vote of 7-0-0.

- 25. Consider, and act upon, a request to fill a Regular Full-Time Electronics Apprentice position, to be assigned to the Public Works Department. (Brian Cesar, Public Works Director)**

Mayor Pro-Tem Rentschler said we've been watching these positions come before us and they should come before us, but he asked if we can put them on the Consent Agenda from now on. If any of us had an issue with one it could be pulled off for consideration. Mayor Galea asked for him to add that to the agenda for the next meeting and he asked City Clerk Cantin to do so.

Commissioner Straface asked if these are budgeted positions and was told yes. He said in his experience it wouldn't even come before the Commission if it had been approved in the budget. He thought only those things outside the approved budget should come before the Commission. He felt this hampers Staff's ability to move when they have to wait for approval from us. He felt our control was at the budget level and a director would need our approval if a request was from outside the budget.

Mayor Galea asked again this be added to the next agenda, but we need to vote on these tonight.

City Manager Stahle interjected that it was decided to do this until the budget discussions. Budget discussions will occur before the next meeting so he didn't anticipate having more of this unless so directed during budget discussions. Mayor Galea said these items should not be at the next meeting

Mayor Pro-Tem Rentschler moved to approve both items #25 & #26. Commissioner Straface seconded the motion. Motion carried with a vote of 7-0-0.

- 26. Consider, and act upon, a request to fill a Regular Full-Time Heavy Equipment Operator position, to be assigned to the Landfill/Public Works Department. (Brian Cesar, Public Works Director)**

See above approval.

- 27. Consider, and act upon, a request to fill an open Police Officer position, to be assigned to the Police Department. (Robert Duncan, Police Chief)**

Mayor Galea noted Police Chief Duncan had given the Commissioners a list of police officers from January 14, 2013 until now who had left and their reasons for doing so.

Commissioner Straface moved to approve #27 through #30. Mayor Pro-Tem Rentschler seconded the motion. Motion carried with a vote of 7-0-0.

- 28. Consider, and act upon, a request to fill an open Police Officer position, to be assigned to the Police Department. (Robert Duncan, Police Chief)**

See above approval.

- 29. Consider, and act upon, a request to fill an open Police Officer position, to be assigned to the Police Department. (Robert Duncan, Police Chief)**

See above approval.

30. Consider, and act upon a request to fill an open Police Officer position by promoting a Sergeant to a Lieutenant (currently open position) and a Police Officer to Sergeant, assigned to the Alamogordo Police Department. *(Robert Duncan, Police Chief)*

See above approval.

PUBLIC COMMENT

None.

CITY MANAGER'S REPORT

REMARKS AND INQUIRIES BY THE CITY COMMISSION

Commissioner Hernandez commented on the following:

1) He asked for a report on Bonito Lake and the possibilities of putting the Lake and/or campgrounds back into use. He had friends who were eager to use that area again. He would like to place on the next agenda to give Staff direction to begin spending money on the campground for rehabilitation.

Public Works Director Cesar said they are still working with the State and FEMA to get the last project worksheet signed and approved which will pay for removal of a portion of the materials from the lake. We currently have a contractor cleaning out Kraut Canyon and they should be done in May.

He said the Westlake Campground is an ongoing project that is scheduled to be completed by the end of May. The Blue Hole/Apple Orchard campground is scheduled to be completed by the end of May. He mentioned possible flooding events and was concerned with getting people to the back of the lake at this point.

Commissioner Hernandez wanted to work toward this for next year. He suggested increasing revenue by increasing activities such as paddle boating on certain areas of the lake and building a dock that would be away from fishing areas. Public Works Director Cesar said the Commission had looked at that idea in the year 2000 for the Westlake area. He said he would find those plans and bring them back to the Commission. Another thing to consider by opening the lake this season would be that we will begin pulling water from the lake soon. We will begin taking the level of the lake down ten to twelve feet soon in anticipation of the monsoon season. He told them we were going to begin drawing water for Alamogordo from the lake last year at about this same time, but rain storms made it too turbid to do so. We've begun lowering water levels at La Luz and have begun flushing the water line from Bonito to Alamogordo in anticipation of this.

Mayor Pro-Tem Rentschler commented on the following:

1) He noted a resident on one of the Sun Streets asked him to look at what Code Enforcement was doing. He thought the Code Enforcement process was if they got a complaint on one house they would check the houses on five blocks or so. This particular house had immaculate front and back yards and they were in the process of removing rose bushes. They had them stacked in a pile in the front and had a neat pile of limbs in the backyard from trimming trees. They had received a rather vicious notice from Code Enforcement on these and he asked Fire Chief Ward about this process. Mayor Pro-Tem Rentschler said they had some weeds but they were not that bad and they had no reason to receive a citation.

Fire Chief Ward said he would look into this. Mayor Pro-Tem Rentschler said he would get with Fire Chief Ward tomorrow and show him the citation.

Commissioner Straface commented on the following:

1) He thanked the Commissioners for allowing him to serve with them for next two years and noted he had a huge commitment to Alamogordo. He felt very honored and looked forward to working together as team members to do the best we can for our community.

Commissioner Sikes commented on the following:

1) She said that at the last meeting it was brought up that the Alameda Park signs were needing some attention and they were taken care of by the following Friday. She was very impressed and had called the City Manager about this.

2) Tomorrow is the grand opening of the Fairgrounds & Florida intersection at 10:00 a.m. She thanked everyone who was involved in that.

3) In her neighborhood there had been a complaint about an abandoned vehicle. She received an email from a citizen as did Police Chief Duncan and Captain Lawrence. She thanked the Police Chief for the quick response from the PD and for his personal visit to the neighborhood in order to assure the residents that the problem would be taken care of.

4) She noted that things are voted on quickly when on the Consent Agenda and she wanted to reiterate we had unanimously approved a resolution to support the DoD and SunZia; this was important. The second thing was the ordinance for campaign financing becoming a requirement and she thanked the Commission for approving that.

Mayor Galea commented on the following:

1) She mentioned item #14 on the Consent Calendar concerning the Fire Department. The great work of our Fire Chief and his department has brought our ISO Rating to a '4' where it could have been a '7' and this has saved us significantly on property insurance rates. (Applause)

2) Mayor Galea attended the New Mexico First Town Hall meeting last week regarding water issues. Alamogordo/Otero County does not at this time participate in the State Engineer's Regional Water Planning. She wondered about a Regional Planning Session and asked Commissioner Hernandez if he could attend. The State Environmental Department as well as a number of key entities would be there. The problem with putting boats and fish in Bonito Lake is that we have to dredge it during flooding; we might be able to rehabilitate it faster with stakeholders.

3) She thanked Commissioner Sikes, Commissioner Turnbull and Mayor Pro-Tem Rentschler for attending the tour at the Bureau of Reclamation with the Governor during Spring Break.

4) She thanked Commissioner Hernandez for including the Promotion and Tourism Board presentation on tonight's agenda.

5) She addressed Mayor Pro-Tem Rentschler about bringing up politically charged questions at tonight's meeting and at the last Commission meeting. She felt some of the comments were personal towards her and asked him not to do so again. He thanked her for her comments.

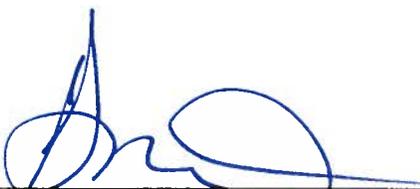
EXECUTIVE SESSION (Roll Call Vote Required)

Adjourn into Closed Session in compliance with Section 10-15-1.H, NMSA 1978 (2010 Cumulative Supplement), to discuss:

- **Sale, Acquisition, or Purchase of Real Property (Bloom Property)**

Commissioner Hernandez moved to adjourn into Executive Session to discuss Sale, Acquisition, or Purchase of Real Property (Bloom Property) at 10:01 p.m. Mayor Pro-Tem Rentschler seconded the motion. Roll call vote was taken. Motion carried with a vote of 7-0-0.

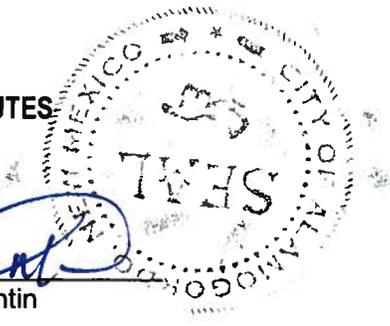
ADJOURNMENT



Mayor Susie Galea

ATTEST:


City Clerk Renee L. Cantin



*(Prepared by Nancy Jacobs, Deputy Clerk)
Approved at the Regular Meeting held on May 13, 2014.*