

**CITY OF ALAMOGORDO, NEW MEXICO  
CITY COMMISSION/HOUSING AUTHORITY BOARD  
REGULAR MEETING MINUTES  
MUNICIPAL BUILDING, 1376 E. NINTH STREET  
7:30 P.M., COMMISSION CHAMBERS  
FEBRUARY 8, 2000**

**MAYOR DON CARROLL COMMISSIONER LEE MORTON**

**MAYOR PRO-TEM JOHN VAN DOREN COMMISSIONER RON GRIGGS**

**COMMISSIONER INEZ MONCADA CITY MANAGER PAT McCOURT**

**COMMISSIONER ROGER POWELL CITY ATTORNEY REBECCA EHLER**

**COMMISSIONER AL HERNANDEZ CITY CLERK ANGIE TRUJILLO**

**Call Meeting to Order, Roll Call, Invocation, and Pledge of Allegiance.**

**The Meeting was called to order at 7:30 p.m. The Invocation was given by Rev. Raymond Ewing, and the Pledge of Allegiance was led by City Attorney Rebecca Ehler.**

**Call of the Consent Calendar:**

**Items on the Consent Calendar are considered routine and should not require further discussion. A single motion will approve all items marked "CC" unless removed at the request of a Commissioner, City staff, or a member of the public. Items removed from the Consent Calendar will be heard in the numbered sequence.**

**1. Minutes of Regular Meeting of January 25, 2000.**

**Recommendation: Approve the minutes.**

**2. Resolution No. 2000-05 supporting an Application for a State Highway and Transportation Department Litter Control and Beautification Grant.**

**Recommendation: Approve the Resolution.**

**3. PHA Resolution No. 2000-02 adopting the Low Rent Conventional Dwelling Lease Agreement and Admissions and Continued Occupancy Policy (ACOP).**

**Recommendation: Approve the Resolution.**

**4. PHA Resolution No. 2000-03 adopting a new Section 8 Administrative Plan.**

**Recommendation: Approve the Resolution.**

**5. Statement regarding the Executive Session of January 25, 2000.**

**Recommendation: Approve the following statement and authorize it to be included in the minutes of January 25, 2000: "The Governing Body of the City of Alamogordo, New Mexico, hereby states that its regularly scheduled meeting of January 25, 2000 was adjourned into executive session and the matters discussed in the closed meeting were limited only to those specified in the motion for closure."**

**6. Investment Report for the quarter ended December 31, 1999.**

**No recommendation.**

**7. Final Change Order No. 3, PW Bid No. 99-004, Alamo Canyon to Foothills and Lower Heights Reservoir Waterlines.**

**Recommendation: Approve Final Change Order No. 3 in the amount of \$38,374.57 (including NMGRT).**

**8(B). Award of Bid No. 2000-01, "Para-Transit Buses" for the Alamo Senior Center.**

**Recommendation: Award to Sunset Bus & Commercial for a total of \$113,534.00.**

**Item Nos. 8(A) and 8(C) were removed from the Consent Calendar.**

**Commissioner Hernandez moved for the approval of Consent Calendar items 1, 2, 3, 4, 5, 6, 7, and 8(B). Seconded by Mayor Pro-Tem Van Doren. All voted "aye". The motion carried by a roll call vote of 7-0-0.**

**OTHER BUSINESS:**

**8. Award of RFP and Bid:**

**A. RFP No. 99-005, Professional Services at the Desert Lakes Golf Course.**

**Recommendation: Anticipate awarding this Contract in early 2000, for implementation January 1, 2001, to G & L Golf, Inc., for an estimated guaranteed total of \$12,000.00 more than we are currently receiving off of the existing Contract.**

**Mr. McCourt said the first thing to state was that the Staff Report indicated a guarantee of \$9,000.00 more, when actually the guarantee was for \$12,000.00 more. They had gone out for Requests For Proposals on this item, and due to some communication problems with he and the City Attorney being gone, they had a little foul-up on the proposed Contract. On page 3, item 5(C), the amendment read as follows, "The Pro guarantees the City the following minimum additional amounts of annual net revenue above year 2000 receipts...". This was the minimum increase from what they got during the calendar year. Mayor Carroll clarified that the contractor was in agreement with the change.**

**Commissioner Powell moved for approval of the contract (as amended). Seconded by Commissioner Morton. All voted "aye". The motion carried by a vote of 7-0-0.**

**Mayor Carroll thanked Mr. Dalpes. There had been a lot of positive improvements under his tenure, and they were looking forward to another five years of increased play and growth at the Golf Course. Mr. Dalpes said he appreciated the confidence and support they'd had over the past eight years. Through this process, he and Mr. McCourt had both seen a lot of possibilities. He needed to thank Mr. McCourt and tell them what a good job he thought Mr. McCourt had done on this. It was advertised throughout the State and even on a national basis to some degree. They had 12 people actually receive RFP's. Mr. McCourt had done an excellent job on it, and it really made him have to work and prove what could happen out there and what needed to be done out there to improve his position.**

**C. Bid No. 2000-02, Backhoe for the Alamogordo-Parks Division.**

**Recommendation: Award to Road Machinery Co. for a total of \$36,609.00.**

**Mr. McCourt said this was an award of a bid for a backhoe. They had a fleet and shared equipment within the City. Last year during the budget process, they had requests for two new replacement backhoes—one in the Parks Department and one in the Water/Sewer Department. They estimated the cost of those at \$65,000 each. Through their reductions in budget, that item was removed from budget consideration for the Water/Sewer Department. They did go out to bid for the**

backhoe in the Parks Department. These pieces of equipment did get used by other departments when they were not in use in their primary department. However, the City had just received an exceptionally low bid of \$36,609, which he thought was phenomenal. In fact they had double-checked the specifications to make sure this was correct. They then went back and asked the Water/Sewer Department if they wanted to try and get a backhoe under this price, instead of taking the chance that it would bounce back up to the \$65,000 range. They basically delayed some work planned for this year and located some funds to make this purchase in the current fiscal year by delaying some of the pipeline work they were going to do. He asked the Commission to give permission for staff to buy two backhoes at this price—one for the Parks Department as originally in the budget, and the second out of the Water/Sewer Department.

Mayor Carroll asked if the bid they went out on indicated that quantities could be adjusted? Mr. McCourt said he had been told the answer to that was yes. They could get two of them because it was a quantity bid. Mayor Carroll asked if the second backhoe would do what the department originally needed a backhoe to do? Were they making sacrifices in capability based on being able to get this at a lower price? Mr. McCourt said his understanding was that they were not. Public Works Director Jose Miramontes said the backhoe they would like to purchase would meet their needs and they would not be sacrificing anything.

Commissioner Morton said last year the Golf Course also needed a backhoe and there was some kind of delay in getting it to them. Would these backhoes be interdepartmental and made available for other jobs like that? Mr. McCourt said yes because they would basically be getting two new ones. They did use them interdepartmental, but they had a primary department. In reality, the Water/Sewer Department was a very heavy user of the backhoe, but it would make it more available.

Commissioner Hernandez asked what type this backhoe was? Mr. Miramontes said it was a JCB.

**Commissioner Morton moved to award the bid to Road Machinery Co. for two backhoes at the unit price of \$36,609 each. Seconded by Mayor Pro-Tem Van Doren. All voted "aye". The motion carried by a vote of 7-0-0.**

**9. Appointments to Boards and Committees.**

**Community Development Committee: One vacancy.**

**Mayor's Committee for People with Disabilities: One vacancy. Mayor Carroll appointed Mr. Robert C. Britton to fill the vacancy.**

**Senior Volunteer Programs Advisory Council: Two vacancies (one At-Large and one Senior Companion Rep vacancy open).**

**Alamogordo Promotion Board: One vacancy (tourist related industry rep).**

**All remaining vacancies were rescheduled.**

**UNSCHEDULED COMMUNICATIONS:**

**A. Comments by Mr. Raymond Melendrez regarding the street sweeper.**

**Mr. Melendrez asked if it was possible for the City to get an extra street sweeper? He hadn't seen the other one lately. Mayor Carroll said he would defer to the City Manager on that question. That was an expensive piece of equipment and he didn't know whether they had anything budgeted or plans to acquire an additional one. Mr. McCourt said to the best of his knowledge they didn't have one planned, either as a replacement or an additional unit. Perhaps they could get together on the schedule on when it hit the streets in Mr. Melendrez' particular area.**

**B. Comments by Commissioner Lee Morton regarding a meeting about the Oregon Avenue tennis courts.**

Commissioner Morton said tomorrow evening at the Recreation Center at 7:00 p.m. they would hold a meeting open to the public concerning the public use and/or private use of the tennis courts on Oregon Avenue. He and Mr. McCourt had been working on this with several concerned citizens. Anyone that was concerned with that was certainly invited to attend. It would be open, and he had invited the press. They would try to iron out some problems they were apparently having at the tennis courts on Oregon Street. He didn't think anything catastrophic was going on, but they did invite anybody with an interest to be there.

Also, he had a request he had passed onto the City Manager about the people walking their dogs and not cleaning up after them. There was an Ordinance forbidding this. It was finable. He had advised those that had come to him to try to get names and addresses and report it to Animal Control. They had told him they didn't want to do that because it was embarrassing, and so he had suggested, then, that they not complain. If The "Daily News" would mention this, he felt it would help them with the minor problem that people should clean up after their dogs when they walked them.

**C. Comments by Chief Roy Pack regarding graffiti.**

Public Safety Director Roy Pack said there had been some concern expressed by the business community and by Commissioners about the amount of graffiti they'd had lately. Last Friday and Saturday nights they hit about 20 different businesses. The good news was that they had been able to identify 10 individuals who were involved in this activity. They were not gang members. There were two different groups of taggers apparently attempting to outdo each other. Two had been referred to the Juvenile Probation Office. The investigation was ongoing and they anticipated more referrals. A couple of adults would be charged as well, having been participants. One of their Officers had worked very hard on this case, and he was happy that they were able to make some progress. Observation by some concerned citizens helped to lead to this point. They were making progress and he knew the business leaders had suffered greatly. He hoped somewhere along the way the court system would require some restitution for this to compensate those business owners.

Mayor Carroll said if they were juveniles and found guilty of the offense, was there not some recourse toward the parents for some amount of monetary compensation to the taxpayers? Chief Pack said he had been told that in the past the JPO had a normal tendency to take these to court, and then the Judge could require restitution as part of the sentencing. As far as whether the City could file something on behalf of the businesses, he would have to ask the City Attorney. Ms. Ehler said the City could not file on behalf of the business owners. If the City did the eradication and incurred those costs, they could seek to recover those, and the business owners could file suit against the children's parents as well. Mayor Carroll clarified there were some provisions for monetary penalties towards the parents. Ms. Ehler said yes. Traditionally the Children's Court here made the parents a party to the child's case so that it acquired jurisdiction over them and could issue Orders for the parents to do things. Mayor Carroll said that might be an avenue they would want to pursue.

Commissioner Powell asked if it was the property owner's job to paint over the graffiti, or was it the City's job? Chief Pack said they had a team that actually did the graffiti covering. Some of the business owners went ahead and did it almost immediately because it sometimes took the City a couple days to get to it. The important issue he wanted to stress to business owners was that DPS needed to be notified because they photographed it and it told them a lot about who was doing this because they could identify the certain symbols they used.

**D. Comments by City Manager regarding parking restrictions, and water and water conservation.**

Mr. McCourt said they had a couple of limited parking request proposals they were working on. One was on the south end of Oregon Avenue near the park and Canyon Road to restrict the parking Monday through Friday from 8:00 a.m. to 4:00 p.m., and the other was down on New York Avenue between 11<sup>th</sup> and 12<sup>th</sup> Streets. The policy on these was that if they were going to consider no parking or restricted parking in an area, they notified the businesses in that area and solicited their feedback on the idea before they proceeded with it.

Mr. McCourt said he had passed out some correspondence to the Commission which talked about drought zones and drought conditions. They were working to get our reservoirs full, and they had a couple wells running at this time. They were currently at about 75 percent of our storage capacity, so it had been brought up a considerable amount. They had set a goal to have that full and they were confident

at the current rate that they would reach that goal and be ready for the Spring. They were looking at various proposals and had taken some immediate steps also to reduce the amount of potable water. They had stopped doing hydrant flushing, which was a normal procedure. They would stop that until the inflows increased. The act of using water in fire training had also been suspended until they could get to a point where they were generating a great deal more water. The same went with hose testing and the washing of fire apparatus. They just put those things on hold until the Fall. Usually in the Fall they had a much better water flow. They had been pulling the meters on the construction organizations and telling them that they could not use potable water. However, the City was providing a couple of sites where it had the effluent water, which they could pick up. They had accelerated the process of changing over Alameda Park to effluent water, and that would be done by early Spring. They also had some steps they were looking at within the Zoo. They thought they may have a leak in the duck pond, so they would work on repairing that. Instead of hosing everything down, they would be doing some more spot cleaning up of messes. There was a reduction of watering in the exhibits, and they were also taking the irrigation there over into effluent as well.

Mr. McCourt said staff had been working for a long time towards this as far as fixing the collection system and so on. He was sure they recalled the steps taken within the past year on the covers and liners at the reservoirs. They estimated that would save about a half million gallons per day. The areas of park they changed over from potable to effluent water was about 25 million gallons of water for last year. That was a significant reduction in use of water. Many of these things had started before he was here and some he'd been part of, but they were actively moving to assure our citizens of an adequate supply of water. Currently the reservoir was up to 75 percent. He had previously mentioned that they were having problems getting the large 100 million gallon reservoir full. Therefore, they had turned on some of the wells in order to start that filling process and make sure they were full by April 15<sup>th</sup>.

Mr. Heberle said the new 3 million and 5 million gallon reservoirs were not in service yet. He felt they would be in service within one month. Mayor Pro-Tem Van Doren asked why it was taking so long, because he was told a month ago that all they needed to do was sanitize it. Mr. Heberle believed it was taking a long time to paint them, and they would be finishing up soon.

**E. Comments by Mayor Carroll regarding Municipal Day.**

Mayor Carroll said last Thursday Mayor Pro-Tem Van Doren, Commissioner Morton, the City Manager, and he had gone to Santa Fe and visited with our local Legislators as part of the Municipal Day. They did have an opportunity to visit with our Legislators and to testify before the House Appropriations and Finance Committee on the City's request on Representative Marquardt's Bill providing funding for the continuation of our R.O. project. He wanted to take this opportunity to publicly thank our local Legislators. They were up there in Santa Fe in a very difficult Session. They had introduced a number of items for and on behalf of the City of Alamogordo. Hopefully the Session would progress to the point and the finances would be there to allow some of those measures to come to fruition. They were fortunate to have the quality of Legislators they did, and they were working hard on behalf of the citizens of Alamogordo and Otero County. He felt they were owed a debt of thanks for their dedication to their office.

**EXECUTIVE SESSION:** Adjourn into Executive Session to discuss disposition of real property, and limited personnel matters.

**Mayor Pro-Tem Van Doren moved to adjourn into Executive Session to discuss disposition of real property, and limited personnel matters. Seconded by Commissioner Morton. All voted "aye". The motion carried by a roll call vote of 7-0-0. The Meeting was adjourned at 7:56 p.m.**

The Governing Body of the City of Alamogordo, New Mexico, hereby states that its regularly scheduled meeting of February 8, 2000 was adjourned into executive session and the matters discussed in the closed meeting were limited only to those specified in the motion for closure.

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Mayor Donald E. Carroll

ATTEST:

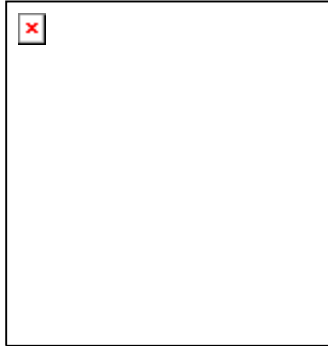
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**City Clerk Angie J. Trujillo**

**(SEAL)**

**(Prepared by Chief Deputy Clerk Teresa Y. Gutierrez)**

**Approved at the City Commission Regular Meeting of February 22, 2000.**



[City Of Alamogordo Home Page](#)

[Table Of Contents](#)

[Links & Picture Book](#)

[Return to City Clerk Home Page](#)