

# REGULAR COUNCIL MEETING AGENDA MONDAY, FEBRUARY 26, 2024 - 2:00 PM

# THE HUBBARD ROOM 123 DOWNS DRIVE RUIDOSO DOWNS, NEW MEXICO 88346

- 1. CALL TO ORDER
- 2. PLEDGE OF ALLEGIANCE
- 3. ROLL CALL
- 4. APPROVAL OF AGENDA
- 5. APPROVAL OF CONSENT AGENDA

# (The consent agenda is approved by a single motion.)

A. \*APPROVAL OF GOVERNING BODY MINUTES

\*December 11, 2023, Regular Meeting Minutes \*January 8, 2024, Regular Meeting Minutes \*January 22, 2024, Regular Meeting Minutes \*February 12, 2024, Regular Meeting Minutes

6. PUBLIC INPUT

(Citizens who wish to speak must sign the Public Input Registration Form located in the Council Chambers, prior to the beginning of the meeting. There is a 3-minute time limit to address your concerns to the Governing Body.)

- 7. COUNCILORS COMMENTS
- 8. MAYORS COMMENTS
  - A. Monthly Reports and Presentations
- 9. PUBLIC HEARING:
  - A. Sara Sorenson, on behalf of herself, Will Sorenson, Charlie Sorenson, and Mike Sorenson Appeal of The Planning Commission Approval of P & Z Case 2023-11, Approving Conditional Use to allow for a Recreational Vehicle Park at the Property located in a C-2 Zoning District.
- 10. NEW BUSINESS
  - A. Discussion and Possible Action on Approval of Agreement for the All American Park Paving and Drainage Project.

- B. Discussion and Possible Action on Approval of Change Order No. 1 to La Luz Dirt and Paving LLC to correct quantity's of basecourse on the Colonias CiF 5789 project in the amount of \$30,548.44.
- C. Discussion and Possible Action on Approval of Resolution 2024-07, a Resolution Authorizing the Submittal of an Application for the 2024-2025 New Mexico Department of Transportation Municipal Arterial Program Funds for Street and Drainage Improvements within Ruidoso Downs, New Mexico.
- D. Discussion and Possible Action on Approval of the Law Enforcement Retention Fund Grant.
- E. Discussion and Possible Action on Approval of the Creation of a Temporary Multi-Jurisdictional Hazard Mitigation Plan Advisory Committee.
- F. Discussion and Possible Action on Approval of Ruidoso Downs Beautification Committee Amended By-Laws.
- G. Discussion and Possible Action on Approval of the City of Ruidoso Downs Certificate of Records Destruction 2024-001.
- H. Discussion and Possible Action on Approval of Resolution 2024-06, A Resolution Establishing the City of Ruidoso Downs Governing Regular Council Meetings and Workshop Meetings.

### 11. ADJOURNMENT

If you are an individual who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the City Clerk's office at least one week prior to the meeting or as soon as possible.

# AGENDA MEMORANDUM

# **CITY OF RUIDOSO DOWNS**

APPROVAL OF GOVERNING BODY MINUTES -

To: Mayor Holman and Councilors

Presenter(s): City Clerk/Treasurer

Meeting February 26, 2024

Date:

Re: \*December 11, 2023, Regular Meeting Minutes

# Item Summary:

The Governing Body met in a Regular Session on December 11, 2023, Regular Meeting Minutes, and the minutes attached are the product of the proceedings.

# Financial Impact:

This item has no financial impact.

# **Recommendations:**

To approve, December 11, 2023, Regular Meeting Minutes.

# ATTACHMENTS:

Description Draft December 11, 2023, Regular Meeting Minutes

# CITY OF RUIDOSO DOWNS GOVERNING BODY, REGULAR MEETING 123 DOWNS DRIVE, RUIDOSO DOWNS, NEW MEXICO 88346 DECEMBER 11, 2023

The City of Ruidoso Downs Council met in a regular session on Monday, December 11, 2023. Mayor Holman called the regular meeting to order at 2:00 p.m. and asked Councilor Miller to lead in the Pledge of Allegiance.

# ROLL CALL

Present: Councilor Walker, Councilor Lundquist, Councilor Miller, Councilor Lacewell

# **Municipal Employees Present:**

John Underwood, City Attorney Alejandra L. Giron, City Clerk/Treasurer Joe Commander, Police Chief Robert Knight, Deputy Police Chief Mary Castaneda, Finance Director Jennet Recendez, Planning Services Director Blythe Gilmore, Court Administrator Maria Gutierrez, Assistant Court Clerk **Guests Present: 11** 

# APPROVAL OF AGENDA

Councilor Lacewell moved to postpone items A & E of the agenda to the next council meeting. Councilor Miller seconded and upon a roll call vote of the following, the motion failed. Aye: Councilor Miller, Councilor Lacewell. Nay: Councilor Lundquist, Councilor Walker, Mayor Holman.

Councilor Lacewell moved to approve the agenda as presented. Councilor Miller seconded and upon a roll call vote of all voting "aye" the motion passed.

# APPROVAL OF CONSENT AGENDA

(All matters listed under Item 5 will be enacted by one motion.)

- A. \*Notification of Late Audit for Fiscal Year 2023
- **B.** \*APPROVAL OF GOVERNING BODY MINUTES \*November 27, 2023, Regular Meeting Minutes
- C. \*APPROVAL OF MONTHLY REPORTS



**DECEMBER 11, 2023** 

\*Public Works November Report \*Police Department November Report \*Planning and Zoning November Report

**D.** \*COMMITTEE REPORTS
\*Lodger's Tax Committee November Report
\*Greentree Solid Waste Authority Committee November Report

Councilor Lundquist moved to approve the Consent Agenda as presented. Councilor Walker seconded and upon a roll call vote of all voting "aye" the motion passed.

# PUBLIC INPUT

Bonnie Richardson made comments.

# **COUNCILORS COMMENTS**

Councilor Lacewell made comments.

Councilor Miller made comments.

#### **MAYORS COMMENTS**

Mayor Holman made comments.

The Planning Services Director presented on the operations of the Planning & Zoning Department for the month of November.

The Deputy Police Chief presented on the operations of the Police Department for the month of November.

The Public Works Director presented on the operations of the Public Works Department for the month of November.

The Court Administrator presented on the operations of the Municipal Court for the month of November.

#### **NEW BUSINESS**

**A.** Discussion and Possible Action on approval of Personnel Recommendation to hire Heath Keck for the Fire Chief of the Fire Department.

Mayor Holman presented and requested approval to hire Heath Keck for the Fire Chief for the Fire Department.



Councilor Walker moved to approve the hire of Heath Keck for the Fire Chief. Councilor Lundquist seconded and upon a roll call vote of the following, the motion passed. Aye: Councilor Lundquist, Councilor Walker, Mayor Holman. Nay: Councilor Miller, Councilor Lacewell.

**B.** Discussion and Possible Action on approval of Personnel Recommendation to hire Sharon Herrera for the Utility Clerk/Administrative Assistant for the Finance Department.

The Finance Director presented and requested approval to hire Sharon Herrera for the Utility Clerk/Administrative Assistant for the Finance Department.

Councilor Miller moved to approve the hire of Sharon Herrera for the Utility Clerk/Administrative Assistant. Councilor Lundquist seconded and upon a roll call vote of all voting "aye" the motion passed.

**C.** Discussion and Possible Action on approval of Personnel Recommendation to hire Maria Gonzales for the Administrative Assistant for the Public Works Department.

The Public Works Director presented and requested approval to hire Maria Gonzales for the Administrative Assistant for the Public Works Department.

Councilor Walker moved to approve the hire of Maria Gonzales for the Administrative Assistant. Councilor Lundquist seconded and upon a roll call vote of all voting "aye" the motion passed.

**D.** Discussion and Possible Action on Adoption of Resolution 2023-27, a Resolution approving the Holiday Schedule for Calendar Year 2024.

Mayor Holman presented and requested approval to adopt Resolution 2023-27.

Councilor Walker moved to adopt Resolution 2023-27. Councilor Lundquist seconded and upon a roll call vote of the following, the motion passed. Aye: Councilor Lundquist, Councilor Walker, Councilor Miller. Nay: Councilor Lacewell.

**E.** Discussion and Possible Action on Adoption of Resolution 2023-28, a Resolution Establishing the City of Ruidoso Downs Governing Body Meetings, Committee, and Board Meetings and Public Notice Requirements.

Mayor Holman presented and requested approval to adopt Resolution 2023-28.



Councilor Lacewell moved to postpone Resolution 2023-28 to the next year. Councilor Miller seconded and upon a roll call vote of the following, the motion failed. Aye: Councilor Miller, Councilor Lacewell. Nay: Councilor Lundquist, Councilor Walker, Mayor Holman.

Councilor Walker moved to adopt Resolution 2023-28 with the amendment to include Zoom be available for the citizens to attend the meetings virtually. Councilor Lundquist seconded and upon a roll call vote of the following, the motion passed. Aye: Councilor Miller, Councilor Lundquist, Councilor Walker. Nay: Councilor Lacewell.

# **ADJOURNMENT**

There being no further business to come before the Governing Body, Mayor Holman adjourned the regular meeting at 3:17 p.m.

# MINUTES ARE DRAFT UNTIL APPROVED ON:

Passed and Approved on this 26<sup>th</sup> day of February 2024.

# **APPROVED:**

Dean Holman, Mayor

ATTEST:

Alejandra L. Giron, MMC City Clerk/Treasurer



# AGENDA MEMORANDUM

# **CITY OF RUIDOSO DOWNS**

APPROVAL OF GOVERNING BODY MINUTES -

To: Mayor Holman and Councilors

Presenter(s): City Clerk/Treasurer

Meeting February 26, 2024

Date:

Re: \*January 8, 2024, Regular Meeting Minutes

# Item Summary:

The Governing Body met in a Regular Session on January 8, 2024, Regular Meeting Minutes, and the minutes attached are the product of the proceedings.

# Financial Impact:

This item has no financial impact.

# **Recommendations:**

To approve, January 8, 2024, Regular Meeting Minutes.

# ATTACHMENTS:

Description Draft January 8, 2024, Regular Meeting Minutes

# CITY OF RUIDOSO DOWNS GOVERNING BODY, REGULAR MEETING 123 DOWNS DRIVE, RUIDOSO DOWNS, NEW MEXICO 88346 JANUARY 8, 2024

The City of Ruidoso Downs Council met in a regular session on Monday, January 8, 2024. Mayor Holman called the regular meeting to order at 2:00 p.m. and lead in the Pledge of Allegiance.

# ROLL CALL

Present: Councilor Miller, Councilor Lacewell, Councilor Proctor, Councilor Baber

### **Meeting Participants:**

John Underwood, City Attorney Alejandra L. Giron, City Clerk/Treasurer Joe Commander, Police Chief Joey Jarvis, Public Works Director

# APPROVAL OF AGENDA

Councilor Lacewell moved to amend the Agenda (See Exhibit A). Councilor Proctor seconded the motion.

The City Attorney stated a Point of Order due to the Open Meetings Act requirement to post the agenda seventy-two hours in advance to the meeting and therefore a substantial change of the agenda at the time of the meeting is out of order.

Councilor Lacewell read the City of Ruidoso Downs Municipal Code of Ordinances Section 31.02 (D) Agenda (See Exhibit C).

The City Clerk stated that Ordinance had been amended and stated to the City Attorney she had placed a copy of the amended Ordinance Section 31.02 (D) Agenda in front of him.

The City Attorney proceeded to read the amended Ordinance Section 31.02 (D) (See Exhibit B).

The motion died.

# APPROVAL OF CONSENT AGENDA

(All matters listed under Item 5 will be enacted by one motion.)

A. \*December 11, 2023, Regular Meeting Minutes

Councilor Miller moved to approve the Consent Agenda as presented. There being no Second to consider, the motion died.



# **PUBLIC INPUT**

Pam Williams made comments.

Wayne Williams made comments.

# COUNCILORS COMMENTS

Councilor Miller made comments.

# MAYORS COMMENTS

Mayor Holman had no comments.

# **ORGANIZATIONAL MEETING**

**A.** Reading of Rules of Debate from the City of Ruidoso Downs Municipal Code of Ordinances Section 31.02 (E) Rules of debate 1 through 7.

The City Attorney read the City of Ruidoso Downs Municipal Code of Ordinances Section 31.02 (E) Rules of debate 1 through 7 (See Exhibit C).

B. Election of one member to serve as Mayor Pro-Tem.

Councilor Proctor nominated Councilor Miller to serve as Mayor Pro-Tem. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

C. Confirmation of Appointed Officials.

Councilor Lacewell moved to confirm Chief of Police, not confirm and dismiss John Underwood and end his contract, and not confirm Alejandra Giron.

The City Attorney stated the motion is out of order due to the negative motion and read the state statue (See Exhibit D). He explained to Council they must comply with the Procurement code, his contract, Rules of Order, the Agenda, and the Open Meetings Act in order to take action and not create a new agenda. The agenda item is to confirm or not to confirm.

Mayor Holman entertained a motion to confirm Joe Commander as the Chief of Police.

Councilor Miller moved to confirm Joe Commander as the Chief of Police. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

Councilor Lacewell moved to confirm John Underwood. Councilor Proctor seconded and upon a roll call vote of all voting "nay" the motion failed.



Councilor Miller moved to confirm Alejandra Giron. Councilor Baber seconded and upon a roll call vote of all voting "nay" the motion failed.

D. Confirmation of Appointed Special Boards, Commissions or Committees.

Councilor Lacewell moved to confirm Misty Greathouse, Shamie Mills, and Crystal Sifuentes for the Lodgers' Tax Committee. Councilor Proctor seconded the motion and upon a roll call vote of all voting "aye" the motion passed.

Councilor Miller moved to confirm Luther Light, Celeste Beechie-Barnes, John Banks, Lamond Hurst, and Brian Roberts for the Planning & Zoning Commission. Councilor Baber seconded the motion and upon a roll call vote of all voting "aye" the motion passed.

Councilor Baber moved to confirm Walter Baber and Dean Holman as Alternate for the Greentree Solid Waste Authority. Councilor Proctor seconded the motion and upon a roll call vote of all voting "aye" the motion passed.

Councilor Miller moved to confirm Dean Holman and Joey Jarvis for the Regional Wastewater Treatment Plant Joint Use Board. Councilor Proctor seconded the motion and upon a roll call vote of all voting "aye" the motion passed.

Councilor Lacewell moved to confirm Dean Holman, Celeste Beechie-Barnes, Proctor, and Kay Stirman for the Economic Development Board listed. Councilor Baber seconded the motion and upon a roll call vote of all voting "aye" the motion passed.

Mayor Holman stated he will be accepting letters of interest for membership of the Parks and Beautification Committee.

Councilor Miller moved to confirm Joe Commander and Robert Knight for the Consolidated Dispatch. Councilor Baber seconded the motion and upon a roll call vote of all voting "aye" the motion passed.

Councilor Miller moved to confirm Joe Commander and Robert Knight for the DWI Council-Ruidoso Downs, City Council Liaison. Councilor Baber seconded the motion and upon a roll call vote of all voting "aye" the motion passed.

Councilor Proctor moved to confirm Joey Jarvis for the Ruidoso River Restoration Committee. Councilor Miller seconded the motion and upon a roll call vote of all voting "aye" the motion passed.



E. Confirmation of the Names of Persons who shall be Employed by the Municipality.

Councilor Lacewell moved to confirm of the Names of Persons who shall be Employed by the Municipality and read the list of employees (See Exhibit E) with the exception of City Court staff, City Appointed Officials, Nancy Gutierrez, and Heath Keck. Councilor Proctor seconded the motion and upon a roll call vote of all voting "aye" the motion passed.

### **NEW BUSINESS**

A. Discussion and Possible Action on Approval of Agreement between the NM DFA and City of Ruidoso Downs for the All American Park Paving and Drainage Project in the amount of \$920,000.00.

The Public Works Director presented on the Agreement.

Councilor Proctor moved to approve the Agreement between the NM DFA and City of Ruidoso Downs for the All American Park Paving and Drainage Project in the amount of \$920,000.00. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

**B.** Discussion and Possible Action on Approval of Memorandum of Understanding between the City of Ruidoso Downs and SNMEDD for Fiscal Agent Services on Capital Appropriation #23-ZH5053-44 in the amount of \$5,000.00.

The Public Works Director presented on the Memorandum of Understanding.

Councilor Lacewell moved to approve the Memorandum of Understanding. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

**C.** Discussion and Possible Action on Approval of Task Order No. 2023-03 between Dennis Engineering Co. and the City of Ruidoso Downs in the amount of \$75,000.00 exclusive of NM GRT.

The Public Works Director presented on Task Order No. 2023-03.

Councilor Proctor moved to approve Task Order No. 2023-03. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

#### ADJOURNMENT

There being no further business to come before the Governing Body, Mayor Holman adjourned the regular meeting at 3:01 p.m.



MINUTES ARE DRAFT UNTIL APPROVED ON: Passed and Approved on this 12<sup>th</sup> day of February 2024.

### APPROVED:

Dean Holman, Mayor

**ATTEST:** 

Alejandra L. Giron, MMC City Clerk/Treasurer



# EXHIBIT A

# 9. ORGANIZATIONAL MEETING

A. Reading of Rules of Debate from the City of Ruidoso Downs Municipal Code of Ordinances Section 31.02 (E) Rules of debate 1 through 7.

B. Election of one member to serve as Mayor Pro-Tem.

C. Affirmation of Resolution No. 2017-05-Resolution of the City of Ruidoso Downs Governing Body Code of Ethics

D. Discuss and Possibly Take Action on Adoption of Resolution 2024-01, a Resolution Establishing the City of Ruidoso Downs Governing Body Meetings, Committee, and Board Meetings and Public Notice Requirements.

E. Confirmation of Appointed Officials.

F. Confirmation of Appointed Special Boards, Commissions or Committees.

**G**. Confirmation of the Names of Persons who shall be Employed by the Municipality.

# 10. NEW BUSINESS

A. Discussion and Possible Action on Approval of Agreement between the NM DFA and City of Ruidoso Downs for the All American Park Paving and Drainage Project in the amount of \$920,000.00.

B. Discussion and Possible Action on Approval of Memorandum of Understanding between the City of Ruidoso Downs and SNMEDD for Fiscal Agent Services on Capital Appropriation #23-ZH5053-44 in the amount of \$5,000.00.

C. Discussion and Possible Action on Approval of Task Order No. 2023-03 between Dennis Engineering Co. and the City of Ruidoso Downs in the amount of \$75,000.00 exclusive of NM GRT.

**D**. Discuss and Possibly Take Action to Amend Retention Schedule to save all Recordings of City Council Meetings including YouTube Videos for 2 years.

E. Discuss and Possibly Take Action on personnel matters

#### CITY OF RUIDOSO DOWNS ORDINANCE 2023-01

# AN ORDINANCE AMENDING THE CITY OF RUIDOSO DOWNS CODE OF ORDINANCE TITLE III ADMINISTRATION, CHAPTER 31: CITY COUNCIL

# NOW THEREFORE BE IT ORDAINED BY THE CITY OF RUIDOSO DOWNS GOVERNING BODY THAT CHAPTER 31 BE AMENDED AS FOLLOWS WITH DELETED MATERIAL AS STRICKEN AND ADDED MATERIAL IN RED BOLD:

#### **CHAPTER 31: CITY COUNCIL**

#### § 31.02 MEETINGS; PROCEDURES.

(D) Agenda. The City Clerk/Treasurer, through the Mayor, shall prepare the agenda for all Council meetings. Requests for placement of items on the agenda shall be approved by the Mayor. All reports, communications, ordinances, resolutions, contracts, documents, or other matters to be submitted to the Governing Body shall be delivered to the City Clerk/Treasurer at least five working days prior to each meeting, whereupon the City Clerk/Treasurer shall immediately arrange a list of these matters according to the order of business. Each Councilor, the Mayor, and the City Attorney will be furnished a copy of the minutes of the last meeting prior to the Council meeting, as far in advance of the meeting as time for preparation will permit. Additional items may be added to the agenda by unanimous consent of the members of the Governing Body.

(G) Decorum.

(3) Public. While the Governing Body is in session, the members shall observe order and decorum and neither delay nor interrupt the proceedings of the Council, nor disturb any member while speaking, nor refuse to obey the orders of the Council or its presiding officer. Each person who addresses the Governing Body shall not make disruptive comments which include, but are not limited to, personal attacks, threatening remarks, repetitive remarks, slanderous remarks, derogatory remarks, profane remarks, derogatory remarks concerning personnel, or other comments or acts that disrupt the proceedings.

(H) Order of business. The order of business of the Governing Body shall be taken up for consideration and disposition in the following order:

(2) MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

(5) APPROVAL OF CONSENT AGENDA (To be used only for routine, ministerial items when the agenda is lengthy.) The consent agenda is approved by a single motion. Any member of the Governing Body may request an item to be transferred to the regular agenda from the consent agenda without discussion or vote;

(A) Approve Council Meeting Minutes (date)

(B) Approve Accounts

Payables

(C) Approve Department

Reports

(D) Approve Committee

Reports,

Ordinance 2023-01

(7) COUNCILORS COMMENTS ANNOUNCEMENTS

(8) MAYORAL MAYORS COMMENTS

Ordinance 2023-01 shall become effective five days after publication as provided by law.

**PASSED, APPROVED, and ADOPTED** this 13<sup>th</sup> day of February 2023 in regular session by the City of Ruidoso Downs Governing Body, at Ruidoso Downs, Lincoln County, New Mexico.

Dean Holmon

Dean Holman, Mayor

а С

(SÈAL) ATTEST: Giron, MMC Alejandra City Clefk Treasurer

Ordinance 2023-01

# EXHIBIT C

# Ruidoso Downs - Administration

Municipality to fill the vacancy until the next regular Municipal election, at which time a qualified elector shall be elected to fill the remaining unexpired term, if any.

(§ 3-12-3 NMSA 1978) (1988 Code, § 1-3-1) (Ord. 2001-03, passed 10-23-2001; Ord. 2002-11, passed 9-10-2002; Ord. 2022-02, passed 2-28-2022)

# § 31.02 MEETINGS; PROCEDURES.

(A) Regular meetings. The Governing Body shall by resolution determine at least annually in a public meeting what notice for a public meeting is reasonable.

(B) Special meetings. The Mayor, or a majority of the members of the City Council, may call special meetings by notice to each member of the City Council, personally served, or left at his or her usual place of business.

(C) Quorum. No action shall be taken unless a quorum is present. A majority of the members of the Governing Body shall constitute a quorum for the purpose of transacting business at any regular or special meeting where each question must be decided by a majority vote of the members present. For purposes of determining whether a quorum is present, the Mayor shall be included.

(D) Agenda. All reports, communications, ordinances, resolutions, contracts, documents, or other matters to be submitted to the Governing Body shall be delivered to the City Clerk/Treasurer at least five working days prior to each meeting, whereupon the City Clerk/Treasurer shall immediately arrange a list of these matters according to the order of business. Each Councilor, the Mayor, and the City Attorney will be furnished a copy of the minutes of the last meeting prior to the Council meeting, as far in advance of the meeting as time for preparation will permit. Additional items may be added to the agenda by unanimous consent of the members of the Governing Body.

# (E) Rules of debate.

(1) *Mayor*. The Mayor may not make or second motions, but may debate from the chair, and shall have all the privileges of the members of the Governing Body, except that he or she shall only vote when there is a tie.

(2) Councilors. Each Councilor desiring to speak shall address the presiding officer, and after being recognized, confine himself or herself to debate, avoiding personalities and indecorous language.

(3) Interruption. A Councilor, having been recognized, shall not be interrupted except to call him or her to order. If called to order, he or she shall cease speaking until the point of order is decided, after which he or she may proceed.

(4) Closing debate. The Councilor moving the adoption of an ordinance or resolution shall have the privilege of closing debate.

(5) *Reconsideration*. A motion to reconsider any action taken by the Governing Body shall be made on the day the action was taken. Such a motion shall have precedence over all other motions except a motion to adjourn and shall be debatable if the motion it refers to was debatable. The motion to reconsider may be made only by a member who voted with the prevailing side.

(6) Statement in minutes. A member of the City Council may request the privilege of having his or her statement on any subject under consideration entered in the minutes, subject to the consent of the Governing Body; provided that any member shall have the right to cause his or her reasons for dissent or protest against the action of the Council entered in the minutes without consent.

(7) Issues not covered. Robert's Rules of Order, Newly Revised shall be used by the City Council in determining any issue not covered by this section.

6

# EXHIBIT D

11/28/23, 10:59 AM

Chapter 3 - Municipalities - NMOneSource.com

# 3-11-5. Mayor; appointment of officers after election.

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A. At the organizational meeting of the governing body, the mayor shall submit, for confirmation by the governing body, the names of persons who shall fill the appointive offices of the municipality and the names of persons who shall be employed by the municipality. If the governing body fails to confirm any person as an appointive official or employee of the municipality, the mayor at the next regular meeting of the governing body shall submit the name of another person to fill the appointed office or to be employed by the municipality.

B. Any person holding an appointed office at the time of the municipal election shall continue in that office until the person's successor has been appointed and is qualified.

https://nmonesource.com/nmos/nmsa/en/item/4362/index.do#!fragment/zoupio-\_Toc148607961/BQCwhgziBcwMYgK4DsDWszIQewE4BUBTADwBdo... 1/1

a.

Name	Employee Number	Department	Jan 02, 2 Posițion	Jan 02, 2024 6:06AM
Ballard, Mark	566	Park	physer	
Becker, Kari	580	Police	Police Affron	
Cestaneda, Mary		Finance		
Chavez, Ruben I		Streets	Matheman-e Matheman-e	
Chavez, Selena	548		Claring	
Commander, Joe			Derional Politier Afficier	
Dickson, Joshue		Water Util		
Gilmore, Blythe		Court	contraction (contraction) and the second	
Giron, Alejandra	530	Administration	dio Junk City Junk	
Gonzeles, Maria	568	Garage		
Gray, Jay	475	Water Util	Matriconstruct	
Gutterrez, Mania				
Gutlerrez, Nancy		Licensing, Planning	Clerical Clarinal	
Hanshaw, Nickolas		Police	Dellar Alfree	
Horner Shame			Turkes Citted	E
lie, Sharon	580	588 Joint Water/Sewer	Clerical	EX
Jarvis, Joe	410	410 Water Utll	Utility Operator	( <b>)</b> -
Keck, Heath	587	Flre	Firefighter	
Knight, Robert	517	Police	Police	B
				17
Lewis, Mark	293	293 Water Uti	Electrician	Г
Makkonado, Calil	575	Court	Bakitr	
Malone, Nicholas	54B	Police	Politicar	E
Marton, James	144	Animal Control	Animal Control Off	Ξ
Michael, Rebecca	504	Police	Clerical	
Miller, Donna	380	380 Administration	Clerk	
Moreno, Diane	584	584 Joint Water/Sewer	Clerical	
Polaco, Eli	461	Parks	Maintenance	
Randolph, Ronnie	13	13 Parks	Laborer	
Recendez, Jennet	587	Licensing, Planning		
Snowden, Michael	453	Water Uil		
Thomson, Michael	578	Garage	Mechanic	
Valdez, Patricta	376	376 Administration	Gustodian	
VILLARREAL, CELIA	441	Police	Clerical	
Wall, Michael	580	Streets	Maintenance	

# AGENDA MEMORANDUM

# **CITY OF RUIDOSO DOWNS**

APPROVAL OF GOVERNING BODY MINUTES -

To: Mayor Holman and Councilors

Presenter(s): City Clerk/Treasurer

Meeting February 26, 2024

Date:

Re: \*January 22, 2024, Regular Meeting Minutes

# Item Summary:

The Governing Body met in a Regular Session on January 22, 2024, Regular Meeting Minutes, and the minutes attached are the product of the proceedings.

# Financial Impact:

This item has no financial impact.

# **Recommendations:**

To approve, January 22, 2024, Regular Meeting Minutes.

# ATTACHMENTS:

Description Draft January 22, 2024, Regular Meeting Minutes

### CITY OF RUIDOSO DOWNS GOVERNING BODY, REGULAR MEETING 123 DOWNS DRIVE, RUIDOSO DOWNS, NEW MEXICO 88346 JANUARY 22, 2024

The City of Ruidoso Downs Council met in a regular session on Monday, January 22, 2024. Mayor Holman called the regular meeting to order at 2:00 p.m. and asked Councilor Miller to lead in the Pledge of Allegiance.

### ROLL CALL

Present: Councilor Miller, Councilor Lacewell, Councilor Proctor, Councilor Baber

#### **Meeting Participants:**

John Underwood, City Attorney Alejandra L. Giron, City Clerk/Treasurer Jennet Recendez, Planning Services Director Joe Commander, Police Chief Joey Jarvis, Public Works Director Heath Keck, Fire Chief

Meeting Participants via Phone: Mary Castaneda, Finance Director Meeting Participants via Zoom: Lori Plant, Municipal Judge

### APPROVAL OF AGENDA

Councilor Lacewell moved to approve the agenda with the postponement of Items D & E until next month. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

# APPROVAL OF CONSENT AGENDA

(All matters listed under Item 5 will be enacted by one motion.)

### A. \*APPROVAL OF GOVERNING BODY MINUTES

\*December 11, 2023, Regular Meeting Minutes \*January 8, 2024, Regular Meeting Minutes

# B. \*APPROVAL OF MONTHLY REPORTS

\*Public Works December Report \*Fire Department December Report \*Planning and Zoning December Report

# C. \*COMMITTEE REPORTS

\*Planning and Zoning Commission December Report \*Greentree Solid Waste Authority Committee December Report



Councilor Miller moved to approve the Consent Agenda as presented. There being no Second to consider, the motion died.

#### PUBLIC INPUT

Wayne Williams made comments.

Brian Roberts made comments.

Bonnie Richardson made comments.

Pam Williams made comments.

Beth Miller made comments.

Lori Plant made comments.

### COUNCILORS COMMENTS

Councilor Lacewell moved to have her statement be entered into the minutes. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

Councilor Lacewell read her statement (See Exhibit A).

Councilor Miller made comments.

#### MAYORS COMMENTS

Mayor Holman had no comments.

A. Monthly Reports and Presentations

The Planning Services Director presented on the operations of the Planning & Zoning Department for the month of December.

The Public Works Director presented on the operations of the Public Works Department for the month of December.

The Fire Chief presented on the operations of the Fire Department for the month of December.

#### **NEW BUSINESS**

**A.** Discussion and Possible Action on Appointment of Brian Roberts for the Economic Development Board Vacancy.



Councilor Proctor moved to approve the Appointment of Brian Roberts for the Economic Development Board. Councilor Miller seconded and upon a roll call vote of all voting "aye" the motion passed.

**B.** Discussion and Possible Action on Adoption of Resolution 2024-01, a Resolution Approving the Budget Adjustment Requests for the Second Quarter of the 2024 Fiscal Year.

Councilor Lacewell moved to approve Resolution 2024-01. Councilor Miller seconded.

Councilor Proctor moved to postpone the first two-line items (10-42-41040 and 10-42-42050) on page 1 of the budget adjustments (See Exhibit B) until discussion is held between the Municipal Judge and Finance Director. Councilor Miller seconded and upon a roll call vote of all voting "aye" the motion passed.

Mayor Holman called for a brief recess at 4:03 p.m. and reconvened the meeting back at 4:20 p.m.

Councilor Lacewell moved to temporary postpone item B under New Business after item L under New Business. Councilor Proctor seconded and upon a roll call vote of all voting "aye" the motion passed.

**F.** Discussion and Possible Action on Approval of White Sands Construction Proposal for HVAC Maintenance on existing units in the Museum through State of NM Price Agreement in the amount of \$82,948.75.

Councilor Lacewell moved to approve the White Sands Construction Proposal for HVAC Maintenance on existing units in the Museum through State of NM Price Agreement in the amount of \$82,948.75. Councilor Proctor seconded and upon a roll call vote of all voting "aye" the motion passed.

**G.** Discussion and Possible Action on Approval of White Sands Construction Proposal for Restroom Repairs in the Museum through State of NM Price Agreement in the amount of \$24,746.60.

Councilor Proctor moved to approve the White Sands Construction Proposal for Restroom Repairs in the Museum through State of NM Price Agreement in the amount of \$24,746.60. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

**H.** Discussion and Possible Action on Approval of White Sands Construction Proposal for Green Room Floor Repairs in the Museum through State of NM Price Agreement in the amount of \$75,741.95.



Councilor Baber moved to approve the White Sands Construction Proposal for Green Room Floor Repairs in the Museum through State of NM Price Agreement in the amount of \$75,741.95. Councilor Proctor seconded and upon a roll call vote of all voting "aye" the motion passed.

**I.** Discussion and Possible Action on Approval of White Sands Construction Proposal for HMAW Lobby Drywall Repairs through State of NM Price Agreement in the amount of \$46,186.31.

Councilor Baber moved to approve the White Sands Construction Proposal for HMAW Lobby Drywall Repairs through State of NM Price Agreement in the amount of \$46,186.31. Councilor Miller seconded and upon a roll call vote of all voting "aye" the motion passed.

J. Discussion and Possible Action on Approval of Unusable and Obsolete items to Auction on Gov. Deals Website.

Councilor Miller moved to approve the Unusable and Obsolete items to Auction on Gov. Deals Website. Councilor Proctor seconded and upon a roll call vote of all voting "aye" the motion passed.

**K.** Discussion and Possible Action on Approval of Change Order No. 1 between Bixby Electric and the City of Ruidoso Downs.

Councilor Proctor moved to approve Change Order No. 1 between Bixby Electric and the City of Ruidoso Downs. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

L. Discussion and Possible Action on Approval of the Agreement between WH Pacific and the City of Ruidoso Downs for the Asset Management Plan for the City's Wastewater System in the amount of \$49,776.00 including GRT.

Councilor Baber moved to approve the Agreement between WH Pacific and the City of Ruidoso Downs for the Asset Management Plan for the City's Wastewater System in the amount of \$49,776.00 including GRT. Councilor Miller seconded and upon a roll call vote of all voting "aye" the motion passed.

Councilor Baber moved to resume discussion and possible action of item B. Councilor Proctor seconded and upon a roll call vote of all voting "aye" the motion passed.

**B.** Discussion and Possible Action on Adoption of Resolution 2024-01, a Resolution Approving the Budget Adjustment Requests for the Second Quarter of the 2024 Fiscal Year.



Councilor Proctor moved to adopt Resolution 2024-01 with the exception of the Courts line items. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

**C.** Discussion and Possible Action on Adoption of Resolution 2024-02, a Resolution Authorizing Signatures for the City of Ruidoso Downs Accounts with all Financial Institutions Within the Surrounding Areas of the Municipality.

Councilor Lacewell moved to adopt Resolution 2024-02 with the removal of Temporary. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

### ADJOURNMENT

There being no further business to come before the Governing Body, Mayor Holman adjourned the regular meeting at 5:00 p.m.

### MINUTES ARE DRAFT UNTIL APPROVED ON:

Passed and Approved on this 26<sup>th</sup> day of February 2024.

**APPROVED:** 

Dean Holman, Mayor

ATTEST:

Alejandra L. Giron, MMC City Clerk/Treasurer



# EXHIBIT A

City Clerk: Please see that my comments are verbatim and included "for the record" in the minutes for this meeting.

To the citizens of Ruidoso Downs:

At the "Meet the Candidates" public forum October 2023 the question was brought up about moving the meeting time of our city council meetings back to 5:30 PM, and <u>every candidate</u> at the forum agreed that if they were elected, they would change the time to 5:30 PM to allow our working citizens to attend the meetings.

SO here we are still meeting at 2:00 -

NM State Statute § 10-15-1 (2021) letter "D" requires that "The affected body shall determine at least annually in a public meeting what notice for a public meeting is reasonable when applied to that body."

This City Council, this Governing Body (consisting of these 4 individual councilors) is the "affected body" and we are required to determine when we will have public meetings, yet this mayor is blocking us from fulfilling the requirements of that state statute.

Additionally, at the last city council meeting, this governing body, under NM State Statute § 3-11-5 (A) (2021), did not confirm 2 appointive officials and 2 employees of the municipality, so this mayor is required by that same statute to: ..."submit the name of another person to fill the appointed office or to be employed by the municipality" at this meeting, yet he has failed to put that on the agenda.

As a Governing Body, we are trying to do what we were elected to do for the good of the city and the will of the citizens of the city of Ruidoso Downs, but this mayor is intentionally blocking us, and is negligent in fulfilling his oath of office by acting contrary to state statutes.

Smith Engineering Company smithengineering.pro Terry -Please give this to the city Clerk after "Councilors" Comments"

RECEIVED JAN 2 2 2024 CITY OF RUIDOSO DOWNS

# EXHIBIT B

CITY OF RUIDOSO DOWNS

#### Budget Journais - w cross ref dfa BUDGET ENTRIES JOURNAL (BUDGET) Period: 8/31/2023 (08/23)

Page: 1 Jan 17, 2024 01:48PM

Report Criteria: Total By Reference Number and Date

Date	Payee or Description	Account Number	Cross Reference Account	Account Title	Debit Amount	Credit Amount
18/31/2023 19/13/2023 19/13/2023 19/13/2023	BUD ADJ BUD ADJ	10-42-41040 10-42-42050 31-30-37130 31-40-48020	11000-1009-51040 11000-1009-52030 21100-0001-47110 21100-3001-58020	Part-time Positions- Insurance Law Enforcement (D Cap Out-Vehicles	1,040 00 2,266,00 2,400.00	2,400.00-
ocuments:	4 Transactions: 4			-	5,706.00	2,400,00-

Total BUDGET:

\*\*\* Journal is out of balance: \$ 3,306.00 \*\*\*

2,400.00-5,706.00

Total B23:

CITY OF RU	idoso downs		Budget Journals - w cross ref BUDGET ENTRIES JOURNAL (BL Period: 9/30/2023 (09/23)			Page: Jan 17, 2024 01:48PM
Date	Payee or Description	Account Number	Cross Reference Account	Account Title	Debit Amount	Credit Amount
09/14/2023	BUD ADJ	34-45-49040 29-40-46040	21400-2002-56090	Entry Sign Uniforms	<b>4,600.00</b> 2,000.00	2,000,00-
09/19/2023	BUD ADJ	29-40-44010	20900-3002-54010	Building Maintenanc		2,000.00
	3 Transactions: 3 BUDGET:			-	6,600.00	2,000.00-

Total 923:

\*\*\* Journal is out of balance: \$ 4,600.00 \*\*\*

6,600.00 2,000.00-

CITY OF RUI	IDOSO DOWNS		Budget Journals - w cross ref d BUDGET ENTRIES JOURNAL (BU Pariod: 10/31/2023 (10/23)			Jan 17, 2024 01:48P
Daie	Payee or Description	Account Number	Cross Reference Account	Account Title	Debit Amount	Credit Amount
10/31/2023 10/31/2023	BUD ADJ BUD ADJ	20-30-36057 20-40-47011	21220-0001-47120 21220-3001-51020	LER PD DFA LER PD SALARIES	150,000.00	150,000.00-
	2 Transactions: 2			9	150,000.00	150,000.00-
Total 1				2	150,000.00	150,000.00-

CITY OF RUIDOSO DOWNS		Budget Journals - w cross ref dfa BUDGET ENTRIES JOURNAL (BUDGET) Period: 12/31/2023 (12/23)				Page: Jan 17, 2024 01:48F
Date	Payee or Description	Account Number	Cross Reference Account	Account Title	Debit Amount	Credit Amount
12/31/2023 12/31/2023	BUD ADJ BUD ADJ	29-30-37127 29-40-48052	20900-0001-47499 20900-3002-58080	SFMO-10252023 Cap Out-BRUSH T	293,526.00	293,526.00-
	2 Transactions: 2				293,526.00	293,528.00-
Total E Total 1	3UDGET:				293,526.00	293,526.00-
	Grand Totals:				455,832.00	447,926.00-

Report Criteria:

Total By Reference Number and Date

# AGENDA MEMORANDUM

# **CITY OF RUIDOSO DOWNS**

APPROVAL OF GOVERNING BODY MINUTES -

To: Mayor Holman and Councilors

Presenter(s): City Clerk/Treasurer

Meeting February 26, 2024

Date:

Re: \*February 12, 2024, Regular Meeting Minutes

# Item Summary:

The Governing Body met in a Regular Session on February 12, 2024, Regular Meeting Minutes, and the minutes attached are the product of the proceedings.

# Financial Impact:

This item has no financial impact.

# **Recommendations:**

To approve, February 12, 2024, Regular Meeting Minutes.

# ATTACHMENTS:

Description Draft February 12, 2024, Regular Meeting Minutes

# CITY OF RUIDOSO DOWNS GOVERNING BODY, REGULAR MEETING 123 DOWNS DRIVE, RUIDOSO DOWNS, NEW MEXICO 88346 FEBRUARY 12, 2024

The City of Ruidoso Downs Council met in a regular session on Monday, February 12, 2024. Mayor Holman called the regular meeting to order at 2:00 p.m. and asked Councilor Proctor to lead in the Pledge of Allegiance.

# ROLL CALL

Present: Councilor Proctor, Councilor Baber, Councilor Miller, Councilor Lacewell

# **Meeting Participants:**

Meeting Participants via Zoom: Wendy Blackwell, Hazard Mitigation Rep.

John Underwood, City Attorney Alejandra L. Giron, City Clerk/Treasurer Joe Commander, Police Chief Robert Knight, Deputy Police Chief Nicholas Malone, Patrol Officer Jennet Recendez, Planning Services Director

# APPROVAL OF AGENDA

Mayor Holman entertained a motion to approve the agenda.

Inaudible.

Councilor Miller moved to approve the Agenda as presented. There being no Second, the motion died.

# APPROVAL OF CONSENT AGENDA

(All matters listed under Item 5 will be enacted by one motion.)

A. \*APPROVAL OF GOVERNING BODY MINUTES \*December 11, 2023, Regular Meeting Minutes \*January 8, 2024, Regular Meeting Minutes \*January 22, 2024, Regular Meeting Minutes

Inaudible.

Councilor Miller moved to approve the Consent Agenda as presented. There being no Second, the motion died.



Mayor Holman stated, "No Second that brings us to Public Input. Any citizen who would like to address the governing body."

Councilor Lacewell stated (Inaudible).

Mayor Holman stated (Inaudible).

Councilor Lacewell stated (Inaudible).

Councilor Proctor stated, "I'll second that."

Mayor Holman stated, (Inaudible).

The City Clerk stated, "Councilor Miller."

Councilor Miller stated, "Aye"

The City Clerk stated, "Councilor Proctor."

Councilor Proctor stated, "Aye"

The City Clerk stated, "Councilor Baber."

Councilor Baber stated, "Aye"

The City Clerk stated, "Councilor Lacewell."

Councilor Lacewell stated, "Aye"

The City Clerk stated, "Motion carried."

Inaudible.

# PUBLIC INPUT

Pam Williams stated, "Good afternoon, my name is Pam Williams. I am wondering why our city administration refuses to listen to the citizens of Ruidoso downs. We ask that our City Council meetings return to 5:30 p.m. We ask that our votes return to being controlled by our city, not the county. It's not about what is convenient for all of you. This is about our citizens. I still feel it's important that our city government should be investigated, a deep forensic audit and even more so now. All Departments money disappeared under the last administration, you say. Without having a balance sheet, we're working blindfolded. I feel we have elected city councilors with



ethics. I'm not so confident in our mayor, clerk, and lawyer. Our mayor came into power and gave the control to an inexperienced Clerk, who depended upon the lawyer.

Mayor Holman stated, (Inaudible).

Pam Williams stated, "But this is the truth."

Mayor Holman stated, (Inaudible).

Pam Williams stated, "Yes, sir and I'm abiding."

Mayor Holman stated, "No you're not."

Pam Williams stated, "Yes, I am. We elected new city councilors and you refuse to allow them a voice. You are corrupt. You do not own the city and you do not have control. You cannot ignore the legislative branch. We expect this administration to follow all the laws of our city and follow the employee manual completely. You must not pick and choose which rules you follow. No one is above the law. There are state statutes that must be followed also. You must allow our city councilors to do their job. You must step up and be honest with our citizens or step down.

Mayor Holman stated "Mr. Williams."

Wayne Williams stated, "Yes, sir."

The City Attorney stated, "May I ask if, if the comments that you have that you're going to state orally or in writing if you mind give me those, those written comments for the purposes so that she can be sure and hold those for saving.

Wayne Williams stated, "No, mine is not in writing."

The City Attorney stated, "ok."

Wayne Williams stated, "My name is Wayne Williams, uh, good afternoon ladies and gentleman, uhm. It seems like how soon we forget some twenty years ago, we started to get involved in city council meetings and what runs with the city and it was ah over by Joyce's house sitting in her kitchen table along with Jody's parents and ah several other people that we tried to get the mayor elected to the city council. And, there was no hate at the at the people who were holding those offices at the time. There was no hate at all. I don't allow hate in my house. Ok, the last meeting, the mayor looked right at this side of the table room over here and called us a bunch of haters. You know, we're going to let that slide because I don't know whether its ignorance or you don't know the difference between that and, and frustrated voters. But a little



fair warning Mr. Mayor choose your words softly and use a little common sense and respect when you're addressing my wife because I ain't going to let it slide again. Is that understood?

Inaudible.

Mayor Holman stated, "Those are some inaccurate statements. You know I can remember when you stood right there and said Dean Holman is the only councilor worth anything sitting up there. I thank you for that. (Inaudible) Ok, do we have anyone else. Hey Bonnie."

Bonnie Richardson stated, "Mayor and Trustees, my name is Bonnie Richardson. I am a longtime resident of Ruidoso Downs and I've ran across this, under General Provisions under chapter 32, City Officials. I don't know what you call it. It's a rule book, a blue book."

A lady stated, "ordinances."

Bonnie Richardson stated, "Ordinances. Ok, thank you. Ahh it it tells who the appointed officers of the city are and uh underneath that it has appointment terms. It says 'At an organizational meeting of the city council, which this year would've been January the eighth, which shall be held every two years following what used to be the March election. The mayor shall immediately submit for confirmation by the city council the names of persons who shall fill various appointive offices of the city or shall serve as members of the various special boards, commissions, or committees of the city.' To me, this does not mean that you have to give a seventy-two-hour notice for anything from your new council. This is a standing two-year provision of the city ordinances. Thank you."

Mayor Holman stated, "Thank you, Bonnie. Do we have anybody else that's going to, ok. Would you be sure and state your name please?"

Mistie Greathouse stated, "Hello everyone, I'm Mistie Greathouse. I am from the Hampton Inn here in town and I am also ah on the Lodgers' Tax Committee. I am coming to you guys because one of our long-term members did not get reappointed this year and we're very concerned about this. We have already had to postpone our first meeting this year because we did not have a quorum. Uhm, all of us have full-time jobs and kids that we have to attend to. So, our member that was not reappointed was like our go to person to be able to attend the meetings. She is very valuable to our committee. She does all of our extra research and stuff for us since we are busy with work and kids and everything. So uhm, now we're shorthanded, uhm it's very hard for us to have a complete forum. Uhm, we're now two people short on our committee. We've been trying to fill one spot on our committee for the last two years. Both of the people you have appointed to our committee we've never even seen. Never showed up to a meeting. Never contacted us, anything. So, taking her out was, I believe uncalled for and we would really like you guys to


revisit her appointment uhm because, you know we've really needed her and it's not like we've really had anybody else, you know."

Mayor Holman stated, "Thank you for that information. It may be something that I overlooked."

Mistie Greathouse stated, "Ok, thank you very much." Mayor Holman stated, "Oh my goodness."

Gary Williams stated, "Yeah! I'm never here what's up with that."

Mayor Holman stated, "Mayor, mayor."

Gary Williams stated, "Gary Williams, good afternoon. Resident of the city and I wasn't available to congratulate the newly elected and re-elected Councilors. Welcome, glad to have you here. I believe this ah, with your presence here the city can move out of the shadow of darkness into the light. City Council, at the organization meeting in January, voted to re-ahh to have the appointed employee from the City Clerk's office not detain and the council needed to have a name of an individual presented to them so that they could follow through of their obligation to fill that position. That has not been done. We've gone to two meetings now and no name has been presented to Council for them to continue doing what they were voted to do. That is to put employees in positions and right now that's not happening. And I'm a little dismayed by that, the fact that there's no working relationship between the executive and the legislative bodies. Their responsibility and obligation of the executive board is to make me, as a citizen, believe and trust to do and that has not happened. And as long as you continue this effort, the city will not flourish and will not move forward. You have an obligation. The Council the executive Council to present a name to the legislative body, council has an obligation to approve for that position to be filled so the city government can function at the high level as we as citizens expect. And the services that are provided are of high quality. You were all voted in to do the job and right now it's not happening. And I'm sitting back there and I don't want to say anything but I got to say something because if it's not brought up then people will not know what is going on here. You have an obligation, again, under the rules of the city, to do your job from the executive to legislative, work together to get it done so the city can move forward. And then people can look at us and say that's a well-oiled machine that's happening here in the City of Ruidoso Downs. Gentleman, ladies, like that one individual mentioned and is (inaudible) was saying, get it done. Yes, get it done."

Mayor Holman stated, "Thank you, mayor. Anyone else want to address the governing body? Ok, Councilor Comments. Councilors?"

## **COUNCILORS COMMENTS**

Councilor Lacewell stated, "Do you want to go first, Judy?"



Councilor Miller stated, "Yeah, I kind of, Mayor, if it's, ok? I kind of have to agree with Jerry some. Jerry, I'm sorry, Gary! It's close, that was close. Anyway, I have to agree with him that we need communication. We don't have communication here. I don't have communication. A little bit with the mayor because he did call me the other day, but I'm not welcome at city hall and I don't like that. I have to ask to come in. I have to make an appointment. I never know where I'm going to be from one point to the next because I'm a caregiver. But I would like to come in when I have time and that's not allowed. And also, we need to learn our ordinances. We all need to get together on it. We all need to learn our state statutes, not just somebody's opinion. We need to learn them and that's communication and that also will help our city flourish and it will also help our residents if we are all on the same page. And I don't like people that don't talk to me. I like them but I don't like their actions and people that don't talk to me or ignore me because I'm here for the good of the residents. They are the ones that hire and fire us. They're the ones that say who gets up here, is our residents. They're our boss. Nobody else is my boss, but these residents and I plan to be there for them for the good of this town and for the good of our residents and that's the oath I took. Now I don't understand why we can't communicate, we're humans. One phrase Jimmy always said dogs bark and bite and get mad, humans know better. You know, so I want communication. I want a workshop on our, on our, state statutes also on our Ordinances. So, we are all on the same page and that's all I'm asking. I don't like this feeling of people not communicating because that's our job. So, thank you everybody and I hope we can do that, hope we can start communicating."

Mayor Holman stated, "I'll ask you since you and I have been here the longest and you will remember just a yes and no answer, ok?"

Councilor Miller stated, "ok."

Mayor Holman stated, "You remember when ahh a former Mayor Williams refused to appoint ahh Carol Virden as uhm the City Clerk and she was in limbo for two years. Do you remember that?"

Councilor Miller stated, "I remember that but he brought a name forward and we didn't agree on it so she stayed as our clerk."

Mayor Holman stated, "Oh well sounds to me like there's always been some problems with the Council. Small town, that happens."

Councilor Miller stated, "Yeah, but there's no reason for it."

Mayor Holman stated, "No."



Councilor Miller stated, "We need to get on the same page. I would like to have a workshop or a special meeting just on our ordinances and hear everybody's opinion because we're the ones that make those ordinances at this time and not somebody's opinion on how it works, the actual state statute. And if we want to change something that can be done to a degree, I think but not that we can go totally against the state statute. So, we have to get together and we have to be able to talk to each other. We have to be able to listen to each other, but most of all we have to go by state statutes. So, thank you and I think you will."

Mayor Holman stated, "Yes, Councilor Proctor."

Councilor Proctor stated, "Hey if we've, ought to get this started first of all we have to be on the agenda before we can do our job here, period. Ok, I'm going to leave it there. I've got one vote. Ok, each councilor has got one vote, but we can't vote on something that you've asked us to do if we can't put it on the agenda. A workshop has even been looked at as favorable even on the people up there in Santa Fe. They think it's a good idea. Ah, I've discussed this ah with our mayor. He's, I'm not going to use the word considered it, you're looking into it to make possibly (inaudible). The meetings, we don't know the, the times that it, our agenda is gotten out to us. I do think that is on our agenda today to vote on it, if I'm not mistaken, but give us time to, for what it's worth this is our third meeting. I'm not going to say we can work all the kinks out but we can surely straighten some of it out. Be patient with us, while we're being patient with our government and it's, it's The way I look at it, fix the things you can fix, leave the things alone that you can't fix and may God give us the knowledge to know the difference between the two. All of this we're talking about today is fixable and we can fix it. Thank you."

Mayor Holman stated, "Just so everyone will know, and Councilor Miller. I'm down here more than any mayor by far has ever been. And do you remember when ah you thought maybe ah I was never here and I asked the Police Chief. Several people, several people that said mayor you're here every day, most of the day. Sometime you're not, not aware of it and I'm going to spend some less time because I'm down here way, way too much. Uhm, the reason you need to make an appointment, here's a good example, I was in Las Cruces today at the dermatologist and he drilled so far, I looked on this side to see if he came through. Its throbbing like heck, but I made a point to get back. But if you come down here and I have a doctor's appointment in Las Cruces, I'm like anybody I ahh there's times when I have obligations. I won't be here and ah then you're really going to be mad."

Councilor Miller stated, "I won't."

Mayor Holman stated, "You have, you have pretty good patience with me. Ok, so anymore, Councilor."



Councilor Lacewell stated, "Yes mayor, thank you. This is to the citizens of Ruidoso Downs. A month ago, on January 8, 2023 this City Council did not confirm four individuals who are being paid by you, the citizens of Ruidoso Downs. However, I believe you and we are paying over \$313,536.00 a year to just these four people. Two of these people are appointed officials. The other two are employees. The mayor failed to obey the laws of New Mexico when he failed to present four names to replace these four people on January 22, at the City Council meeting. He may not submit the same names as the people that were not confirmed. So eventually, all of these individuals will not be drawing a paycheck from the City of Ruidoso Downs. Last week a Supreme Court Justice declared that "shall" is mandatory. New Mexico statute 3-11-5 (a) says in part, if the governing body fails to affirm, to confirm any person as an appointed official or employee of the municipality, the mayor, at the next regular meeting of the governing body, shall submit the name of another person to fill the appointed office or to be employed by the municipality. Shall is mandatory. Also, a month ago, on January 8, 2023, this City Council was denied the responsibility we have been assigned by law. New Mexico state statute 3-12-3, under governing body powers and duties, states that the governing body shall determine the time and place of its meeting. Which shall be open to the public and determine the rules of its own meeting. The City of Ruidoso Downs ordinance 31.02 states City Council shall determine the time and place of holding its meeting and shall be open to the public and determine the rules of its own procedure. Mayor Holman is denying our responsibility, by law, to the power and duty of our position as the governing body of Ruidoso Downs. We were denied this duty a second time at the last City Council meeting on January twenty second and a third time today. All four of our councilors have submitted requests to be on the last two agendas but this mayor will not allow any of the councilors to put something on the agenda. He is exercising unreasonable and unauthorized legislative power over the City Council and he is preventing the City Council from addressing important issues because we cannot discuss or act, and we cannot act on anything that he refuses to put it on the agenda. Its unprecedented agenda control is a threat to our local democracy and to civil discussion. I believe we're going to have to seek outside legal advice to force this mayor to obey the law."

Mayor Holman stated, "Any other Councilors? There are two things in a conversation with Councilor Proctor. We will be I have directed the Finance Director to give monthly reports that's never been done before. We haven't done it before but she will be giving monthly reports just like the Directors do. The other thing I mentioned in the conversation and I think uh, Councilor Proctor will say 'yes, that did happen." I told him, I said I really don't care when we meet. I don't care, doesn't make me any difference. So, I did I did let him know and he can pass that on to you guys. I don't care. There's, there's good things about both. There's bad things, or it's a tradeoff either way you do on it. Whatever you want to do on that time meeting, that's fine with me. I just live two blocks from here. I can, I got a four-wheel drive. So, I can get there. Ok, no other, no other comments from Councilors?"



Councilor Proctor stated, "I don't. The only thing is that, its not so much us that what we want. We don't have a choice on what we want. Those people out there tell us what they want and we are trying to abide by that, mayor."

Mayor Holman stated, "Ok."

Councilor Proctor stated, "But, I will tell, I will tell that. The mayor stopped me the other day. I was in here turning in some paperwork into the Finance Clerk and he asked if I wanted my time and sat down with him and he discussed some of this stuff with me and I had left him a comment that half of us bare no rope at all. So, if we can meet half way and come to some kind of agreement, it will make Council accomplishment in getting a little of what you've asked for as citizens. If we get to half loaf, next time maybe we can get a little bit more of the loaf and keep going by that. If you'd still like to see the meetings at 5:30 in the evenings, I'm sure that we can."

Mayor Holman stated, "Absolutely."

Councilor Proctor stated, "Work on that. Inaudible."

Councilor Lacewell stated, "Not on this agenda."

(Inaudible)

Councilor Proctor stated, "Probably meeting agenda and packet procedures."

Mayor Holman stated, "Ok, having no more comments from Councilors, we'll move on."

### MAYORS COMMENTS

Mayor Holman stated, "No comment from the mayor. I've already told you about the Finance Director we'll be ah doing the monthly reports."

### **UNFINISHED BUSINESS**

**A.** Discussion and Possible Action on Adoption of Resolution 2024-03, a Resolution of the City of Ruidoso Downs adopting the 2023 Lincoln County Multi- Jurisdictional Hazard Mitigation Plan Update.

Mayor Holman stated, "Are you going to do that?"

The Planning Services Director stated, "Yes."

Mayor Holman stated, "Ok."



The Planning Services Director stated, "Mayor, members of Council."

Councilor Lacewell stated, "Excuse me, I'm sorry. Are we doing this without a motion?"

The City Attorney stated, "Let me discuss that for a second and see which way we, that you all would rather go because there's been some confusion."

Mayor Holman stated, "Yeah."

The City Attorney stated, "In the past, what I've always done was allowed the presenter to make the presentation, and then have the motion following that. Then about two months, three months ago we changed that and said 'well let's go ahead and have the motions first and then the discussion.' And so, I think its caused some confusion because we had one way of doing it before and one way of doing it after. It doesn't. I've reviewed Roberts Rules of Orders. Its, its doesn't matter so far as the fact that, as long as it gets done. And if it's y'alls desire that you have the presenter make the presentation before making the motion, you have to understand that by making the motion by making a second, doesn't mean that you're in favor of that action. It just means that you're moving the action on to debate, where you can ask questions and so forth and so on. So, that's something that, whatever y'all are most comfortable with doing. It works either way. The main purpose of this is to try and so that everybody knows who's on first, so."

Councilor Lacewell stated, "At the, at the last."

Mayor Holman stated, "Alright, this'll be the same, same thing. I don't care about the meeting times. I don't care about this topic either. Whatever you want to do, it's no problem."

Councilor Lacewell stated, "Mayor, I have attended three parliamentary procedure meetings and both these gentlemen attended the same training in Santa Fe and the expert on that, ah Senator Daniel (inaudible) DeSoto says that the proper procedure is to make a motion and a second and then start the discussion."

The City Attorney stated, "And I'm, I'm saying the same thing. The issue is whether or not, Jennet's presentation, or Joey's presentation, or whoever's presentation is part of the discussion because the discussion is usually considered to be the discussion between the Councilors and the Councilors asking the presenters questions, but as long as everybody understands where we are. It's ah ok. All I'm saying is the presenters making a presentation for you all to make a motion on and if you want a motion made before the presenter presents ah that's fine too."

Councilor Lacewell stated, "Well I move that this particular item be deleted off the agenda because I spoke to the state representative and uhm, I know Jennet's going to agree with this.



This is not supposed to be something for the Councilors to look at and talk about. It was supposed to be an actual, uhm give me the word."

Councilor Miller stated, "A public hearing."

Councilor Lacewell stated, "A public hearing."

The Planning Services Director stated, "It was back in, it was the (inaudible)."

Inaudible, multiple speakers at the same time.

Councilor Lacewell stated, "A different part of this thing. It was supposed to be a Public Hearing according to Wendy. Hey, Wendy Blackwell is up there right now."

The Planning Services Director stated, "Yup, she is."

The City Attorney stated, "Ok, Wendy could you explain the situation on the Public Hearing please?"

Wendy Blackwell stated, "Certainly. Can you hear me, ok?"

Mayor Holman stated, "Yes."

Wendy Blackwell stated, "Yeah, oh excellent. Ok. So, my name is Wendy Blackwell. I work with SWCA environmental consulting and we're the contractor that was hired by the Village of Ruidoso to update the County wide Hazard Mitigation Plan. So, City of Ruidoso Downs is one of the six communities, ah, five incorporated and then the county, to come forward to adopt the plan. And the federal regulations that do talk about this concept of the public involvement, it requires two times that the community can is supposed to be able to have an opportunity to comment. And I went back and looked at the regulations and specifically what it says is this is forty-four CFR Section 201.6 on local mitigation plans and what it says is. Under the planning process, an open public involvement process is essential to the development of an effective plan in order to develop a more comprehensive approach to reducing the effects of natural disasters, the planning process must include an opportunity for the public to comment on the plan during the drafting stage and prior to plan approval. So, the comment during the drafting stage was last summer, when we had a public meeting, but we also had an opportunity to have people look at the plan itself and provide comments. And then these adoption hearings would be the second opportunity for the public to comment. Uhm, but I think, I think I misspoke when I said the term 'public hearing" was required. What I just read to you is the federal requirement. And so, the other communities that adopted, at least I spoke with the Village of Ruidoso today, and they confirmed they had the adoption hearing they used the public comment period for the meeting,



the general meeting, as an opportunity for anyone to come forward with concerns. So, I think it's, it's up, Jennet does that, does that make sense is that what, you wanted me to explain?"

The Planning Services Director stated, "Yes."

The City Attorney stated, "And so, in that regard, and I also talked among the Village of Ruidoso today to see how they have done it. They did it exactly like this. And so, I thought it would be most appropriate to allow the public to comment once Jennet makes her presentation, ahh and allow public comment on that and then to. What I'm saying is then to have the motion so the Councilors could have the opportunity to have their discussion and to question Jennet. So, at any rate the public will have the opportunity today, to make the comments on the plan which I believe are all federal regs require."

Councilor Proctor stated, "Mayor?"

Mayor Holman stated, "Yes, sir."

Councilor Proctor stated, "So, Councilor what you, ah, what you're getting at is once the presentation is made by the P and Z Director, then the audience can question the P and Z Director on what they might not understand (inaudible). Now this thing is about this thick."

The City Attorney stated, "I know."

Councilor Miller stated, "It is."

Councilor Proctor stated, "I've got two of them now. Ok, and its about this thick. So, and I haven't completely read through it, but it was drafted by FEMA and put together and, and it's been adopted by, by the, I think its five of the other agencies."

The City Attorney stated, "I think we're the only one that hasn't adopted it."

Councilor Proctor stated, "That's correct and. So, I just wanted to clarify that the audience would be able to ask questions about what Jennet is fixing to speak about."

The City Attorney stated, "Yes sir, and I think by doing that we satisfy the federal requirements and that's what Wendy and I discussed earlier today. And I believe that takes care of the situation. My question is, my concern is, what affect does it have by Ruidoso Downs not adopting because it is a Hazard Mitigation that has to do with Public Safety. I wouldn't want to city to have an issue with not being protected by it."

Wendy Blackwell stated, "So Mayor and Councilors, can I respond to that question?"



## Mayor Holman stated, "Yes."

Wendy Blackwell stated, "Ok, that would be great, thank you. So, this plan is a natural hazard, it's like a risk reduction. It would really happen now as actions would happen between now and let's say the next monsoon or the next, wildfire season. Although wildfire season seems to be around these days but uhm. It's not an emergency operations plan, which would really be response oriented and public safety oriented. And so, this, at least any immediate. We think of mitigation as being before or after, a natural hazard event. So, there's the consequences of not adopting the Hazard Mitigation Plan, is that the City of Ruidoso Downs would not be eligible for the FEMA Hazard Mitigation grants. However, the city would still be eligible if there was a federal disaster declaration and FEMA public assistance was available to Lincoln County communities. You would still be eligible to get that immediate, ah response funding to repair roadways bridges and other, ah infrastructure. If you don't adopt the plan, ah I think generally we think that the other five communities will more likely move forward and submit their adoption Resolutions to FEMA. So that FEMA can write an approval letter, ahh it's a five-year approval cycle. So that whatever date FEMA writes the approval letter that's when the five-year cycle will start and the month or two months or whenever it is the City of Ruidoso Downs is comfortable adopting, that adoption Resolution would be submitted to FEMA and FEMA can reissue the approval letter and they'll include City of Ruidoso Downs in the listing of the approved communities. Which would allow you to then apply directly to FEMA to implement some of the actions that are written in the plan, ah. I hope that made sense, uhm, but I do want to clarify that uhm that the plan was written by the planning team. Which was made up of representatives from each of the six communities with subject matter experts. FEMA and the state do a review of it and let us know what we're missing and then we go back and revise as needed. So, ah, I hope that helps to clarify."

Mayor Holman stated, "Councilor Proctor, do you have a question?"

Councilor Proctor stated, "Yes mam, this is Councilor Proctor, ah one question. I'd understand you to stipulate if this is not passed, it could possibly affect a grant under FEMA if there was a hazardous condition happening here in our community."

Wendy Blackwell stated, "So, if it, if it's response-oriented, this mitigation plan has no impact on your eligibility. So, if there is a presidential disaster declaration and Lincoln County is included in that disaster declaration, it doesn't matter if you have this mitigation plan or not. The city would still be eligible for public assistance or for individual assistance grants that FEMA offers. There's a separate set of grants that FEMA offers that they're called the Hazard Mitigation assistance grants. There are three or four of those. They are briefly described in this Hazard Mitigation plan and some of the grants, many of the actions in the plan, uhm, show those hazard mitigation grants could possibly fund some of the actions. It's only the hazard mitigation



grants that the city would not be eligible for and those are not related to response. They're related to risk reduction. Is that clarified or does it make sense?"

Councilor Proctor stated, "Yes, mam."

Wendy Blackwell stated, "Ok. Ok, good."

Mayor Holman stated, "Could you, yes councilor."

Councilor Miller stated, "I have a question. I forgot the name."

Councilor Baber stated, "Wendy."

Councilor Miller stated, "Wendy, Wendy, oh heck I wrote it down. Wendy, this is Judy Miller, City Councilor, and I have a few residents and I, myself, don't want to follow some of the guidelines like the other towns have. Like cutting the timber back from their house thirty feet. We don't have a lot of tall, tall trees in Ruidoso Downs like Ruidoso and some of the other's ah. What we worry about is we can't have any trees within thirty feet of our house we won't have any shade. I would not mandate that, especially to our residents because our yards are not that big a lot of us. And if we can't have any trees within thirty feet of our living space, that would hurt a lot of us. I mean we'd have to hire people to cut them and a lot of us can't afford that. So, I just didn't want to follow every recommendation they give us for fire safety. When, you know, we don't have all the tall timber and I was hoping that won't mandate us to have our residents to do that."

Wendy Blackwell stated, "So the actions that are recommended in the plan and Jennet the power point presentation has those action charts for you all to look at. I think Councilor what you're referring to is ah, there are some hazardous fuels reduction recommend actions listed there. They're very high level. They don't specify locations, where this activity would occur. And I think the intent, if there is support from the governing body, to move forward on one or another of these actions, there would have to be planning and ah funding and ah property owners or if it is city property or coordinating with adjacent property owners. A lot of those steps would have to happen first for anything to happen on a particular property. Like for example, you would have to pass and ordinance for anything to be mandatory. (inaudible) Some of this outreach, some of the outreach and education may just be to give people information, if they voluntarily want to follow through. So, so you're not committing to implement any of these actions. These are ah, a list of actions that could occur, should the city decide to move forward with them, at a future date. And we have, there is a specific like disclaimer in the, in the document that explains that. And I think we even have it uhm, let's see I think we have it on one of the slides in the presentation. Ah, implemented as adequate resources are available and that as community



leadership deems appropriate. There is no obligation to implement any of the actions. So that wording is specifically in the plan."

Councilor Miller stated, "Thank you."

Wendy Blackwell stated, "Ok, good. I'm glad that helped."

Councilor Lacewell stated, "Mayor, I have a question."

Mayor Holman stated, "Yes councilor."

Councilor Lacewell stated, "It's for Jennet. How long is this presentation?"

The Planning Services Director stated, "Uhm well its, its also in the packet. It's just a few slides, but I think Wendy already took care of it for me and I think the, where you're talking about the trees, there is a little caption description for the City of Ruidoso Downs I could read for you guy's if you would like. Ok, so it's the (inaudible) of the presentation. (inaudible) of the whole plan. Which is a little some slides of the plan."

Councilor Miller stated, "Page six."

Councilor Proctor stated, "Maybe we could listen to the presentation and then input from the public body. Then the Council could have comments on all of it together rather than."

Mayor Holman stated, "I agree, I think that'd be a good procedure. It'd take care of it."

The Planning Services Director stated, "Ok, so like Wendy said, it's a natural Hazard Mitigation overview of it just like, uh, things we can do to prevent anything any natural hazards that would happen in our city. And like she said to uhm, move any dead trees. I did see that, and let me read it to you, exactly how it says. It says, create a thinned buzzer, buffer zone in the hazardous fuel's reduction bordering the city limits. Examples include the Turkey Canyon area and the Wood Lane area. So, it's not."

Councilor Miller stated, "I read that one, it's the city limits."

The Planning Services Director stated, "Yeah, it's not targeting people in their homes. It does, it does say you know if you have that tree cut them down and all that stuff, but I think also Wendy was trying to say that all those grants we can apply. If we do adopt this, we can use that money to take care of that ourself and not have uhm, the citizens pay out of there pocket. And correct me if I'm wrong, we, like what she was trying to say is, if we do have this. We can't, we can't



apply and it were to happen to our city. We can apply after but we can't apply for grants to mitigate. We can, you know we can stop from happening."

Councilor Miller stated, "In the event, yeah."

The Planning Services Director stated, "Yeah. So that's what she was trying to say more so. And also, we uhm, (inaudible)."

Mayor Holman stated, "Before, Jennet before you. I'm just remembering at one time. Some of the independent, uhm companies that insure, have some requirements. I don't know it may depend on which insurance company you have. At one time some of them had requirements for trees not to be, you know, right close to the house."

The Planning Services Director stated, "Yes, I do know that, uhm, my mom's house. They ask for a picture of every tree."

Mayor Holman stated, "Yeah."

The Planning Services Director stated, "And how far it is and then they tell her which trees she has to cut down all over for the insurance."

Mayor Holman stated, "Ok."

The Planning Services Director stated, "So basically, I think Wendy answered all of the questions and I wasn't part of the planning, Roy was. I just came at the end. When Wendy was just like hey if I send it can you put it on the agenda. So that's when I came in, but, yeah. I think I was at one of the meetings at that's it. I didn't have a lot of input because I wasn't apart of it at all."

Mayor Holman stated, "Ok, so, having said that uhm, what you're suggesting, sounded good at this time, we could have the public have questions it sounds, sounds like a good procedure to me, unless."

The City Attorney stated, "My words were, Mr. Mayor is that not only do we have Jennet, you obviously cam in at the end. Since Wendy is available, ah she can help with some of the answers to the questions."

Mayor Holman stated, "That's what I'm thinking. Wendy, did you hear that?"

Wendy Blackwell stated, "Yes, sir. Yes, I'm available."



Mayor Holman stated, "Wendy, ok good. Ok."

The City Attorney stated, "Jennet, go ahead and."

Mayor Holman stated, "Do we have any other residents of the City of Ruidoso Downs want to ask questions of this topic? Yes, sir, Mr. Williams."

Wayne Williams stated, "I have a little (inaudible) about the uh, post activity. I think it was after the fact. Ah, Jody's dad went out to the forest and dug up a whole bunch of trees and her house is surrounded by trees. It happened to, happened to happen after the fact. I I'd hate for somebody to come out and tell me that I'm not allowed to have something in my yard that's been there for ten years. You know? So, I have a little, little (inaudible). I don't give by way the authority of my property and if that's what it means. I haven't read it so I don't know. If that's what it means, I don't, I don't think it's such a good idea."

Councilor Baber stated, "Is it online for everybody can read?"

Councilor Lacewell stated, "Yes, if they can get into the agenda."

The City Attorney stated, "Wendy, did you hear Mr. Williams comment, comments?"

Wendy Blackwell stated, "Yes, I did and ah one thing to keep in mind is that with those FEMA hazard mitigation grants, uhm. And Jennet was referring to, to be able to apply for those. That's one of the reasons you would want to have the approved mitigation plan. That funding can only be used on private property if it's a voluntary participation. There, there would not be, you know, again as we were talking a few minutes ago, there would have to be many steps that would happen. As far as, after this plan was adopted, the Council would really have to decide they wanted to move forward on one or two or none of these actions. But if they chose to move forward with this hazardous fuel's reduction, on private property, they would really have to work only with those community members that are voluntarily participating."

Mayor Holman stated, "Yes, Mr. Williams."

Wayne Williams stated, "Ahh, after we had our big floods, ahh a few years back, water come up and you know it didn't even get in my, near our house but it come up on the roads."

Mayor Holman stated, "Yeah."

Wayne Williams stated, "And, ah, on the two properties on each side of our house and we tried. We tried going solar and we found out that, ah, FEMA had put us in the flood plain and, ah. The



people that we were going to sell them to, it cost five hundred dollars a month extra just for flood insurance and the bank wouldn't finance the house. (Inaudible) ourselves, but it, it, FEMA, I don't know. Less government is better government. (Inaudible).

Councilor Proctor stated, "There is somebody back over there."

Mayor Holman stated, "Yes, sir."

Link Lacewell stated, "Ah, I agree and I'd like to try and coattail off (inaudible).

The City Attorney stated, "Could I get you to state your name for the record, please?"

Link Lacewell stated, "My name is Link Lacewell (inaudible) Ruidoso Downs. Uhm, just because Washington ain't dangling more money in front of the city like ours doesn't mean that should be motivation for doing things that don't seem right or we don't understand. It appears to me, that not everybody up there understands what is being proposed exactly. And uhm, if, if, you're having discussions about (inaudible) or is it online or simply haven't read it. It just comes down to what it appears to be is, we're not sure what's in it, and it. I'm not (inaudible) to be discussed today in a public meeting to approve a six-hundred-page document. And I'm not sure the citizens of the county were either but it appears to me (inaudible). Excuse me, just a second, it appears to me what, what is being proposed is (inaudible) where the "power lies" proposals that I've been familiar with in other parts of Alto (inaudible). Requirements and reprimands. My lawn grass grows a six-inch double every year and keep it mowed that way. So that all yours are kept to eight-foot or six-foot to ground for the first branches and keep it there, to thin all your unwanted trees, which is kind of arbitrary, and then take down all of your dead and down stuff in addition to that. And I probably missed a couple of things, but if, if you're going to vote on that, you need to know what's in it. Maybe this lady on the screen, or this nice lady in front of me can explain that, but right now it's not being discussed. It's not being presented to the community."

Wayne Williams stated, "I mean Ronald Regan said it best, when he said the most scariest words in the world are what will the government do, we're here to help you."

Mayor Holman stated, "Yeah, I remember that. I remember that statement by him and Nancy Palocie also said 'let's pass this, we'll read it later."

Inaudible.

Mayor Holman stated, "Councilor Lacewell."

A gentleman stated, "There is some mention about (inaudible) are the city limits. That's all being on private property, correct? Or do we know? (inaudible) I don't want to be even get my foot in



the water about getting a green light or (inaudible) we're going to take all the fifty-foot bumpers in the half-mile (inaudible) you got with in the city limits. So, that's my input. (inaudible).

Mayor Holman stated, "Uhm, Bonnie."

Bonnie Richardson stated, "Uhm, well I'm confused is this or is this not supposed to be a public hearing?"

Councilor Miller stated, "It's supposed to."

Bonnie Richardson stated, "Because to me, it should be a public hearing. Where we have an input and then a decision is made and nothing was advertised. Uhm, and when it is advertised, we have a nice expensive sign outside, and we have some water bills that are both, both of them are free. And then whatever else, the city decides can be, advertising for this."

Councilor Lacewell stated, "Mr. Bowen. I think, Mr. Bowen had a question."

Mayor Holman stated, "Councilor, yeah."

Murry Bowen, "I was just going to reiterate what Mr. Williams and Mr. Lacewell said. I want to stand shoulder to shoulder with them. I don't want you all voting on anything unless y'all know what y'all are doing. (inaudible)."

Mayor Holman stated, "Councilor."

Councilor Baber stated, "I just wanted to say I called a guy that had a lot to do, right with this. And he wants to see it and I'll be glad to take it over and have him look at it. I'm like you, I don't know, I'm going to go ask somebody."

A gentleman stated, "Well with the government its going to be a long time for they get to it."

Councilor Baber stated, "Well, yeah, with FEMA, you know it is."

A gentleman stated, Go over (inaudible).

Mayor Holman stated, "Yes, mam."

Wendy Back stated, "I'm Wendy Back, and I'm going to suggest we have a committee formed to look at this data and to report back to the City Council. That (inaudible) the citizens (inaudible) of that stuff, but surely, we could form a small committee to look into it a little further. Maybe some people on the City Council should be on that committee."



Mayor Holman stated, "Well I think we ought to have one Councilor that has checked into it a little bit. The Council might want to do that."

A lady stated, "There's no rush is there? No push like we have to do it by this deadline?"

Mayor Holman stated, "Wendy, is there a time limit on this?"

Wendy Blackwell stated, "Ah, thank you. I'm not sure if its Councilor or Mayor. So, I'm going to say both. Uhm, the, the only time parameter really is that you. The city wouldn't be eligible to apply for the mitigation grant monies, until they, till you have the approved plan. The other communities in this county will move forward with their adoptions, uhm. If there is a wildfire, this, coming up this season, any suppression costs or emergency protective measures that may be coming through a fire management assistance grant. Which is not your eligibility is not going to be hindered if you don't have this mitigation plan, or again. If there is some flood issues, ah, with monsoon season or even post fire flooding. Again, the response is not going to, your eligibility for response funding for FEMA won't be affected if you hold off on adopting the mitigation plan. Uhm, but I do want to say we had worked in the Public Comment period last summer. We had a community meeting at the, uhm Ruidoso Convention Center and then we posted the plan itself with a little introductory video. So, people, if they wanted to go to the, ah meeting in person at the convention center, they could view the video that gave them maybe a ten minute over view of the plan. And we had a survey asking specific questions or if they just wanted to give general feedback there was a place to do that. Uhm, and so that was really the, I guess you could say the focused effort on getting the community's input and then the adoption hearings. And again, here we are hearing concerns from the communities. So, you know, of course you could move forward and hold off. I'm happy to give a little overview if you do decide you want to have a committee look through the plan. I can certainly give you kind of a high-level overview, if that would be helpful."

Mayor Holman stated, "Committees are fine but as a general rule you want to get something really messed up, put it in a committee. And I'm thinking of when ah the license plates at one time were done by a committee there in Santa Fe. And that was the ugliest license plate. If you can imagine. It had the hot air balloon on it, about a dozen other things and uhm, because everyone on the committee, uhm wanted to contribute. And, that license plate was a disaster. What we could do is we could pull the Councilors right now to see whether you want to go with a committee or whether you all want to pursue it. Councilor Lacewell."

Councilor Lacewell stated, "I like the idea of a committee with Councilor Baber at the head."

Councilor Baber stated, "That's fine with me, I don't. However, I could help, I will."



Councilor Miller stated, "Mayor?"

Mayor Holman stated, "Yes, mam."

Councilor Miller stated, "I agree, because we're talking about personal property here and I think they need to have a say so in that."

Councilor Baber stated, "And there also, I think, I think we need to find a place bigger than this if we're going to put a public notice about if these people need to come to this public hearing so that they could hear the understanding is whoever can give the presentation. Which, I think you've already been nominated. (inaudible) I think we can get all this done by the next council meeting or would we have to go into March with it? To that meeting, I, I don't know. (inaudible)

Mayor Holman stated, "Yes sir, Mayor."

Gary Williams stated, "I wanted to ask, the ah discussion about having the uhm, public forum for citizens that she was talking about last summer, about getting to all these other communities that they've been given a presentation. And obviously, I don't think our community was aware of it or knew anything about it or participated about it obviously not in it because they were not aware. That's fine about what happened then but we're looking at right now and ah I don't stand the fact that it's important for our governing body here to know, we're very conscious about our property and our property rights in this community more than I think in most other communities that are around us. And the committee is fine and I don't think we should worry about the time frame ahh what it takes to get this approved. What brought back forward to Council to approve. I think that if it goes in to March or it goes into April or whenever it is as long as it's our community, and as members and as citizens are educated enough to understand it. And Council is aware of their responsibilities. Let's just work it, let's just work it and see what happens. I think that ah that's the right direction and I appreciate the conversation that you're having between the executive and legislative. It shows that it can happen if you have that kind of conversation, thank you."

Mayor Holman stated, "So we're looking, I guess a committee. Ok, suggestion, what if each councilor selects, ah, two people from the community. Two, four, six, eight, that would be eight people."

Councilor Proctor stated, "Mayor I'd like to, I'd like to fill the hat up by the public that is here right now and ask to see if there is anyone out there that would like to be set on that committee.

Mayor Holman stated, "Well, I'm glad that you brought that up because, ah it's easy to say we'll just have a committee and anything we do, it's hard to get people to participate. They feel like they're too busy or ah so."



Gary Williams stated, "Alright, alright, I don't want to get involved with this administration, but I will volunteer to be a member of this committee."

Councilor Baber, "Ok, thank you I would have hollered at you anyway."

(inaudible)

Mayor Holman stated, "Ok do I see another hand?"

Nicholas Malone stated, "Yes, mayor I volunteer to be on the committee as well because we manage private property, uhm a large property on the end of town, ah. And I also had a question maybe for the, the, Wendy, uhm. I done some work in the past, before I was an officer, ah in the private sector, I did large landscaping with a construction company and we did some work for a city government. We were not allowed to touch, and it was on based off a grant. We were not allowed to touch private property. Uhm, unless if you were doing mowing along the highway and, and, uhm a (inaudible) we were not allowed to touch any private property or to trim any trees or cut any trees on the side of the highway once it got passed a certain point because that was private property, uhm. If this grant, ah, if we have to if we were creating a barrier, a fire barrier around the city limits uhm could you skip a private property that doesn't want to be involved in the program per the grant and then continue on the other side of that private property?"

Mayor Holman stated, "Wendy, did you hear that?"

Wendy Blackwell stated, "Yes, sir, uhm and the answer really is the FEMA Mitigation grants will only allow work on private property if the owner voluntarily participates. So, if, if the Council decides to move forward uhm with uhm even if it's your regular maintenance, uhm, ah. The grants, the FEMA grants are used for new work and not regular maintenance. So, if there is thinning that is going to be done and the program that you all come up with does involve private property, if you want to use the FEMA grant, you would have to have voluntary participation letters from every property, private property owner that you were going to do any work on their land. So that's one of the things we see in other, you know. There's been several communities in New Mexico that have taken advantage of this FEMA Mitigation money to do work. Not just on municipal or county property, also on private property. And they have had to each provide a letter from that property owner that says we are voluntarily participating."

Mayor Holman stated, "Councilor Lacewell."

Wendy Blackwell stated, "Does that answer the question?"



Nicholas Malone stated, "Yes."

Wendy Blackwell stated, "Ok."

Councilor Lacewell stated, "Wendy, this is Councilor Lacewell. On the southside of our city, the city limit butts up against the forest service. Could the forest service, have the buffer, rather than the private citizens on the other side of the city limit line."

Wendy Blackwell stated, "Yes, depending on the kind of the ecological factors because in some instances the slope, the aspect, you know the density, the type of vegetation. And this is what I was saying usually, you'll have to, you would really have the professional ah, the foresters, go out onto the property. And you know, work with the forest service and maybe come up with a program, where it would be. It has to really be a site-specific prescription. I can't say that fast, that's a tongue twister. So, it may work, that the forest service would be willing to and I think. You know, I'm trying to look at your list. The list of recommended actions and, in some cases, we did write like, 'in cooperation with US Forest Service.' That might be one of the things that you want to look at as a committee could look at the actions. And, you know, it would have to be. In order for FEMA to adopt. For FEMA to agree and meet the federal requirements, there does have to be one action that's related to structures and infrastructure protection for each hazard type. So, we would have to keep one action in there that is related to wildfire mitigation. In regards to protecting structures or infrastructure, but a cooperative effort between the city and the US Fire Service that, that would still, uhm. That would still work. However, if Ruidoso, City of Ruidoso Downs is taken completely out of the responsible entities and it only say's US Forest Service, that wouldn't really be counted as an action that it's not within the city's ability to make sure that it would get implemented. I'm not sure if I explained. I might've made that more complicated than it needed to be. Does that make sense?"

Councilor Lacewell stated, "It does. It makes sense."

Wendy Blackwell stated, "Thank you."

Mayor Holman stated, "So, Councilor Lacewell, you have a city and a county, and then you have Mescalero Apache reservation passed that, correct?"

Councilor Lacewell stated, "That's true."

Mayor Holman stated, "Something to think about."

Councilor Lacewell stated, "Yeah, a unique spot"

Mayor Holman stated, "Ok, so where are we on this. We have a committee with a chairperson."



Councilor Baber stated, "Yeah, and two people."

Mayor Holman stated, "And two people."

Councilor Baber stated, "Anybody else want on it?"

(inaudible)

Councilor Lacewell stated, "Wait a minute now, Proctor are you taking those two just because they're here?"

Councilor Proctor stated, "Pardon?"

Councilor Lacewell stated, "If each one of us Councilors have to come up with two, are you taking those two?"

Councilor Proctor stated, "I think they all belong to Councilors."

Councilor Lacewell stated, "Those are Baber's count, ok good."

Councilor Proctor stated, "Because they volunteered."

Councilor Baber stated, "So, Malone, Williams, and are you going to go?"

Councilor Lacewell stated, "Williams and Malone. Williams and Malone."

Mayor Holman stated, "Officer Malone."

Councilor Lacewell stated, "And Baber, I mean, I'm sorry. And Bowen, are you saying you'll be on the committee as well? Ok, awesome thank you, I'll take him."

Link Lacewell stated, "(inaudible) to an eight-person committee or a nine-person."

Mayor Holman stated, "Yeah, and that was just a suggestion. When I thought it was just going to be the Councilors involved."

Councilor Baber stated, "That's three, that's a good start."

Councilor Lacewell stated, "It is a good start."



Mayor Holman stated, "The next three will be a lot harder."

Councilor Baber stated, "Do we got to do this some way?"

Mayor Holman stated, "I think, however you want to do it. You're the chair."

Councilor Baber stated, "I know but do we got to make a motion?"

The City Clerk stated, "Yes, you do."

Mayor Holman stated, "We do."

Councilor Lacewell stated, "And it's not on the agenda, so we have to do it next month."

The City Attorney stated, "So, the question that I would have, I believe the question is. And Wendy, if you know. I don't know at the top of my head, whether or not that committee because it's going to be discussing public business, is bound by the Open Meetings Act and has to give public notice of its meetings. So, the public can attend those committee meetings. I would believe that would be the case. (inaudible) So, Councilor Baber if you could get with the City Clerk to make sure the proper notice goes out and I would just, suggesting that the meetings take place here. Unless you all can arrange for the Senior Citizen Center. Which is the other place that would be (inaudible)."

Councilor Miller stated, "Mayor?"

Mayor Holman stated, "Yes, Councilor."

Councilor Miller stated, "I like Bonnie's idea of having that meeting posted so all the residents can see it in Ruidoso Downs and know about it. Maybe on the water bills and here at City Hall for sure. So that's the only way they're going to (inaudible). If we don't post it. So, you're right John. Everybody needs to be involved in this."

Councilor Proctor stated, "So, what we're looking at is if we don't have anymore people show up out of the twenty-eight hundred that we have in our community. Then for the few that we have here that have shown up for just about every meeting. These citizens here, will decide for the community. Therefore, the other twenty-seven hundred and eighty, are going to have to abide with what this group right here say. And that, that's just it. If you want to get involved, you'd got to be able to come to the meetings. If you don't come to the meetings, you can't sit back and say, 'oh, heck no, that's not the way we wanted it."



The City Attorney stated, "And that committee can have a discussion, but it's recommendation has got to come back to the City Council, because the City Council is the only one who can take action."

Councilor Miller stated, "Mayor?"

Mayor Holman stated, "Yes, Councilor."

Councilor Miller stated, "Also, we can use the Senior Center, if you have a bunch of people like we've had many times. Have it at the Senior Center, so they can all come in. There's a lot of property owners in this little town (inaudible)."

Pam Williams stated, "(inaudible) at a time that all the people can show (inaudible)."

Councilor Miller stated, "Understand what's happening."

Councilor Proctor stated, "I would same maybe (inaudible)."

Councilor Baber stated, "Kind of like how we had the forum."

Councilor Proctor stated, "Something like that would probably have to happen on a Saturday afternoon. You know. Saturday afternoon for a couple of hours. I'm sure that we could get the Senior Citizen Center. I know a person that can let us in and out. So, and we've got a lot more room and that would be the final stage. I would recommend that would be the last meeting that we would have and who ever showed up, that would be it to give a recommendation to the committee. Then the committee could come back here and."

Mayor Holman stated, "And then you guys would vote on it, yeah."

The City Attorney stated, "And may I also make the suggestion that you therefore postpone action on this particular item and set it back for the second meeting in, what are we in?"

Councilor Miller stated, "March."

The City Attorney stated, "Second meeting in March. First meeting in March. Which would."

(inaudible)

Councilor Lacewell stated, "Well yeah, we have one in March and he's suggesting that second meeting."



The City Attorney stated, "You got the eleventh and you got the twenty-fifth. So, probably the twenty-fifth, gives you a month."

Councilor Miller stated, (inaudible) I would say so."

The City Attorney stated, "A month and a half. So, I ask that it will be postponed till and it be brought back to council and that."

Councilor Proctor stated, "The twenty-fifth."

The City Attorney stated, "The meeting of the committee be advertised and Public Input need, ok. And I also want to bare in mind that also, that I think, when it comes back that the Public should again have the opportunity to have input for the final adoption."

Councilor Miller stated, "I like that."

The City Attorney stated, "One of the things that I understood many to say, and I just want to say this while she's still on, is that I understood her say that any action that is taken under the terms of the Mitigation Plan, should it affect private property, that the Council would have to pass an Ordinance to effectuate that as well. So, we have double protection, is that correct Wendy?"

Wendy Blackwell stated, "Yes, it's correct, that none of these actions could move forward with out the council deeming them to move forward with whatever criteria and steps you'd like to see."

The City Attorney stated, "So that the mere passage of this also would require further action by the Council specifically to enable it."

Wendy Blackwell stated, "Correct."

Councilor Miller stated, "Wendy, also, along with that, whatever if we pass this, they still have to get the public property signed by the owner. If they do anything to their property?"

Councilor Baber stated, "Or make an ordinance."

Councilor Miller stated, "I think they still have to get the property owners permission."

Wendy Blackwell stated, "If you're going to pass an ordinance, then as, however you choose to write the ordinance if it's going to be for new development then that ordinance would be the requirement, but. Regardless if there is going to be an ordinance requiring it, the FEMA



Mitigation grant money can't be used unless there's a voluntary participation letter from each individual property owner."

Councilor Baber stated, "From the private sector."

Wendy Blackwell stated, "Yes."

Councilor Miller stated, "So that still protects them."

Wendy Blackwell stated, "Yes, that is correct even if you have an ordinance, yes."

Councilor Miller stated, "Ok, that's good."

Councilor Lacewell stated, "Mayor, would you like a motion?"

Mayor Holman stated, "I was hoping that one of you. I saw some writing any of you get to where you want to make a motion? You, ok."

Councilor Lacewell moved to approve postpone Discussion and Possible Action on Adoption of Resolution 2024-03, a Resolution of the City of Ruidoso Downs adopting the 2023 Lincoln County Multi- Jurisdictional Hazard Mitigation Plan Update to March 25, 2024. Councilor Proctor seconded.

Councilor Baber stated, "Question?"

Councilor Lacewell stated, "Is there a question?"

Gary Williams stated, "Mr. Mayor?"

Mayor Holman stated, "Yes, mayor

Gary Williams stated, "(inaudible) does the Council have to approve the creation of this committee? And if so, do you need to label a title of the committee and the number of participants that are asked to be on the committee? Is that something that needs to be considered? We can't just say, at the top of your heads say, 'have a committee' and then we move on."

Councilor Lacewell stated, "Mayor, I also know this isn't even on the agenda. So, I would assume we would have to do it at the next meeting."



Gary Williams stated, "Yeah, it's just something we need to bring up. We just at the top of our head, we just can't, hey we have got to have a committee. You're on it. You're on it. You're on it. There has to be a process that Council needs to make the decision."

Councilor Baber stated, "So we got to put that on the agenda for the next meeting?"

Councilor Lacewell stated, "For the next meeting."

Councilor Proctor stated, "So that cuts us back two weeks instead of a month and a half. We've got a month to decide on it."

Councilor Baber stated, "So we come back on February (inaudible)."

Councilor Lacewell stated, "There's no rush."

Councilor Miller stated, "There's no rush, I don't think."

(inaudible)

The City Attorney stated, "March twenty five."

Councilor Lacewell stated, "March twenty five, is a target. Come back and do this again, but."

The City Attorney stated, "It'll be on the agenda for the committee and hopefully by then you all will have a pretty good list of names to the mayor for his approval of the appointment to the committee (inaudible). And essentially, the name of the Resolution, HMP."

Councilor Baber stated, "Haz mat crew."

A lady stated, "Hazard Mitigation Plan Committee"

The City Attorney stated, "Perfect."

Mayor Holman stated, "Ok, thanks John."

Councilor Lacewell stated, "Did someone Second my motion?"

Councilor Proctor stated, "I did."

(inaudible)



Upon a roll call vote of all voting "aye" the motion passed.

Mayor Holman stated, "Wendy, thank you very much."

Wendy Blackwell stated, "Thank you folks. I look forward to helping you to the next step of the process, however I can."

Councilor Miller stated, "Thank you."

Councilor Baber stated, "So we're going to wait till the twenty-fifth, right,"

Councilor Lacewell stated, "No you are going to start. At the next City Council meeting, it'll be on the agenda to appoint the committee and then you can get going."

Councilor Baber stated, "Ok."

Mayor Holman stated, "Ok. As chairperson, you're ok with that then?"

Councilor Baber stated, "Yes, sir."

#### **NEW BUSINESS**

Mayor Holman stated, "It's been a long day for me. I was up at three o'clock today. I was up at Las Cruces, being hammered on in a bunch of places and I'm tired. So, I ask, Councilor Miller if she would help me out with New Business and the person who is going to give you the information is here. So, would you go with it, please?"

Councilor Miller stated, "Yes,"

**A.** Discussion and Possible Action on approval of Personnel Recommendation to promote Officer Nicholas Malone for the rank of Patrol Sergeant for the Police Department.

Councilor Miller stated, "Take it over D.C."

The Deputy Chief stated, "Ok. Good afternoon, mayor and members of council. I come before you today to recommend that you approve the promotion of Officer Nicholas Malone to the position of Sergeant Nicholas Malone. Just some history, some background in promoting police officers in this area, they usually go by years of service and then just to promote them. I don't believe in that philosophy. I actually test the officers to ensure they have the ability to lead and supervise. Therefore, during the since, the budget negotiations last year. We were approved for a Patrol Sergeant position. We've been working to test the eligible officers. There were two that actually put in for the position, Officer Malone, who sits behind me and Officer Karl Becker,



who is out on patrol right now. Both were, are well qualified. Karl Becker has eighteen to twenty years on. Officer Malone has a total of five years on, but again, I go back to testing. So, I actually, we actually gave them supervisor test. They had to pass that. Once, they pass that portion of the testing they go onto an oral interview section of the test, which we grade on a one-to-five-point schedule for each question that we ask them. And they had to come up with certain points. And then the last item that we did was we gave them a tactical scenario. A realistic tactical scenario for this area, where our supervisor would have to make extremely tough decisions, usually life or death decisions. We pretty much put the screws to them pretty hard to make sure that they could handle it. They actually. Both candidates did very well and they both passed. I wish I could promote two Sergeants but Officer Malone, who sits behind me actually edged out Officer Malone, shined a bit more than Officer Becker. So, Chief Commander and I and actually, Heath here, who sat on the interviews as a impartial grader. We actually discussed it. And we felt that Officer Malone deserved to be promoted to the position of Sergeant. That's what we ask that you guys vote on today."

Councilor Proctor moved to approve the promotion of Officer Nicholas Malone for the rank of Patrol Sergeant. Councilor Lacewell seconded and upon a roll call vote of all voting "aye" the motion passed.

Councilor Lacewell stated, "Congratulations."

Councilor Miller stated, "Congratulations."

The Deputy Chief stated, "Also as a request, I did speak to the mayor before the meeting today. After you all get through New Business and Adjourn the meeting, I'd like to do a little bit of promotion ceremony for Officer Malone. His family is here to do a promotion ceremony. I would like any of the Council members and the mayor that would wish to stand by out here for a congratulatory presentation. And then some photograph, and picture taking, if possible, so."

Councilor Proctor stated, "Absolutely."

The Deputy Chief stated, "I ask, I ask you that and if you wish to stay, please do."

Mayor Holman stated, "I remembered and then I forgot again as you were, just before you started talking. So, I apologize for not remembering, you had requested that. Ok, Councilors."

Councilor Miller stated, "Congratulations."

**B.** Discussion and Possible Action on Appointment of Maria Gutierrez for the Parks and Beautification Committee Vacancy.



Councilor Miller stated, "I don't know that Maria is here."

Councilor Lacewell stated, "Mayor."

Mayor Holman stated, "Councilor."

Councilor Lacewell stated, "I'd like to make a comment. Uhm, so this is for the Parks and Beautification Committee, and there is no such committee. On September eleventh, last year, the City Attorney presented an Agenda Memorandum to update the Beautification by-laws because they hadn't been updated since ten of 2015, but a Councilor, who is not here anymore, had the matter postponed. So then on September twenty-fifth, we met again and the City Attorney presented new by-laws with this new name and the mayor and those other two councilors voted against it. So, we don't have this committee and I'd like to move that we amend this motion to appoint these people to the existing committee since it's still here.

Mayor Holman stated, "I don't recall it."

Councilor Miller stated, "Yeah, it happened. The by-laws, changed the by-laws. And two of the other Councilors and you voted against it. I've got a solution to this."

Mayor Holman stated, "Ok, let's hear it."

Councilor Miller stated, "At the next Beautification, Keep Ruidoso Downs Beautiful meeting on the twenty first, I would like to have our committee vote on the change of name. Joey Jarvis wanted us to be together as the Parks and Beautification Committee so we can help him at the Parks along with our Beautification and that is the Parks really. And it is the events for our community. Which I really appreciate naming some people. I was short two people on that committee and appreciate it and all the help we can get on these events for the city. Thus, beautifying our city. I really appreciate the help. I need it, and so. Our next meeting on the twenty first of February, I put that first on the agenda, but we changed the name to Parks and Beautification, but as far as I am concerned, we will still be under Keep America Beautiful guidelines and New Mexico Clean and Beautiful, so."

Councilor Baber stated, "So the guy that's taking care of the Parks right now. Is he going to help you all out?"

Councilor Miller stated, "I am going to ask Joey if he will be on the advisory committee and he's over all of that."

Councilor Baber stated, "Because isn't there two people that's in charge of the Park?"



Councilor Miller stated, "Yes, they are but if Joey's on it, He tells them what to do. You know, so that will help us to have an advisory committee."

Councilor Proctor stated, "Twenty-sixth."

Councilor Miller stated, "Twenty-seventh."

Mayor Holman stated, "No, he's the Director."

Councilor Baber stated, "No, for the people that work at the Park."

Councilor Miller stated, "Well, no I'm talking about our committee. It's the third Wednesday of every month."

Mayor Holman stated, "Oh, Ronnie Randolph is next in line."

Councilor Miller stated, "We need the help so I want to (inaudible) appointed by our committee and we can change it on the name and that will change it on the by-laws."

Councilor Baber stated, "So that's going to be on the agenda for the."

Councilor Miller stated, "No, it might after we change it. After we change our by-laws in the committee, then it will go to the City Council, right."

The City Attorney stated, "So, let me ask you a question Judy. As I recall, we sent that, those bylaws, back to you and Bonnie. Bonnie said she hadn't seen those. And they were then, they were then brought back to Council for action and no action was taken."

Councilor Miller stated, "No."

Councilor Lacewell stated, "Well on September twenty-fifth it was brought back, we voted and those two councilors who are not here anymore and the mayor voted no."

Councilor Miller stated, "Yeah."

The City Attorney stated, "So it wasn't passed?"

Councilor Miller stated, "It was not passed."



The City Attorney stated, "So, may I suggest this. May I suggest, because technically Jody is correct, this committee doesn't exist. Although I think we know it's meant to be but if we could go ahead and amend the motion to be for only the Beautification Committee. And then, on the next agenda, bring the by-laws back for passing and then it would automatically amend back into the Beautification Committee would be amended in to the Parks and Beautification Committee."

Councilor Lacewell stated, "Perfect. So, I move that we amend this to say that we have Discussion and Possible Action on Appointment of Maria Gutierrez for the Beautification Committee."

Councilor Miller stated, "Ok, that's not called the Beautification. It's Keep Ruidoso Downs Beautiful." Mayor Holman stated, "Right."

Councilor Miller stated, "Is what the name of the committee is right."

The City Attorney stated, "So, let's amend it to what the current committee's name is."

Councilor Miller stated, "Ok."

The City Attorney stated, "And then bring the by-laws back at the next meeting so that it will."

Councilor Lacewell stated, "Keep Ruidoso Downs Beautiful?"

Councilor Miller stated, "Keep, Ruidoso Downs, Beautiful."

Mayor Holman stated, "Yeah."

Councilor Miller stated, "KRDB."

Councilor Lacewell stated, "Ok, alright."

Councilor Miller stated, "It's going to be changed to Parks/Beautification Committee. I'm sorry but I'll take in front of our committee on the twenty-first at four o'clock (inaudible) Yes."

The City Attorney stated, "With that amendment."

Councilor Miller stated, "With that amendment."

Councilor Lacewell stated, "I'll try again. I move that we amend the title of this committee on this memorandum to say, 'Discussion and possible action on Appointment of Maria Gutierrez for



Keep Ruidoso Downs Beautiful Committee. Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

Mayor Holman stated, "Ok, you're doing good. Keep going."

Councilor Miller stated, "Well, thank you."

**C.** Discussion and Possible Action on Appointment of Lori Plant for the Parks and Beautification Committee Vacancy.

Councilor Miller stated, "This is almost identical to the last one. Discussion and Possible Action on Appointment of Lori Plant for the Parks and well for KAB Committee, and then you can."

Councilor Proctor stated, "I'll make that motion."

The City Clerk stated, "As amended?"

Councilor Proctor stated, "As amended." Councilor Baber seconded and upon a roll call vote of all voting "aye" the motion passed.

Councilor Miller stated, "Thank you all."

**D.** Discussion and Possible Action on Adoption of Resolution 2024-05, A Resolution Establishing the City of Ruidoso Downs Governing Body Meeting Agenda/Packet Procedures.

Councilor Miller stated, "That's what we asked for at the last meeting. It's on the agenda. Who wants to start?"

Councilor Lacewell stated, "You want to make a motion?"

The City Attorney stated, "Ally, would you, because you're the one that's directly effected by this, would you explain what this does to the council."

The City Clerk stated, "The governing body had requested to place the agendas earlier. To put the agendas out earlier than Friday. So, this will put the agendas out on Wednesday instead of Friday."

Councilor Procter stated, "I am willing to accept that Resolution."

Councilor Lacewell stated, "No, I, you want to move that we're going to discuss and possibly take action."



Councilor Procter stated, "Ok, discuss and possibly take action on." Councilor Baber seconded.

Mayor Holman stated, "Ok, discussion."

Councilor Miller stated, "Any discussion?"

Mayor Holman stated, "Discussion, discussion."

Councilor Lacewell stated, "Yeah, I would like to discuss this. So, the way this is written, the only thing that's addressed in here is the fact that the Council members and the directors and everybody have to have the information to the Clerk no later than 10:00 a.m. on Monday, but it doesn't say anything about us getting it back on Wednesday."

The City Clerk stated, "That's the way it works. It only takes about a day and a half to put it out. So, instead of them having the information to us on a Wednesday, now they're going to have it to us on Monday. So, the Agenda Packets will be put out on Wednesday."

The City Attorney stated, "So, let me ask you this. Is there any problem adding language to the Resolution saying the packets will be delivered to Council no later than 5:00 p.m., Wednesday prior to the Monday meeting?"

The City Clerk stated, "No."

The City Attorney stated, "Is that, ok?

The City Clerk stated, "Yeah."

Councilor Miller stated, "But it's not stated."

Councilor Proctor stated, "If we're doing them on Friday. Why not do them Wednesday? That's when they used to get them."

Councilor Lacewell stated, "Well, I just."

(inaudible)

Councilor Lacewell stated, "So any time before 5:00 p.m. on Wednesday."

Councilor Proctor stated, "Ok, ok. That's acceptable."



Councilor Miller stated, "John, should that be in writing here?"

The City Attorney stated, "Well when you make the motion you say subject to the amendment which stated by attorney, Underwood. Because my motion, I'm not trying to make a difference between five and noon, if you wanted it noon and Ally's is able to do that, that's fine with me, but all I'm saying is that the language that says the agenda packets shall be delivered to the Council members on or before 5 p.m., on Wednesday prior to the Monday regularly scheduled Monday meeting. Now of course, the weird thing about that is that if you have. For instance, we have President's Day coming up and the regularly scheduled Monday meeting will not be until Tuesday, right. But I think if we got one or two exceptions throughout the year. So, I don't think its worth haggling over that because you'll still be able to get the agendas out to them on or before 5:00 p.m. on Wednesday, right? Then I'd say prior, prior to the next regularly scheduled meeting."

Councilor Miller stated, "Ok."

The City Attorney stated, "So that would be."

Councilor Miller stated, "Did anybody write that down, Jody or somebody? (inaudible) we'd like to have."

Councilor Baber stated, "So we can make a motion to amend is what."

Councilor Lacewell stated, "I move to amend, this to say that."

Councilor Baber stated, "I move to amend a Resolution Establishing the City of Ruidoso Downs Governing Body Meeting Agenda/Packet Procedures to include the language that Mr. Underwood just put in." Councilor Lacewell seconded.

Mayor Holman stated, "Well that's good. That's a good way to do it."

Councilor Miller stated, "We might need that verbatim also."

Upon a roll call vote of all voting "aye" the motion passed.

Mayor Holman stated, "Councilors, you got anything else?"

Councilor Baber stated, "Did we put Lori in?"

Councilor Lacewell stated, "Yes."



Councilor Miller stated, "Yes."

Mayor Holman stated, "Nothing, else? Then we are adjourned."

## **ADJOURNMENT**

There being no further business to come before the Governing Body, Mayor Holman adjourned the regular meeting at 5:00 p.m.

# MINUTES ARE DRAFT UNTIL APPROVED ON: Passed and Approved on this 26<sup>th</sup> day of February 2024.

## **APPROVED:**

Dean Holman, Mayor

**ATTEST:** 

Alejandra L. Giron, MMC City Clerk/Treasurer



## AGENDA MEMORANDUM

## **CITY OF RUIDOSO DOWNS**

MAYORS COMMENTS - A.

To: Mayor Holman and Councilors

Presenter(s): Mayor

Meeting February 26, 2024 Date:

Re: Monthly Reports and Presentations

## Item Summary:

Monthly Reports and Presentations: Fire Finance Police Public Works Planning and Zoning

## Financial Impact:

This item has no financial impact.

## **Recommendations:**

## ATTACHMENTS:

## Description

Police Department January 2024 Report Finance Department January 2024 Report Planning & Zoning Department January 2024 Report Public Works January 2024 Report

# POLICE DEPARTMENT

CITY OF RUIDOSO DOWNS



CHIEF OF POLICE: JOE COMMANDER

## **Ruidoso Downs Police Department Month End Report**

## January 2024

Submitted By:

Joe Commander

**Chief of Police** 

18-202 Signature: Date: \_

PO Box 348 Ruidoso Downs, NM 88346 Office: (575) 378-4001 Fax: (575) 378-8460
# 02/18/2024 13:16:10



	1/2024	Total
911 CALL	5	5
ABANDONED VEHICLE	1	1
ACCIDENT/HIT AND RUN	3	3
ACCIDENT/MAJOR 45	1	1
ACCIDENT/MINOR 44	9	9
ANIMAL CALL	4	4
ANIMAL IN DISTRESS	7	7
ASSIST LCSO	1	1
ASSIST RUIDOSO PD	13	13
ATTEMPT TO LOCATE	1	1
BARKING DOGS	1	1
BE ON THE LOOKOUT	11	11
BREAKING AND ENTERING	1	1
BRUSH FIRE	1	1
BURGLARY (INCL AUTO)	2	2
CHILD ABUSE	1	1
CIVIL DISPUTE	2	2
CIVIL STANDBY	2	2

1

	1/2024	Total
CLOSE PATROL REQUEST	3	3
CODE ENFORCEMNT VIOLATIC	15	15
CRIMINAL SEXUAL PENETRAT	1	1
DEAD ANIMAL	9	9
DRIVING ON 122G LICENSE	1	1
EMERGENCY MSG DELIVERY	1	1
FELONY WARRANT	1	1
FIGHT IN PROGRESS	3	3
FOLLOW UP	2	2
FOOT PURSUIT	1	1
FOUND PROPERTY	1	1
HARASSMENT	1	1
ILLEGAL DUMPING	2	2
INFORMATION	1	1
INVESTIGATION/CODE 900	1	1
LARCENY	1	1
LINES DOWN	1	1
LOCAL EMERGENCY	5	5
LOOSE DOGS	17	17
LOST ANIMAL	1	1
LOUD MUSIC DISTURBANCE	2	2
MEET COMPLAINANT	10	10
MENTAL PATIEN VSUBJ	2	2
MISDEMEANOR WARRANT	4	4
MISSING PERSON	3	3
MOTORIST ASST/STALL VEH	2	2
NOISE DISTURBANCE	1	1
PANIC ALARM (BUS/RES)	1	1
PARKING VIOLATION	4	4
POSSIBLE DWI	2	2
PRISONER TRANSPORT	9	9
PROBATION/PAROLE DIV	2	2
PROBATION/PAROLE VIOLATN	1	1

	1/2024	Total
PUBLIC ASSIST	2	2
PUBLIC RELATIONS/PR RIDE	6	6
RECKLESS DRIVING	4	4
RUNAWAY	1	1
SALT OR SAND TRUCK REQ	4	4
SET TRAP	8	8
SHOPLIFTING	4	4
SMOKE INVESTIGATION	1	1
SPEEDING	1	1
STALKING	1	1
SUICIDE ATTEMPT/THREAT	2	2
SUSPICIOUS PERSON	7	7
SUSPICIOUS SITUATION	3	3
SUSPICIOUS VEHICLE	3	3
THEFT OF MOTOR VEHICLE	2	2
THREATS	2	2
TRAFFIC CONTROL	2	2
TRAFFIC OBSTRUCTION	2	2
TROUBLE TO ENSUE	1	1
TROUBLE WITH SUBJECT(S)	4	4
UNWANTED SUBJECT(S)	10	10
UTILITY CALL	1	1
VERBAL DOM/DISORDERLY	5	5
VICIOUS ANIMAL	1	1
VIOLENT DOMESTIC	4	4
WELFARE CHECK	12	12
Total	270	270

## RUIDOSO POLICE DEPARTMENT

Arrest - By Arrest# 01/01/2024 - 01/31/2024

Arrested Arrest #	Seq Name	DOB	Race	Sex	Eth Ag	ge i	Hght J	Vght	Hair	EvesSkin	Agency
01/04/2024 A24000001	1 MEDINA, JESUS	05/25/2004	W	М	Н	19	5'07"	142		BRO	RDPD
	Violation WARRANT (PROBATION HOLD)						-				
01/05/2024 A24000002	1	10/26/2001	w	м	Н	22	5'10"	170	BRO	BRO MED	RDPD
	Violation WARRANT (LARCENY)	_			-		-				
01/08/2024 A24000003	1.	06/19/1988	w	м	N	35	5'11"	160	BRO	BRO LGT	rðpd
0 100/2024 7/24000000	Violation										
	WARRANT (BATTERY)										
01/14/2024 A24000004	1 Violation	05/03/2003	W	М	н	20	5'08"	125	BRO	GRN	RDPD
01/15/2024 A24000005	1	04/09/1973	W	М	Ν	50	5'11"	180	BAL	BLU ALB	RDPD
	Violation WARRANT (POCS)		_		_		-)				
01/17/2024 A24000006	1	10/13/1988	P	м	N	35	5'11"	263	BRO	BRO	RDPD
011112024 A24000000	Violation	10/10/1000					-	200	5110	2.10	
	WARRANT (EMBEZZLEMENT) WARRANT (SUSPENDED D.L.)										
01/19/2024 A24000007	1	08/18/1994	i I	М	N	29	5'07"	180	BLK	BRO	RDPD
	Violation WARRANT (MULTIPLE FELONIES)					_	-				
01/19/2024 A24000008	1	09/19/1986	5 W	м	N	37	6'00"	165	BLK	BRO LGT	RDPD
	Violation					_	-				
	WARRANT (PROBATION VIOLATION)		_								
01/23/2024 A24000009	1 Violation	08/17/1984	В	М	N	39	6'00"	195	BLK	BRO BLK	RDPD
	TRAFFIC-NO INS										
	TRAFFIC- EXPIRED REGISTRATION TRAFFICKING CON SUB INTENT TO DIST										
	RESIST, EVADE, OBSTRUCT OFFICER TAMPERING WITH EVIDENCE										
01/23/2024 A24000010	1	02/19/1978	R \M	М	N	15	6'01"	170	BRO	BLU LGT	RUPU
01/23/2024 A24000010	Violation	02/13/13/1	, <del>, ,</del>			40	_	110	DINO		
	WARRANT (MULTIPLE TRAFFIC) WARRANT (MULTIPLE TRAFFIC)										
01/25/2024 A24000011	1	04/16/198	s w	м	н	35	5'06"	135	BRO	BRO	RDPD
	Violation INTERFERENCE WITH COMMUNICATIONS					_					
	BATTERY AGAINST A HOUSEHOLD MEMBER										
01/26/2024 A24000012	1	08/17/199	9 W	М	Н	24	5'09"	193		BRO	RDPD
	Violation DRIVING REVOKED (PRIOR DWI)										

24	day 6	13	20	27	
303	Saturday				
	5	12	19	26	
	Friday Knight - 1		Knight – 2	Becker – 1	
	4	11	18	25	
5	Thursday Becker – 1			Hanshaw – 1	
Arrests	m >	10	17	24	31
Ar	Wednesday		Becker - 1		
	2	σ	16 B	23	30
	Tuesday				
	Tue			Malone – 1 Becker - 1	
	H H	00	15	22	29
	Monday	Becker – 1	Knight – 1		
		~	14	21	28
	Sunday		Malone – 1		

Commander – o Malone – 2 Knight – 4 Becker – 5 Hanshaw – 1

Total = 12

5					CH	Citations				202	
				Ъř.							44
Sunday	Monday		Tuesday		Wednesday	Thursday		Friday		Saturday	,
	Knight – 1 Becker – 5	-	Becker – 1	И	Becker – 2	£	4		Ś		Q
Knight – 2	7 Becker – 4	œ		б		6	11 B	Becker – 5	12	Becker – 12	13
Becker - 1	14	15	Hanshaw – 3 Malone – 7	16	Becker - 3	17	18		19		20
Knight – z	21 Becker – 6	22	Hanshaw – 4	23		24	25 55	Becker – 6	26	Becker – 6	27
Becker – 2	28 Knight-3	29		30	Malone – 2 Becker – 1	31					
Total = 78	Commander – o Knight – 8 Hanshaw – 7		Malone – 9 <mark>Becker – 54</mark>								

CITY OF RUIDOSO DOWNS

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#### Report Criteria:

			Operating	g Checking - Combined ()	(69)		
				January 31, 2024			
Account: <sup>5</sup> 0'	10010101						
Bank Account I	Number:						
Bank Statemen	nt Balance:	14,994,168	.93	Book Balance Previou	is Month:	14,655,763.42	
Outstanding De	eposits:	1,715	.79	Total Receipts:		980,573.08	
Outstanding Ch	necks:	107,723		Total Disbursements:		748,078.58	
Bank Adjustme			.82	Book Adjustments:		.00 14,888,257.92	
Bank Balance:		14,888,257	.92	Book Balance: Proof (Bank balance le	ess book balance):	.00	
Outstanding De	eposits Section						
Deposit Number	Deposit Amount	Deposit Number	Deposit Amount	Deposit Number	Deposit Amount	Deposit Number	Deposit Amount
	285.31	166	199.82	168	80.34	170	481.06
						-	
Grand To	otals:						1,715.79
							1,110.10
	di 07 itomo	Deposits	Outstanding:	5 items		=	
Deposits cleare	ed: 97 items	Deposits	Outstanding:	5 items		=	U.
		Deposits	Outstanding:	5 items			ų
		Deposits	Outstanding:	5 items		=	U.
		Deposits Check Number	Outstanding: Check Amount	5 items Check Number	Check Amount	Check Number	Check Amount
Outstanding Ch Check	necks Section Check	Check	Check	Check Number 25916	Amount 184.70	Number 	Check Amount 18.00
Outstanding Ch Check Number 25914 44403	Check Amount 184.70 140.80	Check Number 25915 44776	Check Amount 373.16 1,381.97	Check Number 25916 45060	Arnount 184.70 29.06	Number	Check Amount 18.00 50.00
Outstanding CP Check Number 25914 44403 45389	Check Amount 184.70 140.80 50.00	Check Number 25915 44776 45433	Check Amount 373.16 1,381.97 86,948.52	Check Number 25916 45060 45439	Amount 184.70 29.06 814.38	Number 25918 45358 45450	Check Amount 18.00 50.00 189.00
Outstanding Cf Check Number 25914 44403 45389 45452	Check Amount 184.70 140.80 50.00 51.61	Check Number 25915 44776 45433 45455	Check Amount 373.16 1,381.97 86,948.52 4,400.00	Check Number 25916 45060 45439 45462	Amount 184.70 29.06 814.38 1,693.55	Number 25918 45358 45450 45477	Check Amount 18.00 50.00 189.00 1,577.55
Check Number 25914 44403 45389 45452 45482	Check Amount 184.70 140.80 50.00 51.61 48.65	Check Number 25915 44776 45433 45455 45485	Check Amount 373.16 1,381.97 86,948.52 4,400.00 2,000.00	Check Number 25916 45060 45439	Amount 184.70 29.06 814.38	Number 25918 45358 45450	Check Amount 18.00 50.00 189.00
Check Number 25914 44403 45389 45452 45482 702772	Check Amount 184.70 140.80 50.00 51.61 48.65 2,142.44	Check Number 25915 44776 45433 45455 45485 702774	Check Amount 373.16 1,381.97 86,948.52 4,400.00	Check Number 25916 45060 45439 45462 45488	Amount 184.70 29.06 814.38 1,693.55 1,903.78	Number 25918 45358 45450 45477 45489	Check Amount 18.00 50.00 189.00 1,577.55 61.01
Check Number 25914 44403 45389 45452 45482	Check Amount 184.70 140.80 50.00 51.61 48.65	Check Number 25915 44776 45433 45455 45485	Check Amount 373.16 1,381.97 86,948.52 4,400.00 2,000.00 367.08	Check Number 25916 45060 45439 45462 45488	Amount 184.70 29.06 814.38 1,693.55 1,903.78	Number 25918 45358 45450 45477 45489	Check Amount 18.00 50.00 189.00 1,577.55 61.01
Check Number 25914 44403 45389 45452 45482 702772	Check Amount 184.70 140.80 50.00 51.61 48.65 2,142.44 2,190.90	Check Number 25915 44776 45433 45455 45485 702774	Check Amount 373.16 1,381.97 86,948.52 4,400.00 2,000.00 367.08	Check Number 25916 45060 45439 45462 45488	Amount 184.70 29.06 814.38 1,693.55 1,903.78	Number 25918 45358 45450 45477 45489	Check Amount 18.00 50.00 189.00 1,577.55 61.01 97.61
Number 25914 44403 45389 45452 45482 702772 702816	Check Amount 184.70 140.80 50.00 51.61 48.65 2,142.44 2,190.90	Check Number 25915 44776 45433 45455 45485 702774	Check Amount 373.16 1,381.97 86,948.52 4,400.00 2,000.00 367.08	Check Number 25916 45060 45439 45462 45488	Amount 184.70 29.06 814.38 1,693.55 1,903.78	Number 25918 45358 45450 45477 45489	Check Amount 18.00 50.00 189.00 1,577.55 61.01
Check Number 25914 44403 45389 45452 45482 702772 702816	Check Amount 184.70 140.80 50.00 51.61 48.65 2,142.44 2,190.90 otals:	Check Number 25915 44776 45433 45455 45485 702774	Check Amount 373.16 1,381.97 86,948.52 4,400.00 2,000.00 367.08 367.08	Check Number 25916 45060 45439 45462 45488	Amount 184.70 29.06 814.38 1,693.55 1,903.78	Number 25918 45358 45450 45477 45489	Check Amount 18.00 50.00 189.00 1,577.55 61.01 97.61
Outstanding Cf Check Number 25914 44403 45389 45452 45482 702772 702816 Grand To Checks cleared	Check Amount           184.70           140.80           50.00           51.61           48.65           2,142.44           2,190.90           otals:	Check Number 25915 44776 45433 45455 45485 702774 702818	Check Amount 373.16 1,381.97 86,948.52 4,400.00 2,000.00 367.08 367.08	Check Number 25916 45060 45439 45462 45488 702814	Amount 184.70 29.06 814.38 1,693.55 1,903.78	Number 25918 45358 45450 45477 45489	Check Amount 18.00 50.00 189.00 1,577.55 61.01 97.61
Outstanding Cf Check Number 25914 44403 45389 45452 45482 702772 702816 Grand To Checks cleared	Check Amount           184.70           140.80           50.00           51.61           48.65           2,142.44           2,190.90           otals:	Check Number 25915 44776 45433 45455 45485 702774 702818 Checks Ous	Check Amount 373.16 1,381.97 86,948.52 4,400.00 2,000.00 367.08 367.08	Check Number 25916 45060 45439 45462 45488 702814	Amount 184.70 29.06 814.38 1,693.55 1,903.78 458.07	Number 25918 45358 45450 45477 45489 702815	Check Amount 18.00 50.00 189.00 1,577.55 61.01 97.61 107,723.62
Outstanding Cf Check Number 25914 44403 45389 45452 45482 702772 702816 Grand To Checks cleared Bank Adjustme	Check Amount           184.70           140.80           50.00           51.61           48.65           2,142.44           2,190.90           otals:	Check Number 25915 44776 45433 45455 45485 702774 702818 Checks Ous Amount	Check Amount 373.16 1,381.97 86,948.52 4,400.00 2,000.00 367.08 367.08 367.08	Check Number 25916 45060 45439 45462 45488 702814	Amount 184.70 29.06 814.38 1,693.55 1,903.78	Number 25918 45358 45450 45477 45489	Check Amount 18.00 50.00 189.00 1,577.55 61.01 97.61 107,723.62
Outstanding Cf           Check           Number           25914           44403           45389           45452           45482           702772           702816           Grand Te	Check Amount 184.70 140.80 50.00 51.61 48.65 2,142.44 2,190.90 otals: d: 94 items ents Section Description	Check Number 25915 44776 45433 45455 45485 702774 702818 Checks Ous Amount	Check Amount 373.16 1,381.97 86,948.52 4,400.00 2,000.00 367.08 367.08	Check Number 25916 45060 45439 45462 45488 702814	Amount 184.70 29.06 814.38 1,693.55 1,903.78 458.07	Number 25918 45358 45450 45477 45489 702815 	Check Amount 18.00 50.00 189.00 1,577.55 61.01 97.61 107,723.62

Book Adjustments Section

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CITY OF RUIDOSO DOWNS

Bank Reconciliation Report - by Bank Number

Page: 1 Feb 19, 2024 1:15PM

## Report Criteria:

Print Outstanding Checks and Deposits and Bank and Book adjustments

			Water Se	curity Deposit Checkin ()	(71)		
				January 31, 2024			
Account: 75	50010107						
Bank Account N	Number:						
ank Statemen	t Balance:	111,960.	.84	Book Balance Previou	s Month:	110,084.84	
Dutstanding De	posits:	223.	.71	Total Receipts:		100.00	
Outstanding Ch	ecks:	2,074.	.71	Total Disbursements:		75.00	
Bank Adjustme			.00	Book Adjustments:		.00	
ank Balance:		110,109.	.84	Book Balance:		110,109.84	
				Proof (Bank balance le	ess book balance):	.00	
Dutstanding De	posits Section						
Deposit Number	Deposit Amount	Deposit Number	Deposit Amount	Deposit Number	Deposit Amount	Deposit Number	Deposit Amount
2	7.30-	14	75.00		100.00-	172	100.00
1054	5.00	1072	1.01	1203	75.00	1439	75.00
							17.
Grand To	otals:						
						S <del>.</del>	223.71
	d: 1 items	Deposits	Outstanding:	8 items			
Deposits cleare	u. incinis	Deposito	outstanding.				
Deposits cleare							
		Check Number	Check Amount	Check Number	Check Amount	Check Number	Check Amount
Dutstanding Ch Check	ecks Section Check	Check	Check	Check			
Outstanding Ch Check Number	Check Amount	Check Number	Check Amount	Check Number	Amount	Number	Amount
Outstanding Ch Check Number 3004	Check Amount 138.27	Check Number 3005	Check Amount 52.08	Check Number 3009	Amount 38.96	Number 	Amount 150.00
Check Number 3004 3014	Check Amount 138.27 75.00	Check Number 3005 3015	Check Amount 52.08 115.59	Check Number 3009 3016	Amount 38.96 598.95	Number 3011 3021	Amount 150.00 18.38 88.88 30.00
Outstanding Ch Check Number 3004 3014 3025	Check Amount 138.27 75.00 32.44	Check Number 3005 3015 3027	Check Amount 52.08 115.59 50.00	Check Number 3009 3016 3031	Amount 38.96 598.95 50.00	Number 3011 3021 3036	Amount 150.00 18.38 88.88

Checks cleared: 1 items

Checks Oustanding:

24 items

Bank Adjustments Section

Book Adjustments Section

## CITY OF RUIDOSO DOWNS

Bank Reconciliation Report - by Bank Number

Page: 1 Feb 19, 2024 1:27PM

#### Report Criteria:

Print Outstanding Checks and Deposits and Bank and Book adjustments

		CDBG NEW () (153)	
		January 31, 2024	
Account: 420010107 Bank Account Number:			
Bank Statement Balance:	.00	Book Balance Previous Month:	.00
Outstanding Deposits:	.00	Total Receipts:	.00
Outstanding Checks:	.00	Total Disbursements:	.00
Bank Adjustments:	.00	Book Adjustments:	.00
Bank Balance:	.00	Book Balance:	.00
		Proof (Bank balance less book balance):	.00

#### Outstanding Deposits Section

Bank Adjustments Section

**Book Adjustments Section** 

## CITY OF RUIDOSO DOWNS FISCAL YEAR: 2023-24 REPORT PERIOD: 01/24 - 01/24

FUN	D NUMBER AND TITLE	BEGINNING C BALANCE	REVENUES	TRANSFERS	EXPENDITUR	CHANGE IN BALANCE SHE	ENDING CASH BALANCE
10	GENERAL FUND	5,897,458.91	418,924.50	.00	564,318.43	2,304.93	5,754,369.91
20	POLICE GRANTS	150,000.00	663.52	.00	.00	.00	150,663.52
21	LOCAL GOVERNMENT CORRECTION	70,720.84	820.00	.00	431.72	.00	71,109.12
22	JUDICIAL EDUCATION	1,762.87	123.00	.00	63.00	.00	1,822.87
23	COURT AUTOMATION	1,838.25	246.00	.00	126.00	.00	1,958.25
26	EMERGENCY MEDICAL SERVICES	8,010.99	.00	.00	.00	.00	8,010.99
28	GAS TAX ROAD FUND	82,427.37	261,050.56	.00	3,874.50	.00	339,603.43
29	FIRE PROTECTION FUND	818,382.54	1,269.67	.00	3,493.10	.00	816,159.11
30	EMERGENCY CONTINGENCY FUND	100,000.00	.00	.00	.00	.00	100,000.00
31	LAW ENFORCEMENT PROTECTION	22,334.00	.00	.00	.00	.00	22,334.00
32	FRF CARES ACT	495,536.96	.00	.00	.00	.00	495,536.96
33	CANNABIS REGULATION ACT	8,103.28	30,29	.00	.90	.00	8,132.67
34	LODGERS TAX FUND	941,964.40	35,171.81	.00	9,584.14	.00	967,552.07
36	MUSEUM FUND	6,230.52	.00	.00	4,318.58	.00	1 <b>,911.9</b> 4
37	RECREATION FUND	3,709.40	.00	.00	.00	.00	3,709.40
39	INFRASTRUCTURE FUND	1,041,075.35	16,214.01	.00	4,185.53	.00	1,053,103.83
41	GO BOND	87,227.61	46,812.81	.00	468.11	.00	133,572.31
53	SEWER FUND	3,053,606.89	104,894.14	.00	70,560.95	( 44.78)	3,087,895.30
54	SANITATION FUND	102,595.05	28,958.47	.00	57,501.56	( 320.85)	73,731.11
55	WATER FUND	704,433.70	48,007.66	.00	31,358.43	2,767.72	723,850.65
56	WATER & SEWER IMPROVEMENTS	973,570.63	16,100.65	.00	327.55	.00	989,343.73
58	SEWER SYSTEM CAP EQUIP & INFRA	130,103.74	231.73	.00	.00	.00	130,335.47
75	WATER SECURITY FUND	96,937.37	200.00	.00	1,293.84	.00	95,843.53
	GRAND TOTAL	14,798,030.67	979,718.82	.00	751,906.34	4,707.02	15,030,550.17

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
	TAXES					
10-31-31100	FRANCHISE TAX	16,311.07	53,722.42	91,656.00	37,933.58	58.6
10-31-31250	STATE DIST. GRT	143,006.94	1,270,526.44	1,873,114.00	602,587.56	67.8
10-31-31259	STATE DIST. CMP GRT	15,684.51	111,569.64		( 74,369.64)	299.9
10-31-31260	STATE DIST. ITG GRT	27.53	203.36	1,000.00	796.64	20.3
10-31-31261	STATE DIST. CAN GRT	.00	.00	.00.	00.	0.
10-31-31500	PROPERTY TAXES - CURRENT	72,315.86	202,403.38	372,112.00	169,708.62	54.4
10-31-31510	PROPERTY TAXES - PRIOR	2,577.22	15,207.19	30,250.00	15,042.81	50.3
	TOTAL TAXES	249,923.13	1,653,632.43	2,405,332.00	751,699.57	68.8
	INTERGOVERNMENTAL					
40.00.0000		.00	.00	.00	.00	.0
10-32-32220	CIGARETTE TAX REGULAR (.02) GASOLINE TAX	.00	.00	.00	.00	.0
10-32-32225	MUNICIPAL DIST. GRT (1.225%)	145,934.88	1,297,070.28	1,876,843.00	579,772.72	69.1
10-32-32410 10-32-32420	H.B 6 DISTRIBUTIONS	.00	.00	.00	.00	.0
10-32-32420	MOTOR VEHICLE - REGISTRY (ALL)	571.14	3,694.30	7,511.00	3,816.70	49.2
10-32-32010	STATE RACING COMMISSION TAX	.00	.00	.00	.00	.0
	TOTAL INTERGOVERNMENTAL	146,506.02	1,300,764.58	1,884,354.00	583,589.42	69.0
	LICENSES & PERMITS					
10-33-33100	ANIMAL LICENSE	.00	22.50	500.00	477.50	4.5
10-33-33110	ANIMAL VACCINATION FEES	2.50	2.50	100.00	97.50	2.5
10-33-33300	BUILDING PERMITS	25.00	520.00	1,500.00	980.00	34.7
10-33-33400	BUSINESS REGISTRATION	2,670,00	3,710.00	7,280.00	3,570.00	51.0
10-33-33465	LATE FEES	.00	10.00	100.00	90.00	10.0
10-33-33500	LIQUOR LICENSE	.00	.00	1,000.00	1,000.00	.0
10-33-33910	SIGN PERMITS	.00	790.00	350.00	( 440.00)	225.7
10-33-33920	MOBILE HOME PERMITS	.00	.00	200.00	200.00	.0
10-33-33930	PHOSPHORUS PERMIT	.00	.00	100.00	100.00	.0
	TOTAL LICENSES & PERMITS	2,697.50	5,055.00	11,130.00	6,075.00	45.4
	CHARGES FOR SERVICES					
10.01.0115-		76.00	270.41	1,800.00	1,529.59	15.0
	PRINTING & COPYING CHARGES	76.00	.00	500.00	500.00	.0
	STREET CUT REPAIRS	.00	2,505.05	3,500.00	994.95	.0 71.6
		754.05 .00	1,800.00	3,500.00	1,700.00	51.4
10-34-34240	BALLFIELD FEES					
	TOTAL CHARGES FOR SERVICES	830.05	4,575.46	9,300.00	4,724.54	49.2

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
	FINES & FORFEITURES					
				00.000.00	60.048.50	25.5
10-35-35010	COURT FEES	3,368.50	20,581.48	80,800.00	60,218.52	
10-35-35011	COURT REMITTANCES	.00	.00	.00	.00	0. 0.
10-35-35015	BOND FORFEITURES	.00	.00	.00	.00	.0 .0
10-35-35016	COURT ORDERED RESTITUTION	.00	.00	1,000.00	1,000.00	.0 .0
10-35-35020	MAG COURT FEE	.00	.00	00.	00.	 .0
10-35-35030	COURT AUTOMATION FUNDS	.00	.00	8,000.00	8,000.00	.0 .0
10-35-35050	COURT OVERPAYMENTS		.00	.00	.00	
	TOTAL FINES & FORFEITURES	3,368.50	20,581.48	89,800.00	69,218.52	22.9
	MISCELLANEOUS					
10-36-36000	LAND & WATER CONSERVATION GRA	.00	.00	.00	.00	.0
10-36-36042	WORKFORCE REIMBURSEMENT	.00	.00	.00	.00	.0
10-36-36050	PD-HIDTA NEU REIMB	.00	.00	.00	.00	.0
10-36-36051	PD-REIMB OT (JAG)	.00	.00	.00	.00	.0
10-36-36052	PD-GRANT-HUBBARD FOUNDATION	.00	5,000.00	5,000.00	.00	100.0
10-36-36054	PD-ODWI	.00	.00	.00	.00	.0
10-36-36055	PD-HOMELAND SECURITY SHSG	.00	.00	.00	.00	.0
10-36-36056	VOR REIMB. OT DWI	.00	.00	.00	.00	.0
10-36-36057	NMHS GRANT	.00	.00	.00	.00	.0
10-36-36058	PD-MISC. REV 20-PT-RF-085 STEP	.00	.00	.00	.00	.0
10-36-36059	FD-GRANT-HUBBARD FOUNDATION	.00	.00	4,000.00	4,000.00	.0
10-36-36060	FD-DONATIONS FIRE FUND	.00	.00	.00	.00	.0
10-36-36061	MISC REV	705.32	4,438.59	10,000.00	5,561.41	44.4
10-36-36064	DONATIONS-FLOOD DISASTER	.00	.00	.00	.00	.0
10-36-36065	MISC DONATIONS	.00	.00	.00	.00	.0
10-36-36066	INSURANCE CLAIM	4,520.10	39,941.10	250,000.00	210,058.90	16.0
10-36-36067	PD-DONATION-COMPASS BANK	.00	.00	.00	.00	.0
10-36-36068	REFUND-WC INSURANCE	.00	.00	20,000.00	20,000.00	.0
10-36-36070	FD-REIMB-NM STATE FOREST	.00	2,042.00	.00	( 2,042.00)	.0
10-36-36400	INTEREST INCOME	10,065.88	58,511.23	69,600.00	11,088.77	84.1
10-36-36510	SALE OF DECLARED SURPLUS	.00	1,194.76	20,000.00	18,805.24	6.0
10-36-36530	PARKS-HELICOPTER FEES	.00	6,250.00	15,000.00	8,750.00	41.7
10-36-36531	PARKS-PAVILION RENTAL	.00	326.46	500.00	173.54	65.3
10-36-36585	GRANT-EMNRD (FIRE)	.00	.00	.00	.00	.0
10-36-36600	GRANT-ECONOMIC DEVELOPMENT	.00	.00	.00	.00	.0
10-36-36605	SAP GRANT-ALL AM PARK LIGHTING	.00	.00	.00	.00	.0
10-36-36606	FIRE STATION-HELICOPTER FEES	.00	6,250.00	15,000.00	8,750.00	41.7
10-36-36607	GRANT-LITTER CONTROL & BEAUTY	.00	.00	.00	.00	.0
10-36-36608	KEEP RD BEAUTIFUL	.00	.00	.00	.00	.0
	GRANT-WALMART COMM INVOLVEME	.00	.00	.00	.00	.0
	DEPOSIT-ARTS & CRAFTS SHOW	.00	.00	.00	.00	.0
10-36-36630		.00	.00	.00	.00	.0
	TOTAL MISCELLANEOUS	15,291.30	123,954.14	409,100.00	285,145.86	30.3

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
	OTHER REVENUE SOURCES					
10-37-37180	SMALL CITIES ASSISTANCE	.00	.00	90,000.00	90,000.00	.0
10-37-37210	BANK OF AMERICA REBATE	.00	.00	.00	.00	.Ó
10-37-37215	WRIGHT EXPRESS REBATE	308.00	456.22	700.00	243.78	65.2
	TOTAL OTHER REVENUE SOURCES	308.00	456.22	90,700.00	90,243.78	.5
	SOURCE 38					
10-38-38000	NM FINANCE AUTHORITY-CARES ACT	.00	.00	.00	.00	.0
	TOTAL SOURCE 38	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	418,924.50	3,109,019.31	4,899,716.00	1,790,696.69	63.5

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
10-40-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL DEPARTMENT 40	.00	.00	.00	.00	
	LEGISLATIVE					
10-41-41010	ELECTED OFFICIALS	1,723.08	17,323.10	35,000.00	17,676.90	49.5
10-41-42010	F.I.C.A REGULAR	106.84	1,074.10	2,170.00	1,095.90	49.5
10-41-42020	F.I.C.A MEDICARE	24.98	251.15	508.00	256.85	49.4
10-41-42030	RETIREMENT CONTRIBUTIONS	.00	.00	.00	.00	.0
10-41-42050	INSURANCE	.00	.00	11,053.00	11,053.00	.0
10-41-42070	WC PREMIUM	.00	.00	672.00	672.00	.0
10-41-42080	WORKERS' COMPENSATION (ASSMN	.00	23.00	46.00	23.00	50.0
10-41 <b>-4</b> 3010	TRAVEL-MILEAGE AND PER-DIEM	523.63	2,568.51	8,000.00	5,431.49	32.1
10-41-43020	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
10-41-43030	TRAVEL-TRANSPORTATION	.00	.00	.00	.00	.0
10-41-44010	BUILDING MAINTENANCE & REPAIR	.00	.00	.00	.00	0.
10-41-44030	VEHICLE MAINTENANCE & REPAIR	.00	.00	.00	.00	0.
10-41-44040	EQUIPMENT MAINTENANCE & REPAI	932.76	1,932.67	7,000.00	5,067.33	27.6
10-41-46010	MATERIALS & SUPPLIES	.00	27.39	600.00	572.61	4.6
10-41-46015	POSTAGE & SHIPPING	.00	.00	50.00	50.00	.0
10-41-46020	TRAINING	.00	.00	8,000.00	8,000.00	.0
10-41-46030	VEHICLE OPERATION COSTS	.00	.00	.00	.00	.0
10-41-46040	UNIFORMS	.00	.00	500.00	500.00	.0
10-41-46050	TELEPHONE & COMMUNICATIONS	50.00	350.00	500.00	150.00	70.0
10-41-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	8,530.74	9,000.00	469.26	94.8
10-41-47215	PERSONNEL COSTS	.00	.00	.00	.00	.0
10-41-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
10-41-47550	EMERGENCY - FLOOD	.00	.00	.00	.00	.0
10-41-48010	CAP OUT-FURNITURE	.00	.00	2,000.00	2,000.00	.0
10-41-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
10-41-49999	DEPRECIATION	.00	.00	.00	.00	.0
10-41-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL LEGISLATIVE	3,361.29	32,080.66	85,099.00	53,018.34	37.7

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	MUNICIPAL COURTS DEPARTMENT					
		000.00	6,923.10	12,000.00	5,076.90	57.7
		923.08	42,776.91	83,200.00	40,423.09	51.4
10-42-41020	FULL-TIME POSITIONS	5,961.00	42,778.91	1,200.00	1,200.00	.0
10-42-41030	SAFETY/LONGEVITY PAY	.00	.00 9,412.50	24,960.00	15,547,50	.0 37.7
10-42-41040	PART-TIME POSITIONS-COURTS	1,787.50 .00	9,412.50 431.06	3.500.00	3,068.94	12.3
10-42-41050		.00	431.00	3,300.00	00.	.0
	STRAIGHT TIME/ OVERTIME	546.95	3,762.33	6,497.00	2.734.67	57.9
	F.I.C.A REGULAR	127.91	879.85	1,520.00	640.15	57.9
10-42-42020	F.I.C.A MEDICARE RETIREMENT CONTRIBUTIONS	739.06	4,994.37	8,946.00	3,951.63	55.8
10-42-42030	CLOTHING ALLOWANCE	150.00	1,125.00	1,800.00	675.00	62.5
10-42-42040 10-42-42050	INSURANCE	3,749.52	14,523.59	-	( 2,923.59)	125.2
	WC PREMIUM	.00	.00	413.00	413.00	.0
10-42-42070		.00	.00 18.40	37.00	18.60	49.7
10-42-42080	TRAVEL-MILEAGE OR PER-DIEM	.00	.00	2,800.00	2,800.00	.0
	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
10-42-43020	TRAVEL-TRANSPORTATION	.00	.00	.00	.00	.0
10-42-44010	BUILDING MAINTENANCE & REPAIR	28,38	1.054.34	2,600,00	1,545.66	40.6
10-42-44030	VEHICLE MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
10-42-44040	EQUIPMENT MAINTENANCE & REPAI	1,667,47	5,714.64	14,000.00	8,285.36	40.8
	MATERIALS & SUPPLIES	751.19	857,62	2,500.00	1,642.38	34.3
	POSTAGE & SHIPPING	213.10	432.10	1,500.00	1,067.90	28.8
	TRAINING	.00	.00	1,415.00	1,415.00	.0
10-42-46025	MERCHANT FEES	106.16	554.47	2,500.00	1,945.53	22.2
	VEHICLE OPERATION COSTS	.00	.00	.00	.00	.0
10-42-46040	UNIFORMS	.00	82.66	800.00	717.34	10.3
10-42-46050	TELEPHONE & COMMUNICATIONS	137.50	1,000.19	1,400.00	399.81	71.4
10-42-46060	UTILITIES	163.52	1,302.63	2,600.00	1,297.37	50.1
10-42-46900	COURT OVERPAYMENTS	.00	.00	100.00	100.00	.0
10-42-47030	OTHER-ALTERNATE JUDGE	.00	.00	700.00	700.00	.0
10-42-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	650.00	650.00	.0
10-42-47210	CONTRACTS & PROFESSIONAL FEES	.00	973.13	1,500.00	526.87	64.9
10-42-47215	PERSONNEL COSTS	.00	346.78	400.00	53.22	86.7
10-42-47230	PUBLIC DEFENDER/ INTER	.00	324.38	4,500.00	4,175.62	7.2
10-42-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
10-42-48010	CAP OUT-FURNITURE	.00	.00	2,500.00	2,500.00	.0
10-42-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	2,500.00	2,500.00	.0
10-42-48050	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
10-42-49010	CAP IMP-OFFICE	.00	.00	.00	.00	.0
10-42-49999	DEPRECIATION	.00	.00	.00	.00	.0
10-42-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL MUNICIPAL COURTS DEPARTM	17,052.34	97,490.05	200,638.00	103,147.95	48.6

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	ELECTION DEPARTMENT					
10-44-45025	OTHER-ELECTION WORKERS	.00	.00	.00	.00	.0
10-44-46010	SUPPLIES-ELECTION	.00	.00	.00	.00	.0
10-44-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	.00	.00	.0
10-44-47240	AUTOMATED VOTING	.00	.00	.00	.00	.0
	TOTAL ELECTION DEPARTMENT	.00	.00	.00	.00	.0
	GENERAL ADMINISTRATION					
10-51-46010	MATERIALS & SUPPLIES	.00	.00	.00	.00	.0
10-51-46015	POSTAGE & SHIPPING	.00	.00	.00	.00	.0
10-51-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	.00	.00	.0
10-51-47210	CONTRACTS & PROFESSIONAL FEES	13,203.74	128,085.45	219,050.00	90,964.55	58.5
10-51-47230	FINANCIAL AUDIT SERVICES	9,939.79	9,939.79	30,000.00	20,060.21	33.1
10-51-47235	SPECIAL FINANCIAL AUDIT SERVE	328.00	328.00	00	( 328.00)	.0
10-51-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
10-51-47250	OTHER-GRIEVANCE COSTS, OTHER L	.00	530.12	30,000.00	29,469.88	1.8
10-51-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL GENERAL ADMINISTRATION	23,471.53	138,883.36	279,050.00	140,166.64	49.8

#### GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	FINANCE & ADMINISTRATION					
		04 000 70	470 574 50	340,556.00	166,984.44	51.0
10-52-41020	FULL-TIME POSITIONS-FA	24,028.70	173,571.56	340,358.00	600.00	80.1
10-52-41030	SAFETY/LONGEVITY PAY	.00	2,420.00 245.59	1,400.00	1,154.41	17.5
10-52-41050	OVERTIME-FA	.00		20,236.00	9,128.64	54.9
	F.I.C.A REGULAR	1,517.26	11,107.36	4,733.00	2,135.30	54.9
10-52-42020	F.I.C.A MEDICARE	354.85	2,597.70	34,266.00	15,808.31	53.9
10-52-42030	RETIREMENT CONTRIBUTIONS	2,592.30	18,457.69	5,130.00	2,220.00	56.7
10-52-42040	CLOTHING ALLOWANCE	442.50	2,910.00		45,231.75	51.4
10-52-42050	INSURANCE	5,396.57	47,842.25	93,074.00	45,231.75	.0
10-52-42060	SUSPENSE ACCOUNT	.00	.00	.00		.0
10-52-42070	WC PREMIUM	.00	00.	4,363.00	4,363.00	46.4
10-52-42080	WORKERS' COMPENSATION (ASSMN	.00	25.99	56.00	30.01	40.4 3.6
10-52-43010	TRAVEL-MILEAGE OR PER-DIEM	.00	425.75	12,000.00	11,574.25	
10-52-43020	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
10-52-43030	TRAVEL-TRANSPORTATION	.00	.00	.00	.00	.0
10-52-44010	BUILDING MAINTENANCE & REPAIR	7.09	2,210.30	15,000.00	12,789.70	14.7
10-52-44030	VEHICLE MAINTENANCE & REPAIR	.00	59.40	1,000.00	940.60	5.9
10-52-44040	EQUIPMENT MAINTENANCE & REPAI	4,224.46	15,212.36	51,000.00	35,787.64	29.8
10-52-46010	MATERIALS & SUPPLIES	419.58	12,288.53	24,000.00	11,711.47	51.2
10-52-46015	POSTAGE & SHIPPING	.00	665.24	3,000.00	2,334.76	22.2
10-52-46020	TRAINING	398.66	5,165.68	9,600,00	4,434.32	53.8
10-52-46025	MERCHANT FEES	474.61	3,375.00	8,000.00	4,625.00	42.2
10-52-46030	VEHICLE FUEL COSTS	.00	279.44	1,550.00	1,270.56	18.0
10-52-46040	UNIFORMS	.00	.00	.00	.00	.0
10-52-46050	TELEPHONE & COMMUNICATIONS	390.33	2,049.52	7,500.00	5,450.48	27.3
10-52-46060	UTILITIES	672.11	3,154.47	8,000.00	4,845.53	39.4
10-52-46900	REFUND-OVERPAYMENT FRANCHISE	.00	.00	.00	.00	.0
10-52-47060	DUES/ADVERTISING/SUBSCRIPTIONS	136.43	2,320.52	8,500.00	6,179.48	27.3
10-52-47090	INSURANCE	91,528.00	93,590.10	137,000.00	43,409.90	68.3
10-52-47110	REAPPRAISAL FEES	748.94	2,176.11	3,000.00	823,89	72.5
10-52-47210	CONTRACTS & PROFESSIONAL FEES	.00	7,998.61	30,000.00	22,001.39	26.7
10-52-47215	PERSONNEL COSTS	4.67	243.06	400.00	156,94	60.8
10-52-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
10-52-48010	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
10-52-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
10-52-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
10-52-48040	CAP OUT-OFFICE EQUIP/OPERATION	.00	.00	.00	.00	.0
10-52-48070	CAP OUT-IMPROVEMENTS	.00	.00	.00	.00	.0
10-52-49999	DEPRECIATION	.00	.00	.00	.00	.0
10-52-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL FINANCE & ADMINISTRATION	133,337.06	410,392.23	826,384.00	415,991.77	49.7

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	PARKS & RECREATION					
	·					
10-60-41020	FULL-TIME POSITIONS	5,204.80	38,353.70	103,567.00	65,213.30	37.0
10-60-41030	SAFETY/LONGEVITY PAY	.00	1,200.00	1,200.00	.00	100.0
10-60-41040	PART-TIME MAINTENANCE	.00	.00	.00	.00	.0
10-60-41050	OVERTIME-PARKS	.00	1,246.61	2,500.00	1,253.39	49.9
10-60-42010	F.I.C.A REGULAR	335.10	2,616.47	6,373.00	3,756.53	41.1
10-60-42020	F.I.C.A MEDICARE	78.38	611.97	1,491.00	879.03	41.0
10-60-42030	RETIREMENT CONTRIBUTIONS	562,12	4,123.61	10,608.00	6,484.39	38.9
10-60-42040	CLOTHING ALLOWANCE	200.00	1,400.00	3,600.00	2,200.00	38.9
10-60-42041	UNIFORMS MAINTENANCE	.00	.00	.00	.00	.0
10-60-42050	INSURANCE	1,941.49	13,581.34	56,279.00	42,697.66	24.1
10-60-42070	WC PREMIUM	.00	.00	4,000.00	4,000.00	.0
10-60-42080	WORKERS' COMPENSATION (ASSMN	.00	9.20	28.00	18.80	32.9
10-60-43020	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
10-60-44010	BUILDING MAINTENANCE & REPAIR	28.20	111.13	2,000.00	1,888.87	5.6
10-60-44030	VEHICLE MAINTENANCE & REPAIR	.00	127.56	1,500.00	1,372.44	8.5
10-60-44040	EQUIPMENT MAINTENANCE & REPAI	241.05	2,322.39	2,500.00	177.61	92.9
10-60-44900	PARK IMPROVEMENT	2,548,00	2,548.00	12,000.00	9,452.00	21.2
10-60-46010	MATERIALS & SUPPLIES	1,423,92	3,731.82	10,000.00	6,268,18	37.3
	POSTAGE & SHIPPING	.00	5.95	.00	( 5.95)	.0
10-60-46020	TRAINING	.00	.00	1,571.00	1,571.00	.0
10-60-46030	VEHICLE FUEL COSTS	350.39	1,044.55	3,000.00	1,955.45	34.8
10-60-46040	UNIFORMS	.00	.00	.00	.00	.0
10-60-46050	TELEPHONE & COMMUNICATIONS	36.03	179.53	1,220.00	1,040.47	14.7
10-60-46060	UTILITIES	338.22	6,407.08	20,000.00	13,592.92	32.0
10-60-46070	KEEP RUIDOSODOWNS BEAUTIFUL	.00	.00	.00	.00	.0
10-60-46080	OTHER-SKATEBOARD PARK	.00	.00	.00	.00	.0
10-60-46910	REFUND-DEPOSIT	.00	.00	.00	.00	.0
10-60-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	.00	.00	.0
10-60-47210	CONTRACTS & PROFESSIONAL FEES	.00	.00	.00	.00	.0
	PERSONNEL COSTS	123.27	246.66	300.00	53.34	82.2
	ENCUMBRANCES-CARRY OVERS	.00	.00	00.	.00	.0
	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
10-60-48010		.00	.00	.00	.00	.0
10-60-48040		.00	38,885.34	48,000.00	9,114.66	81.0
10-60-48050		.00	.00	00.00	.00	.0
10-60-48070	CAP OUT-IMP (WATER CANNON)	.00.	.00	.00	.00	.0
10-60-49010	CAP IMP-ALL AMERICAN PARK			.00	.00	.0 .0
10-60-49020	CAP IMP-SKATE PARK	.00	.00	.00	.00	.0 .0
10-60-49999	DEPRECIATION	.00	.00		.00	.0 .0
10-60-50000	ACCRUED EXPENSES	.00	.00	.00	.00.	
	TOTAL PARKS & RECREATION	13,410.97	118,752.91	291,737.00	172,984.09	40.7

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	SENIOR CITIZENS DEPARTMENT					
10-61-44010	BUILDING MAINTENANCE & REPAIR	00	.00	.00	.00	.0
10-61-44030	VEHICLE MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
10-61-44040	EQUIPMENT MAINTENANCE & REPAI	.00	.00	.00	.00	.0
10-61-46060	UTILITIES	640.34	2,518.81	5,000.00	2,481.19	50.4
10-61-47070	ACTIVITIES	.00	.00	.00	.00	.0
10-61-47170	FUNDS FOR VAN DRIVER	.00	.00	.00	.00	.0
10-61-47210	CONTRACTS & PROFESSIONAL FEES	_00	.00	.00	.00	.0
10-61-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
10-61-49999	DEPRECIATION	.00	.00	.00	.00	.0
	TOTAL SENIOR CITIZENS DEPARTME	640.34	2,518.81	5,000.00	2,481.19	50.4

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	POLICE DEPARTMENT					
10-62-41020	FULL-TIME POSITIONS-PD	36,113.96	282,140.72	597,948.00	315,807.28	47.2
10-62-41030	SAFETY/LONGEVITY PAY	.00	3,920.00	4,860.00	940.00	80.7
10-62-41040	TEMPORARY POSITIONS-PD	.00	.00	.00	.00	.0
-	OVERTIME-PD	5,513.06	34,977.35	50,100.00	15,122.65	69.8
	F.I.C.A REGULAR	2,608.77	20,522.49	38,473.00	17,950.51	53.3
	F.I.C.A MEDICARE	610.11	4,799.60	8,998.00	4,198.40	53.3
10-62-42030	RETIREMENT CONTRIBUTIONS	5,605.48	46,114.76	99,506.00	53,391.24	46.3
	CLOTHING ALLOWANCE	855.00	6,610.00	14,580.00	7,970.00	45.3
10-62-42050	INSURANCE	10,959.41	90,578.12	230,714.00	140,135.88	39,3
10-62-42070	WC PREMIUM	.00	.00	22,213.00	22,213.00	.0
10-62-42080	WORKERS' COMPENSATION (ASSMN	.00	36.34	97.00	60.66	37.5
10-62-43010	TRAVEL-MILEAGE OR PER-DEIM	.00	.00	6,000.00	6,000.00	.0
10-62-43020	TRAVEL-PER DIEM	.00	1,500.00	.00	( 1,500.00)	.0
10-62-43030	TRAVEL-TRANSPORTATION	.00	.00	.00	.00	.0
10-62-44010	BUILDING MAINTENANCE & REPAIR	842.76	1,471.80	10,000.00	8,528.20	14.7
10-62-44030	VEHICLE MAINTENANCE & REPAIR	681.28	1,925.74	12,000.00	10,074.26	16.1
10-62-44040	EQUIPMENT MAINTENANCE & REPAI	4,611.51	10,967.40	15,000.00	4,032.60	73.1
10-62-46010	MATERIALS & SUPPLIES	219.53	3,001.11	10,000.00	6,998.89	30.0
10-62-46015	POSTAGE & SHIPPING	6.42	427.77	750.00	322.23	57.0
10-62-46020	TRAINING	.00	632.00	9,568.00	8,936.00	6.6
10-62-46030	VEHICLE FUEL COSTS	4,698.60	16,992.81	50,000.00	33,007.19	34.0
10-62-46040	UNIFORMS	.00	.00	3,000.00	3,000.00	.0
10-62-46050	TELEPHONE & COMMUNICATIONS	634.75	3,372.78	7,000.00	3,627.22	48.2
10-62-46060	UTILITIES	. 602.83	3,896.15	12,000.00	8,103.85	32.5
10-62-46070	OTHER-AMMUNITION	.00	.00	5,000.00	5,000.00	.0
10-62-46071	OTHER-ASSORTED WEAPONS	.00	.00	.00	.00	.0
10-62-46075	OTHER-SHOTGUN RACKS	.00	.00	.00	.00	.0
10-62-46080	OTHER-RESERVE OFFICERS	.00	.00	.00	.00	.0
10-62-46085	OTHER-LCSTF	.00	.00	.00	.00	.0
10-62-46090	CANINE	.00	.00	.00	.00	.0
10-62-47010	OTHER-HUBBARD FOUNDATION GRA	.00	.00	.00	.00	.0
10-62-47060	DUES/ADVERTISING/SUBSCRIPTIONS	75.00	1,025.00	400.00	( 625.00)	256.3
10-62-47071	NEW EQUIPMENT FOR VEHICLE	.00	.00	17,000.00	17,000.00	.0
10-62-47090	INSURANCE	37,342.00	37,342.00	37,342.00	.00	100.0
10-62-47170	RUIDOSO DOWNS/RUIDOSO DISPATC	.00	52,544.55	286,132.00	233,587.45	18.4
10-62-47210	CONTRACTS & PROFESSIONAL FEES	.00	420.06	1,000.00	579.94	42.0
10-62-47215	PERSONNEL COSTS	.00	568.64	3,000.00	2,431.36	19.0
10-62-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
10-62-47550	EMERGENCY - FLOOD	.00	.00	.00	.00	.0
10-62-48010	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
10-62-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
10-62-48021	CAP OUT-MAG LITES	.00	.00	.00	.00	.0
10-62-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
10-62-48035	CAP OUT-CAMERAS	.00	8,379.90	40,000.00	31,620.10	21.0
10-62-48050	CAP OUT-EQUIPMENT		.00	.00	.00	.0
10-62-49999	DEPRECIATION	.00	.00	.00	.00	.0
10-62-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL POLICE DEPARTMENT	111,980.47	634,167.09	1,592,681.00	958,513.91	39.8

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	ANIMAL CONTROL					
10-63-41020	FULL-TIME POSITIONS	3,643.29	33,482.01	89,805.00	56,322.99	37.3
10-63-41030	SAFETY/LONGEVITY PAY	.00	700.00	1,000.00	300.00	70.0
10-63-41050	OVERTIME	.00	139.20	200.00	60.80	69.6
10-63-42010	F.I.C.A REGULAR	233.63	2,196.87	5,323.00	3,126.13	41.3
10-63-42020	F.I.C.A MEDICARE	54.64	513.81	1,245.00	731.19	41.3
10-63-42030	RETIREMENT CONTRIBUTIONS	374.74	3,334.38	9,060.00	5,725.62	36.8
10-63-42040	CLOTHING ALLOWANCE	125.00	1,125.00	3,000.00	1,875.00	37.5
10-63-42050	INSURANCE	975.29	12,634.33	44,752.00	32,117.67	28.2
10-63-42070	WC PREMIUM	.00	.00	3,744.00	3,744.00	.0
10-63-42080	WORKERS' COMPENSATION (ASSMN	.00	4.60	19.00	14.40	24.2
10-63-43020	TRAVEL-MILEAGE AND PER DIEM	.00	.00	1,000.00	1,000.00	.0
10-63-44010	<b>BUILDING MAINTENANCE &amp; REPAIR</b>	.00	.00	.00	.00	.0
10-63-44030	VEHICLE MAINTENANCE & REPAIR	.00	345.00	2,500.00	2,155.00	13.8
10-63-44040	EQUIPMENT MAINTENANCE & REPAI	53.46	183.62	500.00	316.38	36.7
10-63-46010	MATERIALS & SUPPLIES	( 74.99)	562.74	1,000.00	437.26	56.3
10-63-46015	POSTAGE & SHIPPING	.00	.00	250.00	250.00	.0
10-63-46020	TRAINING	.00	.00	1,500.00	1,500.00	.0
10-63-46030	VEHICLE FUEL COSTS	219.01	1,777.03	6,000.00	4,222.97	29.6
10-63-46040	UNIFORMS	.00	.00	500.00	500.00	.0
10-63-46050	TELEPHONE & COMMUNICATIONS	41.12	275.98	1,200.00	924.02	23.0
10-63-46060	UTILITIES	.00	.00	.00	.00	.0
10-63-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	200.00	200.00	.0
10-63-47210	CONTRACTS & PROFESSIONAL FEES	.00	.00	.00	.00	.0
10-63-47215	PERSONNEL COSTS	.00	.00	500.00	500.00	.0
10-63-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
10-63-48010	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
10-63-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
10-63-48050	CAP OUT-EQUIPMENT	.00	.00	7,300.00	7,300.00	.0
10-63-49999	DEPRECIATION	.00	.00	.00	.00	.0
10-63-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL ANIMAL CONTROL	5,645.19	57,274.57	180,598.00	123,323.43	31.7

GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
10-64-41020	FULL-TIME POSITIONS	.00	.00	.00	.00	.0
10-64-41030	SAFETY/LONGEVITY PAY	.00	.00	.00	.00	.0
10-64-41050	OVERTIME	.00	.00	.00	.00	.0
10-64-42010	F.I.C.A REGULAR	.00	.00	.00	.00	.0
10-64-42020	F.I.C.A MEDICARE	.00	.00	.00	.00	.0
10-64-42030	RETIREMENT CONTRIBUTIONS	.00	.00	.00	.00	.0
10-64-42040	CLOTHING ALLOWANCE	.00	.00	.00	.00	.0
10-64-42050	INSURANCE	.00	.00	.00	.00	.0
10-64-42070	WC PREMIUM	.00	.00	.00	.00	.0
10-64-42080	WORKERS' COMPENSATION (ASSMN	.00	.00	.00	.00	.0
10-64-43020	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
10-64-44010	<b>BUILDING MAINTENANCE &amp; REPAIR</b>	.00	.00	.00	.00	.0
10-64-44030	VEHICLE MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
10-64-44035	OTHER-TOW ABANDONED VEHICLES	.00	.00	.00	.00	.0
10-64-44040	EQUIPMENT MAINTENANCE & REPAI	.00	.00	.00	.00	.0
10-64-46010	MATERIALS & SUPPLIES	.00	.00	.00	.00	.0
10-64-46015	POSTAGE & SHIPPING	.00	.00	.00	.00	.0
10-64-46020	TRAINING	.00	.00	.00	.00	.0
10-64-46030	VEHICLE OPERATION COSTS	.00	.00	.00	.00	.0
10-64-46040	UNIFORMS	.00	.00	.00	.00	.0
10-64-46050	TELEPHONE & COMMUNICATIONS	.00	.00	.00	.00	.0
10-64-46060	UTILITIES	.00	.00	.00	.00	.0
10-64-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	.00	.00	.0
10-64-47210	CONTRACTS & PROFESSIONAL FEES	.00	.00	.00	.00	.0
10-64-47215	PERSONNEL COSTS	.00	.00	.00	.00	.0
10-64-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	0.
10-64-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
10-64-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
10-64-48050	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
10-64-49999	DEPRECIATION	.00	.00	.00	.00	.0
10-64-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL CODE ENFORCEMENT	.00	.00	.00	.00	.0

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		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	PLANNING & ZONING					
10-65-41020	FULL-TIME POSITIONS	6,614.42	49,119.09	95,890.00	46,770.91	51.2
10-65-41030	SAFETY/LONGEVITY PAY	.00	600.00	900.00	300.00	66.7
10-65-41050	OVERTIME	.00	126.72		( 26.72)	126.7
10-65-42010	F.I.C.A REGULAR	419.40	3,155.52	5,676.00	2,520.48	55.6
10-65-42020	F.I.C.A MEDICARE	98.08	738.00	1,328.00	590.00	55.6
10-65-42030	RETIREMENT CONTRIBUTIONS	712.68	5,285.21	9,778.00	4,492.79	54.1
10-65-42040	CLOTHING ALLOWANCE	150.00	1,050.00	1,800.00	750.00	58.3
10-65-42050	INSURANCE	980.87	6,857.00	11,595.00	4,738.00	59.1
10-65-42070	WC PREMIUM	.00	.00	1,090.00	1,090.00	.0
10-65-42080	WORKERS' COMPENSATION (ASSMN	.00	9.20	19.00	9.80	48.4
10-65-43010	TRAVEL-MILEAGE OR PER DIEM	.00	.00	1,000.00	1,000.00	.0
10-65-43015	REFUND-POLITICAL SIGN DEPOSITS	50.00	350.00	200.00	( 150.00)	175.0
10-65-43020	TRAVEL-MILEAGE AND PER DIEM	.00	.00	.00	.00	.0
10-65-44010	BUILDING MAINTENANCE & REPAIR	7.09	335.00	100.00	( 235.00)	335.0
10-65-44030	VEHICLE MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
10-65-44040	EQUIPMENT MAINTENANCE & REPAI	937.18	2,793.22	6,400.00	3,606.78	43.6
10-65-46010	MATERIALS & SUPPLIES	.00	1,274.92	3,300.00	2,025.08	38.6
10-65-46015	POSTAGE & SHIPPING	61,01	462.40	700.00	237.60	66.1
10-65-46020	TRAINING	.00	980.42	1,215.00	234.58	80.7
10-65-46030	VEHICLE FUEL COSTS	.00	.00	200.00	200.00	.0
10-65-46040	UNIFORMS	.00	.00	.00	.00	.0
10-65-46050	TELEPHONE & COMMUNICATIONS	99,34	595.32	1,500.00	904.68	39.7
10-65-46060	UTILITIES	211.35	1,253.88	3,000.00	1,746.12	41.8
10-65-46910	REFUND-P & Z REQUESTS	.00	.00	.00	.00	.0
10-65-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	737.49	1,000.00	262.51	73.8
10-65-47210	CONTRACTS & PROFESSIONAL FEES	.00	.00	.00	.00	.0
10-65-47215	PERSONNEL COSTS	.00	.00	200.00	200.00	.0
10-65-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
10-65-48010	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
10-65-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
10-65-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
10-65-48050	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
10-65-49999	DEPRECIATION	.00	.00	.00	.00	.0
10-65-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL PLANNING & ZONING	10,341.42	75,723.39	146,991.00	71,267.61	51.5

GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	STREET DEPARTMENT					
10-71-41020	FULL-TIME POSITIONS-STREET	11,442.87	90,518.35	181,729.00	91,210.65	49.8
10-71-41030	SAFETY/LONGEVITY PAY	.00	1,550.00	1,950.00	400.00	79.5
10-71-41050	OVERTIME-STREET	29.45	645.20	4,500.00	3,854.80	14.3
10-71-42010	F.I.C.A REGULAR	728.84	5,885.97	11,020.00	5,134.03	53.4
10-71-42020	F.I.C.A MEDICARE	170.46	1,376.61	2,577.00	1,200.39	53.4
10-71-42030	RETIREMENT CONTRIBUTIONS	1,217.80	9,514.40	18,548.00	9,033.60	51.3
10-71-42040	CLOTHING ALLOWANCE	325,00	2,475.00	5,400.00	2,925.00	45.8
10-71-42041	UNIFORM MAINTENANCE	.00	.00	.00	.00	.0
10-71-42050	INSURANCE	3,334.19	27,003.03	61,704.00	34,700.97	43.8
10-71-42070	WCPREMIUM	.00	.00	13,242.00	13,242.00	.0
10-71-42080	WORKERS' COMPENSATION (ASSMN	.00	16,10	42.00	25.90	38.3
10-71-43010	TRAVEL-MILEAGE	.00	.00	.00	.00	.0
10-71-43020	TRAVEL-MILEAGE AND PER DIEM	.00	.00	.00	.00	.0
10-71-43030	TRAVEL-TRANSPORTATION	.00	.00	.00	.00	.0
10-71-44010	BUILDING MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
10-71-44030	VEHICLE MAINTENANCE & REPAIR	22.02	1,459.95	23,000.00	21,540.05	6.4
10-71-44040	EQUIPMENT MAINTENANCE & REPAI	2,418.09	8,087.79	20,000.00	11,912.21	40.4
10-71-44060	OTHER-TRAFFIC LIGHT & SIGN MAI	.00	781.95	6,000.00	5,218.05	13.0
10-71-46010	MATERIALS & SUPPLIES	4,252.40	10,128.11	34,000.00	23,871.89	29.8
10-71-46010		-,202.40	.00	250.00	250,00	.0
10-71-46020	TRAINING	.00	.00	1,213.00	1,213.00	.0
	VEHICLE FUEL COSTS	440.81	5,727.49	10,000.00	4,272,51	.° 57.3
10-71-46030	UNIFORMS	.00	.00	.00	.00	00
10-71-46040	TELEPHONE & COMMUNICATIONS	41.12	205.53	500.00	294.47	41.1
10-71-46050		2,372.57	17.000.80	35,000.00	17,999.20	48.6
10-71-46060	UTILITIES		00.00	.00	.00	-0.0 .0
10-71-46910	REFUND-STREET CUT	.00 .00	.00 49.11	1.500.00	1,450.89	3.3
10-71-47060	DUES/ADVERTISING/SUBSCRIPTIONS		49.11	1,500.00	.00	.0
10-71-47090		.00		10,000.00	9,836.00	1.6
10-71-47210	CONTRACTS & PROFESSIONAL FEES	00.	164.00		130.20	74.0
10-71-47215	PERSONNEL COSTS	369.80	369.80	500.00	.00	.0
10-71-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00		.0 .0
10-71-47550	EMERGENCY - FLOOD	.00	.00	.00	.00	
10-71-48010	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
10-71-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
10-71-48021	LEASE PAYMENT FOR PAVER	.00	.00	.00	.00	.0
10-71-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
10-71-48040	CAP OUT-OFFICE EQUIP/OPERATION	.00	.00	.00	.00	0.
10-71-48045	CAP OUT-STREET LIGHT POLES	.00	.00	10,000.00	10,000.00	.0
10-71-48046	STREET IMPROVEMENTS	.00	.00	.00	.00	.0
10-71-48050	CAP OUT-EQUIPMENT	.00	3,979.48	20,000.00	16,020.52	19.9
10-71-49999	DEPRECIATION	.00	.00	.00	.00	.0
10-71-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL STREET DEPARTMENT	27,165.42	186,938.67	472,675.00	285,736.33	39.6

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		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	GARAGE					
10-72-41020	FULL-TIME POSITIONS	5,012.65	36,614,66	70,746.00	34,131.34	51.8
10-72-41030	SAFETY/LONGEVITY PAY	.00	600.00	1,000.00	400.00	60.0
10-72-41050	OVERTIME-MECHANIC	.00	120.00	2,500.00	2,380.00	4.8
10-72-42010	F.I.C.A REGULAR	461.19	3,476.09	4,853.00	1,376.91	71.6
10-72-42020	F.I.C.A MEDICARE	74.03	551.83	1,135.00	583.17	48.6
10-72-42030	RETIREMENT CONTRIBUTIONS	533,36	3,929.57	7,023.00	3,093.43	56.0
10-72-42040	CLOTHING ALLOWANCE	150.00	1,050.00	1,200.00	150.00	87.5
10-72-42041		.00	.00	.00	.00	.0
10-72-42050	INSURANCE	978,08	12,329.92	22,513.00	10,183.08	54.8
10-72-42070	WC PREMIUM	.00	.00	2,902.00	2,902.00	.0
10-72-42080	WORKERS' COMPENSATION (ASSMN	.00	6.90	10.00	3.10	69.0
10-72-43010	TRAVEL-MILEAGE	.00	.00	.00	.00	.0
10-72-43020	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
10-72-43030	TRAVEL-TRANSPORTATION	.00	.00	.00	.00	.0
10-72-44010	BUILDING MAINTENANCE & REPAIR	.00	197.37	2,500.00	2,302.63	7.9
10-72-44030	VEHICLE MAINTENANCE & REPAIR	.00	.00	500.00	500.00	.0
10-72-44040	EQUIPMENT MAINTENANCE & REPAI	410.50	1,401.13	1,500.00	98.87	93.4
10-72-46010	MATERIALS & SUPPLIES	2,412.23	9,854.00	17,000.00	7,146.00	58.0
10-72-46015	POSTAGE & SHIPPING	.00	.00	.00	.00	.0
10-72-46020	TRAINING	.00	.00	857.00	857.00	.0
10-72-46030	VEHICLE FUEL COSTS	225.38	660.20	5,000.00	4,339.80	13.2
10-72-46040	UNIFORMS	.00	.00	.00	.00	.0
10-72-46050	TELEPHONE & COMMUNICATIONS	25.00	175.00	.00	( 175.00)	.0
10-72-46060	UTILITIES	1,523.01	6,273.13	14,000.00	7,726.87	44.8
10-72-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	.00	.00	.0
10-72-47210	CONTRACTS & PROFESSIONAL FEES	.00	.00	.00	.00	.0
10-72-47215	PERSONNEL COSTS	4.67	123.39	200.00	76.61	61.7
10-72-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
10-72-48010	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
10-72-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
10-72-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
10-72-48050	CAP OUT-EQUIPMENT	.00	15,000.00	23,000.00	8,000.00	65.2
10-72-48060	CAP OUT-OPER MATERIALS/TOOLS	.00	.00	.00	.00	.0
10-72-49010	CAP IMP-OFFICE & TRAINING ROOM	.00	.00	.00	.00	.0
10-72-49999	DEPRECIATION	_00	.00	.00	.00	.0
10-72-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL GARAGE	11,810.10	92,363.19	178,439.00	86,075.81	51.8

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	FIRE DEPARTMENT					
10-73-41020	FULL-TIME POSITIONS	5,034.28	33,201.31	57,533.00	24,331.69	57.7
10-73-41030	SAFETY/LONGEVITY PAY	.00	40.00	420.00	380.00	9.5
10-73-41040	PART-TIME FIRE EMPLOYEES	.00	4,531.14	34,435.00	29,903.86	13.2
10-73-41050	OVERTIME-FIRE	674.28	7,085.34	3,000.00	( 4,085.34)	236.2
10-73-42010	F.I.C.A REGULAR	361.91	2,799.96	6,199.00	3,399.04	45.2
10-73-42020	F.I.C.A MEDICARE	84.64	654.84	1,450.00	795.16	45.2
10-73-42030	RETIREMENT CONTRIBUTIONS	981.37	4,773.48	12,715.00	7,941.52	37.5
	CLOTHING ALLOWANCE	128.75	651.25	1,523.00	871.75	42.8
10-73-42050	INSURANCE	2,875.17	9,144.38	12,626.00	3,481.62	72.4
	WC PREMIUM	.00	.00	4,639.00	4,639.00	.0
10-73-42080	WORKERS' COMPENSATION (ASSMN	.00	7.14	19.00	11.86	37.6
10-73-43010	TRAVEL-MILEAGE	.00	.00	.00	.00	.0
10-73-43020	TRAVEL-MILEAGE AND PER DIEM	.00	.00	.00	.00	.0
10-73-43030	TRAVEL-TRANSPORTATION	.00	.00	.00	.00	.0
10-73-44010	BUILDING MAINTENANCE & REPAIR	2,492.11	2,786.55	.00	( 2,786.55)	.0
10-73-44030	VEHICLE MAINTENANCE & REPAIR	.00	45.10	500.00	454.90	9.0
10-73-44040	EQUIPMENT MAINTENANCE & REPAI	.00	453.40	.00	( 453.40)	.0
10-73-46010	MATERIALS & SUPPLIES	.00	2,651.92	1,500.00	( 1,151.92)	176.8
	POSTAGE & SHIPPING	.00	4.83	50.00	45.17	9.7
	TRAINING	.00	.00	.00	.00	.0
	VEHICLE OPERATION COSTS	.00	.00	.00	.00	.0
10-73-46040	UNIFORMS	.00	.00	.00	.00	.0
10-73-46050	TELEPHONE & COMMUNICATIONS	145.72	976.94	1,000.00	23.06	97.7
	UTILITIES	835.66	4,380.57	13,000.00	8,619.43	33.7
10-73-46080	OTHER-VOLUNTEER REIMB	.00	.00	.00	.00	.0
	OTHER-DONATIONS TO FIRE DEPT	.00	.00	.00	.00	.0
10-73-47060	DUES/SUBSCRIPTIONS/FEES-FIRE	.00	3,175.40	4,500.00	1,324.60	70.6
10-73-47210	CONTRACTS & PROFESSIONAL FEES	.00	.00	.00	.00	.0
	PERSONNEL COSTS	4.67	243.06	200.00	( 43.06)	121.5
	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
10-73-47550	EMERGENCY - FLOOD	.00	.00	.00	.00	.0
10-73-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
10-73-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
10-73-48050	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
10-73-48060	CAP OUT-OPER MATERIALS/TOOLS	.00	.00	.00	.00	.0
	FIRE STATION	.00	.00	.00	.00	.0
10-73-49999	DEPRECIATION	.00	.00	.00	.00	.0
10-73-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
10-10-00000						
	TOTAL FIRE DEPARTMENT	13,618.56	77,606.61	155,309.00	77,702.39	50.0

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	NONDEPARTMENTAL-1					
10-80-41050	STATE ADMIN FEE'S GRT DIST	3,562.22	32,444.20	45,000.00	12,555.80	72.1
10-80-47010	LITTER CONTROL & BEAUTIFICATIO	.00	.00	.00	.00	.0
10-80-47011	KRDB TRAVEL PER-DIEM	.00	.00	.00	.00	.0
10-80-47012	KRDB TRAINING	.00	.00	.00	.00	.0
10-80-47013	KRDB MATERIALS AND SUPPLIES	.00	.00	.00	.00	.0
10-80-47014	KRDB ADVERTISING/DUES	.00	.00	.00	.00	.0
10-80-47015	HUMANE SOCIETY	13,500.00	13,500.00	27,000.00	13,500.00	50.0
10-80-47025	FOUNDERS DAY CELEBRATION	.00	.00	.00	.00	.0
10-80-47029	JUVENILE JUSTICE SERVICES	.00	.00	10,000.00	10,000.00	.0
10-80-47030	BOYS & GIRLS CLUB	.00	.00	7,000.00	7,000.00	.0
10-80-47031	ZIA THERAPY CENTER, INC.	1,577.55	10,028.02	28,000.00	<b>17,971.98</b>	35.8
10-80-47035	ECONOMIC DEV BOARD EXP	.00	.00	.00	.00	.0
10-80-47036	PLANNING GRANT CASH MATCH	.00	.00	.00	.00	.0
10-80-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
	TOTAL NONDEPARTMENTAL-1	18,639.77	55,972.22	117,000.00	61,027.78	47.8
	NONDEPARTMENTAL-2					
10-81-47020	VOR LIBRARY	.00	.00	5,000.00	5,000.00	.0
10-81-47021	VOR E911	.00	.00	.00	.00	.0
10-81-47025	SAFETY INCENTIVES/AWARDS	.00	3,724.92	7,500.00	3,775.08	49.7
10-81-47035	HAZMAT REIMBURSEMENT	.00	.00	.00	.00	.0
10-81-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
10-81-49030	INSURANCE CLAIM REPAIRS	173,843.97	232,110.06	250,000.00	17,889.94	92.8
	TOTAL NONDEPARTMENTAL-2	173,843.97	235,834.98	262,500.00	26,665.02	89.8

		PERIOD ACTUAL	Y	TD ACTUAL		BUDGET	U	NEXPENDED	PCNT
	TRANSFERS								
10-99-39021	TRSF LOCAL GOVT CORRECTIONS	.00	(	8,650.96)	(	28,600.00)	(	19,949.04)	( 30.3)
10-99-39025	TRSF	00	65	.00	00	.00		.00	.0
10-99-39027	TRSF STREET IMPROVEMENT	.00		.00		.00		.00	.0
10-99-39028	TRSF FROM GAS TAX	.00	(	2,313.86)	(	9,873.00)	(	7,559.14)	(23.4)
10-99-39030	TRSF FROM FEMA	.00		.00		.00		.00	.0
10-99-39034	TRSF 10% ADMIN FEES	.00	(	20,314.72)	(	35,000.00)	(	14,685.28)	(58.0)
10-99-39040	TRSF GO BOND	.00		.00		.00		.00	.0
10-99-39042	TRSF	.00		.00	(	800,000.00)	(	800,000.00)	.0
10-99-39046	TRSF FROM KRDB	.00		.00		.00		.00	.0
10-99-41525	TRSF TO TRANSIT	.00		.00		.00		.00	.0
10-99-41527	TRSF TO STREET IMPROVEMENTS	00		.00		.00		.00	.0
10-99-41530	TRSF TO EMF	.00		.00		50,000.00		50,000.00	.0
10-99-41535	TEMP TRSF-MUSEUM FUND	00		.00		.00		.00	.0
10-99-41536	TRSF MUSEUM	.00		16,330.00		32,659.00		16,329.00	50.0
10-99-41540	TRSF DEBT FUND	.00		.00		.00		.00	.0
10-99-41554	TRSF TO SOLID WASTE COM ROLL O	.00		.00		15,000.00		15,000.00	.0
10-99-41641	TRSF TO CDBG	.00		.00		800,000.00		800,000.00	.0
10-99-49046	TRNF	.00		.00		.00		.00	.0
10-99-49050	TRS TO 55			.00		.00		.00	.0
10-99-49053	TRF	.00		.00		.00	_	.00	.0
	TOTAL TRANSFERS	.00	(	14,949.54)		24,186.00		39,135.54	(61.8)
	TOTAL FUND EXPENDITURES	564,318.43		2,201,049.20		4,818,287.00		2,617,237.80	45.7
	NET REVENUE OVER EXPENDITURES	( 145,393.93)	_	907,970.11		81,429.00	(	826,541.11)	1115.1

#### POLICE GRANTS

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	REVENUE					
20-30-36050	LCSO-NEU OT	.00	.00	.00	.00	.0
20-30-36052	PD-LEA COUNTY OT	.00	.00	450.00	450.00	.0
20-30-36054	STEP NM DOT OT	.00	1,347.25	6,500.00	5,152.75	20.7
20-30-36055	RD RACETRACK & CASINO	.00	.00	.00	.00	.0
20-30-36056	VOR REIMB, OT DWI	663.52	1,715.14	5,000.00	3,284,86	34.3
20-30-36057	LER PD DFA	.00	150,000.00	150,000.00	.00.	100.0
	TOTAL REVENUE	663.52	153,062.39	161,950.00	8,887.61	94.5
	TOTAL FUND REVENUE	663.52	153,062.39	161,950.00	8,887.61	94.5

#### POLICE GRANTS

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
20-40-41050	OVERTIME STEP NM DOT	.00	1,347.25	6,500.00	5,152.75	20.7
20-40-41051	OVERTIME-VOR	.00	1,051.62	5,000.00	3,948.38	21.0
20-40-41052	OVERTIME-LCSO-NEU	.00	.00	.00	.00	.0
20-40-41055	RD RACETRACK & CASINO PD OT	00	.00	.00	.00	.0
20-40-47010	PD-LEA COUNTY OT	.00	.00	450.00	450.00	.0
20-40-47011	LER PD SALARIES	.00	.00	150,000.00	150,000.00	.0
20-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	.00	2,398.87	161,950.00	159,551.13	1.5
	TRANSFERS					
20-99-31010	TRSF GENERAL FUND MATCH	00	.00	.00	.00	.0
20-99-31039	TRSF LODGERS TAX	.00	.00	.00	.00	.0
20-99-41510	TRSF TO GENERAL FUND	.00	.00	.00		,0
	TOTAL TRANSFERS	.00	.00	.00	.00	.0
	TOTAL FUND EXPENDITURES		2,398.87	161,950.00	159,551.13	1.5
	NET REVENUE OVER EXPENDITURES	663.52	150,663.52	.00	( 150,663.52)	.0

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#### LOCAL GOVERNMENT CORRECTION

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
21-30-35050	CORRECTION FEES	820.00	5,580.00	25,000.00	19,420.00	22.3
21-30-35090	COURT OVERPAYMENTS	.00	.00	.00	.00	.0
21-30-36061	MISC REV	.00	.00,	.00	.00	.0
	TOTAL REVENUE	820.00	5,580.00	25,000.00	19,420.00	22.3
	TOTAL FUND REVENUE	820.00	5,580.00	25,000.00	19,420.00	22.3

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#### LOCAL GOVERNMENT CORRECTION

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
21-40-44010	BUILDING MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
21-40-44030	VEHICLE MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
21-40-44040	EQUIPMENT MAINTENANCE & REPAI	431.72	970.15	10,000.00	9,029.85	9.7
21-40-46010	MATERIALS & SUPPLIES	.00	.00	3,000.00	3,000.00	.0
21-40-47185	JAIL EXPENSE-CARE OF PRISONERS	.00	699.00	3,000.00	2,301.00	23.3
21-40-47210	CONTRACTS & PROFESSIONAL FEES	.00	935.00	20,000.00	19,065.00	4.7
21-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
21-40-48010	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
21-40-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
21-40-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
21-40-48040	CAP OUT-OFFICE EQUIP/OPERATION	.00	.00	.00	.00	.0
21-40-48050	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
21-40-48060	CAP OUT-OPER MATERIALS/TOOLS	.00	.00	.00	.00	.0
21-40-48070	CAP OUT-IMPROVEMENTS	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	431.72	2,604.15	36,000.00	33,395.85	7.2
	DEPARTMENT 99					
21-99-41510	TRSF TO GENERAL FUND	.00	8,650.96	28,600.00	19,949.04	30.3
	TOTAL DEPARTMENT 99	.00	8,650.96	28,600.00	19,949.04	30.3
	TOTAL FUND EXPENDITURES	431.72	11,255.11	64,600.00	53,344.89	17.4
	NET REVENUE OVER EXPENDITURES	388.28	( 5,675.11)	( 39,600.00)	( 33,924.89)	( 14.3)

#### JUDICIAL EDUCATION

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	REVENUE					
22-30-35080	JUDICIAL EDUCATION FEES	123.00	835.00	5,400.00	4,565.00	15.5
	TOTAL REVENUE	123.00	835.00	5,400.00	4,565.00	15.5
	TOTAL FUND REVENUE	123.00	835.00	5,400.00	4,565.00	15.5

## JUDICIAL EDUCATION

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
22-40-47180	JUDICIAL EDUCATION FEES	63.00	712.00	5,400.00	4,688.00	13.2
22-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	63.00	712.00	5,400.00	4,688.00	13.2
	TOTAL FUND EXPENDITURES	63.00	712.00	5,400.00	4,688.00	13.2
	NET REVENUE OVER EXPENDITURES	60.00	123.00	.00	( 123.00)	.0

## COURT AUTOMATION

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	REVENUE					
23-30-35030	DWI LAB FEES	.00	.00	700.00	700.00	.0
23-30-35035	DWI PREVENTION FEES	.00	.00	700.00	700.00	.0
23-30-35040	SUBSTANCE ABUSE FEES	.00	.00	50.00	50.00	.0
23-30-35070	COURT AUTOMATION FEES	246.00	1,686.00	8,000.00	6,314.00	21.1
	TOTAL REVENUE	246.00	1,686.00	9,450.00	7,764.00	17.8
	TOTAL FUND REVENUE	246.00	1,686.00	9,450.00	7,764.00	17.8

#### COURT AUTOMATION

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
23-40-47140	SUBSTANCE ABUSE FEES	.00	.00	50.00	50.00	.0
23-40-47170	COURT AUTOMATION FEES	126,00	1,440.00	8,000.00	6,560.00	18.0
23-40-47190	DWI LAB FEES	.00	.00	700.00	700.00	.0
23-40-47195	DWI PREVENTION FEES	.00	.00	700.00	700.00	.0
23-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00.	.0
	TOTAL EXPENDITURES	126.00	1,440.00	9,450.00	8,010.00	15.2
	TOTAL FUND EXPENDITURES	126.00	1,440.00	9,450.00	8,010.00	15.2
	NET REVENUE OVER EXPENDITURES	120.00	246.00	.00	( 246.00)	.0
# KRDB LITTER CONTROL-GRANT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
24-30-37090	KRDB-LITTER CONTROL GRANT	.00	.00	.00	.00	
	TOTAL REVENUE	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	.00	.00	.00	.00	.0

#### KRDB LITTER CONTROL-GRANT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
24-40-43010	TRAVEL-MILEAGE	.00	.00	.00	.00	.0
24-40-43010	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
24-40-46010	MATERIALS & SUPPLIES	.00	.00	.00	.00	.0
24-40-46020	TRAINING	.00	.00	.00	.00	.0
	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	.00	.00	.0
24-40-47061	YOUTH EMPLOYMENT	.00	.00	.00	.00	.0
	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	.00	.00	.00	.00	.0
	TRANSFERS					
24-99-31010	TRSF GENERAL FUND MATCH	.00	.00	.00	.00	.0
24-99-31039	TRSF INFRAST F39	.00	.00	.00	.00	.0
24-99-41510	TRSF TO GENERAL FUND	_00	.00	.00	.00	.0
	TOTAL TRANSFERS	.00	.00	.00	.00	.0
	TOTAL FUND EXPENDITURES	.00	.00	.00	.00	.0
	NET REVENUE OVER EXPENDITURES	.00	.00	.00	.00	.0

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MOUNTAIN TRANSIT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	CHARGES FOR SERVICES					
25-34-34215	FARES	.00	.00	.00	.00	.0
	TOTAL CHARGES FOR SERVICES	.00	.00	.00	.00	.0
	MISCELLANEOUS					
25-36-36066	INSURANCE CLAIM	-00	.00	.00	.00	.0
25-36-36600	GRANT	.00	.00	.00	.00	.0
25-36-36610	ARRA GRANT	.00	.00	.00	.00	.0
	TOTAL MISCELLANEOUS	.00	.00	.00	.00	.0
	OTHER REVENUE SOURCES					
25-37-37215	ENMU MATCH	.00	.00	.00	.00	.0
25-37-37216	WAL-MART MATCH	.00	.00	.00	.00	.0
25-37-37220	VOR MATCH	.00	.00	.00	.00	.0
25-37-37225	LINCOLN COUNTY MATCH	.00	.00	.00	.00	.0
25-37-37230	BUS ADVERTISING	.00	.00	.00	.00	.0
	TOTAL OTHER REVENUE SOURCES	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	.00	.00	.00	.00	.0

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# MOUNTAIN TRANSIT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
25-40-41020	FULL-TIME POSITIONS	.00	.00	.00	.00	.0
25-40-41020	SAFETY/LONGEVITY PAY	.00	.00	.00	.00	.0
25-40-41030	PART-TIME POSITIONS	.00	.00	.00	.00	.0
25-40-41050	OVERTIME	.00	.00	.00	.00	.0
25-40-42010	F.I.C.A REGULAR	.00	.00	.00	.00	.0
25-40-42020	F.I.C.A MEDICARE	.00	.00	.00	.00	.0
25-40-42020		.00	.00	.00	.00	.0
25-40-42040	CLOTHING ALLOWANCE	.00	.00	.00	.00	.0
25-40-42050	INSURANCE	.00	.00	.00	.00	.0
25-40-42070	WC PREMIUM	.00	.00	.00	.00	.0
25-40-42080	WORKERS' COMPENSATION (ASSMN	.00	.00	.00	.00	.0
	TRAVEL-MILEAGE	.00	.00	.00	.00	.0
25-40-43020	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
25-40-43030	TRAVEL-TRANSPORTATION	.00	.00	.00	.00	.0
25-40-44010	BUILDING MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
25-40-44030	VEHICLE MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
25-40-44040	EQUIPMENT MAINTENANCE & REPAI	.00	.00	.00	.00	.0
25-40-46010	MATERIALS & SUPPLIES	.00	.00	.00	.00	.0
25-40-46015	POSTAGE & SHIPPING	.00	.00	.00	.00	.0
25-40-46020		.00	.00	.00	.00	.0
25-40-46030	VEHICLE OPERATION COSTS	.00	.00	.00	.00	.0
25-40-46040	UNIFORMS	.00	.00	.00	.00	.0
	TELEPHONE & COMMUNICATIONS	.00	.00	.00	.00	.0
25-40-46060	UTILITIES	.00	.00	.00	.00	.0
25-40-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	.00	.00	.0
25-40-47090	INSURANCE	.00	.00	.00	.00	.0
25-40-47170	OPERATIONS & ADMIN	.00	.00	.00	.00	.0
	CONTRACTS & PROFESSIONAL FEES	.00	.00	.00	.00	.0
	PERSONNEL COSTS	.00	.00	.00	.00	.0
25-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
25-40-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
25-40-48070	CAP OUT-IMPROVEMENTS	.00	.00	.00	.00	.0
20-40-40070						
	TOTAL EXPENDITURES	.00	.00	.00	.00	.0
	TRANSFERS					
25-99-39010	TRSF FROM GENERAL FUND		.00	.00	.00	0
	TRSF FROM LODGERS TAX	.00	.00	.00	.00	0
	TRSF TO GENERAL FUND	.00	.00	.00	-00	.0
	TOTAL TRANSFERS	.00	.00	.00	.00	.0
	TOTAL FUND EXPENDITURES	.00	.00	.00	.00	.0
	NET REVENUE OVER EXPENDITURES	.00	.00	.00	.00	0.

FOR ADMINISTRATION USE ONLY

#### EMERGENCY MEDICAL SERVICES

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
26-30-37090	EMERGENCY MEDICAL SERVICES	.00	.00	.00	.00	.0
	TOTAL REVENUE	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	.00	.00	.00	.00	.0

#### EMERGENCY MEDICAL SERVICES

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
26-40-43010	TRAVEL-MILEAGE	.00	.00	.00	.00	.0
26-40-43020	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
26-40-44040	EQUIPMENT MAINTENANCE & REPAI	.00	.00	.00	.00	.0
26-40-46010	MATERIALS & SUPPLIES	.00	.00	.00	.00	.0
26-40-46020	TRAINING/SEMINARS-EMS	.00	.00	.00	.00	.0
26-40-46030	SAFETY EQUIPMENT-EMS	.00	.00	.00	.00	0.
26-40-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	.00	.00	.0
26-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
26-40-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
26-40-48050	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	.00	.00	.00	.00	.0
	EXPENDITURES NON-OPERATIONAL					
26-50-46915	REVERSION OF GRANT MONIES	.00	.00	.00	.00	0.
	TOTAL EXPENDITURES NON-OPERATI	.00	.00	.00	.00	0
	TOTAL FUND EXPENDITURES	.00	.00	.00	.00	.0
	NET REVENUE OVER EXPENDITURES	.00	.00	.00	.00	.0

#### STREET IMPROVEMENT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
07 00 07450		.00	.00	.00	.00	.0
27-30-37150	NM COOP GRANT SP-2-17(968)	.00	.00	.00	.00	.0
27-30-37160	L200516	15	.00	00.	.00	 .0
	COOP CN L200449	.00		.00	.00	.0
27-30-37197	NMDOT COOP GRANT CN L200481	.00	.00			.0 .0
27-30-37198	NMDOT MAP-7627(911)	.00	.00	.00	.00	
27-30-37199	NMDOT MAP-7627(913)	.00	.00	.00	-00	.0
27-30-37200	GRIP II GRANT		-00	.00	.00	.0
27-30-37201	GRIP II GRANT-HWY 70 PEDESTRIA	.00	.00	.00	.00	.0
	TOTAL REVENUE	.00	.00	.00	.00	
	CHARGES FOR SERVICES					
27-34-34150	PRINTING & COPYING CHARGES	.00	.00	.00	.00	.0
	TOTAL CHARGES FOR SERVICES	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	.00	.00	.00	.00	.0

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#### STREET IMPROVEMENT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
27-40-44050	STREET MAINT & REPAIR	.00	.00	.00	.00	.0
27-40-44060	L200516	.00	.00	.00	.00	.0
27-40-44065	CASH MATCH L200516	.00	.00	.00	.00	.0
27-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
27-40-49005	OVRLAY SPRING.PKWAY.ESCALANTE	.00	.00	.00	.00	.0
27-40-49011	HWY 70 - PEDESTRIAN ACCESS	.00	.00	.00	.00	.0
27-40-49013	CASH MATCH	.00	.00	.00	.00	.0
27-40-49014	SERVICE LANE L200516	.00	.00	.00	.00	.0
27-40-49015	CN L200449 CITY MATCH	.00	.00	.00	.00	.0
27-40-49016	RECONST OF MIRIAM/SERVICE LN	.00	.00	.00	.00	.0
27-40-49017	PARKER CASH MATCH L200481	.00	.00	.00	.00	.0
27-40-49018	PARKER ROAD L200481	.00	.00	.00	.00	.0
27-40-49019	RECONST DIPAOLO/WOOD-PH2	.00	.00	.00	.00	.0
27-40-49020	RIGHT OF WAY ACQ.	.00	.00	.00	.00	.0
27-40-49021	RECONST OF GRIFFITH DR	.00	.00	.00	.00	.0
27-40-49022	CN L200449	.00	.00	.00	.00	.0
27-40-49025	L200449	.00	.00	.00	.00	.0
27-40-49100	WOOD LANE/PARKER ROAD	.00	.00	.00	.00	.0
27-40-50000	ACCRUED EXPENSES	.00	.00	.00	.00.	.0
	TOTAL EXPENDITURES	.00	.00	.00	.00	
	TRANSFERS					
27-99-39011	TRSF CN L200449	.00	.00	.00	.00	.0
27-99-39028	TRSF FOR STREET MAINTENANCE	.00	.00	.00	.00	.0
27-99-39030	TRSF	.00	.00	.00	.00	.0
27-99-39039	TRSF INFRASTRUCTURE	.00	.00	.00	.00	.0
27-99-39057	TRSF FROM GENERAL FUND	.00	.00	.00	.00	.0
27-99-45110	TRSF GF	.00	.00	.00	.00	.0
27-99-45130	TRSF	.00	.00	.00	.00	.0
27-99-45142	TRSF	.00	.00	.00	.00	.0
	TOTAL TRANSFERS	.00	.00	.00	.00	.0
	TOTAL FUND EXPENDITURES	.00	.00	.00	00.	.0
	NET REVENUE OVER EXPENDITURES	.00	.00	.00	.00	.0

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# GAS TAX ROAD FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UN		PCNT
	REVENUE						
28-30-36400	INTEREST INCOME	603.79	2,897.20	.00	3	2,897.20)	.0
28-30-37090	GAS TAX (.01)	417.00	3,316.38	7,047.00		3,730.62	47.1
28-30-37095	GAS TAX (.02)	29.77	2,343.63	9,873.00		7,529.37	23.7
28-30-37150	NM COOP MAP L200552	.00	.00	.00		.00	.0
28-30-37151	NM COOP MAP L200570	.00	.00	.00		.00	.0
28-30-37152		260,000.00	260,000.00	.00	(	260,000.00)	.0
	TOTAL REVENUE	261,050.56	268,557.21	16,920.00	(	251,637.21)	1587.2
	TOTAL FUND REVENUE	261,050.56	268,557.21	16,920.00	(	251,637.21)	1587.2

### GAS TAX ROAD FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
28-40-44050	STREET MAINT & REPAIR	.00	53,864.25	65,000.00	11,135.75	82.9
28-40-44060	L200552	.00	.00	.00	.00	.0
28-40-44061	L200570	3 874 50	153,563,78	200,000,00	46,436.22	76.8
28-40-44065	CASH MATCH L200552	.00	.00	.00	.00	.0
28-40-44066	CASH MATCH L200570	.00	.00	.00	.00	.0
28-40-44067	NM MAP L200619	_00	.00	.00	.00	.0
	TOTAL EXPENDITURES	3,874.50	207,428.03	265,000.00	57,571.97	78.3
	TRANSFERS					
28-99-39027	TRSF FOR STREET MAINTENANCE	.00	.00	_00	.00	.0
28-99-41527	TRSF TO ST IMP-MAINT & REPAIR	.00	.00	.00	.00	.0
28-99-51510	TRSF TO GENERAL FUND	.00	2,313,86	9,873.00	7,559.14	23.4
	TOTAL TRANSFERS	.00	2,313.86	9,873.00	7,559.14	23.4
	TOTAL FUND EXPENDITURES	3,874,50	209,741.89	274,873.00	65,131.11	76.3
	NET REVENUE OVER EXPENDITURES	257,176.06	58,815.32	( 257,953.00)	( 316,768.32)	22.8

#### FIRE PROTECTION FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
29-30-36061	MISC REV	00	.00	.00	.00	.0
29-30-36400	INTEREST INCOME	1,269.67	6,768.24	6,000.00	( 768.24)	112.8
29-30-37120	FIRE ALLOTMENT (DFA)	.00	50,138.00	95,773.00	45,635.00	52.4
29-30-37126	FP-GRANT RESCUE SCBA	.00	.00	.00	.00	.0
29-30-37127	SFMO-10252023	.00	293,526.00	293,526.00	.00	100.0
	TOTAL REVENUE	1,269.67	350,432.24	395,299.00	44,866.76	88.7
	TOTAL FUND REVENUE	1,269.67	350,432.24	395,299.00	44,866.76	88.7

#### FIRE PROTECTION FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
29-40-43010	TRAVEL-MILEAGE AND PER DIEM	.00	.00	3,000.00	3,000.00	.0
29-40-43020	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
29-40-44010	BUILDING MAINTENANCE & REPAIR	2,233,52	2,233.52	3,000.00	766.48	74.5
29-40-44030	VEHICLE MAINTENANCE & REPAIR	.00	6,231.96	20,000.00	13,768.04	31.2
29-40-44040	EQUIPMENT MAINTENANCE & REPAI	962,31	16,953.09	11,000,00	( 5,953.09)	154.1
29-40-46010	MATERIALS & SUPPLIES	.00	10,568.42	10,000.00	( 568.42)	105.7
29-40-46020	TRAINING	.00	.00	1,058.00	1,058.00	.0
29-40-46030	VEHICLE OPERATION COSTS	297.27	6,473.31	7,500.00	1,026.69	86.3
29-40-46040	UNIFORMS	.00	660.00	2,000.00	1,340.00	33.0
29-40-46050	TELEPHONE & COMMUNICATIONS	.00	.00	.00	.00	.0
29-40-46060	UTILITIES	.00	.00	.00	.00	.0
29-40-47090	INSURANCE	.00	1,846.00	3,000.00	1,154.00	61.5
29-40-47215	PERSONNEL COSTS	.00	.00	.00	.00	.0
29-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
29-40-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
29-40-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
29-40-48040	CAP OUT-OFFICE EQUIP/OPERATION	.00	.00	.00	.00	.0
29-40-48050	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
29-40-48051	CAP OUT-RESCUE SCBA	.00	.00	.00	.00	.0
29-40-48052	CAP OUT-BRUSH TRUCK	.00	.00	293,526.00	293,526.00	.0
29-40-48060	CAP OUT-OPER MATERIALS/TOOLS	.00	.00	.00	.00	.0
29-40-48070	CAP OUT-IMPROVEMENTS	.00	.00	.00	.00	.0
29-40-48080	CAP OUT-TRUCK PAYMENTS	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	3,493.10	44,966.30	354,084.00	309,117.70	12.7
	TOTAL FUND EXPENDITURES	3,493.10	44,966.30	354,084.00	309,117.70	12.7
	NET REVENUE OVER EXPENDITURES	( 2,223.43)	305,465.94	41,215.00	( 264,250.94)	741.2

#### EMERGENCY CONTINGENCY FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
30-36-36010	PW 59 (0)	.00	.00	.00	.00	.0
30-36-36011	PW 67	.00	.00	.00	.00	.0
30-36-36012	PW 68	.00	.00	.00	.00	.0
30-36-36013	PW 150	.00	.00	.00	.00	.0
30-36-36015	PW 158	.00	.00	.00	.00	.0
30-36-36016	PW 159	.00	.00	.00	.00	.0
30-36-36017	PW 148	.00	.00	.00	.00	.0
30-36-36020	PW 73	.00	.00	.00	.00	.0
30-36-36061	MISC REV	.00	.00	.00	.00	.0
	TOTAL REVENUE	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	.00	.00	.00	.00	.0

# EMERGENCY CONTINGENCY FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
30-40-47010	PW 59 - HIGHLANDS LANE	.00	.00	.00	.00	.0
30-40-47011	PW 67 - CORD FORCE ACCT	.00	.00	.00	.00	.0
30-40-47012	PW 68 - CORD FORCE ACCT	00	.00	.00	.00	.0
30-40-47013	PW 150 - FRIEDENBLOOM DEBRIS	.00	.00	.00	.00	.0
30-40-47014	PW 151 - JOE WELCH DRIVE	.00	.00	.00	.00	.0
30-40-47015	PW 158 - VOR PARKER	_00	.00	00,	.00	.0
30-40-47016	PW 159 - VOR FRIEDENBLOOM	_00	.00	.00	.00	.0
30-40-47017	PW 148 - FRIEDENBLOOM BRIDGE	.00	.00	.00	.00	.0
30-40-47210	CONTRACTS & PROFESSIONAL FEES	_00	.00	.00	.00	.0
30-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	.00	.00	.00	.00	.0
	TRANSFERS					
30-99-39010	TRSF FROM GENERAL FUND	.00	.00	( 50,000.00)	( 50,000.00)	.0
30-99-39027	TRSF	.00	.00	.00	.00	.0
30-99-39039	TRSF INFRASTRUCTURE-STREET	.00	.00	.00	.00	.0
30-99-41510	TRSF TO GENERAL FUND	.,00	.00	_00	.00	÷0
30-99-45127	TRSF	.00	.00	.00	.00	.0
	TOTAL TRANSFERS	.00	.00	( 50,000.00)	( 50,000.00)	.0
	TOTAL FUND EXPENDITURES	.00	.00	( 50,000.00)	( 50,000.00)	.0
	NET REVENUE OVER EXPENDITURES	.00	.00	50,000.00	50,000.00	.0

# LAW ENFORCEMENT PROTECTION

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	0					
	REVENUE					
31-30-37130	LAW ENFORCEMENT (DFA)	.00	107,000.00	107,000.00	.00	100.0
	TOTAL REVENUE	.00	107,000.00	107,000.00	.00	100.0
	TOTAL FUND REVENUE	.00	107,000.00	107,000.00	.00	100.0

# LAW ENFORCEMENT PROTECTION

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
31-40-43010	TRAVEL-MILEAGE	.00	.00	.00	.00	.0
31-40-43020	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
31-40-44030	VEHICLE MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
31-40-46010	MATERIALS & SUPPLIES	.00	.00	.00	.00	.0
31-40-46020	TRAINING	.00	.00	.00	.00	.0
31-40-46040	UNIFORMS	.00	_00	.00	.00	.0
31-40-46050	TELEPHONE & COMMUNICATIONS	.00	.00	.00	.00	.0
31-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
31-40-48010	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
31-40-48020	CAP OUT-VEHICLES	.00	84,666.00	107,000.00	22,334.00	79.1
31-40-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
31-40-48035	CAP OUT-CAMERAS	.00	.00	.00	.00	.0
31-40-48050	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
31-40-48060	CAP OUT-OPER MATERIALS/TOOLS	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	.00	84,666.00	107,000.00	22,334.00	79.1
	TOTAL FUND EXPENDITURES	.00	84,666.00	107,000.00	22,334.00	79.1
	NET REVENUE OVER EXPENDITURES	.00	22,334.00	.00	( 22,334.00)	.0

# FRF CARES ACT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
32-36-36010	FRF AMERICAN RESCUE	.00	.00	.00	.00	.0
	TOTAL REVENUE	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	.00	.00	.00	.00	0.

FRF CARES ACT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
32-40-47210	CONTRACTS & PROFESSIONAL FEES	.00	.00	.00	.00	.0
32-40-47240	ENCUMBRANCES-CARRY OVERS	_00	.00	.00	.00	.0
32-40-48070	CAP OUT-INFRASTRUCTURE	.00	.00	495,537.00	495,537.00	.0
	TOTAL EXPENDITURES	.00	.00	495,537.00	495,537.00	.0
	TRANSFERS					
32-99-39010	TRSF FROM GENERAL FUND	.00	.00	.00	.00	<b>.</b> 0
32-99-39027	TRSF	.00	.00	_00	.00	.,0
32-99-39039	TRSF INFRASTRUCTURE-STREET	.00	.00	.00	.00	.0
32-99-41510	TRSF TO GENERAL FUND	.00	.00	.00	.00	.0
32-99-41536	TRSF MUSEUM	.00	.00	.00	.00	.0
32-99-45127	TRSF	.00	.00	.00	.00	.0
	TOTAL TRANSFERS	.00	.00	.00	.00	.0
	TOTAL FUND EXPENDITURES	.00	.00	495,537.00	495,537.00	.0
	NET REVENUE OVER EXPENDITURES	.00	.00	( 495,537.00)	( 495,537.00)	.0

# CANNABIS REGULATION ACT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
33-30-37130	CANNABIS REGULATION ACT	30.29	2,427.89	8,500.00	6,072.11	28.6
	TOTAL REVENUE	30.29	2,427.89	8,500.00	6,072.11	28.6
	TOTAL FUND REVENUE	30.29	2,427.89	8,500.00	6,072.11	28.6

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#### CANNABIS REGULATION ACT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
33-40-41050	STATE ADMIN FEE'S GRT DIST	.90	72.82	1,000.00	927.18	7.3
33-40-43010	TRAVEL-MILEAGE	.00	.00	.00	.00	.0
33-40-43020	TRAVEL-PER DIEM	00	.00	.00	.00	.0
33-40-44030	VEHICLE MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
33-40-46010	MATERIALS & SUPPLIES	.00	.00	.00	.00	.0
33-40-46020	TRAINING	.00	.00	.00	.00	.0
33-40-46040	UNIFORMS	.00	.00	.00	.00	.0
33-40-46050	TELEPHONE & COMMUNICATIONS	.00	.00	.00	.00	.0
33-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
33-40-48010	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
33-40-48020	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
33-40-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
33-40-48035	CAP OUT-CAMERAS	.00	.00	.00	.00	.0
33-40-48050	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
33-40-48060	CAP OUT-OPER MATERIALS/TOOLS	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	.90	72.82	1,000.00	927.18	7.3
	TOTAL FUND EXPENDITURES	.90	72.82	1,000.00	927.18	7.3
	NET REVENUE OVER EXPENDITURES	29.39	2,355.07	7,500.00	5,144.93	31.4

#### LODGERS TAX FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	REVENUE					
34-30-31300	LODGERS TAX 2%	13,470.41	95,336.01	109,503.00	14,166.99	87.1
34-30-31305	LODGERS TAX 3%	20,205.60	141,087.19	164,253.00	23,165.81	85.9
34-30-36065	MISC REVENUES-LATE FEES	25.00	2,342.81	1,000.00	( 1,342.81)	234.3
34-30-36400	INTEREST INCOME	1,470.80	9,042.71	11,400.00	2,357.29	79.3
	TOTAL REVENUE	35,171.81	247,808.72	286,156.00	38,347.28	86.6
	MISCELLANEOUS					
34-36-36061	MISC DONATIONS	.00	.00	.00	.00	
	TOTAL MISCELLANEOUS	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	35,171.81	247,808.72	286,156.00	38,347.28	86.6

#### LODGERS TAX FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES-PROMO					
34-40-47085	MOUNTAIN BLUES FESTIVAL	48,65	48.65	1,500,00	1,451.35	3.2
34-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
34-40-47310	BILLY THE KID SCENIC BYWAYS	.00	.00	.00	.00	.0
34-40-47312		.00	.00	500.00	500.00	.0
34-40-47314		.00	.00	500.00	500.00	.0
34-40-47315	RD MARKET PLACE	.00	.00	500.00	500.00	0.
34-40-47320	GOLDEN ASPEN RALLY	.00	.00	3,250.00	3,250.00	0.
34-40-47321	ASPEN CASH RALLY	.00	.00	500.00	500.00	0.
34-40-47322	THE BATTLE OF THE BASES	.00	.00	500.00	500.00	.0
34-40-47325	ALL AMERICAN COUNTRY FESTIVAL	.00	_00	750.00	750.00	.0
34-40-47335	ZIA FESTIVAL	495.00	495.00	500.00	5.00	99.0
34-40-47341	CHILE THE KID FESTIVAL	.00	.00	500.00	500.00	.0
34-40-47345	RACE TRACK CONCERT SERIES	.00	8,370.00	11,880.00	3,510.00	70.5
34-40-47346	LINCOLN CO SHERIFF'S POSSE	.00	.00	.00	.00	.0
34-40-47347	FORT STANTON INC	.00	.00	.00	.00	.0
34-40-47355	OCTOBERFEST	.00	.00	1,000.00	1,000.00	.0
34-40-47360	RADIO ADVERTISING-TIM KEITHLEY	.00	.00	.00	.00	.0
34-40-47365	COWBOY SYMPOSIUM	.00	.00	5,000.00	5,000.00	.0
34-40-47375	CITY PROMO ADVERTISEMENT	2,589.75	3,052.05	40,000.00	36,947.95	7.6
34-40-47380	30 CHARACTERS	.00	.00	.00	.00	.0
34-40-47383	30 CHARACTERS	.00	.00	.00	.00	.0
34-40-47384	1	.00	.00	.00	.00	.0
34-40-47385	30 CHARACTERS	.00	.00	.00	.00	.0
34-40-47390	30 CHARACTERS	.00	.00	.00	.00	.0
34-40-47410	CHRISTMAS JUBILEE-GREETERS	2,000.00	2,000.00	2,000.00	.00	100.0
34-40-47411	30 CHARACTERS	.00	.00	.00	.00	.0
34-40-47412	30 CHARACTERS	.00	.00	.00	.00	.0
34-40-47413	30 CHARACTERS	.00	.00	.00	.00	.0
34-40-47415	RD BEAUTIFICATION ADVERTISING	.00	1,337.69	5,000.00	3,662.31	26.8
34-40-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES-PROMO	5,133.40	15,303.39	73,880.00	58,576.61	20.7
	EXPENDITURES-NON-PROMO					
			1	1 000 00	000.00	46.0
	MATERIALS & SUPPLIES	.00	162.00	1,000.00	838.00	16.2
34-45-46020	TRAINING	.00	.00		.00	.0
34-45-47235	SPECIAL FINANCIAL AUDIT SERVE	.00	.00	00 <sub>*</sub> 0	.00	0.
34-45-47396	POLICE/TRAFFIC CONTROL COVER	.00	4,000.00	4,000.00	.00	100.0
34-45-49010	ALL AMERICAN PARK	.00	.00	.00	.00	.0
34-45-49040	ENTRY SIGN	4,450,74	4,577.22	4,600.00	22.78	99.5
	TOTAL EXPENDITURES-NON-PROMO	4,450.74	8,739.22	9,600.00	860.78	91.0

#### LODGERS TAX FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	TRANSFERS					
34-99-39036	TRSF MUSEUM	.00	.00	.00	.00	.0
34-99-49025	TRSF LINCOLN CO TRANSIT	.00	.00	.00	.00	0.
34-99-49034	TRSF 10% ADMIN FEES	.00	20,314.72	35,000.00	14,685.28	58.0
34-99-49036	TRSF HMAW (PROMOTIONAL)	.00	.00	.00	.00	.0
34-99-49038	TRSF HMAW (NON-PROMOTIONAL)	.00	.00	.00	.00	.0
34-99-49039	TRSF MUSEUM	.00	.00	.00		.0
	TOTAL TRANSFERS	.00	20,314.72	35,000.00	14,685.28	58.0
	TOTAL FUND EXPENDITURES	9,584.14	44,357.33	118,480.00	74,122.67	37.4
	NET REVENUE OVER EXPENDITURES	25,587.67	203,451.39	167,676.00	( 35,775.39)	121.3

MUSEUM FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
36-30-36400	INTEREST INCOME	:.00	.00	.00	.00	.0
36-30-36410	HUBBARD MUSEUM ADMISSIONS	00	.00	.00	.00	.0
36-30-36411	MUSEUM MEMBERSHIP	.00	.00	.00	.00	.0
36-30-36412	EDUCATION/WORKSHOP FEES	.00	.00	.00	.00	.0
36-30-36413	WAA GROSS PROCEEDS SALES		.00	.00	.00	.0
36-30-36414	FALL PHOTO SHOW	.00	.00	.00	.00	.0
36-30-36415	GIFT SHOP	.00	.00	.00	.00	.0
36-30-36416	BIENELLE	00	.00	.00	.00	.0
36-30-36417	GIFT SHOP CONSIGNMENT SALES	.00	.00	.00	.00	.0
36-30-36515	HUBBARD GIFT	,00	.00	.00	.00	.0
36-30-36520	HUBBARD FOUNDATION CONTRACT	.00	.00	.00	.00	.0
36-30-36525	FUND RAISING	.00	.00	.00	.00	.0
36-30-36530	DONATIONS		.00	.00	.00	.0
36-30-36545	FOUNDATION CONTRIBUTIONS	.00	.00	.00	.00	.0
36-30-36565	OTHER REVENUE	00	.00	.00	.00	.0
36-30-36566	FACILITY RENTAL		.00	.00	.00	.0
	TOTAL REVENUE	.00.	.00	.00	.00	.0
	MISCELLANEOUS					
36-36-36066	INSURANCE CLAIM	.00	.00	.00	.00	.0
36-36-36066	PERA CONTRIBUTION	00. 00.	.00	.00	.00	.0
		.00. 00.	.00	.00	.00	.0
36-36-36510	SALE OF DECLARED SURPLUS SAP 08 GRANT	.00	.00	.00	.00	.0
	PNM GRANT	.00	.00	.00	.00	.0
36-36-36566 36-36-36570	HUD GRANT	.00	.00	.00	.00	.0
36-36-36570	HUBBARD FOUNDATION GRANT	.00	.00	.00	.00	.0
	NM TOURISM ADVERTISING GRANT	.00	.00	.00	.00	.0
	COPE LEARNING CENTER	.00	.00	.00	.00	.0
36-36-36574		.00	.00	.00	.00	.0
	GRANT	.00	.00	.00	.00	.0
36-36-36575	GRANT					
	TOTAL MISCELLANEOUS	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	.00	.00	.00	.00	.0

#### MUSEUM FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
36-40-37217	CHRISTMAS DECORATIONS MUSEUM	.00	.00	.00	.00	.0
36-40-41020	FULL-TIME POSITIONS	.00	.00	.00	.00	.0
36-40-41030	SAFETY/LONGEVITY PAY	.00	.00	.00	.00	.0
36-40-41040	PART-TIME POSITIONS	.00	.00	.00	.00	.0
36-40-41050	OVERTIME	.00	.00	.00	.00	.0
36-40-42010	F.I.C.A REGULAR	.00	.00	.00	.00	.0
36-40-42020	F.I.C.A MEDICARE	00.	.00	.00	.00	0.
36-40-42030	RETIREMENT CONTRIBUTIONS	.00	.00	.00	.00	.0
36-40-42040	CLOTHING ALLOWANCE	.00	.00	.00	.00	.0
	INSURANCE	.00	.00	.00	.00	.0
	WC PREMIUM	.00	.00	.00	.00	.0
	WORKERS' COMPENSATION (ASSMN	.00	.00	.00	.00	0. 0.
	TRAVEL-MILEAGE	.00	.00	.00	00. 00.	.0 .0
	TRAVEL-PER DIEM	.00	.00	.00	.00	.0 .0
36-40-43030	TRAVEL-TRANSPORTATION	.00	.00	.00 2,500.00	2,191.28	.0 12.4
	BUILDING MAINTENANCE & REPAIR	7.52	308.72	2,500,00	2,131.20	.0
	VEHICLE MAINTENANCE & REPAIR	.00	.00	.00	00.	.0
36-40-44040	EQUIPMENT MAINTENANCE & REPAI	.00	00.	.00	.00.	.0
36-40-46010	MATERIALS & SUPPLIES	.00	.00	.00	.00.	.0
36-40-46011	MATERIALS & SUPPLIES-COLLECT	.00	.00	.00	.00	.0
	MATERIALS & SUPPLIES-EDUCATION	.00	.00	.00.	.00	.0
	MATERIALS & SUPPLIES-EXHIBITS	.00	.00	.00	.00	.0
	POSTAGE & SHIPPING	.00	.00	.00	.00	.0
		00. 00.	.00 .00	.00	.00	.0
	OTHER-MERCHANT FEES	.00	.00	.00	.00	.0
	VEHICLE OPERATION COSTS	.00	.00	.00	.00	.0
	UNIFORMS TELEPHONE & COMMUNICATIONS	.00	.00	.00	.00	.0
		4,311.06	16,858.32	28,000.00	11,141.68	60.2
36-40-46060 36-40-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	.00	.00	.0
	ADVERTISING	.00	.00	.00	.00	.0
	MEMBERSHIP COSTS	.00	.00	.00	.00	.0
	INSURANCE	.00	.00	.00	.00	.0
	OTHER-GRT	.00	.00	.00	.00	.0
	CONTRACTS & PROFESSIONAL FEES	.00	.00	.00	.00	.0
	PERSONNEL COSTS	.00	.00	.00	.00	.0
	WAA WHOLE REIMB. TO ARTISTS	.00	.00	.00	.00	.0
	REIMB-ARTISTS-CONSIGNMENTS	.00	.00	.00	.00	.0
	FALL PHOTO REIMB TO ARTISTS	.00	.00	.00	.00	.0
	REIMB-PNM REBATE PROGRAM	.00	.00	.00	.00	.0
	REIMB-DAMAGED ARTWORK	.00	.00	.00	.00	.0
	REFUND-MEMBERSHIP	.00	.00	.00	.00	.0
	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
	OTHER-GIFT SHOP STOCK	.00	.00	.00	.00	.0
	COPE LEARNING CENTER	.00	.00	.00	.00	.0
	MONUMENT MAINT/REPAIR	.00	.00	.00	.00	.0
	MONUMENT CHRISTMAS DECORATIO	.00	.00	.00	.00	.0
	CULTURE & REC	.00	.00	.00	.00	.0
	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
36-40-48070	CAP OUT-IMP (STORAGE BLDG.)	.00	.00	.00	.00	
36-40-49010	CAP OUT-BLDGS. & IMP.	.00	.00	.00	.00	.0

FOR ADMINISTRATION USE ONLY

59 % OF THE FISCAL YEAR HAS ELAPSED

### MUSEUM FUND

		PERIOD ACTUAL	YT	DACTUAL		BUDGET	UNEXPENDED	PCNT
36-40-50000	ACCRUED EXPENSES	.00		.00		.00	.00	.0
36-40-50000	ACCRUED EXPENSES	.00		.00		.00	.00	.0
	TOTAL EXPENDITURES	4,318.58		17,167.04		30,500.00	13,332.96	56.3
	EXPENDITURES NON-OPERATIONAL							
36-50-46915	REVERSION OF GRANT MONIES	.00		.00		.00	.00	.0
	TOTAL EXPENDITURES NON-OPERATI	.00		.00		.00	.00	.0
	TRANSFERS							
36-99-39010	TRSF GENERAL FUND	.00	(	16,330.00)	(	32,659.00)	( 16,329.00)	(50.0)
36-99-39011	TEMP TRSF-GENERAL FUND	.00		.00		.00	.00	.0
36-99-39034	TRSF LODGERS TAX	.00		.00		.00	.00	.0
36-99-39045	TRSF LODGERS TAX NON-PROM	.00		.00		.00	.00	.0
36-99-39077	TRSF LODGERS TAX-PROMOTIONAL	.00		.00		.00	.00	.0
36-99-49034	TRSF LODGERS TAX	.00		.00	_	.00	.00	.0
	TOTAL TRANSFERS	.00	(	16,330.00)	(	32,659.00)	( 16,329.00)	( 50.0)
	TOTAL FUND EXPENDITURES	4,318.58		837.04	(	2,159.00)	( 2,996.04)	38.8
	NET REVENUE OVER EXPENDITURES	( 4,318.58)	(	837.04)		2,159.00	2,996.04	( 38.8)

# RECREATION FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
37-30-31795	KRDB DONATIONS	.00	.00	.00	.00	.0
37-30-32200		.00	.00	.00	.00	.0
	TOTAL REVENUE	.00	.00	.00	.00	0,
	MISCELLANEOUS					
37-36-36065	MISC REVENUES	.00	.00	.00	.00	.0
	TOTAL MISCELLANEOUS	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	.00	.00	.00	.00	.0

#### RECREATION FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
37-40-49010	YOUTH RECREATION PROGRAMS	.00	.00	.00	.00	.0
37-40-49020	PARK TREES/LANDSCAPING	.00	.00	.00	.00	.0
	CAP OUT-BUILDINGS/MAINT/REPAIR	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	.00	.00	.00	.00	.0
	TOTAL FUND EXPENDITURES	.00	.00	.00	.00	.0
	NET REVENUE OVER EXPENDITURES	.00	.00	.00	.00	.0

### INFRASTRUCTURE FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	REVENUE					
39-30-31240	INFRASTRUCTURE (1/8 CENT)	14,591.10	129,631.63	184,800.00	55,168.37	70.2
39-30-31250	DFA GRANT 22-G2888	.00	14,053.41	500,000.00	485,946.59	2.8
39-30-31251	DFA GRANT 22-G2889	.00	.00	275,000.00	275,000.00	.0
39-30-31260	INFRA-WWTP (1/8 CENT)	.00	.00	.00	.00	.0
39-30-36080	SALE OF ASSETS (EQUIP)	.00	.00	.00	.00	.0
39-30-36400	INTEREST INCOME	1,622.91	10,349.45	10,800.00	450.55	95.8
39-30-39000	LOAN PROCEEDS	.00	.00	.00	.00	.0
	TOTAL REVENUE	16,214.01	154,034.49	970,600.00	816,565.51	15.9
	REVENUE					
39-37-31800	DFA- GRANTS	.00	.00	.00	.00	.0
39-37-31801	COLONIAS 5789 40% LOAN	.00	.00	72,920.00	72,920.00	.0
39-37-31802		.00	.00	656,280.00	656,280.00	.0
	TOTAL REVENUE	.00	.00	729,200.00	729,200.00	.0
	TOTAL FUND REVENUE	16,214.01	154,034.49	1,699,800.00	1,545,765.51	9.1

# INFRASTRUCTURE FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
39-40-41050	STATE ADMIN FEE'S GRT DIST	327.55	3,038.29	8.000.00	4,961.71	38.0
39-40-41050	STREET SIGN R & M-INFRA	.00	5,297.62	45,000.00	39,702.38	11.8
39-40-47040	CDBG CASH MATCH 40%	.00	.00	15,000.00	15,000.00	.0
39-40-48020	HEAVY EQUIPMENT CAP OUT	.00	75,489.67	85,000.00	9,510.33	88.8
39-40-48070	CAP OUTLAY 22-G2889.MUSEUM	2,857.98	4,058.43	275,000.00	270,941.57	1.5
39-40-48071	INFRASTRUCTURE BUILDING REPAIR	1,000.00	1,000.00	60,000.00	59,000.00	1.7
39-40-48072	CAP OUTLAY 22-G2888.CITY HALL	.00	.00	500,000.00	500,000,00	.0
39-40-48073	COLONIAS 5789 CASH MATCH 40%	.00	.00	81,200.00	81,200.00	.0
39-40-48074	COLONIAS 5789 LOAN 40%	.00	.00	72,920.00	72,920.00	.0
39-40-48075	COLONIAS 5789 GRANT 40%	.00	.00	656,280.00	656,280.00	.0
39-40-49010	DEBT PRINCIPAL CIF 4922	.00	.00	4,746.00	4,746.00	.0
39-40-49020	DEBT PAYMENT-INTEREST	.00	.00	.00	.00	.0
39-40-49025	CAP IMP-PARK IMPROVEMENTS	.00	.00	30,000.00	30,000.00	.0
	TOTAL EXPENDITURES	4,185.53	88,884.01	1,833,146.00	1,744,261.99	4.9
	TRANSFERS					
39-99-39540	TRSF FROM CAP	.00	.00	.00	.00	.0
39-99-41530	TRSF TO CAP	.00	.00	.00	.00	0.
39-99-49027	TRSF STREET IMPROVEMENT	.00	.00	00,	.00	.0
39-99-49030	TRSF FEMA	.00	.00	.00	.00	.0
39-99-49039	TRSF SWR IMPROVEMENT	.00	.00	.00	.00	.0
39-99-49040	TRSF DEBT FUND	.00	.00	.00	.00	.0
39-99-49042	TRSF TO CDBG	.00	.00	.00	.00	.0
39-99-49043	TRSF TO COLONIAS	.00	.00	.00	.00	.0
39-99-49053	TRSF TO SWR IMPROVEMENTS	.00	.00	.00	.00	.0
39-99-49054	TRANSFER	.00	.00	.00	.00	.0
39-99-49055	TRSF TO WATER	.00	.00	.00	.00	.0
39-99-49056	TRSF WATER & SEWER IMPROVEME	.00	.00	.00	.00	.0
39-99-49057	TRSF WATER & SEWER IMPROVEME	.00	.00	.00	.00	.0
39-99-49059	TRSF ASSET MGMT. RESERVE	.00	.00	.00	.00	.0
39-99-49540	TRSF TO KRDB	.00	.00	.00	.00	.0
	TOTAL TRANSFERS	.00	.00	.00	.00	.0
	TOTAL FUND EXPENDITURES	4,185.53	88,884.01	1,833,146.00	1,744,261.99	4.9
	NET REVENUE OVER EXPENDITURES	12,028.48	65,150.48	( 133,346.00)	( 198,496.48)	48.9

# DEBT FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
40-30-36030	BOND PROCEEDS	.00	.00	.00	.00	.0
40-30-36040	DEBT TAX COLLECTION-CURRENT	.00	.00	.00	.00	.0
40-30-36045	DEBT TAX COLLECTION-PRIOR	.00	.00	.00	.00	.0
40-30-36400	INTEREST INCOME	.00	.00	.00	.00	.0
	TOTAL REVENUE	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	.00	.00	.00	.00	.0

.

DEBT FUND

		PERIOD ACTUAL		DACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES						
40.40.47040	ARRA CWSRF 02 PRINCIPAL	.00		.00	.00	.00	.0
40-40-47010	ARRA CWSRF 02 PRINCIPAL ARRA CWSRF 02 INTEREST	.00		.00	.00	.00	.0
40-40-47011	ARRA CWSRF 02 INTEREST ARRA CWSRF 02 ADMIN FEES	.00		.00	.00	.00	.0
40-40-47012		.00		.00	.00	.00	.0
40-40-47110	REAPPRAISAL FEES BOND DEBT 2781-CIF	.00		.00	.00	.00	.0
40-40-48010	BOND DEBT 2975-CIF	.00		.00	.00	.00	.0
40-40-48015		.00		.00	.00	.00	.0
40-40-48016	BOND DEBT 3358-CIF	.00.		.00	.00	.00	.0
40-40-48017	BOND DEBT 0347-WTB PRINCIPAL	.00		.00	.00	.00	.0
40-40-48018	BOND DEBT 0347-WTB INTEREST	.00		.00	.00	.00	.0
40-40-48019	BOND DEBT 3514-CIF	.00		.00	.00	.00	.0
40-40-48020	BOND DEBT 4628-CIF			.00	00.	.00	.0
40-40-48021	USDA AGUA FRIA BOND PRINCIPAL	.00			.00	.00	.0
40-40-48022	USDA AGUA FRIA BOND INTEREST	.00		.00	95,000.00	.00	100.0
40-40-49010	DEBT PAYMENT-PRINCIPAL 2007	00.		95,000.00		9,546.08	54.6
40-40-49020	DEBT PAYMENT-INTEREST 2007	.00		11,494.92	21,041.00	9,040,08	.0
40-40-49050	DEBT PAYMENT-ADMIN. FEE 2007	.00		.00	.00		
	TOTAL EXPENDITURES	.00		106,494.92	116,041.00	9,546.08	91.8
	TRANSFERS						
40.00.00040		.00		.00	.00	.00	.0
40-99-39010	TRSF GF TRSF INFRASTRUCTURE	.00		.00	.00	.00	.0
40-99-39039		.00	C	106,494.92)	116.041.00	222,535,92	( 91.8)
40-99-39041	TRSF GO BOND	.00	10	.00	.00	.00	.0
40-99-39053		.00		.00	.00	.00	.0
40-99-39055	TRSF WATER TRSF WATER & SEWER IMPROVEME	.00		.00	.00	.00	.0
40-99-39056		.00		.00	.00	.00	.0
40-99-41510	TRSF GF	.00		.00	.00	.00	.0
40-99-48053	TRSF SEWER	.00		.00	.00	.00	.0
40-99-48056	TRSF W & S IMP CONSTRUCTION			.00.			
	TOTAL TRANSFERS	.00	(	106,494.92)	116,041.00	222,535.92	(91.8)
	TOTAL FUND EXPENDITURES	.00		.00	232,082.00	232,082.00	.0
	NET REVENUE OVER EXPENDITURES	.00		.00	( 232,082.00)	( 232,082.00)	.0

#### GO BOND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNE		PCNT
	REVENUE						
41-30-36040 41-30-36045 41-30-36400	DEBT TAX COLLECTION-CURRENT DEBT TAX COLLECTION-PRIOR INTEREST INCOME	46,110.15 702.66 .00	125,108.28 4,247.67 .00	113,894.00 8,100.00 .00	(	11,214.28) 3,852.33 .00	109.9 52.4 .0
	TOTAL REVENUE	46,812.81	129,355.95	121,994.00	(	7,361.95)	106.0
	TOTAL FUND REVENUE	46,812.81	129,355.95	121,994.00	(	7,361.95)	106.0

#### GO BOND

÷.		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
		100.44	4 000 FF	3 500 00	2,206,45	37.0
41-40-47110	REAPPRAISAL FEES	468.11	1,293.55	3,500.00	2,200,45	.0
41-40-49010	DEBT PAYMENT-PRINCIPAL 2007	.00	.00	_00		.0 .0
41-40-49020	DEBT PAYMENT-INTEREST 2007	.00	.00	.00	.00	
	TOTAL EXPENDITURES	468.11	1,293.55	3,500.00	2,206.45	37.0
	TRANSFERS					
41-99-39041	TRSF DEBT SERVICE	.00	.00	.00	.00	.0
41-99-41540	TRSF DEBT FUND	.00	106,494.92	116,041.00	9,546.08	91.8
41-33-41340						
	TOTAL TRANSFERS	.00	106,494.92	116,041.00	9,546.08	91.8
	TOTAL FUND EXPENDITURES	468.11	107,788.47	119,541.00	11,752.53	90.2
	NET REVENUE OVER EXPENDITURES	46,344.70	21,567.48	2,453.00	( 19,114.48)	879.2

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#### CDBG GRANT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	REVENUE					
42-37-31790	CDBG GRANT	.00	.00	750,000.00	750,000.00	0
42-37-31791		.00	.00	50,000.00	50,000.00	.0
42-37-31795	STB GRANT REIMB	.00	.00	.00	.00	.0
	TOTAL REVENUE	.00	.00	800,000.00	800,000.00	.0
	TOTAL FUND REVENUE	.00	.00	800,000.00	800,000.00	.0

CDBG GRANT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
42-40-47040	CASH MATCH COMPHRENSIVE PLAN	-00	.00	.00	.00	.0
42-40-47050	COMPREHENSIVE PLAN	.00	.00	.00	.00	.0
42-40-47051	ASSET MGT PLAN	.00	.00	50,000.00	50,000.00	.0
42-40-47060	DUES/ADVERTISING/SUBSCRIPTIONS	00	.00	.00	.00	.0
42-40-47210	CONTRACTS & PROFESSIONAL FEES	.00	.00	.00	.00	.0
42-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
42-40-49010	CAP IMP-22-C-RS-1-01-G-09	.00	.00	750,000.00	750,000,00	.0
42-40-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	.00	.00	800,000.00	800,000.00	.0
	TRANSFERS					
10.00.00010	TRSF GF	.00	.00	( 800,000.00)	( 800,000.00)	.0
42-99-39010	TRSF GF	.00	.00	.00	.00	.0
42-99-39027 42-99-39039	TRSF INFRASTRUCTURE-STREET	.00	.00	.00	.00	.0
	TRSF INFRASTRUCTURE-STREET	.00	.00	800,000,00	800,000.00	.0
42-99-41510 42-99-49056	TRANSFER OUT	.00	.00	.00	.00	.0
				.00	.00	.0
	TOTAL TRANSFERS	.00	.00	.00		
	TOTAL FUND EXPENDITURES	.00	.00	800,000.00	800,000.00	.0
	3					0
	NET REVENUE OVER EXPENDITURES	.00	.00	.00.	.00	.0
#### COLONIAS GRANT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	SOURCE 30					
43-30-36565	OTHER REVENUE	.00	.00	.00	.00	.0
	TOTAL SOURCE 30	.00	.00	.00	.00	.0
	REVENUE					
						-
43-37-31790	COLONIAS GRANT PROCEEDS	.00	.00	.00	.00	.0
43-37-31791	COLONIAS GRANT-3358-CIF	.00	.00	.00	.00	.0
43-37-31792	COLONIAS GRANT 4922-CIF	.00	.00	.00	.00	.0
43-37-31793	COLONIAS GRANT 3514	.00	.00	.00	.00	.0
43-37-31794	COLONIAS GRANT 4628	.00	.00	.00	.00	.0
43-37-31795	COLONIAS LOAN-3514 CIF	.00	.00	.00	.00	.0
43-37-31796	COLONIAS LOAN-3358-CIF	.00	.00	.00	.00	.0
43-37-31797	COLONIAS LOAN 4628	.00	.00	.00	.00	.0
43-37-31799	COLONIAS 5185 EASTWARD GRANT	.00	.00	.00	.00	.0
43-37-31972	PLANNING PROCEEDS	00.	.00	.00	.00	.0
43-37-37.192	COLONIAS PLANNING GRANT	.00	.00	.00	.00	.0
43-37-39000	LOAN PROCEEDS	.00	.00	.00	.00	.0
	TOTAL REVENUE	.00	.00	.00	.00	
	TOTAL FUND REVENUE	.00	.00	.00	.00	.0

#### COLONIAS GRANT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
43-40-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	.00	.00	.0
43-40-47210	CONTRACTS & PROFESSIONAL FEES	.00	.00	.00	.00	.0
43-40-47215	PLANNING	.00	.00	.00	.00	.0
43-40-49008	COLONIAS AQUA FRIA 4628 LOAN	.00	.00	.00	.00	.0
43-40-49009	COLONIAS 4628 GRANT	.00	.00	.00	.00	.0
43-40-49010	CAP IMP-3514-CIF	.00	.00	.00	.00	.0
43-40-49011	COLONIAS 4628	.00	.00	.00	.00	.0
43-40-49012	CAP IMP-3358-CIF	.00	.00	.00	.00	.0
43-40-49013	COLONIAS 4922 CASH MATCH	.00	.00	.00	.00	.0
43-40-49014	COLONIAS-3514-CIF CASH MATCH	.00	.00	.00	.00	.0
43-40-49015	COLONIAS- CIF CASH MATCH	.00	.00	.00	.00	.0
43-40-49021	COLONIAS 5185 EASTWARD LOAN	.00	.00	.00	.00	.0
43-40-49022	COLONIAS 5185 EASTWARD GRANT	.00	.00	.00	.00	.0
43-40-49023	COLONIAS 5185 EASTWARD C MATC	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	.00	.00	.00	.00	.0
	TRANSFERS					
43-99-31039	TRSF INFRASTRUCTURE	.00	.00	.00	.00	.0
43-99-31056	TRSF WATER & SEWER IMPROVEME	.00	.00	.00	.00	,0
43-99-41510	TRSF GF	.00	.00	.00	.00	.0
43-99-49053	TRANSFER TO SEWER FUND	.00	.00	_00	.00	.0
43-99-49056	TRSF WATER & SEWER IMPROVEME	.00	.00	.00	.00	.0
	TOTAL TRANSFERS	.00	.00	.00	.00.	.0
	TOTAL FUND EXPENDITURES	.00	.00	.00	.00	.0
	NET REVENUE OVER EXPENDITURES	.00	.00	.00	.00	.0

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#### CAPITAL APPROPRIATION PROJ.-

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
46-37-31795	DFA- CAPITAL EQUIPMENT GRANTS	.00	.00	.00	.00	.0
46-37-31895	DFA- DESIGN CITY HALL	.00	.00	.00	.00	.0
46-37-31995	DFA WATER LINE EXTENSION 24846	.00	.00	.00	.00	.0
46-37-31996	DFA SENIOR CENTER A190034	.00	.00	.00	.00	.0
46-37-49016	SKID STEERE	.00	.00	.00	.00	.0
46-37-49017	VIBRATORY ROLLER	.00	.00	.00	.00	.0
46-37-49018	HUBBARD MUSEUM RENOVATION	.00	.00	.00	.00	.0
	TOTAL REVENUE	.00	.00	.00	.00	0
	TOTAL FUND REVENUE	.00	.00	.00	.00	.0

CAPITAL APPROPRIATION PROJ.-

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
46-40-49015	DFA-SEWER TRUCK	.00	.00	.00	.00	.0
46-40-49016	SKID STEERE	.00	.00	.00	.00	.0
46-40-49017	VIBRATORY ROLLER	.00	.00	.00	.00	.0
46-40-49018	HUBBARD MUSEUM RENOVATION	.00	.00	.00	.00	.0
46-40-49040	DFA-DESIGN CITY HALL	.00	.00	.00	.00	.0
46-40-49041	DFA WATER LINE EXTENSION 24846	.00	.00	.00	.00	.0
46-40-49042	SENIOR CENTER A190034	.00	.00		.00	.0
	TOTAL EXPENDITURES	.00	.00	.00	.00	.0
	TRANSFERS					
46-99-39010	TRNF	.00	.00	.00	.00	.0
46-99-39540	TRSF FROM INFRASTRUCTURE	.00	.00	.00	.00	.0
46-99-41510	TRSF TO GENERAL FUND	.00	.00	.00	.00	.0
46-99-41530	TRSF TO INFRASTRUCTURE	_00	.00		.00	.0
	TOTAL TRANSFERS	.00	.00	.00	.00	.0
	TOTAL FUND EXPENDITURES	.00	.00	.00	.00	
	NET REVENUE OVER EXPENDITURES	.00	.00	.00	.00.	.0

#### SEWER FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	SEWER REVENUE					
53-30-31260	INFRA-WWTP (1/8 CENT)	58,358.45	518,510.48	717,948.00	199,437.52	72.2
53-30-34020	INSPECTION FEES	25.00	75.00	300.00	225.00	25.0
53-30-34230	SEWER SALES	40,896.83	280,041.15	346,000.00	65,958.85	80.9
53-30-34233	5% NMGGRT SERVICE SALES	.00	.00	20,000.00	20,000.00	.0
53-30-34240	CONNECTION FEES (TAPS)	600.00	2,490.00	3,000.00	510.00	83.0
53-30-36065	MISC REVENUES-SEWER MATERIALS	.00	.00	.00	.00	.0
53-30-36400	INTEREST INCOME	5,013.86	30,028.25	96,000.00	65,971.75	31.3
53-30-36510	SALE OF DECLARED SURPLUS	.00	.00	.00	.00	.0
53-30-37032	COLONIAS GRANT	.00	.00	.00	.00	.0
	TOTAL SEWER REVENUE	104,894.14	831,144.88	1,183,248.00	352,103.12	70.2
	TOTAL FUND REVENUE	104,894.14	831,144.88	1,183,248.00	352,103.12	70.2

SEWER FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
					447 400 85	50.4
53-40-41020	FULL-TIME POSITIONS	18,541.60	132,715.75	250,125.00	117,409.25	53.1
53-40-41030	SAFETY/LONGEVITY PAY	.00	2,650.00	2,750.00	100.00	96.4
53-40-41050	OVERTIME	299.36	4,254.84	3,000.00	( 1,254.84)	141.8
53-40-42010	F.I.C.A REGULAR	1,037.41	7,646.73	15,013.00	7,366.27	50.9
53-40-42020	F.I.C.A MEDICARE	276.46	2,049.47	3,511.00	1,461.53	58.4
53-40-42030	RETIREMENT CONTRIBUTIONS	1,870.16	13,407.94	24,767.00	11,359.06	54.1
53-40-42040	CLOTHING ALLOWANCE	437.50	2,987.50	5,700.00	2,712.50	52.4
53-40-42041	UNIFORM MAINTENANCE	.00	.00	.00	.00	.0
53-40-42050	INSURANCE	8,362.93	58,537.53	110,930.00	52,392.47	52.8
53-40-42070	WC PREMIUM	.00	.00	9,535.00	9,535.00	.0
53-40-42080	WORKERS' COMPENSATION (ASSMN	.00	20.70	46.00	25.30	45.0
53-40-43010	TRAVEL-MILEAGE AND PER-DIEM	.00	.00	.00	.00	.0
53-40-43020	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
53-40-44010	BUILDING MAINTENANCE & REPAIR	.00	.00	.00	.00	.0
53-40-44030	VEHICLE MAINTENANCE & REPAIR	.00	.00	3,000.00	3,000.00	.0
53-40-44040	EQUIPMENT MAINTENANCE & REPAI	5,318.78	9,370.35	24,000.00	14,629.65	39.0
53-40-46010	MATERIALS & SUPPLIES	.00	5,935.80	10,000.00	4,064.20	59.4
53-40-46015	POSTAGE & SHIPPING	185.34	1,345.62	2,600.00	1,254.38	51.8
53-40-46020	TRAINING	.00	.00	2,641.00	2,641.00	.0
53-40-46030	VEHICLE FUEL COSTS	693.05	2,150.33	8,000.00	5,849.67	26,9
53-40-46040	UNIFORMS	.00	.00	.00	.00	0.
53-40-46050	TELEPHONE & COMMUNICATIONS	75.00	525.00	1,200.00	675.00	43.8
53-40-46060	UTILITIES	50.84	793.52	3,000.00	2,206.48	26.5
53-40-47060	DUES/ADVERTISING/SUBSCRIPTIONS	.00	.00	.00	.00	.0
53-40-47170	OTHER-WASTEWATER TREATMENT O	28,249.55	166,127.14	527,849.00	361,721.86	31.5
53-40-47180	OTHER-WW RESERVE FUNDS	3,729.68	22,888.07	73,084.00	50,195.93	31.3
53-40-47190	OTHER-UTILITY GRT	.00	.00	.00	.00	.0
53-40-47210	CONTRACTS & PROFESSIONAL FEES	.00	.00	2,500.00	2,500.00	.0
53-40-47215	PERSONNEL COSTS	123,27	123.27	500.00	376.73	24.7
53-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
53-40-48010	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
53-40-48020	CAP OUT-VEHICLES	.00	45,848.24	47,500.00	1,651.76	96.5
53-40-48030	CAP OUT-COMPUTER EQUIPMENT	.00	.00	.00	.00	.0
53-40-48050	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
53-40-48070	CAP OUT-IMPROVEMENTS	.00	6,000.00	6,000.00	.00	100.0
53-40-49999	DEPRECIATION	.00	.00	.00	.00	.0
53-40-50000	BAD DEBT	.00	.00	.00	.00	.0
53-40-50001	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	69,250.93	485,377.80	1,137,251.00	651,873.20	42.7

#### SEWER FUND

	,	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES NON-OPERATIONAL					
53-45-41050	STATE ADMIN FEE'S GRT DIST	1,310.02	12,152.67	31,000,00	18,847.33	39.2
53-45-48010	RR & ENHANCEMENT PROJECTS	.00	.00	.00	.00	.0
53-45-48020	SETTLEMENT AGREEMENT	.00	.00	.00	00.	.0
53-45-49020	OTHER-WWTP LOAN	.00	.00	13,881.00	13,881.00	.0
53-45-49025	BOND DEBT 2718-CIF	.00	.00	.00	.00	.0
53-45-49030	BOND DEBT 2975-CIF	.00	.00	.00	.00	.0
53-45-49032	BOND DEBT 3358-CIF	.00	.00	.00	.00	.0
53-45-49033	BOND DEBT 3514-CIF	.00	.00	.00	.00	.0
53-45-50000	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES NON-OPERATI	1,310.02	12,152.67	44,881.00	32,728.33	27.1
	DEPARTMENT 50		24			
53-50-50000	BAD DEBT	.00	.00	.00	.00	.0
	TOTAL DEPARTMENT 50	.00	.00	.00	.00	.,0
	TRANSFERS					
				00	.00	.0
53-99-38040	TRSF DEBT FUND	.00	.00	00. 00.	.00	.0
53-99-39010	TRSF	.00	.00	.00	.00	.0 .0
53-99-39039	TRSF INFRASTRUCTURE	.00	.00			.0 .0
53-99-39056	TRSF FROM W & S IMP	.00	00. 00.	( 13,881.00)	.00	.0 .0
53-99-49056	TRSF WATER & SEWER IMPROVEME	.00	.00. 00.	00. 00.	.00	.0
53-99-49057	TRSF TO COLONIAS	00.	7,448,84	15,000.00	7,551.16	49.7
53-99-49058	TRSF TO RESERVE FUND	.00		10,000.00	.00	.0
53-99-49061	TRSF TO DEBT	.00	.00			
	TOTAL TRANSFERS	.00	7,448.84	1,119.00	( 6,329.84)	665.7
	TOTAL FUND EXPENDITURES	70,560.95	504,979.31	1,183,251.00	678,271.69	42.7
	NET REVENUE OVER EXPENDITURES	34,333.19	326,165.57	( 3.00)	( 326,168.57)	10872

#### SANITATION FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	REVENUE					
54-30-34220	SOLID WASTE SERVICE SALES	21,532.58	149,957.94	233,640.00	83,682.06	64.2
54-30-34221	ADMIN FEES CORD	.00	.00	.00	.00	.0
54-30-34233	5% NMGGRT SERVICE SALES	.00	.00	9,630.00	9,630.00	.0
54-30-34235	1/16TH ENVIRONMENTAL GRT	7,294.80	64,813.75	75,168.00	10,354.25	86.2
54-30-36400	INTEREST INCOME	131.09	763.03	1,000.00	236.97	76.3
	TOTAL REVENUE	28,958.47	215,534.72	319,438.00	103,903.28	67.5
	TOTAL FUND REVENUE	28,958.47	215,534.72	319,438.00	103,903.28	67.5

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#### SANITATION FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
54-40-41050	STATE ADMIN FEE'S GRT DIST	163.75	1,013.88	1,000.00	( 13.88)	101.4
54-40-46056	COMMUNITY ROLL OUT	993.00	2,542.85	30,000.00	27,457.15	8.5
54-40-47190	SOLID WASTE SERVICE SALES	41,951.39	122,087.95	200,340.00	78,252.05	60.9
54-40-47195	1/16TH ENVIRONMENTAL GRT	14,393.42	55,253.35	75,168.00	19,914.65	73.5
54-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	57,501.56	180,898.03	306,508.00	125,609.97	59.0
	DEPARTMENT 50					
54-50-50000	BAD DEBT	.00	.00	.00	.00	.0
	TOTAL DEPARTMENT 50	.00	.00	.00	.00	.0
	TRANSFERS					
54-99-39010	TRSF	00	.00	.00	.00	.0
54-99-39039	TRANSFER	.00	.00	.00	.00	_0
54-99-39056	TRANSFER	.00	.00	.00	.00	.0
54-99-39555	TRSF FROM GENERAL FUND	00	.00	15,000,00	15,000.00	.0
	TOTAL TRANSFERS	.00	.00	15,000.00	15,000.00	.0
	TOTAL FUND EXPENDITURES	57,501.56	180,898.03	321,508.00	140,609.97	56.3
	NET REVENUE OVER EXPENDITURES	( 28,543.09)	34,636.69	( 2,070.00)	( 36,706.69)	1673.3

#### WATER FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	WATER REVENUE					
55-30-34230	WATER SALES	43,794.62	310,570.01	500,000.00	189,429.99	62.1
55-30-34232	LATE FEES	2,230.00	12,930.00	16,350.00	3,420.00	79.1
55-30-34233	5% NMGGRT SERVICE SALES	.00	.00	25,000.00	25,000.00	.0
55-30-34236	NSF CHECK FOR UTILITY ACCOUNTS	.00	.00	.00	.00	.0
55-30-34240	CONNECTION FEES (TAPS)	.00	3,600.00	25,000.00	21,400.00	14.4
55-30-34250	WATER RE-CONNECTION FEES	877.50	9,840.09	10,000.00	159.91	98.4
55-30-34990	OTHER REVENUE	.00	.00	1,000.00	1,000.00	.0
55-30-35016	COURT ORDERED RESTITUTION	.00	.00	.00	.00	.0
55-30-36061	MISC REV	.00	50.00	1,000.00	950,00	5.0
55-30-36066	INSURANCE CLAIM	.00	.00	2,000.00	2,000.00	.0
55-30-36400	INTEREST INCOME	1,105.54	7,171.93	10,800.00	3,628.07	66.4
55-30-36510	SALE OF DECLARED SURPLUS	.00	.00	.00	.00	.0
55-30-36520	CLEAN-UP	.00	.00	.00	.00	.0
	TOTAL WATER REVENUE	48,007.66	344,162.03	591,150.00	246,987.97	58.2
	TOTAL FUND REVENUE	48,007.66	344,162.03	591,150.00	246,987.97	58,2

#### WATER FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	WATER-EXPENDITURES					
				00 500 00	47 4 44 70	47.0
55-40-41020	FULL-TIME POSITIONS-WATER	6,097.90	43,418.24	90,560.00	47,141.76	47.9 57.1
55-40-41030	SAFETY/LONGEVITY PAY	.00	720.00	1,260.00	540.00	16.4
55-40-41050	OVERTIME-WATER	.00	3,284.42	20,000.00	16,715.58	45.6
	F.I.C.A REGULAR	387.23	3,012.41	6,607.00	3,594.59	
55-40-42020	F.I.C.A MEDICARE	90.57	704.52	1,545.00	840.48	45.6
55-40-42030	RETIREMENT CONTRIBUTIONS	657.77	4,329.47	8,983.00	4,653.53	48.2
55-40-42040	CLOTHING ALLOWANCE	186.25	1,191.25	2,618.00	1,426.75	45.5
55-40-42041	UNIFORM MAINTENANCE	.00	.00	.00	00.	0.
55-40-42050	INSURANCE	4,448.70	26,125.83	58,900.00	32,774.17	44.4
55-40-42070	WC PREMIUM	.00	.00	2,618.00	2,618.00	.0
55-40-42080	WORKERS' COMPENSATION (ASSMN	.00	11.03	42.00	30.97	26.3
55-40-43010	TRAVEL-MILEAGE AND PER DIEM	.00	.00	1,500.00	1,500.00	.0
55-40-43020	TRAVEL-PER DIEM	.00	.00	.00	.00	.0
55-40-43030	TRAVEL-TRANSPORTATION	.00	.00	.00	.00	.0
55-40-44010	BUILDING MAINTENANCE & REPAIR	.00	106.70	4,000.00	3,893.30	2.7
55-40-44030	VEHICLE MAINTENANCE & REPAIR	.00	55.99	3,000.00	2,944.01	1.9
55-40-44040	EQUIPMENT MAINTENANCE & REPAI	1,015.81	8,482.63	10,000.00	1,517.37	84.8
55-40-46010	MATERIALS & SUPPLIES	13,519.76	50,216.74	80,000.00	29,783.26	62.8
55-40-46015	POSTAGE & SHIPPING	185.34	1,437.01	2,600.00	1,162.99	55.3
55-40-46020	TRAINING	.00	.00	3,214.00	3,214.00	.0
55-40-46030	VEHICLE FUEL COSTS	638.66	3,356.96	8,000.00	4,643.04	42.0
55-40-46040	UNIFORMS	.00	.00	.00	.00	.0
55-40-46050	TELEPHONE & COMMUNICATIONS	190.16	1,647.26	7,500.00	5,852.74	22.0
55-40-46060	UTILITIES	2,522.18	19,463.17	32,000.00	12,536.83	60.8
55-40-46900	OTHER-REFUND OVERPAYMENT	134.89	134.89	.00	( 134.89)	.0
55-40-47060	DUES/ADVERTISING/SUBSCRIPTIONS	1,035.50	8,361.90	15,000.00	6,638.10	55.8
	OTHER-UTILITY GRT	.00	.00	.00	.00	.0
	CONTRACTS & PROFESSIONAL FEES	.00	800.12	20,000.00	19,199.88	4.0
	PERSONNEL COSTS	.00	.00	500.00	500.00	.0
55-40-47220	OTHER-NMED WATER CONSERVATIO	247.71	1,613.11	6,000.00	4,386.89	26.9
55-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
55-40-47550	EMERGENCY - FLOOD	.00	.00	.00	.00	.0
	CAP OUT-FURNITURE	.00	.00	.00	.00	.0
	CAP OUT-VEHICLES	.00	.00	.00	.00	.0
		.00	.00	.00	.00	.0
55-40-48021		.00	.00	.00	.00	.0
55-40-48030		.00	.00	.00	.00	.0
55-40-48040	CAP OUT-OFFICE EQUIP/OPERATION		.00	.00	.00	.0
	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
	CAP OUT-OPER MATERIALS/TOOLS	.00		.00	.00	.0
	CAP OUT-IMPROVEMENTS	.00	.00		.00	.0
55-40-48080		.00	.00	00.	.00	.0
	OTHER-GMAC PAYMENT	.00	00.	.00		
55-40-49997		.00	.00	.00	.00	0.
	INTEREST EXPENSE	.00	.00	.00	.00	0.
55-40-49999	DEPRECIATION	.00	.00	.00	.00	.0
55-40-50000	BAD DEBT	.00	.00	.00	.00	.0
55-40-50001	ACCRUED EXPENSES	.00	.00	.00	.00	.0
	TOTAL WATER-EXPENDITURES	31,358.43	178,473.65	386,447.00	207,973.35	46.2

WATER FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES NON-OPERATIONAL					
55-50-46900	REFUND-OVERPAYMENT	.00	.00	.00	.00	.0
55-50-47221	PROFESSIONAL HYDROLOGY SERVI	.00	.00	25,000.00	25,000.00	.0
55-50-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	.00	.0
55-50-49010	OTHER-WCS LOAN	.00	.00	.00	.00	.0
55-50-49025	WC PREMIUM W & S	.00	.00	.00	.00	.0
55-50-49030	BOND USDA AGUA FRIA PRINCIPAL	.00	.00	38,000.00	38,000.00	.0
55-50-49040	BOND USDA AGUA FRIA INTEREST	.00	.00	12,000.00	12,000.00	.0
55-50-49041	BOND DEBT 0347-WTB PRINCIPAL	.00	.00	.00	.00	.0
55-50-49042	BOND DEBT 0347-WTB INTEREST	.00	.00	.00	.00	.0
55-50-50000	BAD DEBT	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES NON-OPERATI	.00	.00	75,000.00	75,000.00	.0
	TRANSFERS					
55-99-39010	TRSF FROM GENERAL FUND	.00	.00	.00	.00	.0
55-99-39039	TRSF FROM INFRA	.00	.00	.00	.00	.0
55-99-39050	TRS FROM GF	.00	.00	.00	.00	.0
55-99-39056	TRSF FROM W & S IMP	.00	.00	.00	.00	<b>.</b> 0
55-99-41540	TRSF DEBT FUND	.00	.00	.00	.00	.0
	TOTAL TRANSFERS	.00	.00	.00	.00	.0
	TOTAL FUND EXPENDITURES	31,358.43	178,473.65	461,447.00	282,973.35	38.7
	NET REVENUE OVER EXPENDITURES	16,649.23	165,688.38	129,703.00	( 35,985.38)	127.7

#### WATER & SEWER IMPROVEMENTS

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	REVENUE					
56-30-31250	INFRA-WATER & SEWER (1/8 CENT)	14,591.10	129,631.62	184,800.00	55,168.38	70.2
56-30-32500	GRANT CIF 5185	.00	.00	.00	.00	.0
56-30-36400	INTEREST INCOME	1,509.55	10,260.76	10,800.00	539.24	95.0
56-30-37010	COLONIAS 5789 LOAN	.00	.00	109,380.00	109,380.00	.0
56-30-37015	COLONIAS 5789 GRANT	.00	.00	984,420.00	984,420.00	.0
56-30-37031	GRANT-SAP 14-1651-STB	.00	00	.00	.00	.0
56-30-37034	PLANNING GRANT	.00	.00	.00	.00	.0
56-30-37035	WTB 347 PROJECT GRANT	.00	.00	.00	.00	.0
56-30-37036	WTB 347 PROJECT LOAN PROCEEDS	.00		.00	.00	.0
56-30-37037	WATER TB SPRING TNK REPLACE	.00	.00	250,000.00	250,000.00	.0
56-30-37040	SAP 05-WATER WELL DRILLING	.00	.00	.00	.00	.0
56-30-37045	SAP 05-WATER WELL (1117)	.00	.00	.00	.00	.0
56-30-371045	GRANT CIF 4628	.00	.00	.00	.00	.0
56-30-37 100	GRANT CIF 4020					
	TOTAL REVENUE	16,100.65	139,892.38	1,539,400.00	1,399,507.62	9.1
	TOTAL FUND REVENUE	16,100.65	139,892.38	1,539,400.00	1,399,507.62	9.1

#### WATER & SEWER IMPROVEMENTS

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
		007 55	0.000.00	8 000 00	4.961.70	38.0
56-40-41050	STATE ADMIN FEE'S GRT DIST	327.55	3,038.30	8,000.00		.0
56-40-47040	CDBG CASH MATCH 60%	.00	.00	22,500.00	22,500.00	.0 .0
56-40-47240	ENCUMBRANCES-CARRY OVERS	.00	.00	.00	00. 00.	.0 .0
56-40-47250	OTHER-LATE CHARGE	.00	.00	.00		0. 98.0
56-40-48010	DEBT ARRA CWSRF 02-PRINCIPAL	.00	5,219.66	5,325.00	105.34	
56-40-48020	DEBT ARRA CWSRF 02-INTEREST	.00	700.86	620.00	( 80.86)	113.0
56-40-48030	DEBT ARRA CWSRF 02-ADMIN FEES	.00	195.15	173.00	( 22.15)	112.8
56-40-48040	ENGINEER FEES-SAP.14.1651.STB	.00	.00	.00	.00	.0
56-40-48041	PLANNING GRANT	.00	.00	.00	.00	.0
56-40-49010	PROP & WATER RIGHTS ACQ	.00	.00	100,000.00	100,000.00	.0
56-40-49012	ASSET MANAGEMENT PLAN	.00	.00	.00	.00	.0
56-40-49015	COLONIAS 5789 CASH MATCH	.00	.00	121,800.00	121,800.00	.0
56-40-49016	COLONIAS 5789 LOAN	.00	.00	109,380.00	109,380.00	.0
56-40-49017	COLONIAS 5789 GRANT	.00	.00	984,420.00	984,420.00	.0
56-40-49020	WOOD LANE/MIRIAM SEWERLINE	.00.	.00	.00	.00	.0
56-40-49025	AGUA FRIA SEWER LINE IMP I	.00	.00	.00	.00	.0
56-40-49030	DEBT USDA AGUA FRIA PRINCIPAL	.00	.00	.00	.00	.0
56-40-49031	DEBT USDA AGUA FRIA INTEREST	.00	.00	.00	.00	.0
56-40-49032	WATER TB SPRING TNK REPLACEME	_00	.00	250,000.00	250,000.00	.0
56-40-49033	WATER TB SPRING TANK MATCH	.00	.00	.00	.00	.0
56-40-49034	WATER TB SPRING LOAN	.00	.00	00.	.00	.0
56-40-49041	DEBT 947 WPF PRINICIPAL	.00	.00	104,361.00	104,361.00	.0
56-40-49042	DEBT 947 WPF INTEREST	.00	.00	261.00	261.00	.0
56-40-49043	DEBT 2718 CIF	.00	.00	7,970.00	7,970.00	.0
56-40-49044	DEBT 2975 CIF	.00	.00	3,646.00	3,646.00	.0
56-40-49045	DEBT 3358 CIF	.00	.00	6,150.00	6,150.00	.0
56-40-49046	DEBT 3514 CIF	.00	.00	97,084.00	97,084.00	.0
56-40-49047	DEBT 4628 CIF	.00	.00	3,662.00	3,662.00	.0
56-40-49048	DEBT 5185 CIF	.00	.00	7,678.00	7,678.00	.0
56-40-49050	CAP IMP-SEWER LIFT STATION	.00	.00	30,000.00	30,000.00	.0
56-40-49051	DEBT 5109 WPF PRINCIPAL	.00	.00	20,164.00	20,164.00	.0
56-40-49052	DEBT 5109 WPF INTEREST	.00	.00	1,066.00	1,066.00	.0
56-40-49055	CAP IMP-WATER TANK CONST	.00	.00	.00	.00	.0
56-40-49060	CAP IMP-GRIFFITH SPRING BOOST	.00	.00	.00	.00	.0
56-40-49060 56-40-49061	EASTWARD DIST CIF 5185	.00	.00	.00	.00	.0
56-40-49063	WELL DEV-RIVERSIDE SITE	.00	.00	45,000.00	45,000.00	.0
56-40-49065	GOV INNOVATIVE FUNDING IMP	.00	.00	.00	.00	.0
	WTB GRANT CITY CASH MATCH	.00	.00	.00	.00	.0
56-40-49070		.00	.00	.00	.00	.0
56-40-49999	DEPRECIATION					
	TOTAL EXPENDITURES	327.55	9,153.97	1,929,260.00	1,920,106.03	.5

#### WATER & SEWER IMPROVEMENTS

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	TRANSFERS					
56-99-31043	TRANSFER IN	.00	.00	.00	.00	.0
56-99-31056	30 CHARACTERS	.00	.00	.00	.00	.0
56-99-38056	TRSF W&S FUND	.00	.00	.00	.00	.0
56-99-39039	TRSF INFRASTRUCTURE	.00	.00	.00	.00	.0
56-99-39040	TRSF DEBT	.00	.00	.00	.00	.0
56-99-39053	TRSF SEWER FUND	.00	.00	.00	.00	.0
56-99-41555	TRSF TO F55	.00	.00	.00	.00	.0
56-99-48040	TRSF DEBT	.00	.00	.00	.00	.0
56-99-48043	TRSF COLONIAS	.00	.00	00.	.00	.0
56-99-48053	TRSF SEWER FUND	.00	.00	13,881.00	13,881.00	.0
56-99-48055	TRSF WATER FUND	.00	.00	.00	.00	.0
56-99-48156	TRSF WATER	.00	.00	.00	.00	.0
56-99-49054	TRANSFER	.00	.00	.00	.00	.0
56-99-49055	TRANSFER	.00	.00	.00	.00	.0
	TOTAL TRANSFERS	.00	.00	13,881.00	13,881.00	.0
	TOTAL FUND EXPENDITURES	327.55	9,153.97	1,943,141.00	1,933,987.03	.5
	NET REVENUE OVER EXPENDITURES	15,773.10	130,738.41	( 403,741.00)	( 534,479.41)	32.4

#### SEWER SYSTEM CAP EQUIP & INFRA

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNE		PCNT
	SOURCE 30						
58-30-36400	INTEREST INCOME	231.73	1,414.25	.00	(	1,414.25)	.0
	TOTAL SOURCE 30	231.73	1,414.25	.00	(	1,414.25)	.0
	REVENUE						
58-36-36010	RESERVE FUND	.00	.00	.00		.00	.0
	TOTAL REVENUE	.00	.00	.00		.00	.0
	TOTAL FUND REVENUE	231.73	1,414.25	.00	(	1,414.25)	.0

#### SEWER SYSTEM CAP EQUIP & INFRA

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	EXPENDITURES					
58-40-48050	CAP OUT-EQUIPMENT	.00	.00	.00	.00	.0
	TOTAL EXPENDITURES	.00	.00	.00	.00	.0
	TRANSFERS					
58-99-39053	TRSF SEWER FUND	.00	( 7,448.84)	( 15,000.00)	( 7,551.16)	( 49.7)
58-99-39055	TRSF W & S FUND	.00	.00	.00	.00	.0
58-99-51043	TRSF COLONIAS FUND	.00	.00	.00	.00	.0
	TOTAL TRANSFERS	.00	( 7,448.84)	( 15,000.00)	( 7,551.16)	( 49.7)
	TOTAL FUND EXPENDITURES	.00	( 7,448.84)	( 15,000.00)	( 7,551.16)	( 49.7)
	NET REVENUE OVER EXPENDITURES	231.73	8,863.09	15,000.00	6,136.91	59.1

#### ASSET MGT. RESERVE

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	TRANSFERS					
59-99-31039	TRSF INFRASTRUCTURE	.00	.00	.00	.00	.0
	TOTAL TRANSFERS	.00	.00	.00	.00	
	TOTAL FUND EXPENDITURES	.00	.00	.00	.00	.0
	NET REVENUE OVER EXPENDITURES	.00	.00	.00	.00	.0

59 % OF THE FISCAL YEAR HAS ELAPSED

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#### WATER SECURITY FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET		PCNT
	REVENUE					
75-30-35000	WATER METER DEPOSITS	200.00	4,650.00	5,000.00	350.00	93.0
	TOTAL REVENUE	200.00	4,650.00	5,000.00	350.00	93.0
	MISCELLANEOUS					
75-36-36065	MISC REVENUES	.00	.00	.00	.00	.0
	TOTAL MISCELLANEOUS	.00	.00	.00	.00	.0
	TOTAL FUND REVENUE	200.00	4,650.00	5,000.00	350.00	93.0

#### WATER SECURITY FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	EXPENDITURES					
75-40-46010	MATERIALS & SUPPLIES	.00	.00	.00	.00	.0
75-40-47300	REFUND-DEPOSIT	267.73	266.21	2,000.00	1,733.79	13.3
75-40-47310	APPLY DEPOSIT TO ACCOUNT	1,026.11	2,245.28	3,000.00	754.72	74.8
	TOTAL EXPENDITURES	1,293.84	2,511.49	5,000.00	2,488.51	50.2
	TOTAL FUND EXPENDITURES	1,293.84	2,511.49	5,000.00	2,488.51	50.2
	NET REVENUE OVER EXPENDITURES	( 1,093.84)	2,138.51	.00	( 2,138.51)	.0

City of Ruidoso Downs

Paid Invoice Report - Summary Report Check issue dates: 1/1/2024 - 1/31/2024 Page: 1 Feb 19, 2024 01:31PM

#### Report Criteria:

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Summary report type printed

endor Imber	Name	Invoice Number	Description	Invoice Date	Invoice Amount	Discount Amount	Check Amount	Check Number	Check Issue Date
103	Administrative Office of the	010224	Judicial Education Dec23	01/02/2024	189.00	.00	189.00	45450	01/24/202
Tota	ıl 103:				189.00	.00	189.00		
153	Caselle, Inc	1223	Supp & Main Dec 23	01/02/2023	1,974.00	.00	1,974.00	45434	01/23/2024
Tota	ıl 153:				1,974.00	.00	1,974.00		
200	Foxworth-Galbraith Lumber	2415801	AA Prak Bathroom Door re	12/13/2023	28.20	.00	28.20	45460	01/24/202
Tota	ıl 200:				28.20	.00	28.20		
237	Interstate Batteries of Las	11268721	Batteries for fleet vehicles	11/21/2023	140.1 <b>1</b>	.00	140.11	45465	01/24/202
		11268816	Batteries for fleet vehicles	01/16/2024	280.22	_00	280.22	45465	01/24/202
		20014190	Batteries for fleet vehicles	10/11/2023	140.11	.00	140.11	45465	01/24/202
Tota	l 237:				560.44	.00	560.44		
261	Greentree Solid Waste Aut	012524	JAN ESGRT	01/25/2024	7,131.05	.00	7,131.05	45492	01/25/202
201	Greenties Joing Waste Aut	120095AA2		12/01/2023	136.33	.00	136.33	45426	01/07/20
		120129AA2		12/01/2023	320.17	.00	320.17	45426	01/07/20
		120605AA2		12/01/2023	34.08	.00	34.08	45426	01/07/20
		12118AA2		12/01/2023	195.65	.00	195.65	45426	01/07/20
			DEC EGRT	12/31/2023	7,262.37	.00	7,262.37	45430	01/07/20
		214AA2		12/01/2023	504.21	.00	504.21	45426	01/07/20
			NOV RESIDENTIAL BILLS	12/04/2023	20,939.12	.00	20,939.12	45426	01/07/20
Tota	il 261:				36,522.98	.00	36,522.98		
293	New Mexico Self Insurers	123123	ANNUAL PROPERTY INS	12/31/2023	163,455.00	.00	163,455.00	45441	01/23/202
Tota	ıl 293:				163,455.00	.00	163,455.00		
365	Ruidoso Valley Chamber of	011024	LODGERS TAX REIMBUR	01/10/2024	2,000.00	.00	2,000.00	45485	01/25/202
Tota	ıl 365:				2,000.00	.00	2,000.00		
396	Taxation & Revenue	123123	ADMIN FEE'S TRASH DE	12/31/2023	4,664.30	.00	4,664.30	45487	01/25/20
Tota	ı <b>l 396</b> :				4,664.30	.00	4,664.30		
414	U.S. Postal Service	113023	NOV UTILITY BILLS	11/30/2023	368.45	.00	368.45	Multiple	Multij
Tota	ıl 414:				368.45	.00	368.45		
420	Verizon Wireless	9953333788	December Cell Service	01/03/2024	1,015.48	.00	1,015.48	45446	01/23/20
Tota	ıl 420:				1,015.48	.00	1,015.48		
423	Village of Ruidoso	INV11279	Monthly operating expense	11/30/2023	31,979.23	.00	31,979.23	45475	01/24/20
Tota	ıl 423:				31,979.23	.00	31,979.23		
					75.00		75.00	3058	01/24/20

Page: 2 4 01:31PM	Feb 19, 202								City of Rui
Check ssue Date	Check Number	Check Amount	Discount Amount	Invoice Amount	Invoice Date	Description	Invoice Number	Name	Vendor Number
		75.00	.00	75.00				al 424:	Tota
01/24/2024	45457	871.05	.00	871.05	01/04/2024		T470040		100
01/24/2024		6,706.59	.00	6,706.59	12/13/2023	meter ressetter Fire Hydrant REplacement		CORE & MAIN LP	426
01/24/2024		4,966.60	.00	4,966.60	12/20/2023	Fire Hydrant Replacements			
		12,544.24	.00	12,544.24	,			al 426:	Tota
01/23/2024	45449	196.31	.00	196.31	01/04/2024	GAS- DEC	220219-00	Zia Natural Gas	430
01/23/2024	45449	783.56	.00	783.56	01/24/2024	GAS- DEC	2208905-00		400
01/23/2024	45449	301.91	.00	301.91	01/04/2024		2200737-0		
01/23/2024	45449	1,792.82	.00	1,792.82	01/04/2024	GAS- DEC	2201579-00		
01/23/2024	45449	174.47	.00	174.47	01/01/2024				
01/23/2024	45449	532.35	.00	532.36	01/04/2024		2202563-00.		
01/23/2024	45449	165.75	.00	165.75	01/04/2024		2204059-00		
01/23/2024	45449	64.37	.00	64.37	01/24/2024	GAS- DEC	2212057-00		
01/23/2024	45449	147.48	.00	147.48	01/04/2024	GAS- DEC			
01/23/2024	45449	107.33	.00	107.33	01/04/2024		2212801-00		
		4,266.35	.00	4,266.36				al 430:	Tota
01/25/2024	45481	7,799.32	.00	7,799.32	12/25/2023	AMAZON - 350 PCS SOLD	112623	Bank of America	452
		7,799.32	.00	7,799.32				al 452:	Tota
01/24/2024	45478	13,500.00	.00	13,500.00	12/31/2023	JUL23-DEC23 1ST HALF	123123	Humane Society of Lincoln	500
		13,500.00	.00	13,500.00				al 500:	Tota
01/24/2024	45461	2,492.11	.00	2,492.11	11/27/2023	window bz/whit slider instal	28075	Gregg Griffin Inc.	607
		2,492.11	.00	2,492.11				al 607:	Tota
01/23/2024	45448	4,009.92	.00	4,009.92	11/30/2023	FUEL NOV	113023	WEX Bank	778
01/23/2024	45448	154.00-	.00	154.00-	11/30/2023	FUEL NOV CREDIT			
01/24/2024	45476	3,553.25	.00	3,553.25	12/31/2023	FUEL DEC			
		7,409.17	.00	7,409.17				al 778:	Tota
01/25/2024	45489	61.01	.00	61.01	01/20/2024	LEGAL NOTICE VARIANC	0006155200	TNP-TEX/NM- Ruidoso Ne	842
		61.01	.00	61.01				al 842:	Tota
01/24/2024	45456	70.94	.00	70.94	12/26/2023	Pest Control April 23- Dec	122623	Continental Pest Control *	884
		70.94	.00	70.94				al 884:	Tota
01/23/2024	45439	814.38	.00	814.38	01/02/2024	2 Men hourly labor Dec	625247	Mountain Alarm Systems	1045
		814.38	.00	814.38				al 1045:	Tota
01/24/2024	45458	2,548.00	.00	2,548.00	08/15/2023	replace lisht at basket ball	S100764889.	Dealers Electrical Supply	1253
		2,548.00	.00	2,548.00	а 1			al 1253:	Tota
01/25/202	45490	228.65	.00	228.65	07/27/2023	LATE FEE'S	990314	Village Ace Hardware	1/02

City of Ru	uidoso Downs		Paid Invoice Report Check issue dates: 1	-				Feb 19, 20	Page: 24 01:31PM
Vendor Number	Name	Invoice Number	Description	Invoice Date	Invoice Amount	Discount Amount	Check Arnount	Check Number	Check Issue Date
Tota	al 1403:				228.65	.00	228.65		
1521	New Mexico One Call, Inc.	292/293	Annual Associate Members	01/12/2024	1,035.50	.00	1,035.50	45467	01/24/2024
Tota	al 1521:				1,035.50	.00	1,035.50		
1545	Ferguson Enterprises, LLC	0976724	Supplies for repairs Downs	01/02/2024	2,004.87	.00	2,004.87	45436	01/23/2024
1010	· • • 940-11 -110- p.1000,	SC425847	service charge for october	11/07/2023	7.52	.00	7.52	45459	01/24/2024
Tota	al 1545:			i	2,012.39	.00	2,012.39		
1790	Johnson Controls, Inc.	51397145	grt 7.1875	11/10/2023	2,857.98	.00	2,857.98	45466	01/24/2024
Tota	al 1790:				2,857.98	.00	2,857.98		
1879	PNM	1305520-0	DEC ELECTRIC	01/22/2024	37.47	.00	37.47	45484	01/25/2024
		122723	Electric December	12/27/2023	6,272.59	.00	6,272.59	45469	01/24/2024
		1311939-3	DEC. ELECTRIC	12/18/2023 12/22/2023	9.46 55.10	00. 00.	9.46 55.10	45484 45484	01/25/2024
-	1 4070	2139012-7	DEC. ELECTRIC	1212212023	6,374.62	.00	6,374.62	10101	0
Tota	al 1879:				0,374.02		0,074.02		
2098	Bixby Electric, Inc	ST23017.04 ST23017-03	MARQUEE SIGN GRT TRAFFIC SIGNAL PO	11/29/2023 12/21/2023	62,699.11 29,64 <b>7</b> .08	.00 .00	62,699.11 29,647.08	45454 45423	01/24/202 01/03/202
Tota	al 2098:				92,346.19	.00	92,346.19		
2359	H John Underwood Ltd	123123	COPIES DEC	12/31/2023	13,203.74	.00	13,203.74	45424	01/03/202
Tota	al 2359:				13,203.74	.00	13,203.74		
2388	National Drug Testing & Co	3733	GRT 7.1875%	01/02/2024	616.34	.00	616.34	45440	01/23/202
Tota	al 2388:				616.34	.00	616.34		
2409	Hennesy Mechanical Sales	17014	FREIGHT	12/29/2023	3,160.48	.00	3,160.48	45463	01/24/202
Tota	al 2409:				3,160.48	.00	3,160.48		
2425	New Mexico Salt and Miner	0031987-IN	salt for roads	12/20/2023	1,998.41	.00	1,998.41	45468	01/24/202
Tota	al 2425:				1,998.41	.00	1,998.41		
2473	Ricoh USA, Inc.	107876096	Printer lease 12/12-01/11 2	12/18/2023	150.41	.00	150.41	45445	01/23/202
		107957573	Printer Lease 1/12/24 - 02/	01/18/2024	143,37	.00	143.37	45471	01/24/202
Tot	al 2473:				293.78	.00	293.78		
2878	FIRST ALARM & SECURIT		GRT 8.312%nov GRT 8.187% Dec	11/30/2023 12/31/2023	97.37 97.37	.00 .00	97.37 97.37	45437 45437	
Tot	al 2878:	0101004			194.74	.00	194.74		
								1-171	04/04/000
2935	VICKIE PEEBLES, DC	236.	grt	12/08/2023	14.01	.00	14.01	45474	01/24/202

City of Ru	idoso Downs		Paid Invoice Report Check issue dates: 1					Feb 19, 20	Page: 024 01:31PM
Vendor Number	Name	Invoice Number	Description	Invoice Date	Invoice Amount	Discount Amount	Check Amount	Check Number	Check Issue Date
Tota	al 2935:			4	14.01	.00	14.01		
				72				15 100	04/05/000
3233	TDS		TDS SERVICES DEC	01/08/2024	28.52	00.	28.52	45488 45488	01/25/202
			TDS SERVICES DEC	01/08/2024	1,309.36 255.90	00. 00.	1,309.36 255.90	45488	01/25/202
			TDS SERVICES DEC TDS SERVICES DEC	01/08/2024 12/27/2023	255.90 310.00	.00	310.00	45488	01/25/202
		00345553	1D3 SERVICES DEC	12/21/2023					
Tota	al 3233:				1,903.78	.00	1,903.78		
3237	WAGE WORKS, INC	1223-DR454	COBRA DEC	12/31/2023	100.00	.00	100.00	45447	01/23/202
Tota	al 3237:				100.00	.00	100.00		
3298	Principal Life Insurance Co	011824	JAN 24 Life Ins	01/18/2024	3,372.23	.00	3,372.23	45443	01/23/202
	al 3298:	,			3,372.23	.00	3,372.23		
10(8	1 0290.								
3320	INN OF THE MOUNTAIN	01124	2 Police car wash	01/11/2024	24.00	.00	24.00	45438	01/23/202
		112923	Nov. carwash	11/29/2023	12.00	.00	12.00	45464	01/24/202
Tota	al 3320:				36.00	.00	36.00		
3383	PARTS PLUS OF NEW ME	412-238707	H6054C1 Headlight for Aut	01/09/2024	22.02	.00	22.02	45442	01/23/202
3363	PARTS FLUS OF NEW WE	412-238929	Windshield Wipers (Clear	01/16/2024	759.35	.00	759.35	45442	01/23/202
Tota	al 3383:				781.37	.00	781.37		
3385	Cigna c/o Wells Fargo Ban	122823	DEC 23 HEALTH INS	01/11/2024	44,295.58	.00	44,295.58	45435	01/23/202
Tota	al 3385:				44,295.58	.00	44,295.58		
3418	Zia Therapy Center	113023	November Transit	11/30/2023	1,577.55	.00	1,577.55	45477	01/24/202
Tota	al 3418:				1,577.55	.00	1,577.55		
3498	Carr, Riggs & Ingram, LLC	121523	GRT AUDIT SVC'S FY23	12/15/2023	4,400.00	.00	4,400.00	45455	01/24/202
Tota	al 3498:				4,400.00	.00	4,400.00		
3522	Proctor,Terence L	012424	100% MILEAGE/SANTA F	01/24/2024	265.56	.00	265.56	45470	01/24/202
Tota	al 3522:				265.56	.00	265.56		
3531	Southwest Construction pa	97854	steel wheel for roller	10/31/2023	1,349.35	.00	1,349.35	45472	01/24/20
Tota	al 3531:				1,349.35	.00	1,349.35		
	BenMark Supply Company	3367849	supplies for PRV Stations	09/29/2023	832.72	.00	832.72	45453	01/24/20
	al 3540:				832.72	.00	832.72	Ę	
		2024 25	Diesel Fuel Delivered	01/12/2024	1,693.55	.00	1,693.55	45462	01/24/20
	Harvey Fuels Inc.	2024-25		V1/12/2024				10102	
Tota	al 3575:				1,693,55	.00	1,693.55		
2505	Tegrity Data Systems LLC	2699	OCT IT SVC'S	10/31/2023	4,054.22	.00	4,054.22	45428	01/07/20

City of Ru	idoso Downs	Paid Invoice Report - Summary Report Check issue dates: 1/1/2024 - 1/31/2024							Page: Feb 19, 2024 01:31P		
Vendor Number	Name	Invoice Number	Description	Invoice Date	Invoice Amount	Discount Amount	Check Amount	Check Number	Check Issue Date		
		2733	NOV (CR)IT SVC'S	12/05/2023	4,054.22	.00	4,054.22	45428	01/07/2024		
		2763	DEC IT SVC'S	12/27/2023	4,261.94	.00	4,261.94	45428	01/07/2024		
Tota	al 3585:				12,370.38	.00	12,370.38				
3625	Progressive Microtechnolo	23-1031	PMI EVIDENCE SYSTEM	01/10/2024	695.00	.00	695.00	45432	01/19/2024		
Tota	al 3625:				695.00	.00	695.00				
3628	Revize LLC	17412	Revize CMS Software Sub	01/10/2024	1,500.00	.00	1,500.00	45444	01/23/202		
Tota	al 3628:				1,500.00	.00	1,500.00				
3643	Spectrum Imaging Technol	1395164.	DEC 23 LEASE C478IFZ	12/01/2023	199.57	.00	199.57	45486	01/25/202		
00.0		1401603	JAN LEASE DX C257IF	01/01/2024	291.26	.00	291.26	45486	01/25/202		
		1401604	JAN. LEASE C478IFZ pd	01/01/2024	199.57	.00	199.57	45486	01/25/202		
		1401605	GRT C580I ADM	01/01/2024	404.53	.00	404.53	45486	01/25/202		
Tota	al 3643:				1,094.93	.00	1,094.93				
3722	Long, Ryan & Tonnia	090123	REFUND ACC#6220.2 113	09/01/2023	88.14	.00	88.14	45479	01/24/202		
Tota	al 3722:				88.14	.00	88.14				
3734	Alcohol Monitoring System	297074	NOVEMBER 2023 ANKLE	11/30/2023	239.26	.00	239.26	45451	01/24/202		
		299457	GRT	12/31/2023	326.96	.00	326.96	45451	01/24/202		
		300628	CREDIT DECEMBER 2023	01/20/2024	230.73-	.00	230.73-	45451	01/24/202		
Tota	al 3734:			2	335.49	.00	335.49				
3778	Autus Technology, LLC	INV37802	NOV. PHONE SERVICE	12/01/2023	650.59	.00	650.59	45480	01/25/202		
Tota	al 3778:				650.59	.00	650.59				
3791	White Sands Construction,	2321-01	BOND	10/30/2023	8,718.48	.00	8,718.48	45433	01/19/202		
		2321-02	GRT 7.1875%	12/06/2023	45,674.74	.00	45,674.74	45433	01/19/202		
		2321-04	GRT 7.1875%	01/04/2023	32,555.30	.00	32,555.30	45433	01/19/202		
Tota	al 3791:				86,948.52	.00	86,948.52				
3801	MALDONADO, CALLI	122223	REFUND DEPOSIT POLIT	12/22/2023	50.00	.00	50.00	45427	01/07/202		
Tota	al 3801:			3	50.00	.00	50.00				
3804	BABER, WALTER G.	010824	80% MILEAGE/SANTA FE	01/07/2024	206.46	.00	206.46	45425	01/07/202		
		012424	20% MILEAGE/SANTA FE	01/24/2024	51.61	.00	51.61	45452	01/24/202		
Tota	al 3804:			3	258.07	.00	258.07				
3805	DICKSON, JOSH	011924	80% PER DIEM LAS CRU	01/19/2024	502.40	.00	502.40	45431	01/19/202		
Tota	al 3805:			2	502.40	.00	502.40				
3806	NM 4x4 Rally, LLC	110623	lodgers tax reimbursement	11/06/2023	495.00	.00	495.00	45483	01/25/202		
	al 3806:				495.00	.00	495.00				

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City of RL	idoso Downs		Paid Invoice Report - Summary Report Check issue dates: 1/1/2024 - 1/31/2024					Feb 19, 20	Page: 6 )24 01:31PM
Vendor Number	Name	Invoice Number	Description	Invoice Date	Invoice Amount	Discount Amount	Check Amount	Check Number	Check Issue Date
3807	Joseph George Anthony	01052024	OVER PAYMENT OCTOB	01/05/2024	48.65	.00	48.65	45482	01/25/2024
Tota	al 3807:				48.65	.00	48.65		
Gra	ind Totals:				584,319.30	.00	584,319.29		

#### Report Criteria:

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Summary report type printed



## **CITY OF RUIDOSO DOWNS**

## **Planning and Zoning Department**

## **MONTH END REPORT**

January 2024

Jennet Recendez Planning Services Director

Planning and Zoning Department Recap Building Permits Planning & Zoning Cases Year to Date Comparison of Building Permits State of New Mexico Valuation Report Sign Permits Mobile Homes/Manufactured Home Permits Animal Licenses

Post Office Box 348, Ruidoso Downs, New Mexico 88346 Office: 575-378-1342 Fax: 575-378-4586

# Planning & Zoning Department Recap

## January 2024

	January 202	4	
	LAST MONTH	THIS MONTH	FISCAL YEAR TO DATE
Building Permits			
Commercial Permit	0	1	1
Residential Permits	0	0	0
Building Plan Review	0	0	0
Demolition Permits	0	1	1
Grading Permits	0	0	0
Replats	0	0	0
Site Inspections	0	0	0
Office Visits and Meetings	0	0	0
Fees Collected	\$0.00	\$68.00	\$68.00
Mobile Homes	0	0	0
Single wides	0	1	1
Double wides	0	0	0
Inspections	0	0	0
Review of Plans	0	1	1
Office Visits	0	1	1
Fees Collected	\$0.00	\$25.00	\$25.00
Planning & Zoning			
Rezoning and Replat	0	0	0
Variance	0	0	0
Conditional Uses	0	0	0
Preliminary Plat	0	0	0
Summary Approval	0	0	0
Potential Commercial Review	0	0	0
Office Visits (various subjects)	0	0	0
Fees Collected	\$0.00	\$0.00	\$0.00
Sign Permits			
Sign Permits	0	0	0
Political Signs	0	0	0
Fees Collected	\$0.00	\$0.00	\$0.00
Meetings			
Council Meeting	0	1	1
P&Z Meeting/Committee Meeting	0	1	1
Floodplains			
Office Visits	0	0	0
Inspections	0	0	0
Animal Licenses			
Tags Issued	0	1	1
	\$0.00	\$2.50	\$2.50



				2	024 Numbers				
	Building Permit	Mobile H	ome Permit	Si	gn Permit		PNZ Case		Political
Permit #	Address	Permit #	Address	Permit #	Address	Case #	Type+Address	Permit#	Name
)24-SP-1	111 Burke Lane	2024-MH-1	306 Reservoir						
24-SP-2	26157 US Hwy 70								
				9					
	-								
			1			-			
			1			-			

		PLANNING & ZONING CASE	.5 2024		
	·····	RUIDOSO DOWNS, NEW N	IEXICO		
Date	P&Z Case #	Name-Address	Fee	P&Z	Council
lanuary	2023-11	Ontiveroz 26557 Hwy 70	\$100.00	Yes	No
an a		Conditional Use			
	2023-12	Irons 26482 Hwy 70	\$12.00	Yes	No
		Replat			
February					
March					
April					
May					
lune					
July					
August					
September					
October					
November					
December					
na - a na sa da ana da ana da ang					
			1		
			\$112.00		

	5				Co	mpariso	on of Bui	Iding Pe	ermits					
						Ru	idoso Dow	ns, NM						
	Year to Date Monthly Report													
		1												Fees
	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total	Collected
2021	2	2	5	8	3	5	5	2	2	8	5	4	51	\$ 1,300.00
2022	3	2	0	6	11	4	5	1	8	6	3	0	49	\$ 1,260.00
2023	5	6	10	2	4	6	4	8	1	2	5	1	54	\$ 1,370.00
2024	3												3	\$ 93.00



Michelle Lujan Grisham GOVERNOR Linda M. Trujillo SUPERINTENDENT Clay Bailey DIRECTOR Construction Industries Division 2550 Cerrillos Road 87505 P.O. Box 25101 Santa Fe, New Mexico 87504-5101 (505) 476-4691

#### MONTHLY COMPILATION OF PERMITS ISSUED POLITICAL SUBDIVISION

CITY OR		MAILING	TELEPHONI	ENUMBER
COUNTY		ADDRESS P.O. Box	575-378-1342	
Ruidoso Dov		348 Ruidoso Downs, NM 38346		
	the second se	H OF JANUARY	YEAR TO	<b>O DATE</b> 2024
DESCRIPTI	NO.	VALUATION	NO.	VALUATION
ON	OF PERM	TS	OF PERMIT S	
NEW SINGLE				
FAMILY DWELLINGS	0	\$000.00	0	\$0
RESIDENTIA				
L ADDITIONS/				
ALTERATION				
S		#0.00	0	<b>#0</b>
NEW	0	\$0.00	0	\$0
COMMERCIA				
L BUILDINGS		<b>*</b> 0.00	0	<b>#0.00</b>
COLDEDCIA	0	\$0.00		\$0.00
COMMERCIA L				
ADDITIONS/				
ALTERATION				
S	1	\$80,000.00	1	\$80,000
DEMOLITION				
S				
	1	\$0.00	1	\$0
NEW FIRE STATIONS	0	\$0.00	0	\$0.00
NEW				
CHURCHES	0	\$0.00	0	\$0.00
CHURCH	0		0	
ADDITIONS/				
ALTERATION				
S	0	\$0.00	0	\$0.00
NEW		Ψ0.00		
SCHOOLS		#0.00		#0.00
SCHOOL	0	\$0.00	0	\$0.00
ADDITIONS/				
ALTERATION				
S	0	\$0.00	0	\$0.00
NEW				۹0.00
APARTMENT				
S	0	\$0.00	0	\$0.00
APARTMENT			U	
ADDITIONS/				
ALTERATION				
$\mathbf{S}$	0	\$0.00	0	\$0.00

SKI LODGES	0	\$0.00	0	#0.00
NUNU	<u> </u>			\$0.00
NEW				
HOSPITALS &				
NURSING				
HOMES				
	0	\$0.00	0	\$0.00
HOSPITAL &				
NURSING				
HOMES				
ADDS. /ALTS.				
	0	\$0.00	0	\$0.00
MINES				
OTHER/				
MOBILE				
HOMES				
	1	0	1	0
TOTALS				
	3	\$80,000.00	3	\$80,000

TOTAL FEES

\$93.00	\$93.00	

		CITY OF RUDO RUIDOSO DOWN	S NEW MEXICO			
		20	)24			
Permit No.	Name/ Address		Number	Phone	Fee	Refundable
	T	Jan-24				
lo Permits Issued						
	L					
	T	Feb-24			T	+
					1	+
	_	Mar-24				
						+
		Apr-24			1	+
*******	I			1	Т	
					1	+
						+
					1	
		May-24				
	I	lun 24			1	+
	I	Jun-24			1	
						+
		Jul-24				1
		Aug-24				
		Sep-24				
		Oct-24				
• • • • • • • • • • • • • • • • • • • •						
					1	1
		Nov-24				
-						
		Dec-24				
		Dec-24		YTD	\$0.00	
				+ "10	\$0.00	+
				+	+	1
						1

## City of Ruidoso Downs Mobile Home Permits 2024

## Jan-24

DATE	PERMIT #	NAME	SIZE OF HOME	ADDRESS	FEE	<u>FYTD</u>
1/18/2024	2024-SP-3	Mario Portillo	14x64	306 Reservoir	\$25.00	\$25.00
				Δ		

### Feb-24

DATE	PERMIT #	NAME	SIZE OF HOME	ADDRESS	FEE	<u>FYTD</u>
2						

### Mar-24

DATE	PERMIT #	NAME	SIZE OF HOME	ADDRESS	FEE	FYTD

## Apr-24

DATE	PERMIT #	NAME	SIZE OF HOME	ADDRESS	FEE	<u>FYTD</u>

May-24							
DATE	PERMIT #	NAME	SIZE OF HOME	ADDRESS	FEE	FYTD	

Jun-24

DATE	PERMIT #	NAME	SIZE OF HOME	ADDRESS	FEE	<u>FYTD</u>

Jul-24

DATE	PERMIT #	NAME	SIZE OF HOME	ADDRESS	FEE	FYTD
ANIMAL LICENSES RUIDOSO DOWNS, NEW MEXICO January 2024						
--	------------	-------------	--------------	--------------	-----------	
Date	Tag Number	Animal Name	Owner	Cost/License	Expires	
1/25/2024		Bobby	Alisa Kenyon	\$2.50	1/25/2025	
			·····			
				YTD Fees	\$2.50	



# <u>PUBLIC WORKS DEPARTMENT</u> <u>MONTH END REPORT</u>

**JANUARY 2024** 

# **SUBMITTED BY:**

# ISRAEL CHAVEZ DEPUTY PUBLIC WORKS DIRECTOR

SIGNATURE: dsralling DATE: 02-16-2024

P.O. 348 RUIDOSO DOWNS, NEW MEXICO 88346 OFFICE: 575-378-6162 FAX: 575-378-6163

# PUBLIC WORKS PROJECTS

- <u>East and West Circle project is on suspension</u> <u>until mid March.</u>
- <u>Public Works has had an opportunity to catch</u> <u>up on maintenance while in between projects.</u> <u>Projects will once again ramp up as weather</u> <u>allows.</u>

# Current Grants:

- Colonia's CiF 5789 East and West Circle Improvements \$1,823,000.00. Awaiting Materials for job
- CDBG 22-C-RS-01-G-09\_- Valley View Improvements \$750,000.00. Design Phase
- CDBG 23-ZH505-18 Valley View Cash Match \$37,500.00. Design Phase
- CDBG 22-C-RS-I-06-101 Asset Management Plan \$50,000.00. Awarded to Engineer
- NM DOT L200570 Park Lane and Westview Dr. Road Improvements \$266,667.00. Finishing Close out docs
- NM DOT L200598 South Central Road Improvements \$160,440.00. Work to begin in late winter
- NM DOT L200619 Harris Lane Road Improvements \$346,667.00. Design Phase
- Cap. Outlay 22- G-2888 New City Hall \$500,000.00 In design phase.
- Cap. Outlay 22-G2889 Museum Repairs \$275,000.00 Currently under construction.
- Cap. Outlay 23-H3063 New City Hall \$670,500.00 Work to hopefully begin in the late summer.

# Newly Awarded Grants:

- NM DOT TPF LP20045 -Chip Seal Various Roads \$139,000.00. Begin in the Summer of 2024
- NM DOT TPF LP20046 Reservoir Dr. Road Improvements \$238,000.00\_Begin in the Summer of 2024.

# Public Works Departments

# Senior Maintenance Tech:

Equipment repairs, general maintenance, purchased supplies and equipment as needed, checked all emergency generators, purchase materials and supplies, open museum and assist contractor when needed on reno project, replaced PD emergency lights, collect carpet samples for PD, mark dig locater, fuel cards for PW, replace US70 light 27, replace wall heater at AA park, repair heater for city hall, PD repairs. City hall repairs.

# (14) Work Orders

# Garage:

<u>Cleaned shop, repaired and serviced PD, Fire Dep, Park, Streets and Water</u> <u>dept vehicles, searched for supplies prices and as well as ordering them,</u> <u>plowed snow off the roads, worked on tank on water truck, work on belly</u> <u>dump.</u>

(8) Work Orders.

# Parks:

Daily rounds checking parks, pick up trash, clean restrooms etc., general park maintenance at Riverside Park, All American Park, museum monument, Heights Park and City Hall, review cameras for vandalism, set gopher traps, helped with water truck, worked on generator/ air compressor, worked on bathroom heaters, installed heater in AA bathrooms, inventory.

# Streets:

Blade dirt roads, blade North lane & base course road, install, clean and organize yard, Patch potholes as needed, sweep streets as needed, picked up trash along Hwy 70, assist other departments when needed, assist with museum projects, snow plow and salt roads after winter weather events,

helped with water truck, removed asphalt from N-central sink hole, removed waste dirt and replaced with base course, patch Colorado with millings, patched E and West circle.

(0) Work Order

# Street Signs:

Replaced knocked down signs citywide as needed.

# Water and Wastewater:

Daily Rounds, work orders, and locates, repair leaks, exercised water valves, cleaned Spring shop and vehicles, shut offs and turn-ons. Installed sewer and water taps, flushed fire hydrants as needed, cleaned ALL lift stations, assisted with projects at museum, attend water school, safety meetings, checked sewer main E. Hwy 70 possible sewer tap.

(20) Work Orders and (7) Standard locates (3) Emergency Locates

# AGENDA MEMORANDUM

# CITY OF RUIDOSO DOWNS

PUBLIC HEARING: - A.

To: Mayor Holman and Councilors

Presenter(s): Planning Services Director

Meeting February 26, 2024

Date:

Re: Sara Sorenson, on behalf of herself, Will Sorenson, Charlie Sorenson, and Mike Sorenson Appeal of The Planning Commission Approval of P & Z Case 2023-11, Approving Conditional Use to allow for a Recreational Vehicle Park at the Property located in a C-2 Zoning District.

## Item Summary:

Appeal of Conditional Use Case 2023-11 Recreational Vehicle Park packet is attached to show the details of the case.

## Financial Impact:

None

**Recommendations:** 

# ATTACHMENTS:

Description Appeal of Conditional Use Case 2023-11



# **Application for Planning Commission Hearing**

Fee S:

Case #\_\_\_\_\_\_

City of Ruidoso Downs Planning & Zoning Commission PO Box 348, 123 Downs Dr., Ruidoso Downs, NM 88346 Phone: (575)378-1342 Fax: (575)378-4586

APPLICANT INFORMATION				
Property Owner: Sara Sorenson (on behalf of herself, Will Sorenson, Charlie Sorenson, and Name: Mike Sorenson) Phone #: (915) 546-8277				
Mailing Address:441 Lind Boulevard, Harwood, ND 58042				
If a business:				
Name of Business:				
Type of Business:Business License #:				
If not owner, complete the following:				
(Check one or more) Applicant DeveloperAgent				
Name:Phone #:				
Mailing Address:				
PROPERTY INFORMATION				
Physical Address of Property:				
Zoning District:				
Lot #:				
Block:				
Subdivision: Section-15 Township-11S Range-14E				
Acknowledgement by Applicant:				

I acknowledge that I have been informed of the next available dates, times and locations of the meetings of the Planning and Zoning Commission, and that my agent or I must attend in order to fulfill the requirements of this application. I understand and agree to provide all requested required documentation in conjunction with this application.

Sara Sorenson

Applicants Signature:

Date: 01/18/2024 22:35 UTC

THE CITY OF RUIDOSO DOWNSS HICORPORTUDIOST	Planning	Application for Commission Hearing		
	CONDITIONAL U	SE REQUEST		
	Request	Appeal		
No conditional use permit shall be given for a use which is not listed within the particular district in which the property is proposed to be located. The permit shall be granted for a particular use and not for a particular person. The permit may be issued for a specified period of time, with automatic cancellation at the end of that time unless it is renewed, or conditions may be applied to the issuance of the permit and periodic review may be required.				
Conditional Use Request locate		<u>C2</u>		
Non-Conforming Conditional Us		X No		
Reason(s) for request:See att				
(Attach additional sheets if necess	ary.)			
Documentation for hearing require	ments:			
	ailed description of you	r request.		
: Site Plan; Follow Zoning an	nd Land Use §155.026	and application requirements.		
: Fees; The fee assessed depending on the application request:				
Check:Cash:Amount:				
: Written permission from the property owner (if applicable)				
: 16 copies are required by applicant for each of the following:				
*Letter of Intent				
*Application *Site Plan		SaraSorenson		
Property Owner's Signature		Applicant's or Agent's Signature		



# **Application for Planning Commission Hearing**

FOR OFFICE USE ONLY:

FLOOD INFORMATION	
Community #350034 Panel 2080D/Map Effective Date: November 5, 2014	
Flood Zone Finish Floor Elevation	
	Chapter to come

Cutoff Date	Property Posting:
Legal Ad Ran:	Mailings of Notification:
P/Z Meeting Date:	
Council Meeting Date:	(If appealed)
P/Z Meeting Date:	(If appealed)

Approved	
Denied	
Appealed	
Date:	

ed with Lincoln County Clerk
143
Month/Day/Year

minor adjustments to approved site plans where the amendment is in conformance with this chapter, and shall not include changes in use, conditional uses, variances, change of any nonconforming use to any other nonconforming use, and expansions of nonconforming uses. Amended site plans shall be subject to divisions (A) through (C) of this section. Site plan review by the Planning Officer shall include all items listed under divisions (E)(1)(a) through (g) of this section. Any amended site plan recommended for denial by the Planning Officer shall automatically be scheduled for review by the Planning Commission at the next possible meeting.

(H) Minor variances. Minor design standard variances may be granted by the concurrence of the Mayor, City Manager, Chairperson of the Planning Commission, and Planning Officer for site plans submitted and found by the Planning Officer to be in otherwise compliance with this section of this chapter. Variance to site plan requirements pursuant to this subsection shall include only minor adjustments to design standards and shall not include variances in use, conditional uses, change of any nonconforming use to any other nonconforming use, expansion of nonconforming uses, or property setbacks or variance to other district regulations as found in §§ 155.040 et seq. of this chapter. (1988 Code, § 9-10-37)

#### § 155.027 CONDITIONAL USE PERMIT APPROVAL.

(A) Generally. Certain uses, (as defined in § 155.040(C)), may, under certain circumstances, be acceptable. When such circumstances exist, a conditional use permit may be granted. The permit may be issued for a specified period of time, with automatic cancellation at the end of that time unless it is renewed, or conditions may be applied to the issuance of the permit and periodic review may be required. The permit shall be granted for a particular use and not for a particular person.

(B) Application. The person applying for a conditional use permit shall fill out and submit to the Planning Officer the appropriate form, together with

the required fee. The request for a conditional use permit shall follow the procedures and applicable requirements of § 155.026 which pertain to site plan review.

(C) Notice of hearing. A notice of hearing shall be mailed at least seven days prior to the Planning Commission meeting to each owner of property situated wholly or partly within 200 feet of the property to which the site plan relates. The Planning Officer shall be responsible for mailing such notices. For the purpose of giving mailed notice, the Planning Officer shall require the owner of the property affected to furnish the names and addresses of all property owners within 200 feet of the property boundary excluding rights of way and alleys.

# (D) Review and decision by Planning Commission.

(1) No conditional use permit shall be given for a use which is not listed in this chapter as a conditional use in the particular district in which it is proposed to be located. The Planning Commission shall consider the effect of the proposed use upon the health, safety and general welfare of occupants of surrounding lands, existing and anticipated traffic conditions, including parking facilities, on adjacent streets and land, the impact upon the natural environment, and the effect of the proposed use upon the comprehensive plan. The Planning Commission may grant the application by motion, imposing such conditions and safeguards as it deems necessary, or it may deny the application. In reviewing conditional uses in residential areas, the Planning Commission shall consider particularly the response of adjoining property owners.

(2) Approval of conditional use permits shall require a two-thirds vote of the members of the Planning Commission present. If approved, the Commission shall be required to make findings supporting its decision. If an application is denied, the denial shall constitute a finding that the applicant has not shown that the conditions required for approval exist. No application for a conditional use permit which has been denied wholly or in part shall be resubmitted for a period of six months from the date



# Envelope Data

Subject:	Appeal Signature	
Documents:	Conditional Use Application Appeal - Sorenso	on 4879-1210-2558 v1.pdf
Document Hash:	39283005	
Envelope ID:	ENV23456030-5986-BEFF-1592-DAAA	
Sender:	Melissa Martin	
Sent:	01/18/2024 22:19 PM UTC	
Status:	Completed	Access Authentication:
Status Date:	01/18/2024 22:35 PM UTC	Email Access Code:
		Email Verification:

### **Recipients / Roles**

Name / Role	Email	Туре
Melissa Martin	mmar@scotthulse.com	Sender
Sara Kaye Sorenson	sksorenson32@yahoo.com	Signer

None Unchecked Not enabled

### **Document Events**

Name / Roles	Email	IP Address	Date	Event
Melissa Martin	mmar@scotthulse.com	216.253.8.115	01/18/2024 22 :19 PM UTC	Created
Sara Kaye Sorenson	sksorenson32@yahoo.com	64.33.104.226	01/18/2024 22 :35 PM UTC	Signed
			01/18/2024 22 :35 PM UTC	Status - Completed

## Signer Signatures

Signer Name / Roles	Signature	Initials
Sara Kaye Sorenson	SaraSorenson	SKS



# Envelope Data

Subject:	Second Signature	
Documents:	Conditional Use Application Appeal - Sorenson	4879-1210-2558 v1.pdf
Document Hash:	33901197	
Envelope ID:	ENV34078244-6460-BBEA-1372-BFAF	
Sender:	Melissa Martin	
Sent:	01/18/2024 22:57 PM UTC	
Status:	Completed	Access Authentication:
Status Date:	01/18/2024 23:02 PM UTC	Email Access Code:
		Email Verification:

# **Recipients / Roles**

Name / Role Email		Туре	
Melissa Martin	mmar@scotthulse.com	Sender	
Sara Kaye Sorenson sksorenson32@yahoo.com		Signer	

None Unchecked Not enabled

#### **Document Events**

Name / Roles	Email	IP Address	Date	Event
Melissa Martin	mmar@scotthulse.com	216.253.8.115	01/18/2024 22 :57 PM UTC	Created
Sara Kaye Sorenson	sksorenson32@yahoo.com	64.33.104.226	01/18/2024 23 :02 PM UTC	Signed
			01/18/2024 23 :02 PM UTC	Status - Completed

# Signer Signatures

Signer Name / Roles	Signature	Initials
Sara Kaye Sorenson	SaraSorenson	

#### **REASON FOR APPEAL**

As a result of our father's death this summer, we are owners of property adjacent to the proposed Lazy River RV Resort. The City of Ruidoso Downs Code of Ordinances do not allow for an RV resort in the location proposed. Moreover, the laws of the State of New Mexico do not permit an expansion of use of the easement across our property in order to facilitate this development. However, the City of Ruidoso Downs Planning and Zoning Commission granted the Conditional Use Permit, thereby allowing Lazy River RV Resort to proceed with development and expand the scope of the easement on our land. We appeal the decision on the following grounds.

Under the City Ordinances, "Recreational vehicle parks shall abut <u>and</u> have access from major arterial streets and shall be a minimum of two acres." (Emphasis added.) See City of Ruidoso Downs Code of Ordinance § 155.083(B)(1). Lazy River does not meet this requirement. The Lazy River park does not "abut" a major arterial street. The term "abut" is not defined by Code of Ordinances. Pursuant to § 155.006 thereof, "except as specifically defined in this chapter, all words used in this chapter shall have their customary dictionary definitions." Maryam Webster dictionary defines the term "abut" as "[t]o border on; to touch along an edge." Cambridge dictionary defines it as follows: "If a build or area of land abuts something or on something, it is next to it or touches it on one side." Britannica defines the term "abut" as "[t]o touch along an edge."

As evidenced by the plat attached hereto as <u>Exhibit "A"</u>, the Lazy River park does not "abut" a major arterial street. Our property and the Lewicki property sit between the major arterial street (U.S. Highway 70) and the proposed Lazy River resort. The Existing Land Use Map in the Comprehensive Plan shows all RV Parks having direct access to and abutting Highway 70. In addition, the future land use scenario in the Comprehensive Plan does not include an RV park in either the location proposed or in any place not having direct access to and abutting Highway 70. The Ruidoso Downs Comprehensive Plan is "the City's primary policy making and 'road map' to guide decision-making concerning the location, character and rate of growth and development in Ruidoso Downs." See Comprehensive Plan, Introduction 1.1.

Despite all indications that the Conditional Use Permit should be denied based on the plain language of the City Ordinance, the Planning and Zoning Commission approved the Permit. One Planning Commissioner stated in the hearing that, despite the "unfortunate" use of the word "and" in the phrase "abut <u>and</u> have access from major arterial streets", he would vote to approve the permit. The Commission reasoned that the proposed Lazy River RV Park abuts U.S. Highway 70 because its guests can use a driveway easement across our family's property to access the RV park. However, this ignores the plain language of the Ordinance: Lazy River RV Park does <u>not</u> abut U.S. Highway 70; they merely claim a right of ingress and egress to and from because <u>our</u> property abuts the highway.

In addition to the proposed Lazy River RV park not abutting a major arterial road as required by the City Ordinances, the applicant will be trespassing across our property because the easement it claims a right to was never intended to be used for such purpose. It was never the intent of the original grantor of the easement to permit ingress and egress through a residential property by thousands of recreational vehicles per year to access a commercial RV Park. Indeed, the easement was granted almost twenty years prior to Excalibur's purchase of the property. The Planning and Zoning Commission has now determined it has the unilateral authority to expand the scope of the easement. However, this conclusion is not supported by New Mexico law.

The Supreme Court of the State of New Mexico has held that "[a]n easement should be construed according to its express and specific terms as a manifestation of the intent of the parties." Sanders v. Lutz, 109 N.M. 193, 194, 784 P.2d 12, 13 (1989). The plat creating the easement states only that it is a 30' driveway and utility easement. It fails to state necessary terms such as who the easement is granted to (the "dominant estate holders"), the nature and purpose of the easement, and its duration. See Dethlefsen v. Weddle, 2012-NMCA-077, ¶ 19, 284 P.3d 452, 460 (court concluded the scope of an easement was ambiguous as a matter of law because it omitted necessary terms including (i) the nature and purpose of the easement; (ii) an identification of each of the dominant easement holders; and (iii) the duration of the easement.) New Mexico's Supreme Court has held that, when the express terms of an easement are ambiguous, like they are in this case, the intent of the parties should be determined from the language of the granting instrument in conjunction with the surrounding circumstances. Olson, 118 N.M. at 498, 882 P.2d at 539. It was never the intent of the original grantor that the easement facilitates ingress and egress to and from an RV park comprising some 43 RV spots. Moreover, the historical use of the easement has been limited to infrequent, non-commercial vehicular activities. Since our family acquired the property in 2015, the easement has never been used for ingress and egress of motor homes or recreational vehicles to a commercial RV Park. A preference exists in New Mexico to narrowly construe rights created by an easement. Walker v. United States, 2007-NMSC-038, ¶ 49, 142 N.M. 45, 162 P.3d 882 The New Mexico Supreme Court has noted that the "law is jealous" of easement claims, and the burden is on the party asserting such a claim to prove it clearly." Amoco Prod. Co. v. Sims, 97 N.M. 324, 325, 639 P.2d 1178, 1179 (1981).

Excalibur has failed to prove that the scope of the easement was ever intended for recreational vehicle access to a commercial business. An easement cannot be assumed to do so just because the land is zoned commercial. Rather, courts have made clear that a driveway easement contemplates the use of personal vehicles, but that a separate assessment of the surrounding circumstances must be conducted to determine if the easement was intended for recreational and commercial use. *See* <u>Bailey v. Brasier</u>, No. A-1-CA-36554, 2021 WL 2809986, at \*3 (N.M. Ct. App. July 6, 2021) (despite recognizing an access easement was granted, the court stated "[w]hether Defendants may conduct commercial trucking, parking, and storage operations using this easement, however, is another matter.") An assessment of the circumstances surrounding the easement makes clear that the easement was never intended, nor used, for the towing of recreational vehicles to and from a commercial RV park. As such, Excalibur will be trespassing on our property if they attempt to use the easement for this purpose.

As a policy matter, in adopting the ordinances requiring RV parks to "abut" a "major arterial street," the City of Ruidoso Downs was wisely looking out for the health, safety, and welfare of its residents. Otherwise, if the City of Ruidoso Downs allowed an RV park (like Lazy River's proposed park) in an area that does not abut a major arterial street, problems abound for not only the RV residents but also those whose property must be crossed to get to the RV park. With a proposed 43 RV spots, one can assume that several hundred people could be at this resort at any given time. Given that the low intensity easement is only 30-feet wide and around a curve, this would not very safely accommodate two large RVs passing each other on the easement. With

one way in and one way out, emergency services would not be able to adequately and safely access this resort. In case of evacuation, the curved 30-foot access easement would not be able to handle the traffic. So, it is understandable and appreciated that the City of Ruidoso Downs prohibits RV parks (like Lazy River's proposal) that do not "abut" a "major arterial street."

There are several other problems with the RV park proposal, which we will be happy to articulate at the hearing on this matter if necessary. The bottom line is that the City of Ruidoso Downs, in its wisdom, does not allow Lazy River to put an RV Park essentially in our backyard with access through our property because this would severely impact our health, safety, and welfare of our property. The proposed RV park does not "abut" a "major arterial street," which is required under the ordinances of the City of Ruidoso Downs. Moreover, the City's expansion of the easement across our property will violate our rights as property owners to limit the easement area to the specific use for which it was created. The Conditional Use Permit must be denied.

Sincerely,

Charlie, Sara, Mike and Will Sorenson

# EXHIBIT "A"

# PLAT OF PROPERTY

(Attached hereto.)



Family of Fred Sorenson 26555 U.S. Hwy. 70 Ruidoso Downs, NM 88346

December 1, 2023

Re: Conditional Use Permit Hearing #2023-11

Ruidoso Downs Planning and Zoning Commission:

As a result of our father's death this summer, we are owners of property adjacent to the proposed Lazy River RV Resort. The ordinances of the City of Ruidoso Downs do not allow for an RV resort in the location proposed by Lazy River. The Conditional Use Permit must be denied.

Under the ordinances, "Recreational vehicle parks **shall abut** and have access from **major arterial streets** and shall be a minimum of two acres." (Emphasis added.) <u>See</u> City of Ruidoso Downs Ordinance § 155.083(B)(1). Lazy River does not meet this requirement. The Lazy River park does not "abut" a "major arterial street." "Abut" means "to border on; to touch along an edge." <u>See</u> Merriam-Webster.com https://www.merriam-webster.com/dictionary/abut. Under the ordinances, the term "arterial street" means "a major street of exceptional continuity that is intended to carry the greater portion of through traffic from one area of the City to another." § 155.006

As you can see from the site plan, the Lazy River park does not "abut" a "major arterial street." Our property sits between the major arterial street (U.S. Highway 70) and the proposed Lazy River resort. The conditional use permit must be denied under the plain language of the ordinances. Indeed, the Existing Land Use Map in the Comprehensive Plan shows all RV Parks having direct access to and abutting Highway 70. In addition, the future land use scenario in the Comprehensive Plan **does not** include an RV park in either the location proposed or in any place not having direct access to and abutting Highway 70. The Ruidoso Downs Comprehensive Plan is "the City's primary policy making and 'road map' to guide decision-making concerning the location, character and rate of growth and development in Ruidoso Downs." <u>See</u> Comprehensive Plan, Introduction 1.1.

In adopting the ordinances requiring RV parks to "abut" a "major arterial street," the City of Ruidoso Downs was wisely looking out for the health, safety, and welfare of its residents. Otherwise, if the City of Ruidoso Downs allowed an RV park (like Lazy River's proposed park) in an area that does not abut a major arterial street, problems abound for not only the RV residents but also those whose property must be crossed to get to the RV park.

A 30-foot wide access easement connects the proposed resort to Highway 70 through our property. The easement was created at the time of subdividing the property when 2B was used as agricultural land. This is not a "major arterial street," as that term is used in the ordinances, but rather a low intensity easement without curbs, signs, speed limits, maintenance, weight restrictions, surface overlays, or any of the other protections of a "major arterial street." In requiring that all RV parks "abut" a "major arterial street," the City of Ruidoso Downs protected the safety of occupants of our residence from constant traffic through our property to access the RV park.

With a proposed 43 RV spots, one can assume that several hundred people could be at this resort at any given time. Given that the low intensity easement is only 30-feet wide and around a curve, this would not very safely accommodate two large RVs passing each other on the easement. With one way in and one way out, emergency services would not be able to adequately and safely access this resort. In case of evacuation, the curved 30-foot access easement would not be able to handle the traffic. So, it is understandable and appreciated that the City of Ruidoso Downs prohibits RV parks (like Lazy River's proposal) that do not "abut" a "major arterial street."

There are several other problems with the RV park proposal, which we will be happy to articulate at the hearing on this matter if necessary. The bottom line is that the City of Ruidoso Downs, in its wisdom, does not allow Lazy River to put an RV Park essentially in our backyard with access through our property because this would severely impact our health, safety, and welfare of our property. The proposed RV park does not "abut" a "major arterial street," which is required under the ordinances of the City of Ruidoso Downs. The Conditional Use Permit must be denied.

Sincerely,

Charlie, Sara, Mike, and Will Sorenson



Mike Sorenson 441 Lind Boulevard Harwood, ND 58042

## Acknowledgement of Receipt of Appeal

Dear Mr. Sorenson

This letter is to inform you that on January 18, 2024 the City of Ruidoso Downs received your appeal of the approval by the Planning and Zoning Commission of case 2023-11 of the request for a Conditional Use Permit to allow the operation of RV park at 26557 US Highway 70 located in the SW4SE4 Tract 2 Section-15 Township-11S Range-14E.

You will be receiving notification of the actual hearing date and time of the appeal hearing.

Sincerely

Jennet Recendez Planning & Zoning Director



Sara Sorenson 441 Lind Boulevard Harwood, ND 58042

### Acknowledgement of Receipt of Appeal

Dear Ms. Sorenson,

This letter is to inform you that on January 18, 2024 the City of Ruidoso Downs received your appeal of the approval by the Planning and Zoning Commission of case 2023-11 of the request for a Conditional Use Permit to allow the operation of RV park at 26557 US Highway 70 located in the SW4SE4 Tract 2 Section-15 Township-11S Range-14E.

You will be receiving notification of the actual hearing date and time of the appeal hearing.

Sincerely,

Jennet Recendez Planning & Zoning Director



Melissa L. Martin 201 E. Main Dr., Suite 1100 El Paso, TX 79901

## Acknowledgement of Receipt of Appeal

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You will be receiving notification of the actual hearing date and time of the appeal hearing.

Sincerely,

Jennet Recendez Planning & Zoning Director



Will Sorenson 441 Lind Boulevard Harwood, ND 58042

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Sincerely,

1

Jennet Recendez Planning & Zoning Director



Charlie Sorenson 441 Lind Boulevard Harwood, ND 58042

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You will be receiving notification of the actual hearing date and time of the appeal hearing.

Sincerety

Jennet Recendez Planning & Zoning Director

# **Appeal to Council**

Planning and Zoning Case #2024-01 Sara Sorenson Recreational Vehicle Park Conditional Use Notification list within 200' radius

- 1. Sorenson Family 26555, 26565 Hwy 70 441 Lind Boulevard Harwood, ND 58042
- Armijo, Alfred
   26571 Hwy 70
   1425 San Rafael Ave. NE
   Albuquerque, NM 87112
- Villescas, Alvino 26573 Us Hwy 70 Ruidoso Downs, NM 88346
- 4. Harvey, Robyn PO Box 8026 Ruidoso, NM 88355
- Gatrell, Cathy
   26530 Hwy 70
   PO Box 448
   Ruidoso Downs, NM 88346
- 6. Stirman, Karen
  26577 Hwy 70
  PO Box 866
  Ruidoso Downs, NM 88346
- 7. Lewicki, Tom & Stephanie
  26557 US Hwy 70
  PO BOX 2187
  Ruidoso Downs, NM 88346

Date Mailed: Keandez Mailed By: **Reviewed By:** 



Lewicki, Tom & Stephanie PO BOX 2187 Ruidoso Downs, NM 88346

## RE: P&Z Case #2024-01 Appeal to City Council

Dear Tom & Stephanie Lewicki,

The City of Ruidoso Downs has received an appeal for P&Z Case #2023-11, a request for a Conditional Use Permit to allow the operation of RV park at 26557 US Highway 70 located in the SW4SE4 Tract 2 Section-15 Township-11S Range-14E.

Discussion and consideration for this appeal is scheduled at the <u>City Council Meeting on</u> <u>Monday at 2:00 PM, February 26, 2024 in the Council Chambers Room</u> in the Municipal Building located at 123 Downs Drive, Ruidoso Downs, New Mexico.

Property owners within a 200 ft radius will have the opportunity to make verbal comments at this time, or you may send a letter to our office with any comments.

Sincerely,



Sorenson Family 441 Lind Boulevard Harwood, ND 58042

## RE: P&Z Case #2024-01 Appeal to City Council

Dear Sorenson Family,

The City of Ruidoso Downs has received an appeal for P&Z Case #2023-11, a request for a Conditional Use Permit to allow the operation of RV park at 26557 US Highway 70 located in the SW4SE4 Tract 2 Section-15 Township-11S Range-14E.

Discussion and consideration for this appeal is scheduled at the <u>City Council Meeting on</u> <u>Monday at 2:00 PM, February 26, 2024 in the Council Chambers Room</u> in the Municipal Building located at 123 Downs Drive, Ruidoso Downs, New Mexico.

Property owners within a 200 ft radius will have the opportunity to make verbal comments at this time, or you may send a letter to our office with any comments.

Sincerely,



Harvey, Robyn PO Box 8026 Ruidoso, NM 88355

## RE: P&Z Case #2024-01 Appeal to City Council

Dear Harvey Family,

The City of Ruidoso Downs has received an appeal for P&Z Case #2023-11, a request for a Conditional Use Permit to allow the operation of RV park at 26557 US Highway 70 located in the SW4SE4 Tract 2 Section-15 Township-11S Range-14E.

Discussion and consideration for this appeal is scheduled at the <u>City Council Meeting on</u> <u>Monday at 2:00 PM, February 26, 2024 in the Council Chambers Room</u> in the Municipal Building located at 123 Downs Drive, Ruidoso Downs, New Mexico.

Property owners within a 200 ft radius will have the opportunity to make verbal comments at this time, or you may send a letter to our office with any comments.

Sincerely,



Stirman, Karen PO Box 866 Ruidoso Downs, NM 88346

## RE: P&Z Case #2024-01 Appeal to City Council

Dear Karen Stirman,

The City of Ruidoso Downs has received an appeal for P&Z Case #2023-11, a request for a Conditional Use Permit to allow the operation of RV park at 26557 US Highway 70 located in the SW4SE4 Tract 2 Section-15 Township-11S Range-14E.

Discussion and consideration for this appeal is scheduled at the <u>City Council Meeting on</u> <u>Monday at 2:00 PM, February 26, 2024 in the Council Chambers Room</u> in the Municipal Building located at 123 Downs Drive, Ruidoso Downs, New Mexico.

Property owners within a 200 ft radius will have the opportunity to make verbal comments at this time, or you may send a letter to our office with any comments.

Sincerely,



Gatrell, Cathy PO Box 448 Ruidoso Downs, NM 88346

## RE: P&Z Case #2024-01 Appeal to City Council

Dear Cathy Gatrell,

The City of Ruidoso Downs has received an appeal for P&Z Case #2023-11, a request for a Conditional Use Permit to allow the operation of RV park at 26557 US Highway 70 located in the SW4SE4 Tract 2 Section-15 Township-11S Range-14E.

Discussion and consideration for this appeal is scheduled at the <u>City Council Meeting on</u> <u>Monday at 2:00 PM, February 26, 2024 in the Council Chambers Room</u> in the Municipal Building located at 123 Downs Drive, Ruidoso Downs, New Mexico.

Property owners within a 200 ft radius will have the opportunity to make verbal comments at this time, or you may send a letter to our office with any comments.

Sincerely,



Armijo, Alfred 1425 San Rafael Ave. NE Albuquerque, NM 87112

## RE: P&Z Case #2024-01 Appeal to City Council

Dear Alfred Armijo,

The City of Ruidoso Downs has received an appeal for P&Z Case #2023-11, a request for a Conditional Use Permit to allow the operation of RV park at 26557 US Highway 70 located in the SW4SE4 Tract 2 Section-15 Township-11S Range-14E.

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Property owners within a 200 ft radius will have the opportunity to make verbal comments at this time, or you may send a letter to our office with any comments.

Sincerely,



Villescas, Alvino 26573 Us Hwy 70 Ruidoso Downs, NM 88346

# RE: P&Z Case #2024-01 Appeal to City Council

Dear Alvino Villescas,

The City of Ruidoso Downs has received an appeal for P&Z Case #2023-11, a request for a Conditional Use Permit to allow the operation of RV park at 26557 US Highway 70 located in the SW4SE4 Tract 2 Section-15 Township-11S Range-14E.

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Property owners within a 200 ft radius will have the opportunity to make verbal comments at this time, or you may send a letter to our office with any comments.

Sincerely,

## **NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that the Governing Body of the City of Ruidoso Downs has schedule a Public Hearing for February 26, 2024 in conjunction with their regular scheduled meeting beginning at 2:00 p.m. at the Council Chambers, 123 Downs Drive, Ruidoso Downs, New Mexico.

The purpose of the public hearing is to hear the appeal of the Planning Commission's approval of P&Z case #2023-11, approving the request of a recreational vehicle park, located at 26557 US Highway 70.

Planning Appeal P&Z Case #2024-01, Ms. Sorenson Appellant. Deny the request to allow a recreational vehicle park located at 26557 US Highway 70 Planning Appeal P&Z Case #2024-01, Ms. Sorenson Appellant.

Members of the public may appear at the hearing, but evidence for or against the appeal must be provided prior to the Public Hearing. Anyone having questions concerning the appeal should contact the City of Ruidoso Downs Planning Services Department during regular business hours: Monday through Friday 8:00 a.m-5:00 p.m. at 123 Downs Drive, Ruidoso Downs, New Mexico, 88346, or (575) 378-1342.

WITNESS my hand and the seal of the City of Ruidoso Downs this 24th day of January. 2024.

(SEAL)

To: Legal Notice, Ruidoso News

From: Alejandra L. Giron, MMC City Clerk/Treasurer

#### Text of Ad:

#### 01/24/2024

City of Ruidoso Downs NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Governing Body of the City of Ruidoso Downs has schedule a Public Hearing for February 26, 2024 in conjunction with their regular scheduled meeting beginning at 2:00 p.m. at the Council Chambers, 123 Downs Drive, Ruidoso Downs, New Mexico.

The purpose of the public hearing is to hear the appeal of the Planning Commission's approval of P&Z case #2023-11, approving the request of a recreational vehicle park, located at 26557 US Highway 70.

Planning Appeal P&Z Case #2024-01, Ms. Sorenson Appellant. Deny the request to allow a recreational vehicle park located at 26557 US Highway 70 Planning Appeal P&Z Case #2024-01, Ms. Sorenson Appellant.

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WITNESS my hand and the seal of the City of Ruidoso Downs this 24th day of January, 2024.

#### (SEAL)

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/S/ Alejandra L. Giron, MMC City Clerk/Treasurer #5876659, Ruidoso News, February 9, 2024

CONFIRMATION

CITY OF RUIDOSO DOWN POBOX 348 RUIDOSO DOWNS NM 88346-

#### <u>PO#:</u>

<u>Account</u> 1420059	AD# 0005876659	Ordered By Jennet Recende	Tax Amount \$4.50	Total Amount \$59.42	Payment Meth Invoice		<u>t Amount</u> 9.00	Amount Due \$59.42
Ad Order Notes Sales Rep: am		o	rder Taker: amman	sh		Order Created	01/24/202	24
0	Product	Placeme	ənt	Class	# Ins	Start Date	End Date	
ELP-RU News ELP-ruidosonews.com		ELP-Legal ELPW-Leg		Legal Notices		02/09/2024 02/09/2024	02/09/2024 02/09/2024	



# Application for Planning Commission Hearing

Case #	2023-11
Fee S:	00,00

City of Ruidoso Downs Planning & Zoning Commission PO Box 348, 123 Downs Dr., Ruidoso Downs, NM 88346 Phone: (575)378-1342 Fax: (575)378-4586

APPLICANT INFORMATION					
Property Owner:					
Name: Excalibur Oilfield Services, LLC Phone #: 505-228-4454					
Mailing Address: P.O. Box	507, Eunice, NN	/ 88231			
If a business:					
Name of Business: Lazy Ri	ver RV Resort				
Type of Business: RV Park		_Business Lic	ense #:		
If not owner, complete the f	ollowing:				
(Check one or more)	Applicant	Developer	Agent		
Name:		Phone	¥:		
Mailing Address:					
	PROPERTY	Y INFORMATION			
Physical Address of Property	26557 US-70				
Zoning District: C2					
Lot #:Located in the SW4SE	4				
Block:Tract 2: Being a tract	of land				
Subdivision: Section-15 Township-11S Range-14E					
	Acknowledge	mont by Applica			
Acknowledgement by Applicant: I acknowledge that I have been informed of the next available dates, times and locations of the meetings of the Planning and Zoning Commission and that my agent or I must attend in order to fulfill the requirements of this application. I understand and agree to provide all requested required documentation in conjunction with this application. Applicants Signature:					

\*PLANNING COMMISSION MEETINGS ARE HELD ON THE FIRST TUESDAY OF THE MONTH\*
	Application for
Plan	ning Commission Hearing
CONDI	TIONAL USE REQUEST
I	Ix     Ix       Request     Appeal
the property is proposed to be located. The particular person. The permit may be issued	a use which is not listed within the particular district in which permit shall be granted for a particular use and not for a d for a specified period of time, with automatic cancellation at conditions may be applied to the issuance of the permit and
Conditional Use Request located in Zoni	
Non-Conforming Conditional Use Reque	st: 🛄 Yes 🛛 🔟 No
Reason(s) for request: Requesting a per	mit to construct an RV park.
(Attach additional sheets if necessary.)	
Documentation for hearing requirements:	
: Letter of Intent; Give a detailed desc	ription of your request.
1	Jse §155.026 and application requirements.
√: Fees; The fee assessed depending on	
Check: /Cash:	
: Written permission from the property	
*Letter of Inten *Application *Site Plan	Anna Ch
Property Owner's Signature	Applicant's or Agent's Signature

\*PLANNING COMMISSION MEETINGS ARE HELD ON THE FIRST TUESDAY OF THE MONTH\*



# Application for Planning Commission Hearing

FOR OFFICE USE ONLY:

	FLOOD INFORMATION	
Community #350034	anel 2080D/Map Effective Date: November 5, 2014	
Flood Zone	Finish Floor Elevation NIA	

Cutoff Date	Property Posting:
Legal Ad Ran:	Mailings of Notification: 122/23
P/Z Meeting Date: Jan 3,2024	
Council Meeting Date: 2 26 24	(If appealed)

Filed with Lincoln County Clerk
Month/Day/Year

\*PLANNING COMMISSION MEETINGS ARE HELD ON THE FIRST TUESDAY OF THE MONTH\*

City of Ruidoso Downs Response to Application Hearing on 12/05/2023

Dear City of Ruidoso Downs:

During the last planning and zoning meeting on 12/05/2023 there were questions brought forward by the adjoining property owner about the right to use the established easement. This letter is to clarify some of the questions and misconceptions as established in the 2020 New Mexico Statutes Chapter 47 – Property Law Article 5.

Lazy River RV Resort

sunice MA 88231

First and foremost, the property in question was at one time a section of land owned by the same person. This lot was later subdivided into Tract 1, Tract 2-A, and Tract 2-B. The property in question here is Tract 2-B for which the property easement consisting of a 30-foot Easement was created and clearly depicted in, "A Replat of Lewicki Land Division, Tract 2, Ruidoso Downs, New Mexico". As defined in the New Mexico Statutes it is necessary to detail the following definitions about the property in question:

The servient estate is the real property burdened by the easement - the property over which the easement runs. The dominant estate is the property benefited by the easement - the property that is served by the easement. Once an easement is created, the owner of the land is the servient tenant and the easement holder is the dominant tenant. Potter v. Northern Natural Gas Co., 201 Kan. 528, 530-31, 441 P.2d 802 (1968). "...the holder of the easement must own the dominant estate; the benefits of the easement must be realized by the owner of the dominant estate; and these benefits must attach to possession of the dominant estate and inhere to and pass with the transfer of the title to the dominant estate. Newman v. Michel, Supreme Court of Appeals of West Virginia, Civil Action No. 05-C-0316 (2009)

Having defined the easement terminology, it is possible to understand the Lazy River RV Resort is the dominant estate and by law has full access and right to use the granted easement. The access easement can then be considered as being part of tract 2-B which can then be considered abutting and having access from major arterial streets.

A point that needs to be emphasized and made very clear and can be found on the attached documents is that during the sale the property was openly advertised as being "perfect for and RV Park". Now, the Servient Estate does not want to acknowledge this. Yet, under the New Mexico Statutes it is against the law and can be a Felony to advertise property falsely as per below.

## 1. 47-5-6. Fraud; penalty.

a. Any officer, agent or employee of any firm or corporation, or any other person who knowingly authorizes or assists in the publication, advertising, distribution or circulation of any false statement or representation concerning any subdivided land offered for sale or lease, and any person, firm or corporation who, with knowledge that any written statement relating to the subdivided land is false or fraudulent, issues, circulates, publishes or distributes it in this state, is guilty of a felony and shall be punished [punished] by imprisonment for not more than five years, or by a fine of not more than one hundred thousand dollars (\$100,000), or both. History: 1953 Comp., § 70-3-6, enacted by Laws 1963, ch. 217, § 6.

The following citations are from the, "2020 New Mexico Statutes Chapter 47 – Property Law Article 5 – Subdivisions Generally Section 47-5-3 – [Approval of plat by county commission prior to sale.] and are relevant to this case. Both of items below have been met and can be seen on the plat created November 2022 which was created to grant the easement for Tract 2B.

## 1. Universal Citation: <u>NM Stat § 47-5-3 (2020)</u>

- a. It shall be unlawful to sell, offer to sell, lease or offer to lease to the public subdivided land as defined hereinabove until a plat of such subdivided land being sold has been approved by the county commission wherein such land is situate; and until legal access from an existing public way and to each lot offered for sale or lease has been dedicated and accepted by the appropriate county commission. History: 1953 Comp., § 70-3-3, enacted by Laws 1963, ch. 217, § 3.
- Access shown on plat and dedicated when plat approved. This section contemplates that the road furnishing legal access be shown on the plat of the subdivision and become a dedicated road when the plat is approved by the county commission. 1964 Op. Att'y Gen. No. 64-05.

Therefore, Lazy River RV Resort being the Dominant Estate requests that this conditional use permit be granted, being that everything has be performed according to the law.

Thank you for your impartiality and discernment.

Thankfully, Edgar Ontiveros Lazy River RV Resort 4505-228-4454

WILLING

A PORTONIA A

Lazy River RV Resort

Funice, MM 88231

## 10/24/2023

City of Ruidoso Downs Application for Planning Commission Hearing

## Dear City of Ruidoso Downs:

This letter of intent is to request the Planning and Zoning Commission to grant Lazy River RV Resort a permit to build an RV Resort in the beautiful City of Ruidoso Downs. We have managed to purchase a spectacular piece of property on 26557 US 70 down next to the river. Our goal is not only to build an RV Resort that is built to meet and exceed all codes and regulations but to provide an exceptional place for people to come and enjoy what The City of Ruidoso Downs has to offer. As you will be able to see from our site plan, our RV Resort is very spacious as we have left much of the property undeveloped along with the pond on the property so that people may enjoy the beauty of nature.

Instead of packing the 8+ acres with RVs to increase our revenue, we have only used approximately 2 acres of land for the park and the rest will be left for the enjoyment of the tenants. We want people to truly come out and enjoy, that is why we will leave the vast majority of the mature trees and natural landscaping with lighting only as needed so that every aspect can be enjoyed from the enjoyment of the night skies to the flora and fauna that is offered.

Sincerely, A.



## COMMITMENT FOR TITLE INSURANCE ISSUED BY COMMONWEALTH LAND TITLE INSURANCE COMPANY

## NOTICE

**IMPORTANT—READ CAREFULLY:** THIS COMMITMENT IS AN OFFER TO ISSUE ONE OR MORE TITLE INSURANCE POLICIES. ALL CLAIMS OR REMEDIES SOUGHT AGAINST THE COMPANY INVOLVING THE CONTENT OF THIS COMMITMENT OR THE POLICY MUST BE BASED SOLELY IN CONTRACT.

THIS COMMITMENT IS NOT AN ABSTRACT OF TITLE, REPORT OF THE CONDITION OF TITLE, LEGAL OPINION, OPINION OF TITLE, OR OTHER REPRESENTATION OF THE STATUS OF TITLE. THE PROCEDURES USED BY THE COMPANY TO DETERMINE INSURABILITY OF THE TITLE, INCLUDING ANY SEARCH AND EXAMINATION, ARE PROPRIETARY TO THE COMPANY, WERE PERFORMED SOLELY FOR THE BENEFIT OF THE COMPANY, AND CREATE NO EXTRACONTRACTUAL LIABILITY TO ANY PERSON, INCLUDING A PROPOSED INSURED.

THE COMPANY'S OBLIGATION UNDER THIS COMMITMENT IS TO ISSUE A POLICY TO A PROPOSED INSURED IDENTIFIED IN SCHEDULE A IN ACCORDANCE WITH THE TERMS AND PROVISIONS OF THIS COMMITMENT. THE COMPANY HAS NO LIABILITY OR OBLIGATION INVOLVING THE CONTENT OF THIS COMMITMENT TO ANY OTHER PERSON.

### COMMITMENT TO ISSUE POLICY

Subject to the Notice; Schedule B, Part I—Requirements; Schedule B, Part II—Exceptions; and the Commitment Conditions, Commonwealth Land Title Insurance Company, a Florida corporation (the "Company"), commits to issue the Policy according to the terms and provisions of this Commitment. This Commitment is effective as of the Commitment Date shown in Schedule A for each Policy described in Schedule A, only when the Company has entered in Schedule A both the specified dollar amount as the Proposed Policy Amount and the name of the Proposed Insured.

If all of the Schedule B, Part I—Requirements have not been met within 6 months after the Commitment Date, this Commitment terminates and the Company's liability and obligation end.

### COMMITMENT CONDITIONS

### 1. DEFINITIONS

- (a) "Knowledge" or "Known": Actual or imputed knowledge, but not constructive notice imparted by the Public Records.
- (b) "Land": The land described in Schedule A and affixed improvements that by law constitute real property. The term "Land" does not include any property beyond the lines of the area described in Schedule A, nor any right, title, interest, estate, or easement in abutting streets, roads, avenues, alleys, lanes, ways, or waterways, but this does not modify or limit the extent that a right of access to and from the Land is to be insured by the Policy.
- (c) "Mortgage": A mortgage, deed of trust, or other security instrument, including one evidenced by electronic means authorized by law.
- (d) "Policy": Each contract of title insurance, in a form adopted by the American Land Title Association, issued or to be issued by the Company pursuant to this Commitment.

81C276C31 ALTA Commitment For Title Insurance-08-01-2016 6 months w-NM Mod Form 6

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- (e) "Proposed Insured": Each person identified in Schedule A as the Proposed Insured of each Policy to be issued pursuant to this Commitment.
- (f) "Proposed Policy Amount": Each dollar amount specified in Schedule A as the Proposed Policy Amount of each Policy to be issued pursuant to this Commitment.
- (g) "Public Records": Records established under state statutes at the Commitment Date for the purpose of imparting constructive notice of matters relating to real property to purchasers for value and without Knowledge.
- (h) "Title": The estate or interest described in Schedule A.
- 2. If all of the Schedule B, Part I—Requirements have not been met within the time period specified in the Commitment to Issue Policy, this Commitment terminates and the Company's liability and obligation end.
- 3. The Company's liability and obligation is limited by and this Commitment is not valid without:
  - (a) the Notice;
  - (b) the Commitment to Issue Policy;
  - (c) the Commitment Conditions;
  - (d) Schedule A;
  - (e) Schedule B, Part I-Requirements; and
  - (f) Schedule B, Part II—Exceptions; and
  - (g) a counter-signature by the Company or its issuing agent that may be in electronic form.

## 4. COMPANY'S RIGHT TO AMEND

The Company may amend this Commitment at any time. If the Company amends this Commitment to add a defect, lien, encumbrance, adverse claim, or other matter recorded in the Public Records prior to the Commitment Date, any liability of the Company is limited by Commitment Condition 5. The Company shall not be liable for any other amendment to this Commitment.

## 5. LIMITATIONS OF LIABILITY

- (a) The Company's liability under Commitment Condition 4 is limited to the Proposed Insured's actual expense incurred in the interval between the Company's delivery to the Proposed Insured of the Commitment and the delivery of the amended Commitment, resulting from the Proposed Insured's good faith reliance to:
  - (i) comply with the Schedule B, Part I—Requirements;
  - (ii) eliminate, with the Company's written consent, any Schedule B, Part II— Exceptions; or
  - (iii) acquire the Title or create the Mortgage covered by this Commitment.
- (b) The Company shall not be liable under Commitment Condition 5(a) if the Proposed Insured requested the amendment or had Knowledge of the matter and did not notify the Company about it in writing.
- (c) The Company will only have liability under Commitment Condition 4 if the Proposed Insured would not have incurred the expense had the Commitment included the added matter when the Commitment was first delivered to the Proposed Insured.
- (d) The Company's liability shall not exceed the lesser of the Proposed Insured's actual expense incurred in good faith and described in Commitment Conditions 5(a)(i) through 5(a)(iii) or the Proposed Policy Amount.
- (e) The Company shall not be liable for the content of the Transaction Identification Data, if any.
- (f) In no event shall the Company be obligated to issue the Policy referred to in this Commitment unless all of the Schedule B, Part I—Requirements have been met to the satisfaction of the Company.
- (g) In any event, the Company's liability is limited by the terms and provisions of the Policy.

## 6. LIABILITY OF THE COMPANY MUST BE BASED ON THIS COMMITMENT

- (a) Only a Proposed Insured identified in Schedule A, and no other person, may make a claim under this Commitment.
- (b) Any claim must be based in contract and must be restricted solely to the terms and provisions of this Commitment.

81C276C31 ALTA Commitment For Title Insurance-08-01-2016 6 months w-NM Mod Form 6

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- (c) Until the Policy is issued, this Commitment, as last revised, is the exclusive and entire agreement between the parties with respect to the subject matter of this Commitment and supersedes all prior commitment negotiations, representations, and proposals of any kind, whether written or oral, express or implied, relating to the subject matter of this Commitment.
- (d) The deletion or modification of any Schedule B, Part II—Exception does not constitute an agreement or obligation to provide coverage beyond the terms and provisions of this Commitment or the Policy.
- (e) Any amendment or endorsement to this Commitment must be in writing and authenticated by a person authorized by the Company.
- (f) When the Policy is issued, all liability and obligation under this Commitment will end and the Company's only liability will be under the Policy.

## 7. IF THIS COMMITMENT HAS BEEN ISSUED BY AN ISSUING AGENT

The issuing agent is the Company's agent only for the limited purpose of issuing title insurance commitments and policies. The issuing agent is not the Company's agent for the purpose of providing closing or settlement services.

## 8. PRO-FORMA POLICY

The Company may provide, at the request of a Proposed Insured, a pro-forma policy illustrating the coverage that the Company may provide. A pro-forma policy neither reflects the status of Title at the time that the pro-forma policy is delivered to a Proposed Insured, nor is it a commitment to insure.

Countersigned: Authorized Signatory

Land Titles of Ruidoso, LLC

COMMONWEALTH LAND TITLE INSURANCE COMPANY





## **Commonwealth Land Title Insurance Company**

"Pursuant to the New Mexico Title Insurance Law NMSA 1978 Section 59A-30-4, control and supervision by superintendent and title insurance regulation 13.14.18.10 NMAC, no part of any title insurance commitment, policy or endorsement form may be added to, altered, inserted in or typed upon, deleted or otherwise changed from the title insurance form promulgated by the New Mexico superintendent of insurance, nor issued by a person or company not licensed with regard to the business of title insurance by the New Mexico superintendent of insurance, nor issued by a person or issued by a person or company who does not own, operate or control an approved title abstract plant as defined by New Mexico law and regulations for the county wherein the property is located."

## **Transaction Identification Data for reference only:**

Issuing Agent: Land Titles of Ruidoso, LLC, dba The Title CompanyIssuing Office: 508 Mechem Dr, Ruidoso NM 88345Commitment Number: 46599Issuing Office's ALTA® Registry ID: 0003600Issuing Office File Number: 46599Loan ID Number:Revision Number:Property Address: 26557 HWY 70, RUIDOSO DOWNS, NM 88346

## SCHEDULE A

Amount

- 1. Commitment Date: September 11, 2023 at 8:00 A.M.
- 2. **Policy or policies to be issued:** 
  - (a) 2006 ALTA<sup>®</sup> Owner's Policy \$575,000.00
     Proposed Insured: EDGAR ONTIVEROS and NOEL OMAR ONTIVEROS
  - (b) 2006 ALTA<sup>®</sup> Loan Policy \$0.00 Proposed Insured:
- 3. The estate or interest in the land described or referred to in this Commitment is: Fee Simple
- 4. The Title is, at the Commitment Date, vested in:

TOM LEWICKI and STEPHANIE LEWICKI, husband and wife, as Joint Tenants

5. The Land is described as follows:

SEE EXHIBIT A ATTACHED HERETO

Land Titles of Ruidoso, LLC

B٧

Authorized Officer or Agent

This page is only a part of a 2016 ALTA<sup>®</sup> Commitment for Title Insurance issued by the Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

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NM -- ALTA Commitment for Title Insurance (8-1-16) (New Mexico Modified) (7/1/18) Schedule A

### EXHIBIT A

Tract 2-B, as shown by the Replat of LEWICKI LAND DIVISION, TRACT 2, located in Section 15, Township 11 South, Range 14 East, N.M.P.M., Ruidoso Downs, Lincoln County, New Mexico, as shown by the Replat filed in the office of the County Clerk and Ex-officio Recorder of Lincoln County, New Mexico, November 14, 2022, in Book C-K, page 624.

This page is only a part of a 2016 ALTA® Commitment for Title Insurance issued by the Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

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NM - ALTA Commitment for Title Insurance (8-1-16) (New Mexico Modified) (7/1/18) Schedule A

## SCHEDULE B, Part 1 - Requirements

All of the following Requirements must be met:

- 1. The Proposed Insured must notify the Company in writing of the name of any party not referred to in this Commitment who will obtain an interest in the Land or who will make a loan on the Land. The Company may then make additional Requirements or Exceptions.
- 2. Pay the agreed amount for the estate or interest to be insured.
- 3. Pay the premiums, fees, and charges for the Policy to the Company.
- 4. Documents satisfactory to the Company that convey the Title or create the Mortgage to be insured, or both, must be properly authorized, executed, delivered, and recorded in the Public Records.
- 5. Record properly executed Warranty Deed from TOM LEWICKI and STEPHANIE LEWICKI, husband and wife, to EDGAR ONTIVEROS and NOEL OMAR ONTIVEROS, each showing marital status.

NOTICE: Please be aware that due to the conflict between federal and state laws concerning the cultivation, distribution, manufacture or sale of marijuana, the Company is not able to close or insure any transaction involving Land that is associated with these activities.

This page is only a part of a 2016 ALTA<sup>®</sup> Commitment for Title Insurance issued by the Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

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NM - ALTA Commitment for Title Insurance (8-1-16) (New Mexico Modified) (7/1/18) Schedule BI

## SCHEDULE B, PART II Exceptions

Standard exceptions 1, 2, 3 and/or 4 may be deleted from any policy upon compliance with all provisions of the applicable rules, upon payment of all additional premiums required by the applicable rules, upon receipt of the required documents, and upon compliance with the company's underwriting standards for each such deletion. Standard exception 5 may be deleted from the policy if the name insured in the case of an owner's policy, or the vestee, in the case of a leasehold or loan policy, is a corporation, a partnership, or other artificial entity, or a person holding title as trustee. Except for the issuance of a U.S. policy form (NM form 7 or NM form 34), any policy to be issued pursuant to this commitment will be endorsed or modified in Schedule B by the company to waive its right to demand arbitration pursuant to the conditions and stipulations of the policy at no cost or charge to the insured. The endorsement or the language added to Schedule B of the policy shall read: "In compliance with Subsection G of 13.14.18.10 NMAC, the company hereby waives its right to demand arbitration pursuant to the title insurance arbitration rules of the American land title association. Nothing herein prohibits the arbitration of all arbitrable matters when agreed to by both the company and the insured."

THIS COMMITMENT DOES NOT REPUBLISH ANY COVENANT, CONDITION, RESTRICTION, OR LIMITATION CONTAINED IN ANY DOCUMENT REFERRED TO IN THIS COMMITMENT TO THE EXTENT THAT THE SPECIFIC COVENANT, CONDITION, RESTRICTION, OR LIMITATION VIOLATES STATE OR FEDERAL LAW BASED ON RACE, COLOR, RELIGION, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, HANDICAP, FAMILIAL STATUS, OR NATIONAL ORIGIN.

The Policy will not insure against loss or damage resulting from the terms and provisions of any lease or easement identified in Schedule A, and will include the following Exceptions unless cleared to the satisfaction of the Company:

- 1. Rights or claims of parties in possession not shown by the public records.
- 2. Easements, or claims of easements, not shown by the public records.
- 3. Encroachments, overlaps, conflicts in boundary lines, shortages in area, or other matters which would be disclosed by an accurate survey and inspection of the premises.
- 4. Any lien, claim or right to a lien, for services, labor or materiel heretofore or hereafter furnished, imposed by law and not shown by the public records.
- 5. Community property, survivorship, or homestead rights, if any, of any spouse of the insured (or vestee in a leasehold or loan policy).
- 6. Water rights, claims or title to water.
- 7. Taxes for the year 2023 and thereafter.



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NM – ALTA Commitment for Title Insurance (8-1-16) (New Mexico Modified) (7/1/18) Schedule BII

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## SCHEDULE B, PART II Exceptions

- 8. Defects, liens, encumbrances, adverse claims or other matters, if any, created first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date the proposed insured acquires for value of record the estate or interest or mortgage thereon covered by this commitment.
- 9. Taxes or assessments which are not shown as existing liens by the public record.
- 10. All interest in and to all of the oil, gas, coal and other minerals, and all rights incident thereto.
- 11. Reservations contained in the United States Patent recorded in Patent Book A-4, page 140, in the office of the County Clerk of Lincoln County, New Mexico.
- 12. Easement in favor of THE VILLAGE OF RUIDOSO and THE VILLAGE OF RUIDOSO DOWNS, and rights incident thereto, recorded November 29, 1979 in Miscellaneous Book 61, pages 915 and 916, in the office of the County Clerk of Lincoln County, New Mexico.
- 13. Easement in favor of THE VILLAGE OF RUIDOSO and THE VILLAGE OF RUIDOSO DOWNS, and rights incident thereto, recorded November 29, 1979 in Miscellaneous Book 61, pages 917 and 918, in the office of the County Clerk of Lincoln County, New Mexico.
- 14. Easement in favor of THE VILLAGE OF RUIDOSO and THE VILLAGE OF RUIDOSO DOWNS, and rights incident thereto, recorded November 29, 1979 in Miscellaneous Book 61, pages 919 and 920, in the office of the County Clerk of Lincoln County, New Mexico.
- 15. Easement (Correction) in favor of THE VILLAGE OF RUIDOSO and THE VILLAGE OF RUIDOSO DOWNS, and rights incident thereto, recorded July 28, 1980 in Miscellaneous Book 65, pages 193 and 194, in the office of the County Clerk of Lincoln County, New Mexico.
- 16. Sewer Line Easement, and rights incident thereto, recorded June 9, 1983 in Miscellaneous Book 86, page 237, in the office of the County Clerk of Lincoln County, New Mexico.
- 17. Sewer Line Easement, and rights incident thereto, recorded June 9, 1983 in Miscellaneous Book 86, page 238, in the office of the County Clerk of Lincoln County, New Mexico.
- Easement, and rights incident thereto, in favor of OTERO COUNTY ELECTRIC COOPERATIVE, INC., recorded February 16, 1995 in Book 1995-3, pages 341 and 342, in the office of the County Clerk of Lincoln County, New Mexico.
- 19. Existing sewer lines and sewer easements located on the land, overhead utility lines and poles on the land, use and maintenance of driveway and utility easement, being 30 feet in width crossing Lewicki Tract 1, and rights of others in and to the underground irrigation pipeline, and rights incident thereto, as shown and/or provided by the Lewicki Land Division plat, filed March 14, 2005 in Cabinet I, Slide 262, in the office of the County Clerk of Lincoln County, New Mexico.

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NM - ALTA Commitment for Title Insurance (8-1-16) (New Mexico Modified) (7/1/18) Schedule BII

## SCHEDULE B, PART II Exceptions

- 20. Easement, and rights incident thereto, in favor of OTERO COUNTY ELECTRIC COOPERATIVE, INC., recorded March 17, 2014 in Book 2014, page 1460, in the office of the County Clerk of Lincoln County, New Mexico.
- 21. Conveyance of Easement, and rights incident thereto, in favor of TDS BAJA BROADBAND, LLC, d/b/a BAJA BROADBAND, recorded November 18, 2014 in Book 2014, page 6601, in the office of the County Clerk of Lincoln County, New Mexico.
- 22. Avent Community Ditch (underground water line) located on the land, and deviation of fences from the boundary lines, as shown by the Boundary Survey Plat of the Beall Tracts, filed February 8, 2017, in Book C-K, page 111, in the office of the County Clerk of Lincoln County, New Mexico.
- 23. Sewer easements, being 20 feet in width and 15 feet in width across the land, overhead utilities crossing the land, use and maintenance of Easement "B" located on Tract 2-A, and easement for all existing overhead/underground utilities on the land, and rights incident thereto, as shown by the Replat filed in the office of the County Clerk of Lincoln County, New Mexico, November 14, 2022, in Book C-K, page 624.
- 24. Title to any mobile home or any other personal property situate on the herein insured premises is not insured by this policy.
- 25. Any rights of the public to use and enjoy the waters and the streambed, or rights of access, including fishing rights, vested in others in and to the water, bed and banks of the Rio Ruidoso River, and the continuous uninterrupted flow thereof, and any loss or claims of loss resulting from the change in course or flow of said River.

### **END OF EXCEPTIONS**

THE

This page is only a part of a 2016 ALTA® Commitment for Title Insurance issued by the Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

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NM – ALTA Commitment for Title Insurance (8-1-16) (New Mexico Modified) (7/1/18) Schedule BII



## LAND TITLES OF RUIDOSO, LLC dba THE TITLE COMPANY 508 MECHEM DRIVE, STE B RUIDOSO, NM 88345

## PRIVACY POLICY NOTICE

## PURPOSE OF THIS NOTICE

Title V of the Gramm-Leach-Bliley Act (GLBA) generally prohibits any financial institution, directly or through its affiliates, from sharing nonpublic personal information about you with a nonaffiliated third party unless the institution provides you with a notice of its privacy policies and practices, such as the type of information that it collects about you and the categories of persons or entities to whom it may be disclosed. In compliance with the GLBA, we are providing you with this document, which notifies you of the privacy policies and practices of LAND TITLES OF RUIDOSO, LLC dba The Title Company.

We may collect nonpublic personal information about you from the following sources:

information that we receive from others involved in your transaction, such as the real estate agent or lender.

information we receive from you such as information requested or needed to complete your transaction.

information about your transactions we secure from our files, or from others.

Unless it is specifically stated otherwise in an amended Privacy Policy Notice, no additional nonpublic personal information will be collected about you.

WE DO NOT DISCLOSE ANY NONPUBLIC PERSONAL INFORMATION ABOUT YOU WITH ANYONE FOR ANY PURPOSE THAT IS NOT SPECIFICALLY PERMITTED BY LAW.

We restrict access to nonpublic personal information about you to those employees who need to know that information in order to provide products or services to you. We maintain physical, electronic, and procedural safe guards that comply with federal regulations to guard your nonpublic personal information.

## WE REQUIRE PRIOR WRITTEN PERMISSION FROM YOU TO RELEASE ANY NONPUBLIC INFORMATION TO ANY NONAFFILIATED THIRD PARTY.







T	PATTIT.
	THE UNITED STAFTS OF AMERICA. To all to whom these Presents shall come, Greeting:
No	rtificate . 1598 WHEREAS Joel P. Salisbury, of Lincoln County, New Drzico Territory has de- osited in the General Lund Office of the United States a Certificate of the Register of the Tend fice at Las Cruces New Mexico Territory whereby it appears that full suggest has been rade by the
se 18	id Joel P. Salisbury, according to the provisions of the Act of Congress of the Eath of April, 20, entitled "An Act making further provisions for the sale of the fublic Linds," and the otte polemental thereto, for the ;
in	West half of the South west quarter of Section fourteen and the South Half of the south east marter of Section fifteen, in Township aleven south of Range Fourteen East of Taw Mexico Meridian in New Mexico Territory, containing one hundred and sixty acres, according to the Official Flat
sa	The Monthly of said Lands returned to the General Land Office by the S rveyor General, which and tract has been purchased by the said Joel P. Salisbury. NOW KNOW YE, That the United States of America, in consideration of the premises, and in on- pormity with the several Acts of Congress in such case made and provided, mave given and granted,
٤: t	ormity with the several Acts of Congress in such ones and the rest and by these presents do give and grant unto the said Joel P. Salisbury and to his mains, the said act above described; To have and to hold the same together with all the rights, privileges, mounities, and appurtenences of whatsoever nature, thereunto belonging, unto the said Joel P.
31	mmunities, and appurtenences of whatsoever hashes, means any vested and accrued water rights for alisbury and to his heirs and assigns forever; subject to any vested and accrued water rights for ining, agricultural, manufacturing, or other purposes, and rights to ditches and rese voirs used in onnection with such water rights as may be recognized and acknowledged by the local customs,
t i	aws, and decisions of courts, and also subject to the right of the provider of a vein or four o extract and remove his ore therefrom, should the same be found to penetrate or intersect the
•	ngemises hereby granted, as provided by law. IN TESTIMONY WHEREOF I. Benjamin Harrison, President of the United States of America, have neused, these letters to be made watent and the seal of the General Land Office to be dereunto af- fixed.
	GIVEN under my hand, at the City of Washington, the thenty th rd day of way, in the year of our Lord one thousand eight hundred and ninety one, and of the Independence of the United States the one hundred and fifteenth.
8	I297323" J: S.       By the President: Benjamin Harrison         (General Land office )       By Ellen Macfarland Asst, Secretary.         Seal       J. U. Townsend, Recorder of the General Land Office.
	Department of the Interior, General Jand Office, Washington, D. C. Apr. 20, 1928. I hereby cart- ify that this photograph is a true copy of the patent record which is in my custody in this office.
	K. P. LeRby, Recorder. Filed for record June 8 1928 at 10 A. M. Lotah Miller, Recorder
	Compared K to K and indexed. By Juill Miller Deputy.

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#### **CASIDIENT** (Correction)

WHEREAS, the Village of Ruidono, New Hexico, a municipal corporation, by Resolution No. 74-5, and the Village of Ruidono house, New Nexico, a municipal corporation, by Resolution No. 74-9, did create a Joint Use Board for Regional Control of Wastewater Treatment Facilities pursuant to Section 11-1-1, et seq., N.H.S.A., 1978 Compilation (Joint Powers Agreements Act); and

MIEREAS, the said Villages, individually and by and through the Joint Use Board for Regional Control of Wastewater Treatment 'Facilities desire to construct, operate and maintain certain vascewater facilities within and without the respective corporate limits, together with the necessary adjuncts thereto; and

WHEREAS, certain essements and rights of way are required for the construction, operation and maintenance of the said project:

NOW, THEREFORE, it is understood and agreed as follows:

### WESTERN SLOPE AIR DRILLING, INC.

First Party, and the Village of Ruidoso, New Mexico, and the Village of Ruidoso Downs, individually, and acting collectively by and through the Joint Use Board for Regional Control of Wastewater Treatmont Facilities, Second Party, agree as follows:

First Party does hereby grant to Second Party, on casement and right of way, including the perpetual right to enter upon the real estate hereinafter described, at any time that it may see fit, and construct, maintain, and repair underground pipelines and/or mains for the purpose of conveying sewage over, across, through and under the lands hereinafter described, together with the right to excavate and refill ditches and/or trenches for the location of said pipelines and/or mains, and the further right to remove trees, bushes, undergrowth, and other obstructions interfering with the location, construction, and maintenance of soid pipelines and/or mains: subject, however, to existing casements for public roads. utilities, and pipelines; reserving, however, to First Party all right, title; interest and privilege as may be exercised and enjoyed without interference with 100 or abridgement of the easement(s) and right(s) hereby taken for said . public uses.

The land affected by the grant of these ensements and rights of way is located in Lincoln County, New Mexico, and is more particularly described as follows:

#### See Exhibit "A" attached hereto

TO HAVE AND TO HOLD said casements for the uses and purposes aforesaid, unce said Second Party, its successors and assigns for so long as said easements shall not be abandoned for pipeline purposes, but that if said easements should at any time be discontinued by non-use thereof for a continuous period of two years, or if the Second Party should at any time execute and cause to be recorded in the County aforesaid a certificate that said casemonts have been shandoned within the meaning thereof, and the easements hereby granted shall thereupon terminate.

The provisions hereof shall inure to the benefit of and bind the successors and assigns of the respective parties hereto, and all covenants shall apply to and run with the land. · · · ·

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## EASEMENT

KNOW ALL MEN BY THESE PRESENT; that the undersigned (hereinafter called the "Grantor", whether single or plural, individual or corporate or masculine or feminine), for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, does hereby grant unto OTERO COUNTY ELECTRIC COOPERATIVE, Inc., a New Mexico rural electric cooperative corporation (hereinafter called the "Cooperative"), the address of which is Cloudcroft, New Mexico, 88317, and to its successors and assigns, the per-petual right to enter upon the lands of the undersigned, situate in the County of Lincoln. State of New Mexico, and more particularly described as follows:

RASEMENT WOR SERVICE DEOF AND METER TO WRIT. A tract of land in the SM/4 SE/4, Section 15, Township 11 South, Range 14 Mast, M.M.P.M., Lincoln County, New Mexico, described by metes and bounds as follows:

Starting at the South one quarter corner of said Section 15; thence North 00 degrees 20 Starting at the South bne quarter corner of said Section 15; thence North 00 degrees 20 , minites 00 seconds Nest a distance of 305.10 feet (Record 305.92 feet) to the Southeasterly boundary of U.S. Highway No. 70; thence North 66 degrees 50 minutes 00 Seconds East along said Highway boundary a distance of 569.50 feet to the place of beginning of the herein described tract of land; thence continuing North 66 degrees 50 minutes 00 seconds East a distance of 305.54 feet; thence North 23 degrees 10 minutes 00 meconds Mest a distance of 269.01 feet; thence North 33 degrees 36 minutes 43 seconds East 'd distance of 48.04 feet; thence along the arc of a curve to the left whose central angle 'is 45 degrees 33 minutes 07 seconds and whose radius is 150.00 feet and whose choid bears 'workh 08 decreas 23 minutes 07 seconds and an arc distance of 119.25 feet; thence North 18 45 degrees 33 minutes 07 seconds and whose radius 15 150.00 rest and whose choid beart North 08 degrees 27 minutes 45 seconds Bost an arc distance of 119.25 feet; thence North 71 degrees 52 minutes 00 seconds Bost a distance of 47.18 feet (Record 47.42 feet); thence North 18 degrees 17 minutes 00 seconds West a distance of 696.45 feet; thence North 89 degrees 56 minutes 00 seconds West a distance of 696.45 feet; thence South 01 degrees 9 degrees 56 minutes 00 seconds West a distance of 696.45 feet; thence North 01 degrees 9 degrees 56 minutes 00 seconds West a distance of 696.45 feet; thence Mort North D2 minutes 20 seconds Mest a diptance of 694.33 feet; thence South 02 degrees 44 minutes 57 seconds Mest a distance of 45.93 feet; thence North 52 degrees 52 minutes 00 seconds East a distance of 272.00 feet; thence South 18 degrees 40 minutes 00 seconds East a distance of 197.50 feet; thence North 71 degrees 20 minutes 00 seconds East a distance of 214:50 feet; thence North 29 degrees 00 minutes 00 seconds East a distance of 82.00 feet

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FEBRUARY 17, 1995

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124:50 fast; thence North 29 degrees 00 minutes 00 seconds Rast a distance of 82.00 feet to the said place of beginning. and to construct, operate duu maninetan an electric transmission, roads or highways abutting said lands; to inspect and patrol and make such repairs, changes, alterations, improvements, relocations, upgrading, rephasing, removal from and substitutions and additions to its faci-lities as the Cooperative may from time to time deem advisable, including, but not limited to, the right to increase or decrease the number of conduits, wires, cable, poles, anchors, transformers and other attachments, accessories and appurtenances to each line or system; to cut, trim and control the growth, by chemical means, machinery or otherwise; of these and shrubbery within <u>Even (5)</u> feet of the centerline of said line or system, including any control of the growth of other vegetation or maintenance of said line or system, including any control of the growth of other vegetation in the right-of-way which may inci-dentally and necessarily result from the means of control employed; to keep the easement clear of all buildings, structures or other obstructions; and to license, permit or other-wise agree to the joint use of occupancy of the lines or system by any other person, associ-ation or corporation. ation or corporation.

For the purpose of exercising the rights granted pursuant to the foregoing paragraph, the Cooperative shall have the right of ingress to and egress from the easement over and through the lands of the Grantor adjacent to the easement and lying between public or private roads and the easement, such right to be exercised in such manner as shall occasion the least practical damage and inconvenience to the Grantor. The facilities erected hereunder shall remain the property of the Cooperative.

The Grantor covenants that he, they or it is seized of and has the right to convey the said easement, rights and privileges; that the Cooperative shall have quiet and peaceful posses-sion, use and enjoyment of the aforesaid easement, rights and privileges, and that the said land are free and clear of encumbrances and liens of whatsoever character (except those held by the delivery of the second se by the following persons:

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The denoter reserves unto himself, theselves or field, their neirs successors and strained in over the served in the grant. Control of the Cooperative of the state of the served and or of the Cooperative of the state of the served and the grant. Control of the Cooperative of the state of the served and th	33	energen werde werde oortekenden an die geneende opperatie in de bekende in die de beerde de beerde de beerde de Noorde	
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2.) Make any standards of my kind to any sole, wire or other structure or facility, or facility, or stated in the right-of-way. The state-fittings contained in the structure of facility, or non-structure of facility, and the provide land, being convents to the heart's of the same of any convents of the view of all the same of any convents of the view of all the same of any convents of the view of all the view of the same of any convents of the view of all the view of all the view of the vie	Araparri's give	1.) Erect, construct or maintain any building, fence, wall or other structure on, place or store any material on, park any vehicle on or grade, excavate, fill or flood the right- of-way in any matter which, in the opinion of the Cooperative, may interfere with or threaten to endanger the exercise of the rights herein granted, or which may create a	
or modified except by a written instrument executed by Cooperative and purchase.		2.) Make any attachment of any kind to any pole, wire or other structure or facility of the Cooperative within the right-of-way. The restrictions and conditions contained in this Easement shall be incorporated into any conveyance, subdivision plant or restric- tive covenants concerning the above described land, being convenants running with the	1
And be binding upon the Brentor and the Cooperative, and there respective merris, deriver, and as a result of the respective merris, deriver, and as a result of the respective merris, deriver, and as a result of the respective metric of the respe	-	"No term or condition of this easement and no breach thereof shall be waived, altered, or modified except by a written instrument executed by Cooperative and guarantor."	
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STATE OF NEW MEXICO, LINCOLN COUNTY: Recorded this 16th day of <u>February</u> , 79.95 at 1:22 P. M. In the Lincoln County Records, Book <u>1995-3</u> , pages <u>341-342</u> Hartha Neknight Proctor by Charlotte Emmons Desire			
Martha Neknight Proctor Mr. Chalotty Emmons		STATE OF NEW MEXICO, LINCOLN COUNTY: Recorded this 16th day of February	
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	SEWER LINE BASEMENT	
	STATE OF NEW MEXICO, ) COUNTY OF LINCOLN. ) SS.	18 - 18 D
	For and in consideration, of connecting her house to the sewer line, I, RUBY LEE FUCHS, hereby grant to R. L. CARTER, the right to construct, maintain, repair and operate one 20 feet pipeline over and across approximately 200 feet along the West line of Tract 2 in the SW/4 of the SE/4, Section 15, Township 11 South, Range 14 East, Lincoln County, New Mexico.	
	In the event this pipeline is abandoned for a period of one year, the Grantee shall execute and record a reconvoyance and release hereof, whereupon this easement shall be fully cancelled and terminated.	
	This Easement shall be binding upon the heirs, successors and assignees.	
	RUBY/LEE FUCHS R. L. CARTER	
	MONSTIBSCRIBED AND SWORN to before me this d day of June, 1983.	
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## SEWER LINE EASEMENT

#### STATE OF NEW MEXICO. ) COUNTY OF LINCOLN. ) SS.

For and in consideration of picking up the trash, wire, tree stumps and cleaning up in general, or \$1,000.00 at the descretion of the grantor, plus 3/16% overide of any fees or other good and valueble considerations derived from letting any third party tio into and use the line, excluding Mrs. Ruby Lee Puchs, I R. C. JONES do hereby grant to R. L. CARTER, the right to construct, maintain, repair and operate one 20 feet pipeline over and across approximately 200 feet along the West line of Tract 1-C in the SW/4 of the SE/4 Section 15, Township 1. South, Range 14 East, Lincoln County, New Mexico.

The Grantor also reserves the right to tie into said sewer line with no cost to the Grantor.

In the event this pipeline is abandoned for a period of one year, the Grantse shall execute and record a reconveyance and release heroof, whereupon this easement shall be fully cancelled and terminated. This Easement shall be binding upon the heirs, successors and assignces.

ø CARTER 1 in SONES R. C. P .: C/2 1 SUBSCARED AND SWORN to before me this 7th day of June, 1983. Þυ Public Ist 237

#### EASEMENT

WHEREAS, the Village of Ruidoso, New Mexico, a municipal corporation, by Resolution No. 74-5, and the Village of Ruidoso Dovna, New Mexico, a municipal corporation, by Resolution No. 74-9, did create a Joint Use Board for Regional Control of Wastewater Treatment Facilities pursuant to Section 11-1-1, et seq., N.M.S.A., 1978 Compilation (Joint Powers Agreements Act); and

WHEREAS, the said Villages, individually and by and through the Joint Use Board for Regional Control of Wastewater Treatment Facilities desire to construct, operate and maintain certain vastewater facilities within and without the respective corporate limits, together with the necessary adjuncts thereto; and

WHEREAS, certain easements and rights of vay are required for the construction, operation and maintenance of the said project;

#### NOW, THEREFORE, it is understood and agreed as follows:

Ruby Lee Fuchs

First Party, and the Village of Ruidoso, New Mexico, and the Village of Ruidoso Downs, individually, and acting collectively by and through the Joint Use Board for Regional Control of Wastewater Treatment Facilities, Second Party, agree as follows:

First Party does hereby grant to Second Party, an easement and right of way, including the perpetual right to enter upon the real estate hereinafter described, at any time that it may see fit, and construct, maintain, and repair underground pipelines and/or mains for the purpose of conveying sewage over, across, through and under the lands hereinafter described, together with the right to excavate and refill ditches and/or trenches for the location of said pipelines and/or mains, and the further right to remove trees, bushes, undergrowth, and other obstructions interfering with the location, construction, and maintenance of said pipelines and/or mains; subject, however, to existing espemants for public roads, utilities, and pipelines; reserving, however, to First Party all right, title, interest and privilege as may be exercised and enjoyed without interference with or abridgement of the essement(s) and right(s) hereby taken for said public uses.

The land affected by the grant of these easements and rights of way is located in Lincoln County, New Mexico, and is more particularly described as follows:

#### See Exhibit "A" attached hereto

TO HAVE AND TO HOLD said easements for the uses and purposes aforessid, unto said Second Party, its successors and assigns for so long as said easements shall not be abandoned for pipeline purposes, but that if said easements should at any time be discontinued by non-use thereof for a continuous period of two years, or if the Second Party should at any time execute and cause to be recorded in the County aforesaid a certificate that said easements have been abandomed within the meaning thereof, and the easements hereby granted shall thereupon terminate.

The provisions hereof shall inure to the benefit of and bind the successors and assigns of the respective parties hereto, and all covenants shall apply to and run with the land.

WITNESS our hands and seals this	17- day of November, 1979.
Ruby Le Fuele	
Buby Lee Fuchs	24 <u>2</u> 25 11

STATEWIN A SELL MEXICO)		× ×.,	÷.,	<b>x</b>
	nt vas acknovledge	before me this	17th day	÷
1979, b	Ruby Les Fuchs			
My commission expires:	1	Notary Public	lutter &	E.
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### (22) DESCRIPTION:

A permanent essement 20 feet wide, 10 feet on each side of, parellel with and adjacent to the following described surveyed centerline; and a temporary construction essement 50 feet wide, 25 feet on each side of, parallel with and adjacent to the following described surveyed centerline in the Southwest quarter of the Southeast quarter of Section 15, TLIS, RI4E, N.M.P.M.

Starting at the South one-quarter corner of said Soction 15 and going N 0° 01.8' W a distance of 873.20 fest to the place of beginning of the surveyed centerline herein described and a point in an existing fence on the West line of Tract No. 1 of the Plat of Z. W. Fuchs Land as filed for record in the Office of the County Clerk of Lincoln County, New Mexico on the 6th day of April, 1972 at Book 37, Miscelleneous Records, Pages 910 through 933; thence N 65° 09.9' E along said centerline a distance of 792.15 fest; thence M 42° 58.9' E along said centerline a distance of 14.51 feet to a point in an existing fence on the Zastarly line of said Tract No. 1 and the end of the surveyed centerline herein described.

The area of the permanent easement is 0.3704 acres.

STATE OF NEW MEXICU County of Lincoln m Filed for record in the Clerks office the 29th day of November A. D. 19 79 a2159 welock A. D. 19. 17 arms 63 and recorded in Brok. 63 of Records on part 919 - 920 County Clerk P. M. EXRIBIT "A" Ry 920 Rec.# .60015 Fee \$4.00

#### EASEMENT

MHEREAS, the Village of Ruidosc, New Mexico, a municipal corporation, by Resolution No. 74-5, and the Village of Ruidoso Downs, New Mexico, a municipal corporation, by Resolution No. 74-9, did create a Joint Use Board for Regional Control of Wastewater Treatment Facilities pursuant to Section 11-1-1, et seq., N.M.S.A., 1978 Compilation (Joint Powers Agree-

WHEREAS, the said Villages, individually and by and through the Joint Use Board for Regional Control of Wastewater Treatment Facilities desire to construct, operate and maintain certain wastewater facilities within and without the respective corporate limits, together with the necessary adjuncts thereto; and

WHEREAS, certain easements and rights of way are required for the construction, operation and maintenance of the said project;

NOW, THEREFORE, it is understood and agreed as follows:

Victoria Fatairs, Inc. First Party, and the Village of Ruidoso, New Mexico, and the Village of Ruidoso Downs, individually, and acting collectively by and through the Joint Use Roard for Regional Control of Wastewater Treatment Facilities, Second Party, agree as follows:

First Party does hereby grant to Second Party, an essement and right of way, including the perpetual right to enter upon the real estate hereinafter described, at any time that it may see fit, and construct, maintain, and repair underground pipelines and/or mains for the purpose of conveying sewage over, across, through and under the lands hereinafter described, together with the right to excesse and refill ditches and/or trenches for the location of said pipelines and/or mains, and the further right to remove trees, bushes, undergrouth, and other obstructions interfering with the location, construction, and maintenance of said pipelines and/or mains; subject, however, to existing essements for public roads, utilities, and pipelines; reserving, however, to First Party all right, title, interest and privilege as may be exercised and enjoyed without interference with or abridgement of the essement(s) and right(s) hereby taken for said

The land affected by the grant of these easements and rights of way is located in Lincoln County, New Muxico, and is more particularly described as follows:

### See Exhibit "A" attached hereto

TO HAVE AND TO HOLD said essences for the uses and purposes aforessaid, unto said Second Party, its successors and assigns for so long as said essencess shall not be abandoned for pipeline purposes, but that if said essences shall at any time be discontinued by non-use thereof for a continuous period of two years, or if the Second Party should at any time execute and cause to be recorded in the County aforesaid a certificate that said essences have been abandoned within the meaning thereof, and the essences hereby granted shall thereupon terminate.

The provisions hereof shall inure to the benefit of and bind the successors and assigns of the respective parties hereto, and all covenants shall apply to and run with the land.

WITNESS our hands and seals this 3rd day of Suptember, 1979. VICTORIA ESTATES, INC. Reselect mexicon ; .... 1 \*\*\* A fe 1979, by A.B. Munsey, Paradost Passidest Lind y Public Notary Ny commission expires: -1-79 917

(22) DESCRIPTION:

A permanent essement 20 fast wide, 10 fast on each side of, parallel with and adjacent to the following described survayed centerline; and a temporary construction essement 50 feet wide. 25 feet on each side of, parallel with and adjacent to the following described surveyed centerline in the Southwest quarter of the Southeast quarter of Section 15, Tl15, RIAE, N.M.P.M.

Starting at the South one-quarter corner of said Section 15 and going N 0° 01.8' W a distance of 373.20 Keet to the place of beginning of the surveyed centerline herein described and a point in an existing fence on the West line of Tract No. 1 of the Plat of L. H. Fuchs Land as filed for record in the Office of the County Clerk of Lincoln County, New Mexico on the 6th day of April, 1972 at Book 37, Miscellansous Records, Pages 930 through 933; thence N 65° 09.9' Z along said centerline a distance of 792.15 fest; thence N 42° 58.9' E slong said centerline a distance of 14.51 feet to a point in an existing fence on the Easterly line of said Tract No. 1 and the end of the surveyed centerline herein described.

The area of the permanent essement is 0.3704 acres.

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c.4 60015 Fee \$4.00

#### EASEMENT

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WHEREAS, the Village of Ruidoso, New Mexico, a municipal corporation, by Resolution No. 74-5, and the Village of Ruidoso Downs, New Mexico, a municipal corporation, by Resolution No. 74-9, did create a Joint Use Board for Regional Control of Wastewater Treatment Facilities pursuant to Section 11-1-1, et seq., N.M.S.A., 1978 Compilation (Joint Fovers Agreements Act); and

WHEREAS, the said Villages, individually and by and through the Joint Use Board for Regional Control of Wastewater Treatment Facilities desire to construct, operate and maintain certain wastewater facilities within and without the respective corporate limits, together with the necessary adjuncts thereto; and

WHEREAS, certain essements and rights of way are required for the construction, operation and maintenance of the said project;

## NOW, THEREFORE, it is understood and agreed as follows:

<u>Nestern Slope Air Drilling, Inc.</u> First Party, and the Village of Ruidoso, New Mexico, and the Village of Ruidoso Downs, individually, and acting collectively by and through the Joint Use Roard for Regional Control of Wastewater Treatment Facilities, Second Party, agree as follows:

First Party does hereby grant to Second Party, an easement and right of way, including the perpetual right to enter upon the real estate hereinafter described, at any time that it may see fit, and construct, maintain, and repair underground pipelines and/or mains for the purpose of conveying sewage over, across, through and under the lands hereinafter described, together with the right to excavate and refill ditches and/or trenches for the location of said pipelines and/or mains, and the further right to remove trees, bushes, undergrowth, and other obstructions interfering with the location, construction, and maintenance of said pipelines and/or mains; subject, however, to existing essements for public roads, utilities, and pipelines; reserving, however, to First Party all right, title, interest and privilege as may be exercised and enjoyed without interference with or abridgement of the essement(s) and right(s) hereby taken for said public uses.

The land affected by the grant of these easements and rights of way is located in Lincoln County, New Mexico, and is more particularly described as follows:

#### See Exhibit "A" attached hereto

TO HAVE AND TO HOLD said easements for the uses and purposes aforessid, unto said Second Party, its successors and assigns for so long as said easements shall not be abandoned for pipeline purposes, but that if said easements should at any time be discontinued by non-use thereof for a continuous period of two years, or if the Second Party should at any time execute and cause to be recorded in the County aforesaid a certificate that said easements have been abandoned within the meaning thereof, and the easements hereby granted shall thereupon terminate.

The provisions hereof shall inure to the benefit of and bind the successors and assigns of the respective parties hereto, and all covenants shall apply to and run with the land.

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### 22 DESCRIPTION:

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A permanent essement 20 feet wide, 10 feet on each side of, parallel with and adjacent to the following described surveyed centerline; and a temporary construction essement 50 feet wide, 25 feet on each side of, parallel with and adjacent to the following described surveyed centerline in the Southwest quarter of the Southeast quarter of Section 15, TLIS, EL42, N.N.P.M.

Starting at the South one-quarter cornar of said Section 15 and going H 0° 01.8' W a distance of 873.20 feet to the place of beginning of the surveyed centerline herein described and a point is an existing fence on the West Line of Tract No. 1 of the Plac of E. H. Fuchs Land as filed for record in the Office of the County Clerk of Lincoln County, New Mexico on the 6th day of April, 1972 at Book 37, Miscellaneous Records, Pages 930 through 933; thence N 65° 09.9' E along said centerline a distance of 792.15 feet; thence N 42° 58.9' E along said centerline a distance of 14.51 feet to a point in an existing fence on the Essterly line of said Tract No. 1 and the end of the surveyed centerline herein described.

The area of the permanent essement is 0.3704 acres.



EXHIBIT "A"

STATE OF NEW MENICO County of Lincoln. Filed for record in the Cleris o the 29th day of November A. D. 1979 a2:57 oclock P.



EASEMENT

A tract of land in the SW ¼ SE 1/4, Section 15, Township 11 South, Range 14 East NMPM Lincoln County, New Mexico

and to construct, operate and maintain an electric transmission and/or distribution line or system on the above described land and/or in or upon all streets, roads or highways abutting said lands; to inspect and patrol and make such repairs, changes, alterations, improvements, relocations, upgrading, rephasing, removal from and substitutions and additions to its facilities as the Cooperative may from time to time deem advisable, including, but not limited to, the right to increase or decrease the number of conduits, wires, cable, poles, anchors, transformers and other attachments, accessories and appurtenances to each line or system; to cut, trim and control the growth, by chemical means, machinery or otherwise, of trees and shrubbery within) F(FTEEN (15) feet of the centerline of said line or system, or that may interfere with or threaten to endanger the operation or maintenance of said line or system, including any control of the growth-of other vegetation in the right-of-way which may incidentally and necessarily result from the means of control employed; to keep the easement clear of all buildings, structures or other obstructions; and to license, permit or otherwise agree to the joint use of occupancy of the lines or system by any other person, association or corporation.

For the purpose of exercising the rights granted pursuant to the foregoing paragraph, the Cooperative shall have the right of ingress to and egress from the easement over and through the lands of the Grantor adjacent to the easement and lying between public or private roads and the easement, such right to be exercised in such manner as shall occasion the least practical damage and inconvenience to the Grantor. The facilities erected hereunder shall remain the property of the Cooperative.

The Grantor covenants that he, they or it is seized of and has the right to convey the said casement, rights and privileges; that the Cooperative shall have quiet and peaceful possession, use and enjoyment of the aforesaid easement, rights and privileges, and that the said land are free and clear of encumbrances and liens of whatsoever character (except those held by the following persons:

The Grantor reserves unto himself, themselves or itself, their heirs, successors, and assigns, the right to take, use and enjoy the land embraced within this casement in every manner not inconsistent with this grant. Grantor will not, without the written permission of the Cooperative:

1.) Erect, construct or maintain any building, fence, wall or other structure on, place or store any material on, park any vehicle on or grade, excavate, fill or flood the right-of-way in any matter which, in the opinion of the Cooperative, may interfere with or threaten to endanger the exercise of the rights herein granted, or which may create a hazard.

2.) Make any attachment of any kind to any pole, wire or other structure or facility of the Cooperative within the right-of-way. The restrictions and conditions contained in this Easement shall be incorporated into any conveyance, subdivision plant or restrictive covenants concerning the above described land, being covenants running with the land.

"No term or condition of this casement and no breach thereof shall be waived, altered, or modified except by a written instrument executed by Cooperative and guarantor."

This Easement is assignable, and the provisions hereof shall inure to the benefits of and be binding upon the Grantor and the Cooperative, and their respective heirs, devices, personal representatives, successors and assigns.

IN WITNESS WIJEREOF, the undersigned has executed this Easement this 21 day of 2014 Tom Lewicki by by Om Ttile Print Consumers Name Consumers Signatur for y Stephanie Lewicki Title Print Name Consumers Signatur STATE OF NEW MEXICO ) SS: OFFICIAL SE COUNTY OF emeria Shay Moble The foregoing instrument was acknowledged before me this 21 day of January By\_Tom Lewicki Print Consumers Name NOTARY PUBLIC - STATE OF NE HANN 10 121 2016 My Commission Expires Notary's Signature My Commission Expires: 16/2 STATE OF NEW MEXICO SS COUNTY OF SINCE instrument was acknowledged before me this 21 day of January 2014 Stephanie Lewici The foregoing Name for OFFICIAL SEAL Shay Moblev 16 21 2016 nau VOTARY PUBLIC - STATE OF NEW MEXICO My Commission Expires Notary's Signature LINCOLN COUNTY-NM RHONDA B BURROWS, CLERK 201401460 My Commission Expires: Page 1 1460 Book 2014 Draper Family Trust so win # 1205841 1 of 03/17/2014 11:26:13 AM



# **CONVEYANCE OF EASEMENT**

FOR GOOD AND VALUABLE CONSIDERATION OF ONE DOLLAR (\$1) AND OTHER GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which is hereby acknowledged, the undersigned TOM and STEPHANIE LEWICKI with a current 26557 88346. mailing RUDIOSO NM. address for themselves, their successors, heirs and assigns (Grantors) herby convey and grant to TDS Baja Broadband, LLC., a Delaware Corporation, d/b/a BAJA Broadband, with a current mailing address of 525 Junction Road, Madison WI. 53717 it's successors and assigns, (Grantee), a sixteen and one half foot (16.5') wide perpetual right of easement to run with the land for Telecommunications and Cable Television Systems purposes and use including, but not limited to the right to construction, maintain, operate, alter, add to, repair, replace, and/or removal its facilities and equipment, including, but not limited to, overhead and underground cables, fibers, lines, wires,

£.

ducts, conduits, poles, cross arms, guys, anchors, grounds, braces, amplifiers, antennas, hand holes, pedestals, cabinets and pads and for other appurtenances, upon, in, under, over and across that certain real property of the Grantor, being located in:

The Southwest ¼ of the Southeast ¼ of Section 15 , Township 11 - S , Range 14-E,

(City/Village/Town) of <u>Ruidoso Downs</u>, <u>Lincoln</u> County, State of <u>New Mexico</u>,

being recorded in said County's Register of Deeds Office and being referenced as:

## Owners # 0359740

The location and extents of said easement centered on the existing power pole line that runs across the parcel and being generally depicted on the attached **EXHIBIT** "A' hereto, being a part of and incorporated herein as though set forth in full.

## COVENANTS

1. Grantee it's agents and assigns shall have the reasonable right of ingress and egress over the lands of the Grantor for the purposes of exercising the rights herein granted and the reasonable right to cut down-and control the future growth of all trees and vegetation which may, in Grantee's judgment, interfere with the use of said casement.

2. Grantee shall repair or pay the Grantor the reasonable value for any physical damage or injury to the Grantor's property arising at any time out of the exercise of the rights herein granted.

3. Grantee shall keep and maintain its facilities and equipment within the easement in good repair and shall be responsible for any maintenance and/or repair to the facilities and equipment located within said easement.

4. Grantor shall not to erect any structure upon the aforesaid real property that would interfere with Grantee's use of said easement and this covenant shall be binding upon Grantor's successors and assigns.

5. Grantor agrees that all Grantee's facilities, equipment and appurtenances installed on above described lands at the Grantee's expense shall remain the property of the Grantee, removable at the option of the Grantee.

6. Grantor are the owners or duly authorized representatives of the above described real property and have the unencumbered right to convey the rights granted herein.

LINCOLN COUNTY-NH RHONDA B BUPROUS,CLEFK 201406601 Book 2014 Page 6601 2 of 4 11/10/2014 10:16:54 AN
## ACKNOWLEDGEMENT

The undersigned, owners of the real property herein (Grantor), hereby acknowledge, execute and grant to the Grantee herein, the easement rights and covenants herein, as a free act of deed as evidenced by their signatures hereunto.

By

By

Print Name: Stephanie Lewicki

Date: 11/12/14

Date: 11/12/14

STATE OF Arw Mexico, COUNTY OF Linish } \$\$

Print Name: Tom Lewicki

Acknowledged before me, a notary public in and for said state, personally appeared before me Low Levicki and the physic Levicki whom acknowledged to me that their execution of this instrument and whom are known to me to be the persons whom executed this instrument on this 12th day of Lovenher 2014.

OFFICIAL/SEAL Shay Mobley NOTARY PUBLIC-STATE OF NEW MEXICO 10/16/2016 My Commission Expires:

Ahay////////

My commission expires:

LINCOLN COUNTY-N1 RHUNDA B BURROWS, CLERK 201406601 Book 2014 Page 6601 3 of 4 11/18/2014 10:16:54 AM

# EXHIBIT "A"



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LINCOLN COUNTY-NH RHONDA B BJRROWS, CLERK 201406601 Book 2014 Page 6601 4 of 4 11/18/2014 10:16:54 AM





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1. Sorenson Family 26555, 26565 Hwy 70 441 Lind Boulevard Harwood, ND 58042 2. Armijo, Alfred 26571 Hwy 70 1425 San Rafael Ave. NE Albuquerque, NM 87112 3. Villescas, Alvino 26573 Us Hwy 70 Ruidoso Downs, NM 88346 4. Harvey, Robyn PO Box 8026 Ruidoso, NM 88355 5. Gatrell, Cathy 26530 Hwy 70 PO Box 448 Ruidoso Downs, NM 88346 6. Stirman, Karen 26577 Hwy 70 PO Box 866 Ruidoso Downs, NM 88346 7. Lewicki, Tom & Stephanie 26557 US Hwy 70 PO BOX 2187 Ruidoso Downs, NM 88346



22 November 2023

# Conditional Use – To request to allow for a RV Park located at 26557 US Highway 70, Ruidoso Downs, NM 88346, located in a C-2 Zoning District.

Dear Property Owners,

The City of Ruidoso Downs has received a request for a Conditional Use Request to allow for the operation of a RV Park at the property located at 26557 US Highway 70, Ruidoso Downs, NM 88346 located in a C-2 Community Commercial District Lot Secrion15, Township 11S, Range 14E. Discussion and consideration for the request is scheduled at the Planning and Zoning meeting to be held on December 5, 2023, at 4:30 PM in the Council Chambers at City Hall located at 123 Downs Drive, Ruidoso Downs, New Mexico.

All property owners within 200 ft neighborhood will have the opportunity to make verbal comments at this time, send a letter to our office with any comments or concerns, or attend by Zoom meeting:

## CORD is inviting you to a scheduled Zoom meeting.

Topic: Planning & Zoning Commission Regular Meeting Time: Dec 5, 2023 04:30 PM Mountain Time (US and Canada)

Join Zoom Meeting https://us02web.zoom.us/j/86224183234?pwd=OXEyd2pQOWc3UnhpTVFOZGtEM2xLZz09

Meeting ID: 862 2418 3234 Passcode: 787109

Sincerely,

Jennet Recendez Planning Services Director

Dean Holman Mayor

CITY COUNCILORS\* JUDY R. MILLER \* JODY LACEWELL \* SHANE L. WALKER \* SEBRINA LUNDQUIST

P.O. Box 348 Ruidoso Downs, NM 88346~ 123 Downs Drive~ (575)378-1342~ Fax (575)378-4586



January 3, 2023

Planning and Zoning Case # 2023-11

## **Findings and Conclusions**

The Planning Services presents the findings from the Planning and Zoning Committee. Found that the request for a Conditional Use Application submitted by, Edgar Ontiveros, to allow for Recreational Vehicle Park to operate at 26557 US Highway 70, Ruidoso Downs NM, 88346 has unanimously been approved.

Findings:

- 1. The Planning and Zoning Commission finds that the Applicant has provided sufficient information to satisfy the requirements of the City of Ruidoso Downs to allow for Recreational Vehicle Park to operate at 26321US Highway 70, Ruidoso Downs NM, 88346.
- 2. Public input was allowed and citizens were offered the opportunity to ask questions and receive feedback from Applicant.
- 3. Edgar Ontiveros Recreational Vehicle Park will operate and abide by City Ordinances.

Conclusions:

1. The Planning Commission granted Edgar Ontiveros a Conditional Use permit to operate his Recreational Vehicle Park in The City of Ruidoso Downs, based on the condition that he places 5 miles per hour speed limit signs, children present signs, and where applicable a boundary fence without blocking access to neighbors.

Dean Holman Mayor CITY COUNCILORS\* JUDY R. MILLER \* JODY LACEWALL\* TERRANCE L. PROCTOR \* WALTER G. BABER P.O. Box 348 Ruidoso Downs, NM 88346~ 123 Downs Drive~ (575)378-1342~ Fax (575)378-4586 WWW.RUIDOSODOWNS.US

## CITY OF RUIDOSO DOWNS PLANNING COMMISSION, REGULAR MEETING 123 DOWNS DRIVE, RUIDOSO DOWNS, NEW MEXICO December 5, 2023

On Tuesday, December 5, 2023, the City of Ruidoso Downs Planning Commission met in a Regular Meeting, Chairman Light called the meeting to order at 4:31 PM and led the Pledge of Allegiance.

## **ROLL CALL**

Present: Chairman Light Commissioner Banks Commissioner Hurst Commissioner Roberts Absent: Commissioner Beechie-Barns

## **Municipal Employees Present:**

Jennet Recendez, Planning Services Director Nancy Gutierrez, Administrative Assistant

Public Guests: 10 Guest Via Zoom: 7

#### **APPROVAL OF AGENDA**

Chairman Light stated next item on the agenda was the Approval of the Agenda. Motion: Moved by Commissioner Hurst Seconded by Commissioner Roberts Vote: Motion carried by unanimous roll call vote (summary: Aye=4).

## **APPROVAL OF THE REGULAR MINUTES**

Chairman Light stated next on the agenda was the approval of the minutes for the September 5, 2023 meeting and entertained a motion for approval. Motion: Moved by: Commissioner Roberts Seconded by Commissioner Hurst Vote: Motion carried by unanimous roll call vote (summary: Aye=4).

## Public Comments

Bonnie Richardson made comments.

Shamie Mills made comments.

## **UNFINISHED BUSINESS;**

A. Discussion and Possible Action on proposed Amendments to the City of Ruidoso Downs Code of Ordinance Title XV Land Usage, Chapter 155.Zonning, Section 155.041 R-1 Single- Family Residential District.

There being no further discussion Chairman Light closed Public Hearing.

**C.** Discussion and Possible Action; Planning and Zoning Case 2023-10, Variance Request to allow for setbacks to be revised to build a storage unit at the property located at 111 Burke Lane, Ruidoso Downs, NM 88346, located in a R-1 Zoning District.

Chairman Light made motion to approve Planning and Zoning Case 2023-10, Variance Request to allow for setbacks to be revised to build a storage unit at the property located at 111 Burke Lane, Ruidoso Downs, NM 88346, located in a R-1 Zoning District.

Motion: Moved by Commissioner Roberts Second By Chairman Light Vote: Motion denied by unanimous roll call vote (summary: Aye=3).

**D.** Public Hearing; Planning and Zoning Case 2023-11, Conditional Use Request to allow for a RV Park to operate at the property located at 26557, Ruidoso Downs, NM 88346 located in a C-2 Zoning District.

Chairman Light opens Public Hearing opened.

Edgar Ontiveros got swore in. Edgar Ontiveros presented his case.

Joey Jarvis requested that this Conditional Use come before public works.

Charlie Sorenson got sworn in. Charlie Sorenson brought forth some concerns on the lack of the proposed property to "Abut" a major arterial street. The lack of curbs, pavement, signs etc.

Clyde Jenkins got sworn in. Clyde Jenkins questioned Joey Jarvis PW Director about paving and curbing.

John Underwood suggested that this case be postponed to allow the applicant to address issues at next meeting.

There being no further discussion Chairman Light closed Public Hearing.

**E.** Discussion and Possible Action; Planning and Zoning Case 2023-11, Conditional Use Request to allow for a RV Park to operate at the property located at 26557, Ruidoso Downs, NM 88346, located in a C-2 Zoning District.

Motion to table: Chairman Light to post postpone item to the next regular meeting. Seconded by Commissioner Roberts Vote: Motion carried by unanimous roll call vote (summary: Aye=3).

**F.** Public Hearing; Planning and Zoning Case 2023-12, Summary Re-Plat of property located at 26482 US Hwy 70, Ruidoso Downs NM 88346. Re-Plat property from one tract of land to two tracts of land.



January 19, 2024

Excalibur Oilfield, LLC P.O Box 507 Eunice, NM 88231

## Acknowledgement of Receipt of Appeal

Dear Mr. Ontiveros

This letter is to inform you that on January 18, 2024 the City of Ruidoso Downs received an appeal of the approval by the Planning and Zoning Commission of case 2023-11 of the request for a Conditional Use Permit to allow the operation of RV park at 26557 US Highway 70 located in the SW4SE4 Tract 2 Section-15 Township-11S Range-14E.

You will be receiving notification of the actual hearing date and time of the appeal hearing.

Sincerely,

Jennet Recendez Planning & Zoning Director

# **CITY OF RUIDOSO DOWNS**

NEW BUSINESS - A.

To: Mayor Holman and Councilors

Presenter(s): Public Works Director

Meeting February 26, 2024

Date:

**Re:** Discussion and Possible Action on Approval of Agreement for the All American Park Paving and Drainage Project.

## Item Summary:

The Project was sent out to 3 perspective contractors with price agreement contracts. The payments for this project will come from grant #22-ZH5053-44.

## Financial Impact:

The Project will be paid for by Grant # 22-ZH5053-44

## **Recommendations:**

To approve, Agreement for the All American Park Paving and Drainage Project.

# **CITY OF RUIDOSO DOWNS**

NEW BUSINESS - B.

To: Mayor Holman and Councilors

Presenter(s): Public Works Director

Meeting February 26, 2024

Date:

**Re:** Discussion and Possible Action on Approval of Change Order No. 1 to La Luz Dirt and Paving LLC to correct quantity's of basecourse on the Colonias CiF 5789 project in the amount of \$30,548.44.

## Item Summary:

After award it was discovered that the basecourse quantity's on this project were in correct. Quantity's are now adjusted correctly. This change order will cover the extra basecourse needed to construct a quality roadway. The amount of this change order is \$30,548.44 and will be paid for with grant funds.

## Financial Impact:

## **Recommendations:**

To approve, Change Order No. 1 to La Luz Dirt and Paving LLC to correct quantity's of basecourse on the Colonias CiF 5789 project in the amount of \$30,548.44.

## ATTACHMENTS:

Description Change Order No. 1 Colonias CiF 5789 project

		Cor No.	ntract Change Order
Contractor: La Luz Dirt & Pavi	ing, LLC		
166 Highway 82		Project: East & West Circle Im	provements
Alamogordo, NM 88310			
Owner: City of Ruidoso Down	s	5789-CIF	
PO Box 348 (123 Downs Dr)			
Ruidoso Downs, NM 88346			
Date of Issue: 02 / 08 / 2024		Effective Date: Date of Own	er's Signature
The Contractor is herby directed to	make the following changes in the C	Contract Documents	
Amount (w /o GRT)	Description		
\$28,500.00	Correction to the quantiy for Item 303	)10 Base Course 6", Complete In-Place	
\$28,500.00			
\$30,548.44	Including NMGRT @ 7.1875%		
Reason for Change Order			
Correct the quantity for Item 303010 E	Base Course 6", Complete In-Place to c	correspond to the unit quantity identified	for the work.
	nting change and justifying cost and tin	ie)	
Contractor RFI No. 1 and Engineer's	response with attachments		
		Chapter in Co	ntroot Timos
	ontract Price:	Change in Co	initiact filles.
Original Contract Price (w/ GRT):		Original Contract Timos: Calendar	Dave V Working Davs
	£4 550 042 00		Days I Working Days
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City of P	uidoso Downs- East & West Circle Improvements								tail Shee
-	Schedule I: Utilities						Chang	e Order No.	1
ltem	Description	Unit	Contract Quantity	Unit Price	Extended Amount	Adjusted Contract Quantity	Quantity Change	Cost Change	To-Date Amount
601000	REMOVAL OF STRUCTURES AND OBSTRUCTIONS	LS	1	\$3,000.00	\$3,000_00				\$3,000.0
603000	TEMPORARY EROSION AND SEDIMENT CONTROL	LS	1	\$5,000.00	\$5,000,00				\$5,000.0
618000	TEMPORARY TRAFFIC CONTROL AND MANAGEMENT	LS	1	\$12,000.00	\$12,000.00				\$12,000,0
621000	MOBILIZATION	LS	1	\$15,000.00	\$15,000,00				\$15,000,0
662300	MANHOLE BARRELL ADJUSTMENT	EA	1	\$7,472,00	\$7,472.00		· · · · · · · · · · · · · · · · · · ·		\$7,472,0
662400	MANHOLE ADJUSTMENT	EA	14	\$2,188.00	\$30,632,00				\$30,632.0
663100	FURNISH AND INSTALL 6" FIRE HYDRANT ASSEMBLY, COMPLETE IN PLACE	EA	7	\$9,603.00	\$67,221.00				\$67,221.0
663203	FURNISH AND INSTALL 2" COMBINATION AIR/VACUUM RELEASE VALVE, COMPLETE IN PLACE	EA	1	\$3,487.00	\$3,487.00				\$3,487.0
663726	FURNISH AND INSTALL 6" PVC WATERLINE, INCLUDING TRENCHING, BACKFILL, FITTINGS, ETC., COMPLETE IN PLACE	LF	4,170	\$50,85	\$212,044,50				\$212,044.5
663701	FURNISH AND INSTALL 3/4" SDR 7 HDPE SERVICE LINE, COMPLETE IN PLACE	LF	2,076	\$12.60	\$26,157.60	-			\$26,157.6
663774	CONNECT TO EXISTING WATERLINE, 4" TO 6" IN DIAMETER, COMPLETE IN PLACE	EA	2	\$5,000.00	\$10,000.00				\$10,000.00
663866	FURNISH AND INSTALL 3/4" METER ASSEMBLY. COMPLETE IN PLACE	EA	83	\$1,569.00	\$130,227.00				\$130,227.00
663896	FURNISH AND INSTALL 6" GATE VALVE ASSEMBLY, COMPLETE W/VALVE BOX AND CONCRETE COLLAR	EA	8	\$3,298.00	\$26,384.00	-			\$26,384.00
801000	CONSTRUCTION STAKING BY CONTRACTOR	LS	1	\$15,000.00	\$15,000.00				\$15,000.00
901000	CONTRACTORS QUALITY CONTROL CONSTRUCTION TESTING	ALL	1	\$15,000.00	\$15,000.00				\$15,000.00
	Sub-Total: Base Bi	d Sched	lule I: Utilities		\$578,625,10		Net Change:	\$0.00	\$578,625.10
		Gross R	eceipt Tax @	7.1875%	\$41,588.68				\$41,588.68
	Total: Base Bio	I Sched	ule I: Utilities		\$620,213.78			and the second	\$620,213.78

						C	hange C	order Det	ail Sheet
City of Rui	idoso Downs- East & West Circle Improvements						Change	e Order No.	1
Base Bid S	Schedule II: Roadway & Drainage								
ltem	Description	Unit	Contract Quantity	Unit Price	Extended Amount	Adjusted Contract Quantity	Quantity Change	Cost Change	To-Date Amount
203000	UNCLASSIFIED EXCAVATION	LS	1	\$95,000,00	\$95,000,00				\$95,000.00
207000	SUBGRADE PREPARATION	SY	12,300	\$4,25	\$52,275.00				\$52,275.00
303010	BASE COURSE 6", IN PLACE	CY	1,560	\$75_00	\$117,000,00	1940	380	\$28,500,00	\$145,500.00
408100	PRIME COAT	TON	20	\$1,000,00	\$20,000,00				\$20,000.00
414130	COLD MILLING (ASPHALT) 3"	SY	9,600	\$6.00	\$57,600,00				\$57,600.00
515000	REINFORCED CONCRETE FOR MINOR STRUCTURES	CY	1	\$2,100,00	\$2,100,00				\$2,100.00
601000	REMOVAL OF STRUCTURES AND OBSTRUCTIONS	LS	1	\$12,000,00	\$12,000.00				\$12,000.00
603000	TEMPORARY EROSION AND SEDIMENT CONTROL	LS	1	\$8,000.00	\$8,000.00				\$8,000,00
608009	CURB RETURN W/FILLET AND NO SIDEWALK	EA	6	\$3,695.00	\$22,170.00				\$22,170.00
608106	CONCRETE DRIVEPAD, 6"	SY	50	\$173,00	\$8,650.00				\$8,650.00
609318	CONCRETE APRON CURB , TYPE "F" 6" X 24"	LF	10	\$38.60	\$388.00				\$388.00
609324	CONCRETE MOUNTABLE CURB AND GUTTER, TYPE "A" 6" X 24"	LF	7,290	\$39,35	\$286,861.50				\$286,861_50
609647	CONCRETE VALLEY GUTTER, 6" X 24"	LF	100	\$73,00	\$7,300.00				\$7,300.00
609648	CONCRETE VALLEY GUTTER, 6" X 48"	LF	120	\$118.00	\$14,160.00				\$14,160.00
618000	TEMPORARY TRAFFIC CONTROL AND MANAGEMENT	LS	1	\$25,000.00	\$25,000.00				\$25,000.00
621000	MOBILIZATION	LS	1	\$85,000.00	\$85,000.00				\$85,000.00
801000	CONSTRUCTION STAKING BY CONTRACTOR	LS	1	\$31,000,00	\$31,000.00				\$31,000.00
901000	CONTRACTORS QUALITY CONTROL CONSTRUCTION TESTING	ALL	1	\$25,000.00	\$25,000.00				\$25,000.00
	Sub-Total: Base Bid Schedule II:	Roadw	ay & Drainage		\$869,504,50	12 10	Net Change:	\$28,500.00	\$898,004.50
		Gross F	Receipt Tax @	7.1875%	\$62,495,64	1. 2210-273		172.54	\$64,544.07
	Total: Base Bid Schedule II:	Roadw	ay & Drainage		\$932,000.14	1 To AN		1.5	\$962,548.57
						Subtotal this	Change Order	\$28,500.00	
					Gross	Receipts Tax @		\$2,048.44	
				·			Change Order	\$30,548.44	A. 170 000 0
			nount Subtotal		\$1,448,129.60		d Contract Am		\$1,476,629.60
			Receipt Tax @		\$104,084.32		Receipt Tax @		\$106,132.75 \$1,582,762.35
	Current C	ontract	Amount Tota		\$1,552,213.92	Rev	ised Contract	Amount rotat	\$1,302,102.30

			Request f
DENNIS ENGINEERIN	IG COMPANY		Information For
Contractor's RFI N	o.: <u>1</u>	Engineer's RFI No.	I
Contract: East an	nd West Circle Improvements		
Contractor: La Lu	ız Dirt & Paving, LLC	_	
Owner: _City of R	Ruidoso Downs	Owner's Contract of	or ITB No.:
Engineer: DENNI	IS ENGINEERING COMPANY	Engineer's Contrac	ot No.: 01232
	Y: <u>Nancy Beshaler</u> (Name of the Contractor's Representative)		lley, Casey Otero
REGARDING: B	Base Course Quantity for Heights Drive		
REFERENCE:	DIVISION SECTION	PLAI	N SHEET NO. <u>2-2</u>
Please confirm the	ne quantity of base course identified (14.	96 CY) for Heights	Drive
- CONTRACTOR'S ( The undersigned Con submitting the reques	tractor certifies that (1) due diligence was used to t; (2) Contractor has read and understood the pro	o determine the intent of visions of Supplement	of the contract documents prior
- CONTRACTOR'S ( The undersigned Con submitting the reques Contractor understand final and binding on th	CERTIFICATION: tractor certifies that (1) due diligence was used to	o determine the intent of visions of Supplement onse to a Contractor's of Owner written notice	of the contract documents prior al Provision 1504; and; (3) RFI, that determination shall b of a change in the work within
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- CONTRACTOR'S ( The undersigned Con submitting the reques Contractor understand final and binding on th certain period of time Many Bushalun	CERTIFICATION: htractor certifies that (1) due diligence was used to it; (2) Contractor has read and understood the pro ds that once the Engineer provides a written response to contractor unless the Contractor delivers to the of receipt of that determination. See the General Nancy Beshaler, Pr	o determine the intent o visions of Supplement onse to a Contractor's o Owner written notice Conditions for further roject Manager	of the contract documents prior al Provision 1504; and; (3) RFI, that determination shall b of a change in the work within
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## **CITY OF RUIDOSO DOWNS**

NEW BUSINESS - C.

To: Mayor Holman and Councilors

Presenter(s): Public Works Director

Meeting February 26, 2024

Date:

Re: Discussion and Possible Action on Approval of Resolution 2024-07, a Resolution Authorizing the Submittal of an Application for the 2024-2025 New Mexico Department of Transportation Municipal Arterial Program Funds for Street and Drainage Improvements within Ruidoso Downs, New Mexico.

## Item Summary:

This resolution authorizes the submittal of a NM DOT MAP application for planning, design, drainage improvements, pavement rehabilitation, construction, reconstruction, construction management, lighting and miscellaneous for Wright Lane from Spring Road to West Drive. This funding source requires a 5% match which we will meet with in kind labor and equipment.

## Financial Impact:

## **Recommendations:**

To approve, Resolution 2024-07, a Resolution Authorizing the Submittal of an Application for the 2024-2025 New Mexico Department of Transportation Municipal Arterial Program Funds for Street and Drainage Improvements within Ruidoso Downs, New Mexico.

## ATTACHMENTS:

Description Project Map - Wright Lane Resolution 2024-07 for NMDOT MAP Application



## CITY OF RUIDOSO DOWNS RESOLUTION NO. 2024-07

## A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION FOR THE 2024-2025 NEW MEXICO DEPARTMENT OF TRANSPORTATION MUNICIPAL ARTERIAL PROGRAM FUNDS FOR STREET AND DRAINAGE IMPROVEMENTS WITHIN RUIDOSO DOWNS, NEW MEXICO

WHEREAS,	The City of Ruidoso Downs, New Mexico a municipal corporation, acting by its City Council (the governing body), is in support of seeking funding assistance, in full or in part, for the planning, design, drainage improvements, pavement rehabilitation, construction, reconstruction, construction management, lighting and miscellaneous of Wright Lane from Spring Road to West Drive; and
WHEREAS,	The State Maintenance Bureau of the New Mexico Department of Transportation is soliciting applications for the Department's Municipal Arterial Program (MAP) for fiscal year 2024-2025 which includes major local service streets; and
WHEREAS,	Wright Lane provides for a bypass around a portion of US 70 in Ruidoso Downs; and
WHEREAS,	the New Mexico Department of Transportation requests, as part of the application procedure, passage, and submittal of a local government resolution of support for the project.

**NOW THEREFORE, BE IT RESOLVED,** by the City of Ruidoso Downs Council, on behalf of the City of Ruidoso Downs, New Mexico, support for the preparation and submittal of an application in accordance with the procedures established by the New Mexico Department of Transportation.

**PASSED, ADOPTED, AND APPROVED** by the Governing Body of the City of Ruidoso Downs on this 26<sup>th</sup> day of February 2024.

(SEAL)

Dean Holman, Mayor

Attest:

Alejandra L. Giron, MMC City Clerk/Treasurer

# **CITY OF RUIDOSO DOWNS**

NEW BUSINESS - D.

To: Mayor Holman and Councilors

Presenter(s): Deputy Police Chief

Meeting February 26, 2024

Date:

Re: Discussion and Possible Action on Approval of the Law Enforcement Retention Fund Grant.

## Item Summary:

Attached is a proposal to fund a grant offered by the New Mexico Department of Public Safety as a retention fund for qualified officers listed. The police department respectfully requests you review and approved the funding. Respectfully request you review and approve the agenda item as presented

## Financial Impact:

Increase in pay for qualified officers (total of 2 year grant)

## **Recommendations:**

To approve, the Law Enforcement Retention Fund Grant.

## ATTACHMENTS:

Description Law Enforcement Retention Fund Notice to Fund



 

 Checklist for Contracts/Agreements/Change Orders/Grants for City Council Approval

 2-7-44
 R. Kurlft #801

 Date
 Person Responsible for the Submission

 LAW ENFORMENT RETENTION FUND (FAMT)

 Title or Subject Matter

 We are seeking:
 Finance Director Approval

 Attorney Approval

City Council Approval

See Instructions for complete guidance. For each step below, Person Responsible for Submission should check Yes or No in the "Required" field and enter the date of completion if required. Please submit this form with the final version of the documents that are ready for posting.

Required Yes? No?	Date	ltem
Ý	2-7-24	The person in charge of the project has reviewed and approved the project and supporting documents to be submitted.
l Y	2-7-24	Finance Director has reviewed and approved the Procurement, Financial terms, and any budgetary requirements.
4	2-7-24	City Attorney's Office has reviewed and approved any contract, task order, Grant, or other legal document associated with the project or has authorized the project to move forward pending final review.
		Approval of the appropriate Commission or Board has been obtained, and the date and fact of approval have been included in with supporting documents.
Y	2-7-24	A draft resolution or motion is attached.
		If not attached, a draft resolution or motion has been submitted to or requested from the City Attorney's Office.
Y	2-1-24	Mayor's Office has been informed of the project and has agreed that the project is ready to present to the Council for approval. If the item is to be approved by motion, Mayor has approved it.
Y	2-7-24	The person in charge of the project upload into NovusAgenda, supporting documents, and included this checklist.



# New Mexico Department of Public Safety

MICHELLE LUJAN GRISHAM GOVERNOR JASON R. BOWIE CABINET SECRETARY

W. TROY WEISLER CHIEF / DEPUTY SECRETARY

January 19, 2024

City of Ruidoso Downs P.O. Box 348 Ruidoso Downs, NM 88346

Attn: Joe Commander

## Re: Law Enforcement Retention Fund – Notice of Intent to Disburse

Dear Law Enforcement Partner:

DPS is in receipt of the City of Ruidoso Downs request for a disbursement of funds from the Law Enforcement Retention Fund ["LERF"] for the purpose of providing law enforcement retention differential disbursements to the Ruidoso Downs Police Department officers listed on **Exhibit A** and paying the employer tax liability (consisting of payroll taxes outlined in the Federal Insurance Contribution Act for Social Security and Medicare but not any employer contribution for retirement or other benefit plans) related to each law enforcement retention differential disbursement to be paid.

DPS has reviewed the information the City of Ruidoso Downs submitted to the DPS as required by NMSA 1978 Section 9-19-14 and the then extant emergency rule NMAC 10.2.4.9 in order to be an agency eligible to receive monies from the LERF. The information submitted appears to substantially comply with that required to be submitted by the statute and the rule.

Based on the information provided by the City of Ruidoso Downs for each officer for whom a request was made, DPS has asked the Secretary of the Department of Finance and Administration ["DFA"] to issue a warrant to the City of Ruidoso Downs in the amount of **\$3,542.28**. Of the \$3,542.28, \$3,290.56 is attributable to the projected retention differential disbursement ["PRDD"] and \$251.72 is attributable to the employer tax liability for Federal Insurance Contribution Act ["FICA"] or Medicare.

Since the balance in the LERF is sufficient to pay all PRDDs requested by all eligible law enforcement agencies as well as the employer tax liability for FICA or Medicare attributable to each PRDD requested, no pro rata deduction was applied to the amounts requested.

If you believe the amount DPS has advised DFA that DPS will disburse to the City of Ruidoso Downs for the purpose of paying retention differential disbursements to the officers listed on Exhibit A and the employer tax liability for FICA and Medicare attributable to each PRDD is correct, please sign the acknowledgement below and return

1

# the signed acknowledgement of the Notice of Intent to Disburse to DPS.LERF@dps.nm.gov no later than Friday, February 2, 2024.

If you believe the amount DPS has advised DFA that DPS will disburse to the City of Ruidoso Downs for the purpose of paying retention differential disbursements to the officers listed on Exhibit A and the employer tax liability for FICA and Medicare attributable to each PRDD is incorrect, the City of Ruidoso Downs has thirty (30) days from your receipt of this Notice of Intent to Disburse to submit Objections to the Notice of Intent to Disburse to DPS.LERF@dps.nm.gov.

DPS will review your objections and respond as soon as possible.

Please be advised that disbursement of LERF funds to City of Ruidoso Downs, obligates the City of Ruidoso Downs to the following:

- 1) Any monies disbursed to for the purpose of paying PRDDs and related tax liability may not be paid to an eligible officer until the date the officer attains eligibility<sup>44</sup>;
- 2) Once an officer attains eligibility, the PRDD should be paid to the officer no later than thirty (30) days following the date the officer attains eligibility. If an officer has attained eligibility, but departs from the agency prior to the disbursement of LERF funds to your agency, the officer shall remain eligible for payment;
- 3) Tax liability for FICA and Medicare related to the PRDD must be paid in accordance with applicable law;
- Monies disbursed for the purpose of providing PRDDs to those officers who are projected to, but who have not yet attained eligibility therefor, should be placed in an interest-bearing account;
- 5) Monthly reporting to DPS on or before the tenth day of the month following the disbursement of funds to an eligible officer or the non-disbursement of funds to an officer projected to be but ultimately found to be ineligible for a disbursement. The monthly reporting will include the name of the officer, the amount paid or not paid and, if not paid, the reason therefore;
- 6) Monies disbursed from the LERF which are not paid out as PRDD or taxes by your agency, shall be reported to DPS as not having been paid out, no later than Wednesday, July 31, 2024. DPS will provide a reporting template for your use. All funds shall be returned to DPS for redeposit into the LERF no later than Friday, August 30, 2024.

If you are a **state agency and** have not been contacted by DPS with respect to the detailed SHARE accounting information needed to disburse funds to your agency via operating transfer, please contact Louise Riebe, ASD Director of Special Projects, at <u>louise.riebe@dps.nm.gov</u> or 505-827-9080. Disbursement will not occur until DPS has been provided with the detailed account information and financial point-of-contact required.

<sup>&</sup>lt;sup>44</sup> The officer attains eligibility to receive the PRDD the day following the date on which the officer completes one year more than four, nine, fourteen or nineteen consecutive years of employment with your agency.

If you are **not a state agency**, a manual warrant will be issued for the monies to be disbursed to you from the LERF. If you have not already done so, please contact Louise Riebe, ASD Director of Special Projects, at louise.riebe@dps.nm.gov or 505-827-9080 to advise her of:

- 1) The legal name of the entity entitled to receive the LERF funds, e.g., the City of \_\_\_\_\_\_, etc.; and
- The name or job title and preferably, both, and the address of the individual to whose attention the warrant should be addressed for delivery by certified mail, return receipt requested.

Should you have any questions regarding this Notice of Intent to Disburse, please do not hesitate to contact DPS Administrative Services Division Director ["ASD"] Sylvia M. Serna at **DPS.LERF@dps.nm.gov** or 505-629-6865.

Very truly yours,

Juin Bie

Jason R. Bowie Cabinet Secretary

Cc: Robert Knight Mary Castaneda

## ACKNOWLEDGEMENT

I hereby swear or affirm under penalty of perjury that I, \_\_\_\_\_\_\_\_ on behalf of the City of Ruidoso Downs have received this Notice of Intent to Disburse to the City of Ruidoso Downs from the LERF the sum of \$3,542.28. I understand that of the \$3,542.28, disbursed, \$3,290.56 is attributable to PRDD and \$251.72 is attributable to the employer tax liability for Federal Insurance Contribution Act ["FICA"] and Medicare. I further acknowledge the obligations placed on the City of Ruidoso Downs as set forth in the Notice of Intent to Disburse with respect to the receipt, handling, further disbursement and return of the monies disbursed from the LERF.

Date: \_\_\_\_\_

Printed name and job title of individual legally authorized to bind the agency

Signature of individual legally authorized to bind the agency

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# New Mexico Department of Public Safety Law Enforcement Retention Fund 2023 - Year 2 Eligible Officers December 11, 2023

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		3,542.28	\$ 47.71 \$	204.01	3,290.56 \$	65,811.20 \$	4	Agency Total	
	2/28/2024	3,542.28	\$ 47.71 \$	204.01	3,290.56 \$	65,811.20 \$	4	5091 Robert Knight	Ruidoso Downs Police Department 505
Note	Anniv	Total	Medicare	Social Sec	1 5% PRDD	Compensation	Year	er ID Name	Agency Officer II

## CITY OF RUIDOSO DOWNS

NEW BUSINESS - E.

To: Mayor Holman and Councilors

Presenter(s): Mayor

Meeting February 26, 2024 Date:

**Re:** Discussion and Possible Action on Approval of the Creation of a Temporary Multi-Jurisdictional Hazard Mitigation Plan Advisory Committee.

## Item Summary:

On February 12, 2024, the governing body met in regular session and discussed Resolution 2024-03, a resolution of the City of Ruidoso Downs adopting the 2023 Lincoln County Multi-Jurisdictional Hazard Mitigation Plan Update. After discussion and consideration, the item was postponed until March 25, 2024 and recommended a committee be created.

The temporary Multi-Jurisdictional Hazard Mitigation Plan Advisory Committee shall consist of five board members, all of whom shall have voting authority. A quorum shall consist of three voting members. The Council shall appoint members from the citizens of Ruidoso Downs. A member of the Council shall be selected to be the Chairperson of the committee.

The committee is established to review the Lincoln County Multi-Jurisdictional Hazard Mitigation Plan, to hear testimony from all interested citizens, and to submit its recommendations to the Council on March 25, 2024.

## Financial Impact:

## **Recommendations:**

To approve the Creation of a Temporary Multi-Jurisdictional Hazard Mitigation Plan Advisory Committee.

# **CITY OF RUIDOSO DOWNS**

NEW BUSINESS - F.

To: Mayor Holman and Councilors

Presenter(s): Mayor

Meeting February 26, 2024 Date:

**Re:** Discussion and Possible Action on Approval of Ruidoso Downs Beautification Committee Amended By-Laws.

## Item Summary:

On October 13, 2015, the Governing Body approved Beautification Committee Bylaws. Said Bylaws are outdated and need to be updated. It is in the best interest of the public and Beautification Committee recommend that the Governing Body adopt Amended Bylaws.

## Financial Impact:

This item has no financial impact.

## **Recommendations:**

To approve, the Ruidoso Downs Beautification Committee Amended By-Laws.

# **CITY OF RUIDOSO DOWNS**

NEW BUSINESS - G.

To: Mayor Holman and Councilors

Presenter(s): Mayor

Meeting February 26, 2024 Date:

**Re:** Discussion and Possible Action on Approval of the City of Ruidoso Downs Certificate of Records Destruction 2024-001.

## Item Summary:

The attached list of City of Ruidoso Downs records have reached their retention and are eligible for destruction.

## Financial Impact:

This item has no financial impact.

## **Recommendations:**

To approve, the City of Ruidoso Downs Certificate of Records Destruction 2024-001.

# ATTACHMENTS:

Description Certificate 2024-001 Records Retention List 2024-001



## CITY OF RUIDOSO DOWNS CERTIFICATE OF RECORDS DESTRUCTION 2024-001

## A CERTIFICATE AUTHORIZING THE DESTRUCTION OF CERTAIN RECORDS THAT HAVE REACHED THEIR RETENTION DATE

The City of Ruidoso Downs, Resolution No. 2018-20 Municipal Records Retention Policy Guidelines and New Mexico Municipal Records Retention Schedule, authorizes the destruction of certain records that have reached their retention date.

Per Resolution 2018-20 and the New Mexico Municipal Records Retention Schedule, the attached list of City of Ruidoso Downs records have met their retention and are eligible for destruction.

The attached list of records will be destroyed through the services of a secured records destruction company.

Approval for the destruction of noted records has been approved by the Governing Body of the City of Ruidoso Downs on this 26<sup>th</sup> day of February 2024.

By:

Mayor, Dean Holman

(SEAL)

Attest:

Alejandra L. Giron MMC City Clerk/Treasurer

Update 12-3-2020
Schedule -
Retention
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New Mexic

Record No.	LO RECORD SERIES NAME	DESCRIPTION/ EXAMPLES	RETENTION	Department	Old No.	NOTES
18.03.002	Accounts Receivable: Records concerning payments made to the municipality for goods and services and or other revenue sources.	File may include receipts, deposit slips, bank statements, correspondence, invoices for services/goods supplied by the municipality, memoranda, daily cash reports, reconciliation of cash transactions, monthly revenue report, utility payment stubs, utility billing register, etc.	3 year after audit report	Finance	1.15.5.202 1.15.5.203 1.15.5.204 1.15.5.206 1.15.5.206 1.15.5.206 1.15.5.208 1.15.5.508 1.15.5.508 1.19.8.557	*Utility Daily Reports Jan-Dec. 2020 *Utility Daily Reports Jan-Dec 2017 *Utility Receipts (Envelopes) 4-2020- 6/2020 *Utility Monthly Billing Jan-Dec 2020
18.03.018	<b>Payroll Files</b> : Records documenting wages paid to employees for services rendered, deductions, etc.	Information includes name of employee, social security number, date of check, hourly or salaried amount, overtime, number of hours worked, deductions, etc. File may include: time sheets, time cards, leave records, overtime file, miscellaneous deductions (United Way, Credit Union, etc.), personnel action forms, payroll vouchers, payroll sign-out sheets, warrants, checks, trial payroll, bi-weekly or monthly payroll register (excluding the year-end report), monthly benefit remittance, employee year-to-date report, personnel action/status change request, etc.	3 years after audit report	Finance	1.15.3.142 1.15.5.402 1.15.5.404 1.15.5.404 1.15.5.405 1.15.5.405 1.15.5.407 1.15.5.408 1.15.7.105 1.15.7.708	*Timesheets 2019 *2019 Payroll Reports Box 2 of 2 *2019 Payroll Reports Box 1 of 2 *2018 Payroll Year End 2019 Payroll Year End W-2's
18.04.030	Worker's Compensation Claims:	3 years after end c         3 years after end c         3 years after end c         calendar year in w         calendar year in w         colored         of accident, medical and documentation reports, notice         file closed         NOTE: Claim file         copies of medical bills submitted by claimant, record of containing health         paid benefits, etc.         confidential. (14-         NMSA 1978)	ıf hich 5-1,	Human Resources	1.15.3.205	*2017 SUTA Workers Comp Assessment Reports, 2015-16 Worker's Comp Audit, 2016-17 Workers Comp Audit, 2018 Leave Reports, 2017 Federal Tax-941 2015-16 Saftety Training Records, 2017 Workers Comp Fees
18.06.016	Meetings - Recordings: Audio or video recordings of meetings		After minutes have been transcribed and accepted at the next meeting but no longer than 2 years after meeting date	Clerk	1.15.3.119	No longer than 2 years after meeting date
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(Any records not specifically addressed herein shall be retained in accordance with applicable law.)

## CITY OF RUIDOSO DOWNS

NEW BUSINESS - H.

To: Mayor Holman and Councilors

Presenter(s): Mayor

Meeting February 26, 2024

Date:

**Re:** Discussion and Possible Action on Approval of Resolution 2024-06, A Resolution Establishing the City of Ruidoso Downs Governing Regular Council Meetings and Workshop Meetings.

## Item Summary:

A Resolution Establishing the City of Ruidoso Downs Governing Body Regular Council Meetings and Workshop meetings which changes Regular Meeting times and dates and to conduct monthly workshop meetings.

## Financial Impact:

## **Recommendations:**

To approve, Resolution 2024-06, A Resolution Establishing the City of Ruidoso Downs Governing Regular Council Meetings and Workshop Meetings.

## ATTACHMENTS:

Description Res. 2024-06 Meeting Dates 2024

## CITY OF RUIDOSO DOWNS RESOLUTION 2024-06

## A RESOLUTION ESTABLISHING THE CITY OF RUIDOSO DOWNS GOVERNING BODY REGULAR COUNCIL MEETINGS AND WORKSHOP MEETINGS

- **WHEREAS,** the Governing Body of the City of Ruidoso Downs holds regular meetings and desires to change the times and dates of said meetings; and
- **WHEREAS,** the Governing Body of the City of Ruidoso Downs desires to conduct monthly workshop meetings; and
- WHEREAS, the Governing Body of the City of Ruidoso Downs has determined it is in the best interests of the citizens and Governing Body to adopt this Regular Meeting and Workshop Meeting Resolution of the Governing Body of the City of Ruidoso Downs which changes Regular Meeting times and dates and to conduct monthly workshop meetings.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the City of Ruidoso Downs, County of Lincoln, New Mexico that:

- 1. REGULAR MEETINGS. Unless the business before the City Council dictates otherwise, the Governing Body of the City of Ruidoso Downs shall conduct one City Council Open Meeting at 5:30 p.m. on the fourth Monday of each month in the Council Chambers, The Hubbard Room. However, when that Monday is a city holiday, that meeting will be held on the next business day.
- 2. WORKSHOP MEETINGS. The Governing Body of the City of Ruidoso Downs shall conduct one Workshop Open Meeting at 3:00 p.m. on the second Monday of each month in the Council Chambers, The Hubbard Room. However, when that Monday is a city holiday, that meeting will be held on the next business day. The purpose of these Workshops is designed to facilitate the Council with a question-and-answer format for upcoming agenda items that require more information, review, and discussion before the next regularly scheduled meeting. A quorum of the Governing Body is required to hold these Workshops.
- 3. This Resolution shall take effect immediately upon adoption.
- 4. This Resolution repeals and replaces provisions in any other Resolution to the contrary.

**PASSED, ADOPTED, AND APPROVED** by the Governing Body of the City of Ruidoso Downs on this 26<sup>th</sup> day of February 2024.

(SEAL)

Dean Holman, Mayor

Attest:

Alejandra L. Giron, MMC City Clerk/Treasurer



The deadline for Agenda items is Monday at 10:00 a.m. prior to meetings. Meetings are held in the Council Chambers, The Hubbard Room.

#### Meeting Date Meeting Monday, January 8, 2024 **Regular** Council Meeting Monday, January 22, 2024 **Regular** Council Meeting Monday, February 12, 2024 **Regular** Council Meeting Monday, February 26, 2024 **Regular Council Meeting** Monday, March 11, 2024 Workshop Meeting \*\*\* **Regular** Council Meeting Monday, March 25, 2024 Workshop Meeting \*\*\* Monday, April 8, 2024 Monday, April 22, 2024 **Regular** Council Meeting Monday, May 13, 2024 Workshop Meeting \*\*\* Tuesday, May 28, 2024 **Regular Council Meeting** Workshop Meeting \*\*\* Monday, June 10, 2024 **Regular** Council Meeting Monday, June 24, 2024 Workshop Meeting \*\*\* Monday, July 8, 2024 Monday, July 22, 2024 **Regular** Council Meeting Workshop Meeting \*\*\* Monday, August 12, 2024 **Regular** Council Meeting Monday, August 26, 2024 Monday, September 9, 2024 Workshop Meeting \*\*\* Monday, September 23, 2024 **Regular Council Meeting** Workshop Meeting \*\*\* Tuesday, October 15, 2024 Monday, October 28, 2024 **Regular Council Meeting** Workshop Meeting \*\*\* Tuesday, November 12, 2024 Monday, November 25, 2024 **Regular Council Meeting** Workshop Meeting \*\*\* Monday, December 9, 2024

# 2024 Meeting Dates

The meeting dates for the Workshop Meetings are held on the second Monday of each month and begin at 3:00 p.m. and are indicated with an asterisk. The meeting dates for the **Regular Council Meetings** are the fourth Monday of each month and begin at 5:30 p.m. However, when that Monday is a city holiday, that meeting will be held on the next business day.