

**LUNA COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**Linda M. Smrkovsky**  
Member

**R. Javier Diaz**  
Chairman

**Joe L. Milo, Jr.**  
Member

**Thursday, September 8, 2016  
10:00 a.m.  
Regular Meeting  
Luna County Courthouse**

1. **Call to Order:** Chairman Diaz to commence meeting (At this time, please silence your cell phones and any other electronic devices) Pledge of Allegiance, State Pledge
2. **Roll Call:**
3. **Approval of Agenda:**
4. **Elected Officials Report:**
5. **Announcements:**  
FY 2017 Final Budget approved by DFA
6. **Service Awards:**  
Bobby Brookhouser Jr. Detention 10yrs
7. **Presentations:**
8. **Public Hearing:** To Consider Amending Ordinance Number 54- Collective Bargaining
9. **Ordinance:** Amended Ordinance Number 54- Collective Bargaining  
**MOTION AND VOTE**
10. **Public Comment:** The Public has the opportunity to provide comment at this time pertaining to items on the agenda only. Please be advised that this is not a question and answer period. Your comments specific to the agenda items will be limited to three minutes unless the Board of County Commissioners requests more information. The time limit and opportunity to speak is given in an effort to allow public input on business matters of the County to move the agenda forward in a prompt yet efficient manner. Comment will not be allowed on individual agenda items as they are discussed by the Commissioners during new business.
11. **County Manager's Report:**

**12. Minutes:**

- a. Work Session- August 11, 2016  
**MOTION AND VOTE**
- b. Regular Meeting- August 11, 2016  
**MOTION AND VOTE**
- c. Special Meeting- August 29, 2016  
**MOTION AND VOTE**

**13. Consent Agenda:**

- a. Accounts Payable: \$ 990,118.10
- b. Payroll:\$ 1,001,448.82
- c. Resolution 16-44 Budget Increases
- d. Resolution 16-45 Department Transfers
- e. Resolution 16-46 Supporting 2017 NMAC Legislative Priorities
- f. Resolution 16-47 Courthouse Park Use Agreement
- g. Amended Resolution 16-42 Mileage & Per Diem
- h. Bond Purchase Agreement
- i. Letter to Congressman Pearce of Appreciation and Support in Opposing the Travel Management Plan of Gila National Forest
- j. Water Rights Transfer from Luna County to Deming Public Schools
- k. Appointment of Labor Relations Board Member
- l. Authorize the County Manager to request donation of property from Duke Energy for the purpose of building an additional fire station.

**MOTION AND VOTE**

**14. Old Business:**

Resolution 16-43 Declaring Regional Support and Submittal of Project Feasibility Form for NM Highway 11 Truck By-Pass Location Study

**MOTION AND VOTE**

**15. New Business:**

**16. Call for Ordinance:** Amending Ordinance Number 5- Business Registration Fee

**MOTION AND VOTE**

**17. Approval of Travel Requests:**

**18. Indigent Claims Report:**

- a. Recess as County Commission, Convene as Claims Board

**MOTION AND VOTE**

- b. Presentation of Claims Report by Joanne Hethcox  
c. Consider Claims dated September 8, 2016 in the amount of \$0.00

**MOTION AND VOTE**

- d. Recess as Claims Board, Re-Convene as County Commission

**MOTION AND VOTE**

- 19. Executive Session:** Executive Session to discuss possible Litigation Matters pursuant to §10-15-1 (H)(7) NMSA 1978 pertaining to filing an Inspections of Public Records Request Violation

**MOTION AND VOTE**

**20. Upcoming Meetings:**

Work Session-October 13, 2016 at 9:00 a.m.

Regular Meeting-October 13, 2016 at 10:00 a.m.

**21. Requests for Future Agenda Items:**

**22. Jail Inspection:**

**23. Adjourn:**

*STATE PLEDGE: I salute the flag of the State of New Mexico and the Zia symbol of perfect friendship among united cultures.*

**NOTE TO THE PUBLIC:** Please use the microphone when addressing the Board. This is necessary for recording purposes. Thank you for your cooperation. Headphones for hearing enhancement are available upon request.

**MINUTES  
WORK SESSION  
LUNA COUNTY BOARD OF COUNTY COMMISSIONERS  
Thursday, August 11, 2016**

**BE IT REMEMBERED** that the Luna County Board of County Commissioners met in work session at 9:00 a.m. on Thursday, August 11, 2016 in the County Commission Chambers of the Luna County Courthouse, Deming, New Mexico, for the purpose of conducting a Work Session.

**CALL TO ORDER:** Chairman Diaz called the meeting to order at 9:03 a.m.

**ROLL CALL:** Deputy Clerk JoAnna Zurinsky called roll. The following Commissioners constituting a quorum were present:

**Joe L. Milo, Jr., District 1  
Linda M. Smrkovsky, District 2  
R. Javier Diaz, Chairman, District 3**

**COMMISSIONERS AND STAFF DISCUSSION ON REGULAR MEETING AGENDA ITEMS:** The Luna County Board of County Commissioners presented the Regular Meeting Agenda items for presentation and discussion by attending members of the public. County Manager Ira Pearson advised members of the Board that item 12 c on the *Consent Agenda* would need to be moved to the *New Business* items pending further discussion, and recommended tabling item 12 e. (*\*Note: Items were presented for discussion only and no actions were taken.*)

**PUBLIC INPUT:** Public input on agenda items and announcements were made by the following: The Luna County Board of County Commissioners, County Manager Ira Pearson, Special Projects and Facilities Management Director Billy Ruiz, Community Projects Director Jessica Etcheverry.

**ADJOURN:** Chairman Diaz adjourned the meeting at 9:57 a.m.

**ATTEST:**

**LUNA COUNTY BOARD OF  
COUNTY COMMISSIONERS**

\_\_\_\_\_  
**Andrea Rodriguez, Luna County Clerk**

\_\_\_\_\_  
**Joe L. Milo, Jr., District 1**

**Approved:** \_\_\_\_\_

\_\_\_\_\_  
**Linda M. Smrkovsky, District 2**

\_\_\_\_\_  
**R. Javier Diaz, District 3, Chairman**

**MINUTES  
REGULAR MEETING  
LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS  
Thursday, August 11, 2016**

**BE IT REMEMBERED** that the Luna County Board of County Commissioners met in regular session at 10:00 a.m. on Thursday, August 11, 2016 in the County Commission Chambers of the Luna County Courthouse, Deming, New Mexico, for the purpose of conducting any and all business to come properly before the Board.

The following staff and elected officials were present:

County Manager Ira Pearson, Executive Administrative Assistant Yossie Nieblas, County Clerk Andrea Rodriguez, Chief Deputy Clerk Berenda McWright, Deputy Clerk JoAnna Zurinsky, Treasurer Dora Madrid, Chief Deputy Treasurer Gloria Rodriguez, Sheriff Jonathan Mooradian, Lieutenant Richard Cowles, Community Projects Director Jessica Etcheverry, Special Projects and Facilities Management Director Billy Ruiz, Road Director Marty Miller, Dispatch Supervisor Lauree Sanchez, Budget and Procurement Director Joanne Hethcox, Human Resources Director Danny Gonzales, Community Health and Wellbeing Director Jessica Moreno, Detention Director Matt Elwell, IT Technician Manny Armendariz, Grant and Compliance Officer Palmira Valentine, Public Information Officer Matt Robinson, Safety Director Mark Jasso.

**CALL TO ORDER:** Chairman Diaz called the meeting to order at 10:04 a.m.

**ROLL CALL:** Deputy Clerk JoAnna Zurinsky called roll. The following members of the Board constituting a quorum were present:

Joe L. Milo, Jr., District 1  
Linda M. Smrkovsky, District 2  
R. Javier Diaz, Chairman, District 3

**APPROVAL OF AGENDA:** The Agenda for today's Regular Meeting was presented to the Board for approval. Commissioner Smrkovsky motioned to approve the agenda, amending the following *Consent Agenda* items tabling item *E*, and moving item *C* to the *New Business* section of the Agenda. The motion was seconded by Commissioner Milo which carried unanimously.

**ELECTED OFFICIALS REPORTS:** County Clerk Andrea Rodriguez reported that her office is in the process of working on the all-mail in ballot election for the gross receipts tax for ambulance services for the County.

Sheriff Mooradian reported on crime statistics, and stated that burglaries and mail thefts were down. Sheriff Mooradian stated that vehicle crashes were up.

**ANNOUNCEMENTS:** Public Information Officer Matt Robinson announced that Luna County Community Projects will host a Customer Service Hump Day Academy Career Training Event at the Mimbres Valley Learning Center on Wednesday, August 17<sup>th</sup>, from 10:00 a.m. – Noon, or 1:00-

3:00p.m. All attendees are welcome to a free lunch, which will be served at noon, and classes are free to the public.

**SERVICE AWARDS:** Sheriff John Mooradian presented Sergeant Luis Lobato with a five-year service award.

County Manager Ira Pearson presented Community Health and Well-Being Director Jessica Moreno with a five-year service award. Ms. Moreno took an opportunity to thank her staff for their support during her tenure.

County Manager Ira Pearson presented Emergency Services Director Mark Jasso with a twenty-year service award.

**PRESENTATIONS:** There were no presentations given at today's Regular Meeting.

**CALL FOR ORDINANCE:** Commissioner Smrkovsky motioned to direct the County Manager's Office to publish the title and summary of Ordinance 53 Regulating the Siting of Wireless Telecommunications Facilities as amended one time in *The Deming Headlight* at least two weeks prior to the meeting of the Board at which the ordinance is proposed for final passage. The publication shall also include the date and time at which the ordinance is to be considered. Commissioner Milo seconded the motion which carried unanimously.

**PUBLIC COMMENT:** Chairman Diaz opened the floor to Public Comment: Lieutenant Richard Cowles came before the Board and commended Dispatch Supervisor and entire Dispatch Department for their outstanding efforts involving a recent equipment failure when the backup batteries went dead, and there was no radio communication. Lt. Cowles explained that a mobile command post needed to be used for a period of four days, and because of the team work of everyone involved, everything went very smoothly.

**COUNTY MANAGER'S REPORT:** County Manager Ira Pearson reported on the following items:

- Lead Dispatcher Jeanie Mesa went to Santa Fe to assist with the CAD build with Deming Public Schools.
- On July 30<sup>th</sup>, the backup batteries failed in Dispatch. For a period of four days, mobile command had to be used for radio communication, and there was great teamwork by all involved. Dispatch is currently waiting on new batteries, which the Department of Finance Administration (DFA) funds for Dispatch.
- Salsa Fest was a success. There were 40 vendors, 33 sponsors, and 20 cook-off entries. Community Projects Director Jessica Etcheverry and her team did a great job planning this new event in Deming.
- Keep Luna County Beautiful is currently working on complaints that have been received on trash collection areas. Plans are being made to maintain the areas.
- The Road Department is currently working with the IT Department on 2 projects. Installation of GPS on equipment and Online Job Order Tracking (JOT) forms.
- The Final Budget has been presented to DFA, and is currently awaiting approval.
- Human Resources is implementing new procedures for employee interaction. More visible and more on-site visits.
- The interior of the Mimbres Valley Learning Center has been painted, and leaks and repairs are also being addressed.

- Starmax had eight applicants for the director position. Tom Long accepted and was hired for the position.
- Volunteer Fire Chief Positions posted and closed on August 8<sup>th</sup>.

**CONSIDER MINUTES:** Upon motion of Commissioner Smrkovsky, seconded by Commissioner Milo, the minutes of the July 14, 2016 Work Session were unanimously approved.

Upon motion of Commissioner Smrkovsky, seconded by Commissioner Milo, the minutes of the July 14, 2016 Regular Meeting were unanimously approved.

Upon motion of Commissioner Smrkovsky, seconded by Commissioner Milo, the minutes of the July 26, 2016 Special Meeting were unanimously approved.

**CONSENT AGENDA:** Upon motion of Commissioner Smrkovsky, seconded by Commissioner Milo the following items on the Consent Agenda were unanimously amended and approved following a roll-call vote.

- a. **Accounts Payable:** Accounts Payable Registers totaling \$719,491.26.
- b. **Payroll Registers:** Payroll Registers totaling \$1,007,124.67.
- d. **Resolution 16-42 Mileage & Per Diem Policy**
- f. **Approve Exemptions from Special Assessment for the Predator Control Program**
- g. **Letter of Appreciation to Congressman Pearce for Amendment of H.R. 5538 on Passage of Interior and Environment Appropriations Bill**

**NEW BUSINESS:** The tabled items from the Consent Agenda were submitted as New Business items.

- c. **Resolution 16-41 Adoption of an Infrastructure Capital Improvement Plan (ICIP):** Commissioner Smrkovsky requested that on the ICIP that priorities *Number 5: Luna County Shooting Range* and *Number 6: Domestic Violence Shelter Improvements* exchange their priority rankings on the ICIP. Community Projects Director Jessica Etcheverry came before the Board and explained what would need to transpire to make the necessary changes, and what if any grant funding was available. Commissioner Smrkovsky motioned to amend and approve Resolution 16-41 Adoption of an Infrastructure Capital Improvement Plan (ICIP), moving priority number 6 (*Domestic Violence Shelter Improvements*) to the priority number 5 space, and moving the previous number 5 priority, (*Luna County Shooting Range*) to the number 6 space. Commissioner Milo seconded the amended motion which carried unanimously following a roll-call vote.
- e. **Resolution 16-43 Submitting a Project Identification form to Department of Transportation for Corridor Study:** Per County Manager Ira Pearson's request, Commissioner Milo motioned to table this item. Commissioner Smrkovsky seconded the motion, which carried unanimously.

**APPROVAL OF TRAVEL REQUESTS:** There were no Travel Requests submitted, therefore no action was taken on this item.

**INDIGENT CLAIMS REPORT:** Upon motion of Commissioner Smrkovsky seconded by Commissioner Milo, the meeting of the Board of County Commissioners was unanimously recessed and the meeting of the Indigent Hospital Claims Board convened. Budget and Procurement Director Joanne Hethcox recommended approval of zero claims dated August 11, 2016 in the amount of zero dollars and zero denials. The monies received for July 2016 totaled \$46,632.72. The balance in the Indigent Funds Accounts as of July 31, 2016 is \$734,331.71, with an Encumbered Balance of \$95,674.00. Commissioner Smrkovsky moved to approve zero claims dated August 11, 2016 in the amount zero

dollars and zero denials. Commissioner Milo seconded the motion which carried unanimously. Commissioner Milo moved to recess as claims board and to reconvene as the Board of County Commissioners. Commissioner Smrkovsky seconded the motion which was approved unanimously.

**ANNOUNCE NEXT MEETING:** Chairman Diaz announced that a Work Session will be conducted on September 8, 2016 at 9:00 a.m. and the next regular meeting will be held on Thursday, September 8, 2016 at 10:00 a.m.

**REQUESTS FOR FUTURE AGENDA ITEMS:** There were no requests submitted.

**ADJOURN:** Chairman Diaz adjourned the meeting at 10:44 a.m.

**ATTEST:**

**LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS**

\_\_\_\_\_  
**ANDREA RODRIGUEZ, LUNA COUNTY CLERK**

\_\_\_\_\_  
**JOE L. MILO, JR., DISTRICT 1**

**APPROVED:** \_\_\_\_\_

\_\_\_\_\_  
**LINDA M. SMRKOVSKY, DISTRICT 2**

\_\_\_\_\_  
**CHAIRMAN, R. JAVIER DIAZ, DISTRICT 3**



**MINUTES  
SPECIAL MEETING  
LUNA COUNTY BOARD OF COUNTY COMMISSIONERS**

**Monday, August 29, 2016**

**BE IT REMEMBERED** that the Luna County Board of County Commissioners met in special session at 9:00 a.m. on Monday, August 29, 2016 in the County Commission Chambers of the Luna County Courthouse, Deming, New Mexico, for the purpose of conducting any and all business to come properly before the Board.

The following staff and elected officials were present: County Manager Ira Pearson, Assistant County Manager Glory Juarez, Deputy Clerk JoAnna Zurinsky, Special Projects and Facilities Management Director Billy Ruiz, IT Technician Manny Armendariz, Security Screener Moses Pastran

**CALL TO ORDER:** Chairman Diaz called the meeting to order at 9:00 a.m. and led the Pledge of Allegiance and the salute to the flag of the State of New Mexico.

**ROLL CALL:** The roll call was conducted by Deputy Clerk JoAnna Zurinsky. The following commissioners constituting a quorum were present:

Joe L. Milo, Jr., District 1  
Linda M. Smrkovsky, District 2  
R. Javier Diaz, Chairman, District 3

**PUBLIC COMMENT:** Chairman Diaz opened the floor to Public Comment: James Paltza came before the Board and made comment on the voting percentages as reported by the media, and requested a meeting with the County Manager and the Commission.

**CERTIFICATION OF CANVASS RESULTS FOR THE SPECIAL ELECTION 2016:** Assistant County Manager Glory Juarez presented the Certification of Canvass Results for the Special Election 2016 to the Board for consideration, and stated that the Gross Receipts Tax Election passed with a majority of 2,079 votes (or 81.37%) for, and there were 476 votes (or 18.63%) against the tax for ambulance services.

Commissioner Smrkovsky motioned for approval of Certification of Canvass Results for the Special Election 2016. Commissioner Milo seconded the motion which carried unanimously. Ms. Juarez stated the Certification of Canvass Results in the way of an Ordinance would be presented to the New Mexico Taxation and Revenue Department to get on the books for January.

The Commission stated that they were pleased that the vote passed, and felt that it was a positive thing for the County.

**ADJOURN:** The meeting was adjourned by Chairman Diaz at 9:08 a.m.

**ATTEST:**

**LUNA COUNTY BOARD OF  
COUNTY COMMISSIONERS**

\_\_\_\_\_  
**Andrea Rodriguez, Luna County Clerk**

\_\_\_\_\_  
**Joe L. "Oleo" Milo, Jr., District 1**

**Approved:** \_\_\_\_\_

\_\_\_\_\_  
**Linda M. Smrkovsky, District 2**

\_\_\_\_\_  
**R. Javier Diaz, District 3, Chairman**


STATE OF NEW MEXICO

# COUNTY OF LUNA

700 SOUTH SILVER AVENUE  
P.O. DRAWER 551, DEMING, NEW MEXICO 88031-0551  
(575) 546-0494 FAX (575) 546-4708



To: Luna County Board of County Commissioners

From: Joanne C. Hethcox, CPPO, Budget and Procurement Director 

Date: September 1, 2016

Subject: Final Budget

Commissioners –

I received notice that our FY 2017 Final Budget has been approved by DFA. According to NMSA 1978, §6-6-5 budgets approved by DFA are required to be made part of the Commission meeting minutes. Attached is the letter and supporting documentation from DFA to be incorporated into the meeting minutes.

Thank you!!

**SUSANA MARTINEZ**  
GOVERNOR



**DUFFY RODRIGUEZ**  
CABINET SECRETARY DESIGNATE

**RICK LOPEZ**  
DIRECTOR

**MICHAEL MARIANO**  
ACTING DEPUTY DIRECTOR

**STATE OF NEW MEXICO  
DEPARTMENT OF FINANCE AND ADMINISTRATION  
LOCAL GOVERNMENT DIVISION  
Bataan Memorial Building ♦ 407 Gallateo St. ♦ Suite 202 ♦ Santa Fe, NM 87501  
PHONE (505) 827-4950 ♦ FAX (505) 827-4948**

August 30, 2016

The Honorable R. Javier Diaz  
Luna County  
700 South Silver Avenue  
PO Box 551  
Deming, NM 88030

Dear Commissioner Diaz:

The final budget for your local government entity for Fiscal Year 2017, as approved by your governing body, has been examined and reviewed. The Department of Finance and Administration, Local Government Division (LGD) finds it has been developed in accordance with applicable statutes and budgeting guidelines, and sufficient resources appear to be available to cover budgeted expenditures. In addition, the *Budget Certification of Local Public Bodies* rule, 2.2.3 NMAC, requires that your entity's audit or "Agreed Upon Procedures" (per 2.2.2.16 NMAC) for Fiscal Year 2015 should have been submitted to the Office of the State Auditor as of this time. The LGD's information indicates that you are in compliance with this requirement. Therefore, in accordance with NMSA 1978, Section 6-6-2 (E) (2011), the LGD certifies your entity's final Fiscal Year 2017 budget.

Please take note that state statute requires all revenue sources be expended only for public purposes, and if applicable, in accordance with the Procurement Code, Chapter 13, Article 1, NMSA 1978. Use of public revenue is governed by Article 9, Section 14 of the Constitution of the State of New Mexico, commonly referred to as the anti-donation clause.

Budgets approved by the LGD are required to be made a part of the minutes of your governing body according to NMSA 1978, Section 6-6-5 (1957). In addition, NMSA 1978, Section 6-6-6 (2001) provides that the approved budget is binding on local officials and governing authorities; and any official or governing authority approving claims or paying warrants in excess of the approved budget or available funds will be liable for the excess amounts.

**Finally, as required by NMSA 1978, Section 6-6-2 (H) (2011), LGD is required to approve all budget increases and transfers between funds not included in the final approved budget.**

If you have questions regarding this matter, please call Erica Cummings of my staff at 505-827-4127.

Sincerely,

A handwritten signature in blue ink, appearing to read "Rick Lopez".

Rick Lopez, Director  
Local Government Division

xc: file

STATE OF NEW MEXICO  
**COUNTY OF LUNA**

700 SOUTH SILVER AVENUE  
P.O. DRAWER 551 DEMING, NEW MEXICO 88031-0551  
PHONE: (575) 543-6574 FAX (575) 543-6577



July 21, 2016

Ms. Erica Cummings  
Budget Analyst  
NM Department of Finance & Administration  
Local Government Division  
Bataan Memorial Building, Suite 201  
Santa Fe, NM 87501

RE: County of Luna  
2016-2017 Final Budget

Dear Erica:

Please find enclosed the County of Luna's Final 2016-2017 Proposed Operating Budget.

The amount appropriated for FY 2016 audit costs this year is \$31,193.00, and the County of Luna has contracted with Kriegel/Gray/Shaw & Co. PC from Las Cruces, NM.

Should you have any questions or need further documentation, please contact me.

Sincerely,

COUNTY OF LUNA

Joanne C. Hethcox, CPPO  
Budget and Procurement Director

"Luna County Government exists to provide structure and order to enable the people to address their common need for safety, wellness and community development."

STATE OF NEW MEXICO  
**County of Luna**



**Joe L. Milo, Jr.**  
Commissioner, District 1

**Linda M. Smrkovsky**  
Commissioner, District 2

**R. Javier Diaz, Chairman**  
Commissioner, District 3

**Ira T. Pearson**  
County Manager

700 South Silver Avenue • Post Office Box 551 • Deming, New Mexico 88031  
Telephone (575) 546-0494 Facsimile (575) 544-4293

July 21, 2016

Director Rick Lopez  
NM Finance and Administration  
Local Government Division  
Santa Fe, NM 87504

Re: Luna County Budget 2016-17

Dear Director Lopez:

The 2016-2017 Luna County Budget is an instrument of priorities and goals established by the Board of County Commissioners in collaboration with County Administrators.

The attached budget was created to protect our reserves and Luna County's history of investment in social and human programs. In this very slow economy, we have managed to continue our capital maintenance and improvement while remaining fiscally responsible.

The Luna County Detention Center addition/renovation is one of the major capital investments we are making this year. Construction of the Detention Center will begin in January of 2017. The new wing of the center will create additional revenues by increasing the number of inmates being housed on a daily basis.

Renovation of the old sheriff's office will be another major project we start and complete this year. The building will be retrofitted to fit the needs of potential renters or updated to sell outright. The rental income, or money from a sale, will help Luna County continue to work towards increased efficiency and new revenue sources for the future.

With the assistance of our local elected officials, county employees and citizens, we submit this year's budget.

Sincerely,

A handwritten signature in dark ink, appearing to read "Ira T. Pearson", is written over a light-colored background.

Ira T. Pearson  
County Manager

**LUNA COUNTY BOARD OF COUNTY COMMISSIONERS**

**RESOLUTION NO. 16-40**

**ADOPTION OF  
FY 105 – 2016-2017  
FINAL BUDGET**

**WHEREAS**, the Luna County Board of County Commissioners has the statutory authority to approve the County's annual operating budget; and

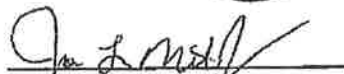
**WHEREAS**, development of an annual budget includes a considerable amount of professional guessing about events that may occur in the future; and

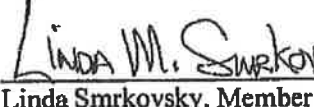
**NOW, THEREFORE BE IT RESOLVED** that the Luna County Board of County Commissioners hereby adopts the County's Fiscal Year 105, July 1, 2016 through June 30, 2017, Final Budget proposed by the County's management staff and attached hereto in spreadsheet form.

**PASSED, APPROVED AND ADOPTED THIS 26<sup>th</sup> DAY OF JULY, 2016.**

LUNA COUNTY


  
R. Javier Diaz, Chairman

  
Joe L. Milo, Member

  
Linda M. Smrkovsky, Member



**ATTEST:**

  
Andrea Rodriguez, County Clerk

New Mexico Department of Finance and Administration  
Local Government Division  
Property Valuation Estimate

COUNTY:  
Luna County

Fiscal Year: 2016-2017

ROUNDED TO NEAREST DOLLAR

(A) PROPERTY TAX CATEGORY	(B) 2014 TAX YEAR FINAL VALUATIONS	(C) OPERATING TAX RATE (I.e \$11.85 should be entered as 0.01185)	(D) TOTAL PRODUCTION [B X C]
RESIDENTIAL	\$247,154,599	0.009931	2,454,49
NON-RESIDENTIAL	\$324,677,645	0.01185	3,847,43
OIL & GAS PRODUCTION	\$0	0	
OIL & GAS EQUIPMENT	\$0	0	
COPPER	\$0	0	
Sub Total			6,301,92
Collection Rate%			95
TOTAL PRODUCTION			\$5,986,82

Please utilize the space below to document any deviation in the property valuations or operating tax rates provided to your entity from the Local Government Division (LGD). Also please indicate if your entity anticipates an increase to the mill levy rate for the upcoming fiscal year. A resolution approved by the governing body must be submitted to LGD for mill levy rate increases.

Comments:

Property tax valuation is 2015 values plus 2016 estimates.  
Non-Residential tax valuation includes Central Assessment Values.



COUNTY:  
Luna County

GENERAL FUND OPERATING BUDGET

Fiscal Year 2016-2017

	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>REVENUES</b>						
<b>Taxes:</b>						
Property Tax - Current Year	5,345,828	5,510,055	5,517,709	0.14%	5,986,826	8.50%
Property Tax - Delinquent	338,949	371,382	335,000	(9.80%)	335,000	0.00%
Property Tax - Penalty & Interest	159,316	182,078	150,000	(17.62%)	175,000	16.67%
Oil and Gas - Equipment	0	0	0	n/a	0	n/i
Oil and Gas - Production	0	0	0	n/a	0	n/i
Franchise Fees	0	0	0	n/a	0	n/i
Gross receipts - Local Option	0	0	0	n/a	0	n/i
Gross Receipts - Infrastructure	0	0	0	n/a	0	n/i
Gross Receipts - Environment	0	0	0	n/a	0	n/i
Gross Receipts - Hold Harmless	0	0	0	n/a	0	n/i
Gross Receipts - Other Dedication	0	0	0	n/a	0	n/i
PILT	1,906,263	1,740,813	1,775,000	1.96%	1,900,000	7.04%
<b>Intergovernmental-State Shared:</b>						
Gross receipts - County Equalization	462,984	453,946	425,000	(6.38%)	470,000	10.59%
Cigarette Tax	0	0	0	n/a	0	n/i
Gas Tax	0	0	0	n/a	0	n/i
Motor Vehicle	76,825	73,520	70,000	(4.79%)	72,000	2.86%
Other Taxes	2,361	3,307	2,000	(39.51%)	682,300	34015.00%
Grants - Federal	0	0	0	n/a	0	n/i
Grants - State	0	0	0	n/a	0	n/i
Grants - Local	0	0	0	n/a	0	n/i
Legislative Appropriations	0	0	0	n/a	0	n/i
Small Counties Assistance	169,000	205,000	140,000	(31.71%)	140,000	0.00%
Licenses and Permits	44,556	44,548	24,750	(44.44%)	24,600	(0.61%)
Charges for Services	579,932	537,549	541,450	0.73%	550,600	1.69%
Fines And Forfeits	0	0	0	n/a	0	n/i
Interest on Investments	136,274	26,050	75,000	187.91%	75,000	0.00%
Miscellaneous	1,309,704	611,929	488,550	(20.16%)	492,776	0.86%
<b>TOTAL GENERAL FUND REVENUES</b>	<b>10,531,992</b>	<b>9,760,176</b>	<b>9,544,459</b>	<b>(2.21%)</b>	<b>10,904,102</b>	<b>14.25%</b>
<b>EXPENDITURES</b>						
Executive-Legislative	1,467,499	1,349,731	1,620,110	20.03%	1,832,668	13.12%
Judicial	20,024	20,024	20,024	0.00%	20,024	0.00%
Elections	397,808	397,202	420,643	5.90%	460,685	9.52%
Finance & Administration	2,471,721	2,399,227	2,662,352	10.97%	2,986,397	12.17%
Public Safety	4,588,610	4,333,888	4,766,914	9.99%	5,240,488	9.93%
Highways & Streets	0	0	0	n/a	0	n/i
Senior Citizens	0	0	0	n/a	0	n/i
Sanitation	0	0	0	n/a	0	n/i
Health and Welfare	0	0	0	n/a	0	n/i
Culture and Recreation	0	0	0	n/a	0	n/i
Economic Development & Housing	0	0	148,297	n/a	153,433	3.46%
Other - Miscellaneous	0	0	0	n/a	0	n/i
<b>TOTAL GENERAL FUND EXPENDITURES</b>	<b>8,945,662</b>	<b>8,500,072</b>	<b>9,638,340</b>	<b>13.39%</b>	<b>10,693,695</b>	<b>10.95%</b>
<b>OTHER FINANCING SOURCES</b>						
Transfers In	10,600	10,600	0	(100.00%)	11,347	n/
Transfers (Out)	(297,613)	(136,613)	(657,200)	381.07%	(402,200)	(38.80%)
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>(287,013)</b>	<b>(126,013)</b>	<b>(657,200)</b>	<b>421.54%</b>	<b>(390,853)</b>	<b>(40.53%)</b>

COUNTY:  
Luna County

SPECIAL REVENUE FUNDS

Fiscal Year 2016-2017

SPECIAL REVENUES	FUND NUMBER	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>CORRECTIONS REVENUES</b>	<b>201</b>						
Correction Fees	201	0	0	0	n/a	0	n/e
Miscellaneous	201	0	0	0	n/a	0	n/e
<b>TOTAL Revenues</b>		0	0	0	n/a	0	n/e
<b>EXPENDITURES</b>	<b>201</b>	0	0	0	n/a	0	n/e
<b>OTHER FINANCING SOURCES</b>							
Transfers In	201	0	0	0	n/a	0	n/e
Transfers (Out)	201	0	0	0	n/a	0	n/e
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	n/a	0	n/e
<b>ENVIRONMENTAL REVENUES</b>	<b>202</b>						
GRT - Environmental	202	0	0	0	n/a	0	n/e
Miscellaneous	202	0	0	0	n/a	0	n/e
<b>TOTAL Revenues</b>		0	0	0	n/a	0	n/e
<b>EXPENDITURES</b>	<b>202</b>	0	0	0	n/a	0	n/e
<b>OTHER FINANCING SOURCES</b>							
Transfers In	202	0	0	0	n/a	0	n/e
Transfers (Out)	202	0	0	0	n/a	0	n/e
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	n/a	0	n/e
<b>PROPERTY VALUATION REVENUES</b>	<b>203</b>						
Administrative Fee	203	0	0	0	n/a	0	n/e
Miscellaneous	203	123,463	125,652	101,000	(19.62%)	116,000	14.85%
<b>TOTAL Revenues</b>		123,463	125,652	101,000	(19.62%)	116,000	14.85%
<b>EXPENDITURES</b>	<b>203</b>	44,620	49,539	85,608	72.81%	71,763	(16.17%)
<b>OTHER FINANCING SOURCES</b>							
Transfers In	203	0	0	0	n/a	0	n/e
Transfers (Out)	203	0	0	0	n/a	0	n/e
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	n/a	0	n/e
<b>EMS REVENUES</b>	<b>206</b>						
State EMS Grant	206	0	0	0	n/a	0	n/e
Miscellaneous	206	341,214	353,773	340,000	(3.89%)	185,000	(45.59%)
<b>TOTAL Revenues</b>		341,214	353,773	340,000	(3.89%)	185,000	(45.59%)
<b>EXPENDITURES</b>	<b>206</b>	353,750	351,250	345,000	(1.78%)	335,000	(2.90%)
<b>OTHER FINANCING SOURCES</b>							
Transfers In	206	0	0	0	n/a	0	n/e
Transfers (Out)	206	0	0	0	n/a	0	n/e
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	n/a	0	n/e
<b>E911 REVENUES</b>	<b>207</b>						
State-E-911 Enhancement	207	0	0	0	n/a	0	n/e
Network & Data Base Grant	207	0	0	0	n/a	0	n/e
Miscellaneous	207	0	0	0	n/a	0	n/e
<b>TOTAL Revenues</b>		0	0	0	n/a	0	n/e
<b>EXPENDITURES</b>	<b>207</b>	0	0	0	n/a	0	n/e
<b>OTHER FINANCING SOURCES</b>							
Transfers In	207	0	0	0	n/a	0	n/e
Transfers (Out)	207	0	0	0	n/a	0	n/e
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	n/a	0	n/e
<b>FARM &amp; RANGE REVENUES</b>	<b>208</b>						
Federal - Taylor Grazing	208	13,251	16,306	13,000	(20.28%)	20,000	53.85%
Miscellaneous	208	20,857	13,135	10,300	(21.58%)	13,200	28.16%

COUNTY:  
Luna County

SPECIAL REVENUE FUNDS

Fiscal Year 2016-2017

SPECIAL REVENUES	FUND NUMBER	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
TOTAL Revenues		34,108	29,441	23,300	(20.86%)	33,200	42.49%

COUNTY:  
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SPECIAL REVENUE FUNDS

Fiscal Year 2016-2017

SPECIAL REVENUES	FUND NUMBER	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>EXPENDITURES</b>	208	43,293	33,592	41,000	22.05%	42,000	2.44%
<b>OTHER FINANCING SOURCES</b>							
Transfers In	208	6,000	6,000	25,000	316.67%	10,000	(60.00%)
Transfers (Out)	208	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		6,000	6,000	25,000	316.67%	10,000	(60.00%)
<b>COUNTY FIRE PROTECTION REVENUES</b>	209						
State - Fire Marshall Allotment	209	183,988	192,101	192,101	0.00%	93,541	(51.31%)
Miscellaneous	209	15,861	2,845	0	(100.00%)	0	n/a
<b>TOTAL Revenues</b>		199,849	194,946	192,101	(1.46%)	93,541	(51.31%)
<b>EXPENDITURES</b>	209	130,644	88,119	657,118	645.72%	553,290	(15.80%)
<b>OTHER FINANCING SOURCES</b>							
Transfers In	209	0	0	0	n/a	0	n/a
Transfers (Out)	209	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	n/a	0	n/a
<b>LAW ENFORCEMENT PROTECTION REVENUES</b>	211						
State-Law Enforcement Protection	211	38,600	38,000	38,000	0.00%	39,800	4.74%
Miscellaneous	211	1,437	588	0	(100.00%)	0	n/a
<b>TOTAL Revenues</b>		40,037	38,588	38,000	(1.52%)	39,800	4.74%
<b>EXPENDITURES</b>	211	23,396	48,592	43,190	(11.12%)	42,013	(2.72%)
<b>OTHER FINANCING SOURCES</b>							
Transfers In	211	0	0	0	n/a	0	n/a
Transfers (Out)	211	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	n/a	0	n/a
<b>LODGERS' TAX REVENUES</b>	214						
Lodgers' Tax	214	0	0	0	n/a	0	n/a
Miscellaneous	214	0	0	0	n/a	0	n/a
<b>TOTAL Revenues</b>		0	0	0	n/a	0	n/a
<b>EXPENDITURES</b>	214	0	0	0	n/a	0	n/a
<b>OTHER FINANCING SOURCES</b>							
Transfers In	214	0	0	0	n/a	0	n/a
Transfers (Out)	214	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	n/a	0	n/a
<b>RECREATION REVENUES</b>	217						
Cigarette Tax - (1 cent)	217	0	0	0	n/a	0	n/a
Miscellaneous	217	0	0	0	n/a	0	n/a
<b>TOTAL Revenues</b>		0	0	0	n/a	0	n/a
<b>EXPENDITURES</b>	217	0	0	0	n/a	0	n/a
<b>OTHER FINANCING SOURCES</b>							
Transfers In	217	0	0	0	n/a	0	n/a
Transfers (Out)	217	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	n/a	0	n/a
<b>INTERGOVERNMENTAL GRANTS REVENUES</b>	218						
State Grants	218	607,908	664,154	719,738	8.37%	1,997,113	177.48%
Federal Grants	218	733,678	1,364,205	1,901,186	39.36%	969,500	(49.01%)
Miscellaneous	218	99,503	54,161	0	(100.00%)	0	n/a
<b>TOTAL Revenues</b>		1,441,088	2,082,519	2,620,924	25.85%	2,966,613	13.19%
<b>EXPENDITURES</b>	218	1,539,479	1,825,183	1,902,581	4.24%	3,128,301	64.42%
<b>OTHER FINANCING SOURCES</b>							
Transfers In	218	12,500	12,500	35,000	180.00%	97,000	177.14%

**COUNTY:**  
Luna County

**SPECIAL REVENUE FUNDS**

**Fiscal Year** 2016-2017

SPECIAL REVENUES	FUND NUMBER	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
Transfers (Out)	218	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>12,500</b>	<b>12,500</b>	<b>35,000</b>	<b>180.00%</b>	<b>97,000</b>	<b>177.14%</b>

COUNTY:  
Luna County

SPECIAL REVENUE FUNDS

Fiscal Year 2016-2017

SPECIAL REVENUES	FUND NUMBER	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>SENIOR CITIZENS REVENUES</b>	<b>219</b>						
State Grants	219	0	0	0	n/a	0	n/a
Federal Grants	219	0	0	0	n/a	0	n/a
Miscellaneous	219	0	0	0	n/a	0	n/a
<b>TOTAL Revenues</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>EXPENDITURES</b>	<b>219</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>OTHER FINANCING SOURCES</b>							
Transfers In	219	0	0	0	n/a	0	n/a
Transfers (Out)	219	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>INDIGENT REVENUES</b>	<b>220</b>						
GRT - County Indigent	220	682,428	707,546	675,000	(4.60%)	625,000	(7.41%)
Miscellaneous	220	1,250	3,672	208,800	5586.43%	250,800	20.11%
<b>TOTAL Revenues</b>		<b>683,678</b>	<b>711,218</b>	<b>883,800</b>	<b>24.27%</b>	<b>875,800</b>	<b>(0.91%)</b>
<b>EXPENDITURES</b>	<b>220</b>	<b>625,745</b>	<b>254,021</b>	<b>1,071,600</b>	<b>321.86%</b>	<b>1,258,713</b>	<b>17.46%</b>
<b>OTHER FINANCING SOURCES</b>							
Transfers In	220	100,000	100,000	0	(100.00%)	0	n/a
Transfers (Out)	200	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>100,000</b>	<b>100,000</b>	<b>0</b>	<b>(100.00%)</b>	<b>0</b>	<b>n/a</b>
<b>HOSPITAL REVENUES</b>	<b>221</b>						
GRT - Special/Local Hospital	221	0	0	0	n/a	0	n/a
GRT - Hospital Emergency	221	0	0	0	n/a	0	n/a
GRT - County Health Care	221	0	0	0	n/a	0	n/a
Miscellaneous	221	0	(319,166)	0	(100.00%)	100,000	n/a
<b>TOTAL Revenues</b>		<b>0</b>	<b>(319,166)</b>	<b>0</b>	<b>(100.00%)</b>	<b>100,000</b>	<b>n/a</b>
<b>EXPENDITURES</b>	<b>221</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>OTHER FINANCING SOURCES</b>							
Transfers In	221	0	0	0	n/a	0	n/a
Transfers (Out)	221	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>COUNTY FIRE PROTECTION REVENUES</b>	<b>222</b>						
GRT - Fire Excise Tax (1/4 or 1/8 cent)	222	136,748	149,048	150,000	0.64%	150,000	0.00%
Miscellaneous	222	3,140	0	0	n/a	0	n/a
<b>TOTAL Revenues</b>		<b>139,888</b>	<b>149,048</b>	<b>150,000</b>	<b>0.64%</b>	<b>150,000</b>	<b>0.00%</b>
<b>EXPENDITURES</b>	<b>222</b>	<b>169,359</b>	<b>150,196</b>	<b>146,672</b>	<b>(2.35%)</b>	<b>95,000</b>	<b>(35.23%)</b>
<b>OTHER FINANCING SOURCES</b>							
Transfers In	222	0	0	0	n/a	0	n/a
Transfers (Out)	222	(31,200)	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>(31,200)</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>DWI REVENUES</b>	<b>223</b>						
State - Formula Distribution (DFA)	223	121,381	131,458	131,451	(0.01%)	153,673	16.91%
State - Local Grant (DFA)	223	68,579	81,920	72,087	(12.00%)	58,000	(19.54%)
State Other	223	8,000	0	0	n/a	15,000	n/a
Federal Grants	223	0	0	0	n/a	0	n/a
Miscellaneous	223	33,647	31,318	17,000	(45.72%)	16,700	(1.76%)
<b>TOTAL Revenues</b>		<b>231,606</b>	<b>244,697</b>	<b>220,538</b>	<b>(9.87%)</b>	<b>243,373</b>	<b>10.35%</b>
<b>EXPENDITURES</b>	<b>223</b>	<b>211,221</b>	<b>220,307</b>	<b>269,478</b>	<b>22.32%</b>	<b>269,938</b>	<b>0.17%</b>
<b>OTHER FINANCING SOURCES</b>							
Transfers In	223	8,831	0	0	n/a	0	n/a
Transfers (Out)	223	(970)	0	0	n/a	0	n/a

COUNTY:  
Luna County

SPECIAL REVENUE FUNDS

Fiscal Year 2016-2017

SPECIAL REVENUES	FUND NUMBER	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
TOTAL - OTHER FINANCING SOURCES		7,861	0	0	n/a	0	n/a

COUNTY:  
Luna County

SPECIAL REVENUE FUNDS

Fiscal Year 2016-2017

SPECIAL REVENUES	FUND NUMBER	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>CLERKS RECORDING AND FILING FEES</b>	<b>225</b>						
REVENUES							
Clerk Equipment Fees	225	30,811	32,429	27,000	(16.74%)	30,000	11.11%
Miscellaneous	225	55	73	0	(100.00%)	0	n/e
<b>TOTAL Revenues</b>		<b>30,866</b>	<b>32,502</b>	<b>27,000</b>	<b>(16.93%)</b>	<b>30,000</b>	<b>11.11%</b>
<b>EXPENDITURES</b>	<b>225</b>	<b>13,801</b>	<b>15,525</b>	<b>41,800</b>	<b>169.24%</b>	<b>53,800</b>	<b>28.71%</b>
OTHER FINANCING SOURCES							
Transfers In	225	0	0	0	n/a	0	n/e
Transfers (Out)	225	0	0	0	n/a	0	n/e
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/e</b>
<b>JAIL - DETENTION</b>	<b>226</b>						
REVENUES							
GRT - County Correctional Dedication	226	682,428	707,546	680,000	(3.89%)	0	(100.00%)
Care of Prisoners	226	4,521,436	1,139,331	370,700	(67.46%)	1,119,719	202.06%
Work Release	226	0	69,788	72,000	3.17%	78,636	9.22%
State - Care of Prisoners	226	358,250	346,068	200,000	(42.21%)	346,068	73.03%
Federal - Care of Prisoners	226	0	3,925,540	4,218,000	7.45%	4,412,150	4.60%
Miscellaneous	226	53,405	5,803	0	(100.00%)	0	n/e
<b>TOTAL Revenues</b>		<b>5,615,520</b>	<b>6,194,076</b>	<b>5,540,700</b>	<b>(10.55%)</b>	<b>5,956,573</b>	<b>7.51%</b>
<b>EXPENDITURES</b>	<b>226</b>	<b>5,377,719</b>	<b>5,456,643</b>	<b>6,009,601</b>	<b>10.13%</b>	<b>6,740,840</b>	<b>12.17%</b>
OTHER FINANCING SOURCES							
Transfers In	226	2,023	0	0	n/a	0	n/e
Transfers (Out)	226	(3,655)	0	0	n/a	(52,000)	n/e
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>(1,632)</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>(52,000)</b>	<b>n/e</b>
<b>OTHER - SPECIAL</b>	<b>299</b>						
<b>TOTAL Revenues</b>	<b>299</b>	<b>2,312,978</b>	<b>2,444,923</b>	<b>3,439,092</b>	<b>40.66%</b>	<b>1,499,325</b>	<b>(56.40%)</b>
<b>TOTAL Expenditures</b>	<b>299</b>	<b>1,806,718</b>	<b>2,475,030</b>	<b>3,055,338</b>	<b>23.45%</b>	<b>1,536,567</b>	<b>(49.71%)</b>
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>299</b>	<b>40,680</b>	<b>30,113</b>	<b>17,200</b>	<b>(42.88%)</b>	<b>5,853</b>	<b>(65.97%)</b>



COUNTY:  
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OTHER MISC. (FUND 299) DETAIL LIST

Fiscal Year 2016-2017

OTHER FUNDS - 299	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>Treasurers' Mobile Home Cost Acct</b>						
REVENUES	40,741	51,324	46,600	(9.20%)	41,600	(10.73%)
EXPENDITURES	8,687	24,684	57,075	131.22%	59,135	3.61%
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
<b>County Improvements</b>						
REVENUES	807,230	992,601	1,898,186	91.23%	1,009,375	(46.82%)
EXPENDITURES	664,538	1,117,193	1,332,441	19.27%	994,535	(25.36%)
OTHER FINANCING SOURCES						
Transfers In	12,000	12,000	0	(100.00%)	0	n/a
Transfers (Out)	0	0	0	n/a	(11,347)	n/a
TOTAL - OTHER FINANCING SOURCES	12,000	12,000	0	(100.00%)	(11,347)	n/a
<b>KLCB Aluminum Recycling</b>						
REVENUES	38,620	21,394	24,300	13.58%	89,450	268.11%
EXPENDITURES	52,233	41,321	79,771	93.05%	133,421	67.25%
OTHER FINANCING SOURCES						
Transfers In	18,113	18,113	17,200	(5.04%)	17,200	0.00%
Transfers (Out)	(2)	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	18,110	18,113	17,200	(5.04%)	17,200	0.00%
<b>Mimbres Valley Learning Center</b>						
REVENUES	403,033	317,726	244,900	(22.92%)	298,900	22.05%
EXPENDITURES	226,691	211,824	280,104	32.23%	290,602	3.75%
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
<b>Community Services - MOVED TO FUND 218</b>						
REVENUES	897,103	982,045	1,133,136	15.39%		(100.00%)
EXPENDITURES	793,867	991,236	1,211,714	22.24%		(100.00%)
OTHER FINANCING SOURCES						
Transfers In	3,095	0	0	n/a		n/a
Transfers (Out)	(25)	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	3,069	0	0	n/a	0	n/a
<b>Assessors' Non-Rentlition Fees</b>						
REVENUES	31,370	37,214	25,000	(32.82%)	25,000	0.00%
EXPENDITURES	20,174	29,195	16,000	(45.20%)	17,802	11.26%
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
<b>GRT 1/8 County - SO Equipment</b>						
REVENUES	68,374	37,262	33,970	(8.83%)	35,000	3.03%
EXPENDITURES	16,647	37,347	57,826	54.83%	35,000	(39.47%)
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	(70,000)	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	(70,000)	0	0	n/a	0	n/a
<b>Sheriff's Special Account</b>						
REVENUES	26,507	5,357	33,000	515.99%	0	(100.00%)
EXPENDITURES	23,881	22,229	20,408	(8.19%)	6,073	(70.24%)
OTHER FINANCING SOURCES						
Transfers In	77,500	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	77,500	0	0	n/a	0	n/a
<b>(enter fund name here)</b>						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
<b>(enter fund name here)</b>						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a

COUNTY:  
Luna County

OTHER MISC. (FUND 299) DETAIL LIST

Fiscal Year 2016-2017

OTHER FUNDS - 299	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a

COUNTY:  
Luna County

OTHER MISC. (FUND 299) DETAIL LIST

Fiscal Year 2016-2017

OTHER FUNDS - 299	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
(enter fund name here)						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
(enter fund name here)						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
(enter fund name here)						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
(enter fund name here)						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
(enter fund name here)						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
(enter fund name here)						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
(enter fund name here)						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
(enter fund name here)						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
(enter fund name here)						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
(enter fund name here)						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
(enter fund name here)						
REVENUES	0	0	0	n/a	0	n/a
EXPENDITURES	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a

COUNTY:  
Luna County

OTHER MISC. (FUND 299) DETAIL LIST

Fiscal Year 2016-2017

OTHER FUNDS - 299	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	n/a	0	n/a
FUND 299 SUMMARY						
Revenue - TOTAL	\$2,312,978	\$2,444,923	\$3,439,092	40.66%	\$1,499,325	(56.40%)
Expenditures - TOTAL	\$1,806,718	\$2,475,030	\$3,055,338	23.45%	\$1,536,567	(49.71%)
TOTAL - OTHER FINANCING SOURCES	\$40,680	\$30,113	\$17,200	(42.88%)	\$5,853	(65.97%)

COUNTY:  
Luna County

ROAD FUND

Fiscal Year 2016-2017

	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>REVENUES</b>						
<b>Taxes:</b>						
Gross receipts County	679,447	640,827	861,903	34.50%	861,948	0.01
Gross Receipts - Infrastructure	0	0	0	n/a	0	1
Gross Receipts - Hold Harmless	0	0	0	n/a	0	1
Gross Receipts - Other Dedication	0	0	0	n/a	0	1
<b>Intergovernmental-State Shared:</b>						
Gas Tax	169,884	124,493	330,000	165.08%	330,000	0.00
Motor Vehicle Registration	646,737	701,391	625,000	(10.89%)	650,000	4.00
Grants - Federal	0	0	0	n/a	0	1
Grants - State	0	1,043,488	591,077	(43.36%)	551,557	(6.69)
Grants - Local	0	0	0	n/a	0	1
Federal - Bankhead Jones	0	0	0	n/a	0	1
Federal - Forest Reserve	0	0	0	n/a	0	1
<b>Legislative Appropriations</b>	0	0	0	n/a	0	1
<b>Interest Income</b>	7,378	7,778	4,000	(48.57%)	0	(100.00)
<b>Investment Income</b>	0	0	0	n/a	0	1
<b>Miscellaneous</b>	121,076	13,271	7,725	(41.79%)	3,825	(50.49)
<b>TOTAL ROAD FUND REVENUES</b>	<b>1,624,522</b>	<b>2,531,248</b>	<b>2,419,705</b>	<b>(4.41%)</b>	<b>2,397,330</b>	<b>(0.92)</b>
<b>EXPENDITURES</b>						
<b>Current:</b>						
General Government	1,473,798	1,428,788	1,711,305	19.77%	1,740,323	1.70
Public Works	505,459	661,345	927,469	40.24%	735,409	(20.71)
Capital Outlay	0	0	0	n/a	0	1
<b>Debt Service:</b>						
Principal	0	0	330,000	n/a	330,000	0.00
Interest	0	0	0	n/a	0	1
<b>TOTAL ROAD FUND EXPENDITURES</b>	<b>1,979,257</b>	<b>2,090,134</b>	<b>2,968,774</b>	<b>42.04%</b>	<b>2,805,732</b>	<b>(5.49)</b>
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	330,000	n/a	330,000	0.00
Transfers (Out)	(37)	0	0	n/a	0	1
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>(37)</b>	<b>0</b>	<b>330,000</b>	<b>n/a</b>	<b>330,000</b>	<b>0.00</b>

COUNTY:  
Luna County

CAPITAL PROJECTS FUND

Fiscal Year 2016-2017

	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>REVENUES</b>						
GRT- Dedication	0	0	33,970	n/a	35,000	3.03%
GRT- Hold Harmless	0	0	0	n/a	0	n/a
GRT- Infrastructure	0	0	0	n/a	0	n/a
Bond Proceeds	0	0	0	n/a	0	n/a
Local Grants	0	0	0	n/a	0	n/a
CDBG Funding	0	0	0	n/a	0	n/a
State Grants	0	0	0	n/a	0	n/a
Federal Grants (other)	0	0	0	n/a	0	n/a
Legislative Appropriations	0	0	0	n/a	0	n/a
Investment Income	0	0	0	n/a	0	n/a
Miscellaneous	64,536	105,042		(100.00%)	50,000	n/a
<b>TOTAL CAPITAL PROJECTS REVENUES</b>	<b>64,536</b>	<b>105,042</b>	<b>33,970</b>	<b>(67.66%)</b>	<b>85,000</b>	<b>150.22%</b>
<b>EXPENDITURES</b>						
Parks/Recreation	0	0	0	n/a	0	n/a
Housing	0	0	0	n/a	0	n/a
Equipment & Buildings	0	0	0	n/a	0	n/a
Facilities	0	0	0	n/a	0	n/a
Transit	0	0	0	n/a	0	n/a
Utilities	0	0	0	n/a	0	n/a
Airports	0	0	0	n/a	0	n/a
Infrastructure	0	0	0	n/a	0	n/a
Debt Service Payments (P&I) - GO Bonds	0	0	0	n/a	0	n/a
Debt Service Payments (P&I) - Revenue Bonds	0	0	0	n/a	0	n/a
Other	27,089	1,131,127	252,705	(77.66%)	300,000	18.72%
<b>TOTAL CAPITAL PROJECTS EXPENDITURES</b>	<b>27,089</b>	<b>1,131,127</b>	<b>252,705</b>	<b>(77.66%)</b>	<b>300,000</b>	<b>18.72%</b>
<b>OTHER FINANCING SOURCES</b>						
Transfers In	1,013,550	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>1,013,550</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>

COUNTY:  
Luna County

DEBT SERVICE FUNDS

Fiscal Year 2016-2017

DEBT SERVICE FUNDS	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>GENERAL OBLIGATION BONDS [FUND 401]</b>						
REVENUES:						
General Obligation - (Property tax)	0	0	0	n/a	0	n/a
Investment Income	0	0	0	n/a	0	n/a
Other - Misc	0	0	0	n/a	0	n/a
<b>TOTAL REVENUES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
EXPENDITURES:						
General Obligation - Principal	0	0	0	n/a	0	n/a
General Obligation - Interest	0	0	0	n/a	0	n/a
Other Costs (Fiscal Agent Fees/Other Fees/Misc)	0	0	0	n/a	0	n/a
<b>TOTAL EXPENDITURES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>REVENUE BONDS [FUND 402]</b>						
REVENUES:						
Bond Proceeds	0	1,000,000	0	(100.00%)	12,000,000	n/a
Revenue Bonds - GRT	1,023,642	1,061,711	1,025,000	(3.46%)	2,020,000	97.07%
Investment Income	14,000	0	0	n/a	0	n/a
Revenue Bonds - Other	0	0	0	n/a	0	n/a
<b>REVENUE BOND REVENUE - TOTAL</b>	<b>1,037,642</b>	<b>2,061,711</b>	<b>1,025,000</b>	<b>(50.28%)</b>	<b>14,020,000</b>	<b>1267.80%</b>
EXPENDITURES:						
Revenue Bonds - Principal	258,599	1,519,707	2,165,524	42.50%	13,889,650	541.40%
Revenue Bonds - Interest	0	0	0	n/a	0	n/a
Other Revenue Bond Payments	0	0	0	n/a	0	n/a
Other Costs (Fiscal Agent Fees/Other Fees/Misc)	0	0	0	n/a	0	n/a
<b>TOTAL DEBT SERVICE FUND EXPENDITURES</b>	<b>258,599</b>	<b>1,519,707</b>	<b>2,165,524</b>	<b>42.50%</b>	<b>13,889,650</b>	<b>541.40%</b>
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	(30,600)	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>(30,600)</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>OTHER DEBT SERVICE [FUND 403]</b>						
Other Debt Service [NMFA, BOF, Misc]						
REVENUES:						
Investment Income	0	0	0	n/a	0	n/a
Loan Revenue	0	0	0	n/a	0	n/a
<b>OTHER DEBT SERVICE REVENUE - TOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
EXPENDITURES:						
NMFA Loan Payments	0	0	0	n/a	0	n/a
Board of Finance Loan Payments	0	0	0	n/a	0	n/a
Other Debt Service - Misc	0	0	0	n/a	0	n/a
<b>TOTAL DEBT SERVICE FUND EXPENDITURES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>

COUNTY:  
Luna County

ENTERPRISE FUNDS

Fiscal Year 2016-2017

ENTERPRISE FUNDS (Department)	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>REVENUES</b>						
<b>Water Fund</b>						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a
Legislative Appropriation	0	0	0	n/a	0	n/a
Other	0	0	0	n/a	0	n/a
<b>TOTAL REVENUES - Water Fund</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>EXPENDITURES</b>						
<b>Water Fund</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES - Water Fund</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>REVENUES</b>						
<b>Solid Waste</b>						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a
Legislative Appropriation	0	0	0	n/a	0	n/a
Other	0	0	0	n/a	0	n/a
<b>TOTAL REVENUES - Solid Waste</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>EXPENDITURES</b>						
<b>Solid Waste</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES - Solid Waste</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>REVENUES</b>						
<b>Waste Water</b>						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a
Legislative Appropriation	0	0	0	n/a	0	n/a
Other	0	0	0	n/a	0	n/a
<b>TOTAL REVENUES - Waste Water</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>EXPENDITURES</b>						
<b>Waste Water</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES - Waste Water</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>REVENUES</b>						
<b>Airport</b>						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a
Legislative Appropriation	0	0	0	n/a	0	n/a



COUNTY:  
Luau County

ENTERPRISE FUNDS

Fiscal Year 2016-2017

ENTERPRISE FUNDS (Department)	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
Other	0	0	0	n/a	0	n/a
TOTAL REVENUES - Airport	0	0	0	n/a	0	n/a
<b>EXPENDITURES</b>						
Airport	0	0	0	n/a	0	n/a
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES - Airport	0	0	0	n/a	0	n/a
<b>REVENUES</b>						
Ambulance						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a
Legislative Appropriation	0	0	0	n/a	0	n/a
Other	0	0	0	n/a	0	n/a
TOTAL REVENUES - Ambulance	0	0	0	n/a	0	n/a
<b>EXPENDITURES</b>						
Ambulance	0	0	0	n/a	0	n/a
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES - Ambulance	0	0	0	n/a	0	n/a
<b>REVENUES</b>						
Cemetery						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a
Legislative Appropriation	0	0	0	n/a	0	n/a
Other	0	0	0	n/a	0	n/a
TOTAL REVENUES - Cemetery	0	0	0	n/a	0	n/a
<b>EXPENDITURES</b>						
Cemetery	0	0	0	n/a	0	n/a
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES -	0	0	0	n/a	0	n/a
<b>REVENUES</b>						
Housing						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a
Legislative Appropriation	0	0	0	n/a	0	n/a
Other	0	0	0	n/a	0	n/a
TOTAL REVENUES - Housing	0	0	0	n/a	0	n/a
<b>EXPENDITURES</b>						
Housing	0	0	0	n/a	0	n/a
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES - Housing	0	0	0	n/a	0	n/a

COUNTY:  
Luna County

ENTERPRISE FUNDS

Fiscal Year 2016-2017

ENTERPRISE FUNDS (Department)	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
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COUNTY:  
Luna County

ENTERPRISE FUNDS

Fiscal Year 2016-2017

ENTERPRISE FUNDS (Department)	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>REVENUES</b>						
Parking Facilities						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a
Legislative Appropriation	0	0	0	n/a	0	n/a
Other	0	0	0	n/a	0	n/a
<b>TOTAL REVENUES - Parking</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>EXPENDITURES</b>						
Parking Facilities	0	0	0	n/a	0	n/a
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES - Parking</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>REVENUES</b>						
Other Enterprise - Starmax Entertainment Complex						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a
Legislative Appropriation	0	0	0	n/a	0	n/a
Other	0	940,464	886,550	(5.73%)	1,711,600	93.06%
<b>TOTAL REVENUES - Other Enterprise</b>	<b>0</b>	<b>940,464</b>	<b>886,550</b>	<b>(5.73%)</b>	<b>1,711,600</b>	<b>93.06%</b>
<b>EXPENDITURES</b>						
Other Enterprise	0	772,766	2,461,008	218.47%	2,121,589	(13.79%)
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES - Other Enterprise</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>REVENUES</b>						
Other Enterprise (enter fund name)						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a
Legislative Appropriation	0	0	0	n/a	0	n/a
Other	0	0	0	n/a	0	n/a
<b>TOTAL REVENUES - Other Enterprise</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>EXPENDITURES</b>						
Other Enterprise	0	0	0	n/a	0	n/a
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES - Other Enterprise</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>REVENUES</b>						
Other Enterprise (enter fund name)						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a

**COUNTY:**  
Luna County

**ENTERPRISE FUNDS**

**Fiscal Year** 2016-2017

ENTERPRISE FUNDS (Department)	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
Legislative Appropriation	0	0	0	n/a	0	n/a

COUNTY:  
Luna County

ENTERPRISE FUNDS

Fiscal Year 2016-2017

ENTERPRISE FUNDS (Department)	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
Other	0	0	0	n/a	0	n/a
TOTAL REVENUES - Other Enterprise	0	0	0	n/a	0	n/a
EXPENDITURES						
Other Enterprise	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES - Other Enterprise	0	0	0	n/a	0	n/a
REVENUES						
Other Enterprise (enter fund name)						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Gross Receipts - dedicated	0	0	0	n/a	0	n/a
Grants - Federal	0	0	0	n/a	0	n/a
Grants - State	0	0	0	n/a	0	n/a
Legislative Appropriation	0	0	0	n/a	0	n/a
Other	0	0	0	n/a	0	n/a
TOTAL REVENUES - Other Enterprise	0	0	0	n/a	0	n/a
EXPENDITURES						
Other Enterprise	0	0	0	n/a	0	n/a
OTHER FINANCING SOURCES						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
TOTAL - OTHER FINANCING SOURCES - Other Enterprise	0	0	0	n/a	0	n/a

COUNTY:  
Luna County

INTERNAL SERVICE / TRUST & AGENCY FUNDS

Fiscal Year 2016-2017

	6/30/2014 FISCAL YEAR ACTUAL	6/30/2015 FISCAL YEAR ACTUAL	FY 2016 FINAL BUDGET 6/30/2015	VARIANCE FY2015 - FY2016 INC / (DEC) %	FY 2017 BUDGET REQUEST	VARIANCE FY2016 - FY2017 INC / (DEC) %
<b>INTERNAL SERVICE FUNDS [600]</b>						
<b>REVENUES</b>						
Charges for Services	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Miscellaneous revenues	0	0	0	n/a	0	n/a
<b>TOTAL REVENUES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>EXPENDITURES</b>						
Operating Expenditures	0	0	0	n/a	0	n/a
Miscellaneous	0	0	0	n/a	0	n/a
<b>TOTAL EXPENDITURES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	0	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>
<b>TRUST AND AGENCY FUNDS [700]</b>						
<b>REVENUES</b>						
Investments	0	0	0	n/a	0	n/a
Interest on Investments	0	0	0	n/a	0	n/a
Tax Revenues	6,511,474	6,751,635	5,438,330	(19.45%)	7,313,375	34.48%
Miscellaneous revenues	0	0	0	n/a	25,000	n/a
<b>TOTAL REVENUES</b>	<b>6,511,474</b>	<b>6,751,635</b>	<b>5,438,330</b>	<b>(19.45%)</b>	<b>7,338,375</b>	<b>34.94%</b>
<b>EXPENDITURES</b>						
General Government/Benefits	6,483,749	6,665,243	7,038,330	5.60%	7,344,577	4.35%
Capital Outlay	0	0	0	n/a	0	n/a
Debt Service	0	0	0	n/a	0	n/a
Miscellaneous	0	0	0	n/a	0	n/a
<b>TOTAL EXPENDITURES</b>	<b>6,483,749</b>	<b>6,665,243</b>	<b>7,038,330</b>	<b>5.60%</b>	<b>7,344,577</b>	<b>4.35%</b>
<b>OTHER FINANCING SOURCES</b>						
Transfers In	0	0	0	n/a	0	n/a
Transfers (Out)	(277)	0	0	n/a	0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>(277)</b>	<b>0</b>	<b>0</b>	<b>n/a</b>	<b>0</b>	<b>n/a</b>

COUNTY:  
Luna County

New Mexico Department of Finance and Administration  
Local Government Division  
Budget Request Recapitulation  
ROUNDED TO NEAREST DOLLAR

Fiscal Year 2016-2017

FUND TITLE	FUND NUMBER	UNAUDITED BEGINNING CASH BALANCE @ JULY 1	INVESTMENTS	BUDGETED REVENUES	BUDGETED TRANSFERS	BUDGETED EXPENDITURES	ESTIMATED ENDING CASH BALANCE	LOCAL RESERVE REQUIREMENTS UNAVAILABLE FOR BUDGETING	ADJUSTED ENDING CASH BALANCE
GENERAL FUND - Operating (GF)	101	9,658,225	7,212,159	10,904,102	(588,420)	10,693,695	10,492,371	2,673,424	13,818,947
CORRECTION	201	\$0	\$0	0	0	0	\$0		\$0
ENVIRONMENTAL GRT	202	\$0	\$0	0	0	0	\$0		\$0
COUNTY PROPERTY VALUATION	203	\$585,700	\$0	116,000	0	71,763	\$629,937		\$629,937
COUNTY ROAD	204	\$467,639	\$0	2,397,330	330,000	2,805,732	\$389,237	233,811	\$155,426
EMS	206	\$377,396	\$0	185,000	0	335,000	\$227,396		\$227,396
ENHANCED 911	207	\$0	\$0	0	0	0	\$0		\$0
FARM & RANGE IMPROVEMENT	208	\$48,939	\$0	33,200	10,000	42,000	\$50,139		\$50,139
FIRE PROTECTION FUND	209	\$459,749	\$0	93,541	0	553,290	\$0		\$0
LEPF	211	\$14,454	\$0	39,800	0	42,013	\$12,241		\$12,241
LODGERS' TAX	214	\$0	\$0	0	0	0	\$0		\$0
RECREATION	217	\$143	\$0	0	0	0	\$143		\$143
INTERGOVERNMENTAL GRANTS	218	(132,879)	\$0	2,966,613	294,367	3,128,301	0		0
SENIOR CITIZEN	219	\$0	\$0	0	0	0	\$0		\$0
COUNTY INDIGENT FUND	220	\$701,852	\$0	875,800	0	1,258,713	\$318,938		\$318,938
COUNTY HOSPITAL FUND	221	\$5,766,441	\$0	100,000	0	0	\$5,866,441		\$5,866,441
COUNTY FIRE PROTECTION	222	\$62,476	\$0	150,000	0	95,000	\$117,476		\$117,476
DWI PROGRAM	223	\$112,158	\$0	243,373	0	269,938	\$85,593		\$85,593
CLERK RECORDING AND FILING	225	\$129,986	\$0	30,000	0	53,800	\$106,186		\$106,186
JAIL - DETENTION FUND	226	\$1,445,935	\$0	5,956,573	(52,000)	6,740,840	\$609,638		\$609,638
OTHER	299	169,088	\$0	1,499,325	5,853	1,536,567	\$1,660,299		\$1,660,299
CAPITAL PROJECT FUNDS	300	\$787,362	\$0	85,000	0	300,000	\$572,362		\$572,362
G. O. BONDS	401	\$0	\$0	0	0	0	\$0		\$0
REVENUE BONDS	402	\$3,132,725	\$0	14,020,000	0	13,889,650	\$3,263,075		\$3,263,075
DEBT SERVICE OTHER	403	\$0	\$0	0	0	0	\$0		\$0
ENTERPRISE FUNDS	500								
Water Fund		\$0	\$0	0	0	0	\$0		\$0
Solid Waste		\$0	\$0	0	0	0	\$0		\$0
Waste Water		\$0	\$0	0	0	0	\$0		\$0
Airport		\$0	\$0	0	0	0	\$0		\$0
Ambulance		\$0	\$0	0	0	0	\$0		\$0
Cemetery		\$0	\$0	0	0	0	\$0		\$0
Housing		\$0	\$0	0	0	0	\$0		\$0
Parking		\$0	\$0	0	0	0	\$0		\$0
Starmax Entertainment Complex		\$759,322	\$0	1,711,600	0	2,121,589	\$349,333		\$349,333
Solid Waste		\$73	\$0	0	0	0	\$73		\$73
Other Enterprise (enter fund name)		\$0	\$0	0	0	0	\$0		\$0
Other Enterprise (enter fund name)		\$0	\$0	0	0	0	\$0		\$0
INTERNAL SERVICE FUNDS	600	\$0	\$0	0	0	0	\$0		\$0
TRUST AND AGENCY FUNDS	700	302,501	\$0	7,338,375	0	7,344,577	\$296,299		\$296,299
GRAND TOTAL - ALL FUNDS		\$26,371,885	\$727,159	\$48,745,832	(\$0)	\$51,282,466	\$31,117,710	\$2,907,235	\$28,139,915

APPROVED (AS AMENDED) PURSUANT TO  
SECTION 6-8-2 NMSA 1978  
LOCAL GOVERNMENT DIVISION  
DATE 07/31/16  
BY JULIA M. LUCAS  
DEPARTMENT OF FINANCE AND ADMINISTRATION

LCBCC Meeting September 8th, 2016

Accounts Payable

08/04/2016	\$322,502.25
08/04/2016	\$9,403.62
08/04/2016	\$8,858.20
08/11/2016	\$147,108.67
08/11/2016	\$9,876.35
08/11/2016	\$7,339.11
08/18/2016	\$85,589.06
08/18/2016	\$4,937.78
08/18/2016	\$8,976.40
08/25/2016	\$35,448.06
08/25/2016	\$14,093.71
08/25/2016	\$7,620.64
08/30/2016	\$123,562.00
08/31/2016	\$51,887.57
08/31/2016	7,679.36
08/31/2016	\$5,106.58

P-Cards

08/30/2016	\$140,128.74
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Total \$990,118.10



*Luna County*  
*Board of County Commissioners*

AGENDA 09/08/16

PAYROLL

08/05/2016	Register#2016058	\$485,223.05
08/05/2016	Register#2016059	\$11,492.05*
08/05/2016	Register#2016060	\$2,153.00
08/05/2016	Register#2016061	\$2,306.43
08/19/2016	Register#2016062	\$486,812.47
08/19/2016	Register#2016063	\$11,089.01*
08/19/2016	Register#2016064	\$516.25
08/23/2016	Register#2016065	\$1,856.56
	<b>Total</b>	<b>\$1,001,448.82</b>

\*Special Payroll that is reimbursable through Grants and/or Contractual Payments.

**LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS**

**RESOLUTION NO. 16-44  
Proposed Inter/Intra Fund Budget Increases**

**WHEREAS**, the Luna County Board of County Commissioners has the statutory authority to approve, modify and amend the County's annual operating budget; and

**WHEREAS**, development of an annual budget includes a considerable amount of professional guessing about events that may occur in the future; and

**WHEREAS**, during the course of the budget year actual events can result in receiving revenues or making expenditures that were not expected at the time the budget was prepared and adopted; and

**WHEREAS**, it is necessary to adjust the County's adopted budget to properly provide for these unexpected events.

**NOW THEREFORE BE IT RESOLVED** that the Luna County Board of County Commissioners hereby adopts the changes to the County's Fiscal Year 105, July 1, 2016 through June 30, 2017 Budget proposed by the County's management staff and attached hereto in spreadsheet form, as amendments to the previously adopted operating budget.

**PASSED, APPROVED AND ADOPTED THIS 8<sup>th</sup> DAY OF SEPTEMBER, 2016.**

LUNA COUNTY

\_\_\_\_\_  
R. Javier Diaz, Chairperson

ATTEST:

\_\_\_\_\_  
Andrea Rodriguez, Luna County Clerk

Be it remembered that at a Regular meeting of the Luna County Board of County Commissioners in Deming NM on the 8th day of September, 2016, the following budget adjustments are proposed and entered of record.

SCHEDULE OF BUDGET OF ADJUSTMENTS				Budget Resolution Number 16-44 Proposed Inter/Intra FUND Budget Increase					Entity Code DFA Resolution Number	
ITEM NO	Adjustment Type	Fund/ DFA Fund	Dept.	From	Amount	To	Amount	Purpose	Approved Budget Balance	Adjusted Budget Balance
One	Increase	411/299	County Maintenance & Improvements	411/299	\$ 1,753.63	411-00-2374 Grant Port of Entry Columbus	\$ 1,753.63	Line item was inadvertently left out of final budget preparation.	\$ -	\$ 1,753.63
Two	Increase	411/299	County Maintenance & Improvements	411/299	\$ (2,307.20)	411-00-2447 2013 Leg Appr- LE Ctr Renovation	\$ (2,307.20)	Grant is expended and last payment on project was paid from Fund 416. Line item needs to decrease.	\$ 2,307.20	\$ -
Three	Increase	415/218	Community Services - Teen Outreach Program	415/218	\$ (49,490.27)	415-77-1356 Teen Outreach Program Grant	\$ (49,490.27)	Awarded additional funds for another Club this fiscal year.	\$ (105,340.00)	\$ (154,830.27)
					\$ 49,490.27	415-39-2101 Professional Contract/ Services	\$ 24,000.00	To pay for the expenses of an additional Club as awarded for FY 2017.	\$ 90,000.00	\$ 114,000.00
						415-39-2020 Supplies	\$ 25,490.27	To pay for the expenses of an additional Club as awarded for FY 2017.	\$ 34,550.77	\$ 60,041.04
Four	Increase	801/500	Starmax Entertainment Complex	801/500	\$ 3,489.76	801-80-2083 Ins - Unemployment	\$ 3,489.76	To pay for unemployment claims per GSD invoice. (Cash Reserves)	\$ -	\$ 3,489.76
Five	Increase	401/101	General Fund - Dispatch	401/101	\$ (2,620.00)	401-77-1265 E911 Reimbursement (Revenue)	\$ (2,620.00)	Reimbursement received for attending APCO/NENA Conference in Albuquerque.	\$ -	\$ (2,620.00)
					\$ 2,620.00	401-20-2084 Safety/Equipment / Supplies/ Training	\$ 2,620.00	To allow for the expenditure of reimbursed funds from attending APCO/NENA Conference.	\$ 5,529.00	\$ 8,149.00
Six	Increase	401/101	General Fund - Planning Dept	401/101	\$ 6,500.00	401-14-2194 Wireless Communications	\$ 6,500.00	To all for expenditure of previously received funds held in escrow for the payment of CMS of the SW services for wireless communications. (Cash Reserves)	\$ -	\$ 6,500.00
Seven	Increase	405/203	Re-Appraisal	405/203	\$ 4,055.36	405-06-2065 Match - Group Ins	\$ 4,055.36	To correct salaries and benefits from splitting salaries that did not carry over from Preliminary Budget. (Cash Reserves)	\$ -	\$ 4,055.36
		407/299	Treasurers Mobile Home Cost Acct	407/299	\$ 3,675.72	407-07-2065 Match - Group Ins	\$ 3,675.72	To correct salaries and benefits from splitting salaries that did not carry over from Preliminary Budget. (Cash Reserves)	\$ -	\$ 3,675.72

ITEM NO	Adjustment Type	Fund/ DFA Fund	Dept.	From	Amount	To	Amount	Purpose	Approved Budget Balance	Adjusted Budget Balance
		415/218	Community Services - Healthy Kids New Mexico Grant	415/218	\$ 3,361.43	415-17-2060 Match - Medicare 1.45%	\$ 0.95	To correct salaries and benefits from splitting salaries that did not carry over from Preliminary Budget. (Cash Reserves)	\$ 192.97	\$ 193.92
						415-17-2063 Match - PERA 16.42%	\$ 10.77	To correct salaries and benefits from splitting salaries that did not carry over from Preliminary Budget. (Cash Reserves)	\$ 2,185.25	\$ 2,196.02
						415-17-2064 Match - FICA 6.2%	\$ 4.07	To correct salaries and benefits from splitting salaries that did not carry over from Preliminary Budget. (Cash Reserves)	\$ 825.13	\$ 829.20
						415-17-2065 Match - Group Ins	\$ 3,344.33	To correct salaries and benefits from splitting salaries that did not carry over from Preliminary Budget. (Cash Reserves)	\$ -	\$ 3,344.33
						415-17-2070 Match - RHCA 2.0%	\$ 1.31	To correct salaries and benefits from splitting salaries that did not carry over from Preliminary Budget. (Cash Reserves)	\$ 266.17	\$ 267.48
Eight	Decrease	401/101	General Fund - Economic Development	401/101	\$ (5,162.18)	401-58-2064 Match - FICA 6.2%	\$ (5,162.18)	FICA was miscalculated during Final Budget preparation. Decreases corrects. (Cash Reserves)	\$ 10,538.78	\$ 5,376.60
					\$ 15,366.52		\$ 15,366.52		\$ 41,055.27	\$ 56,421.79

*NOW, THEREFORE, it is respectfully requested that the Luna County Commissioners, authorize the above adjustments to the Luna County Budget.*

Done at Deming New Mexico this **Thursday the 8th day of September, 2016.**

LUNA COUNTY BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
Joe L. Milo, Jr., District 1

\_\_\_\_\_  
Linda M. Smrkovsky, District 2

\_\_\_\_\_  
R. Javier Diaz, District 3, Chairperson



ATTEST:

\_\_\_\_\_  
Andres Rodriguez, Luna County Clerk

Entered By:

Checked By:

Date

Date

**LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS**

**RESOLUTION NO. 16-45  
Proposed Intra/Inter Department Transfers**

**WHEREAS**, the Luna County Board of County Commissioners has the statutory authority to approve, modify and amend the County's annual operating budget; and

**WHEREAS**, development of an annual budget includes a considerable amount of professional guessing about events that may occur in the future; and

**WHEREAS**, during the course of the budget year actual events can result in receiving revenues or making expenditures that were not expected at the time the budget was prepared and adopted; and

**WHEREAS**, it is necessary to adjust the County's adopted budget to properly provide for these unexpected events.

**NOW THEREFORE BE IT RESOLVED** that the Luna County Board of County Commissioners hereby adopts the changes to the County's Fiscal Year 105, July 1, 2016 through June 30, 2017 Budget proposed by the County's management staff and attached hereto in spreadsheet form, as amendments to the previously adopted operating budget.

**PASSED, APPROVED AND ADOPTED THIS 8<sup>th</sup> DAY OF SEPTEMBER, 2016.**

LUNA COUNTY

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R. Javier Diaz, Chairperson

ATTEST:

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Andrea Rodriguez, Luna County Clerk

Be it remembered that at a Regular meeting of the Luna County Board of County Commissioners in Deming NM on the 8th day of September, 2016 the following budget adjustments are proposed and entered of record.

## Budget Resolution Number 16-45

Proposed Intra/Inter Department Transfer

ITEM NO	Adjustment Type	Fund/DFA Fund	Dept.	From	FROM Current Balance	Transfer amount	TO Line Number	Transfer Amount	Purpose
One	Transfer	610/218	Drug Investigation	610-08-2036 Administration Expense	\$100,000.00	\$100,000.00			
				610-08-2307 Stonegarden - Deming/ Columbus PD	\$269,481.74	\$15,000.00			
				610-08-2308 Stonegarden - NMSP	\$274,521.79	\$15,000.00	610-08-2028 Capital Outlay	\$130,000.00	To purchase 3 vehicles per approval of FEMA to deplete 2014 grants funds.
Two	Transfer	421/218	Domestic Violence Shelter	421-00-2020 Supplies	\$13,886.91	\$993.55	421-00-2069 Membership Dues/ Subscriptions	\$993.55	To pay for NMCADV membership.
Three	Transfer	402/204	Road Department	402-10-2044 Sign Shop	\$10,000.00	\$1,500.00	402-10-2088 Printing and Publishing	\$1,500.00	To pay for publishing services (job postings).
Four	Transfer	609/226	Adult Detention	609-21-2084 Safety/Equip/ Supplies/ Training	\$17,791.35	\$7,000.00	609-21-2008 Printing and Publishing	\$7,000.00	To pay for publishing services (job postings).
					\$685,681.79	\$139,493.55		\$139,493.55	

NOW, THEREFORE, it is respectfully requested that the Luna County Commissioners, authorize the above adjustments to the Luna County Budget.

Done at Deming New Mexico this **Thursday the 8th day of September, 2016.**

LUNA COUNTY BOARD OF COUNTY COMMISSIONERS

Joe L. Milo, Jr., District 1

Linda M. Smrkovsky, District 2

R. Javier Diaz, District 3, Chairperson



ATTEST:

Entered By:

Date

Andrea Rodriguez, Luna County Clerk

Checked By:

Date



## NEW MEXICO ASSOCIATION OF COUNTIES

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### Memorandum

**Date:** August 10, 2016  
**To:** Board of Directors, Commissioners, Sheriffs, Managers, Attorneys, E911 Directors, Criminal Justice Reform Policy Committee members, and Economic Development & Infrastructure Policy Committee members  
**From:** Steve Kopelman, NMAC Executive Director  
**Re:** Protocol for Board of County Commissioners Priority Issue Meetings

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In an effort to promote communication among NMAC and the 33 counties, NMAC requests that Board members do three things: 1) present the 2017 NMAC legislative priorities to their respective Board of County Commissioners for consideration and endorsement by resolution at the earliest possible date, 2) notify Susan Mayes, [smayes@nmcounties.org](mailto:smayes@nmcounties.org), of the date on which the priorities will be on their agenda, and 3) report to the NMAC Board of Directors at the meeting on October 14, 2016 on their Commission meeting discussion.

The Commissioners, Sheriffs, Managers, Attorneys, E911 Directors, Criminal Justice Reform Policy Committee members, and Economic Development & Infrastructure Policy Committee members in each county should be able to serve as resources on their specific resolutions. They should be notified in advance of the Commission meeting.

In addition, attached are eight position statements supported by the Board in preparation of the 2017 Legislative session. These position statements will provide the NMAC legislative team with direction on issues that may arise during the session.

Please contact me if you have any questions on the legislative priorities

*Attachments: 1) packet of NMAC's four legislative priority resolutions and position statements with back-up material and 2) template of Board of County Commissioners support resolution*

# **New Mexico Association of Counties**



## **2017 NMAC Legislative Priorities And Position Statements**

**As approved by the  
NMAC Board of Directors  
August 4, 2016**



**THE NEW MEXICO ASSOCIATION OF COUNTIES  
EXECUTIVE COMMITTEE (as of August 8, 2016)**

<b>Officers</b>	<b>District Representatives</b>
Tyler Massey, President Hidalgo County Treasurer	Carol Bowman-Muskett, District One McKinley County Commissioner
Susan Flores, President Elect Otero County Commissioner	Gabriel J. Romero, District Two Taos County Commissioner
Rebecca Long, Vice President Lea County Commissioner	Susan Griffin, District Three Catron County Assessor
Sharon Stover, Past President Los Alamos County Clerk	Patrick Martinez, District Four Guadalupe County Clerk
Nicolas T. Leger, Treasurer (Ex-Officio) San Miguel County Commissioner	Linda Smrkovsky, District Five Luna County Commissioner
Steve Kopelman (Ex-Officio) NMAC Executive Director	James Duffey, District Six Chaves County Commissioner

**THE NMAC BOARD OF DIRECTORS (as of August 8, 2016)**

Tanya Giddings, Bernalillo County	Carol Bowman-Muskett, McKinley County
Susan Griffin, Catron County	Paula Garcia, Mora County
James Duffey, Chaves County	Steven Boyle, Otero County
Corrine Padilla, Cibola County	Mike Cherry, Quay County
Bill Sauble, Colfax County	Barney Trujillo, Rio Arriba County
Wesley Waller, Curry County	Malin Parker, Roosevelt County
Becky Harris, De Baca County	Scott Eckstein, San Juan County
David Garcia, Doña Ana County	Nicolas T. Leger, San Miguel County
Glenn Collier, Eddy County	Glenn Walters, Sandoval County
Ron Hall, Grant County	Liz Stefanics, Santa Fe County
Patrick Martinez, Guadalupe County	Kenneth C. Lyon, Sierra County
Phillip Trujillo, Harding County	Danny Monette, Socorro County
Marianne Stewart, Hidalgo County	Gabriel J. Romero, Taos County
Rebecca Long, Lea County	Betty Cabber, Torrance County
Rhonda Burrows, Lincoln County	Mary Lou Harkins, Union County
Sharon Stover, Los Alamos County	Jhonathan Aragon, Valencia County
Linda Smrkovsky, Luna County	
<b>Ex-Officio members:</b>	
Nicolas T. Leger, Treasurer	Susan Flores, WIR Board Member
Liz Stefanics, NACo Board Member	Wendell Bostwick, Multi-Line Pool Board Representative
Tyler Massey, NACo Board Member	Billy G. Garrett, Workers' Compensation Pool Board Representative
Danny Monette, WIR Board Member	Steve Kopelman, Executive Director



## **2017 NMAC LEGISLATIVE PRIORITY PROCESS**

### **May Advisory Council Meeting**

- Affiliates present legislative and position resolutions.

### **June Annual Conference**

- Affiliates submit legislative and position resolutions during Conference.
- Non-elected official affiliates submit legislative and position resolutions through the Managers Affiliate for endorsement.

### **July Legislative Committee Meeting**

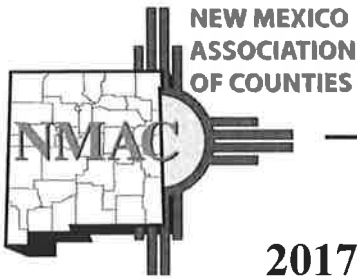
- Review of affiliate legislative and position resolutions to determine that there is countywide impact and statewide significance and make recommendations to the Board at the August meeting.

### **August Board Meeting**

- Endorse legislative resolutions to be considered as priorities and then voted on by the Board, which selects a limited number of resolutions as NMAC legislative priorities.

### **October Board Meeting**

- Board members report on local Board of County Commissions' action on NMAC legislative priorities.



## NEW MEXICO ASSOCIATION OF COUNTIES

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### 2017 NMAC LEGISLATIVE PRIORITIES

The following were selected as priorities by the NMAC Board of Directors for the 2017 session. These are in no particular order.

Page 5

- **Whistleblower Protection Act**

Support amendments to, among other things, better define the definition of “good faith” by requiring some minimal threshold of evidence to file a claim, narrow the definition of “retaliatory action,” limit “unlawful or improper act(s)” to violations of state or federal law, and narrow the universe of individuals to whom a complaint may be communicated as a precondition to filing a claim.

Page 6

- **New Mexico 911 Act Revision**

Support an amendment to the 911 surcharge statute (63-9D, NMSA 1978) to ensure all technologies utilizing 911 services are contributing equally to the New Mexico 911 fund.

Page 7

- **Forfeiture Act**

Support amendments to the Forfeiture Act that remove unreasonable burdens placed on law enforcement agencies, allow law enforcement agencies to retain forfeited property under limited circumstances, clarify appropriate use of forfeiture, and ensure that due process rights of parties involved are honored.

Page 8-9

- **Capital Outlay for Non-Governmental Entities**

Support recommendations that allow local Board of County Commissioners to: accept, approve, and review non-governmental entities’ capital outlay funds and their fiscal impacts to county’s finances prior to submission to the state legislature; suspend acceptance of 2017 legislative session capital outlay funds for purchase of vehicles, information technology, and any capital outlay expenditure of less than \$50,000; and authorize the collection of a 3% administrative fee.

NEW MEXICO ASSOCIATION OF COUNTIES

MANAGERS AFFILIATE RESOLUTION #1

Short Title or Subject: Concerning the Whistleblower Protection Act

Affected Affiliates: Attorneys, Managers

Impact on County Revenues/Finances: Substantial Liability Exposure

Legislative Resolution or Non-Legislative Resolution or Resolution for Congressional Delegation: (circle one)

Requested as NMAC Legislative Priority for 2017 Session: Yes or No (circle one)

**WHEREAS**, the Whistleblower Protection Act ("Act") was enacted by the New Mexico Legislature in 2010; and

**WHEREAS**, the Act was intended to prohibit public employers from retaliating against public employees who take action, object to, or refuse to participate in a matter the employee believes, in good faith, to be an unlawful or improper act.; and

**WHEREAS**, the Act provided for a two-year statute of limitations for bringing a claim and authorized the claim to be filed in any court of competent jurisdiction; and

**WHEREAS**, the Act is a non-exclusive remedy, meaning that a claim under the Act may be brought independently of any other employment-related claim; and

**WHEREAS**, it is in the interest of county and municipal governments in promoting the safety of their citizens to deal with these offenders quickly and effectively; and

**WHEREAS**, current state and federal law provided for legal remedies against employers for prohibited activities, including retaliation-based claims; and

**WHEREAS**, county and municipal governments have experienced a significant increase in the number of employment-related lawsuits that include a whistleblower claims; and

**WHEREAS**, portions of the Act are vague and subject to multiple interpretations.

**NOW THEREFORE BE IT RESOLVED** that the New Mexico Association of Counties supports legislation that would amend the Whistleblower Protection Act to better define the definition of "good faith" by requiring some minimal threshold of evidence for an employee to file a claim under the Act; and

**BE IT FURTHER RESOLVED** that the Act be amended to narrow the definition of "retaliatory action" as the current definition encompasses any "adverse employment action against a public employee"; and

**BE IT FURTHER RESOLVED** that the Act be amended to limit "unlawful or improper act(s)" to violations of state or federal law; and

**BE IT FURTHER RESOLVED** that the Act be amended to narrow the universe of individuals to whom a complaint may be communicated as a precondition to filing a claim under the Act.

Signed   
NMAC Managers Affiliate Chair

Date 6/24/2016

**NEW MEXICO ASSOCIATION OF COUNTIES**  
**911 DIRECTORS AFFILIATE RESOLUTION #1 2016**

-Short Title or Subject: New Mexico 911 Act Revision

Affected Affiliates: 911, Managers, Commissioners, Fire and Emergency Managers, GIS/RA, Sheriffs

Impact on County Revenues/Finances: Counties will bear the costs for all 911 center equipment and training that the fund does not cover

Legislative Resolution or Non-Legislative Resolution or Resolution for Congressional Delegation: (circle one)

Requested as NMAC Legislative Priority for 2017 Session: Yes or No (circle one)

**WHEREAS**, 93-9D NMSA 1978 provides that a surcharge be paid by all landline and wireless customers in New Mexico, to provide 911 equipment and training for New Mexico's 47 public safety answering points (PSAP's) and

**WHEREAS**, the revenue generated from the 911 surcharge declines at a rate of 3.25% annually due to a decrease in landline customers and an increase in emerging technology including, but not limited to, prepaid wireless and voice over internet protocol, and

**WHEREAS**, prepaid wireless and voice over internet protocol customers do not currently pay the 911 surcharge, but receive the same quality of 911 service as the customers who pay the surcharge, and

**WHEREAS**, HB 328 was introduced during the 2011 New Mexico legislative session as a NMAC priority and was passed by both the House and the Senate before being vetoed by the Governor, and

**WHEREAS**, HB 126 was introduced during the 2015 New Mexico legislative session with the endorsement of the Science, Technology and Telecommunications Interim Committee; and

**WHEREAS**, the NMAC Healthcare Policy Committee has endorsed this resolution and supports the request to bring this bill forward during the 2017 legislative session as an NMAC priority;

**NOW THEREFORE BE IT RESOLVED** that the New Mexico Association of Counties supports legislation that would amend the 911 surcharge statute (63-9D, NMSA 1978) to ensure all technologies utilizing 911 services are contributing equally to the New Mexico 911 fund.

  
911 Directors Affiliate Chair

Date 6/24/2016

**NEW MEXICO ASSOCIATION OF COUNTIES**  
**CRIMINAL JUSTICE REFORM POLICY COMMITTEE RESOLUTION #1**

*Short Title or Subject: Forfeitures*

*Affected Affiliates: Sheriffs*

*Impact on County Revenues/Finances:*

Legislative Resolution or Non-Legislative Resolution or Resolution for Congressional Delegation: (circle one)

Requested as NMAC Legislative Priority for 2017 Session: Yes or No (circle one)

**WHEREAS**, comprehensive amendments were made to the New Mexico Forfeiture Act in 2014, several of which have had some unintended consequences detrimental to law enforcement operations; and

**WHEREAS**, the amended Act, among other things, provides that the sheriff's office is responsible for holding all abandoned property, not just seized property, within the county, and is required to deliver all abandoned property to the state treasurer; requires that property be returned to the claimant if the property is the only reasonable means for a defendant to pay for legal representation and provides that the value of the property is calculated to include any hardship to the claimant; allows a person to petition the court at any time following conclusion of a forfeiture proceeding to determine whether the forfeiture was unconstitutionally excessive; requires that forfeited currency and all sale proceeds be distributed only to the state general fund and nothing to the county or law enforcement agencies, regardless of whether they incurred costs and expenses related to the investigation, seizure, storage, protection, and transfer of the property; requires return of property even if the claimant should have known that the act giving rise to the forfeiture was criminal; and doesn't allow the law enforcement agency to retain forfeited property under any circumstances; and

**WHEREAS**, the sheriffs affiliate is committed to making needed improvements to make the Act more reasonable and equitable.

**NOW THEREFORE BE IT RESOLVED** that the New Mexico Association of Counties supports legislation that would amend the Forfeiture Act to support appropriate use of forfeiture, to remove unreasonable burdens placed upon law enforcement agencies, to allow law enforcement agencies to retain forfeited property under limited circumstances, and to ensure that the due process rights of the parties involved are honored.



Signed \_\_\_\_\_  
NMAC Criminal Justice Reform Policy Committee Chair

Date 7/14/2016

NEW MEXICO ASSOCIATION OF COUNTIES

ECONOMIC DEVELOPMENT & INFRASTRUCTURE POLICY COMMITTEE RESOLUTION #1

Short Title or Subject: Capital Outlay for Use by Non-Governmental Entities

Affected Affiliates: Commissioners, Managers, and others

Impact on County Revenues/Finances: Could be significant

Legislative Resolution or Non-Legislative Resolution or Resolution for Congressional Delegation: (circle one)

Requested as NMAC Legislative Priority for 2017 Session: Yes or No (circle one)

**WHEREAS**, the New Mexico State Legislature appropriates capital outlay funds to various non-governmental entities, such as not-for-profit or non-profit agencies;

**WHEREAS**, the State of New Mexico funds capital outlay projects with Severance Tax Bonds, resulting in increased regulations and responsibilities for the County to comply with State-imposed conditions in regards to contracts, anti-donation issues, contract monitoring, accounting, and reporting requirements;

**WHEREAS**, the State of New Mexico requires the local government to own all property, equipment, or vehicles and lease to any non-governmental entity the property, equipment, or vehicles purchased with capital outlay funds in a manner that meets the value of the capital outlay appropriated and does not violate the anti-donation clause as interpreted by the State Attorney General's Office;

**WHEREAS**, the Attorney General's Office and the State Department of Finance require all conditions set by both agencies to be met prior to executing grant agreements and starting the capital outlay purchasing and/or project implementation, resulting in average time periods of three (3) months to over one (1) year to satisfactorily meet all conditions and begin the process of expending the capital outlay funds;

**WHEREAS**, the increased regulations to expend capital outlay funds have greatly burdened the County with administrative and staff costs required to administer the process which are not eligible for reimbursement using capital outlay funding; and

**WHEREAS**, the State of New Mexico requires the County to budget for, and fund all capital outlay projects "up front," after which the County will be reimbursed by the State of New Mexico if the State approves the request for payment;

**WHEREAS**, the State of New Mexico grants capital outlay to the County and holds the County responsible for meeting all requirements throughout the life cycle of the grant, and should requirements not be met, the State will not reimburse the County;

**WHEREAS**, "up front" funding and assuring regulatory compliance of third-party non-government entities create significant risks to the County's fund balance; and

**WHEREAS**, any use of County funds for "up-front" funding of non-governmental agencies' capital outlay requests; the purchasing of additional land or buildings for exclusive use by non-governmental agencies; the purchasing of information technology equipment or vehicles that depreciate to the point of obsolescence by the County once the lease term is completed; should be reviewed for its compliance with the County's Strategic Plan, and evaluated for project viability, risk to County funds, and potential recurring costs.

**NOW THEREFORE BE IT RESOLVED** that the New Mexico Association of Counties supports legislation that would recommend that acceptance of State of New Mexico Capital Outlay funds on behalf of non-governmental entities should require approval of the local Board of Commissioners prior to submission to any member of the State Legislature; and

**BE IT FURTHER RESOLVED** that any project presented by non-governmental entities shall be reviewed for its fiscal impact to the County's current and recurring finances; and

**BE IT FURTHER RESOLVED** that the local County Commissioners suspend acceptance of 2017 Legislative Session, State of New Mexico Capital Outlay funds, on behalf of a non-governmental entity, for:

1. Purchase of vehicles and information technology;
2. Any capital outlay expenditure less than \$50,000.

**ADDITIONALLY BE IT FURTHER RESOLVED** that the local County Commissioners shall approve the collection of a three percent (3%) administrative fee based on the amount of capital outlay, from any non-governmental entity with whom the County enters into an agreement to expend State of New Mexico Capital Outlay funds beginning with the 2017 State Legislative Session appropriations. The administrative fee may be waived or modified by majority vote of the local County Commission.



NMAC Economic Development & Infrastructure  
Policy Committee Chair

6/23/2016

Date





## NEW MEXICO ASSOCIATION OF COUNTIES

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### 2017 NMAC POSITION STATEMENTS

The following eight position statements were supported by the NMAC Board of Directors for the 2017 session. These position statements will provide the NMAC legislative team with direction on issues that may arise during the session.

- **Restoring Detention Facility Reimbursement Fund**

Support an increase in the 2016 General Appropriations Act to fund the County Detention Facilities Reimbursement Act for the actual cost of holding the three categories of prisoners specified under the Act.

- **Protecting County Funding of Health Care**

Support county autonomy and discretion to utilize the county imposed Indigent Health Care gross receipts tax revenues; support county participation in discussions and planning regarding the Safety Net Care Pool (SNCP), Medicaid, and other health services; and oppose increasing the financial burden on counties to fund health care initiatives.

- **County and State Collaboration**

Ensure that counties have formal representation and voting membership on all state oversight boards involving the LDWI program and indigent health care; assurance that county obligations to low income non-Medicaid eligible residents continue to be met; require transparent and accountable reporting from HSD, hospitals, MCOs, and all others receiving county funding; and assurance that current or better levels of service are met.

- **Capital Outlay Reform**

Support legislation, processes, and rule changes that would help reform the legislative capital outlay process to make it more transparent, efficient, and effective.

- **Economic Development Job Growth**

Support economic development and job growth throughout New Mexico that would: maintain state Local Economic Development Act funding at \$50 million, maintain Job Training Incentive Program funding at \$10 million, appropriate \$5 million for local Economic Development Commission staff augmentation, appropriate \$2 million for the NM Partnership, and appropriate \$2 million to the Rapid Workforce Deployment program.



## NEW MEXICO ASSOCIATION OF COUNTIES

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- **Affordable High-Speed Connectivity Services**

Continue to study connectivity enhancement, ascertain local community needs, and coordinate efforts to facilitate the development of affordable high-speed internet access for all New Mexicans and infrastructure sufficient to meet the needs of communities, economic development, education, government, healthcare, and public safety.

- **LDWI Funding For Local Programs**

Oppose funding Drug Court Programs from the LDWI grant fund.

- **Transfer of LDWI Program from DFA to HSD**

Oppose the transfer of the LDWI Grant Program from DFA to HSD.

**A Resolution Supporting the 2017 Legislative Priorities of the  
New Mexico Association of Counties**

**WHEREAS**, in August 2016, the Board of Directors of the New Mexico Association of Counties approved four legislative priorities for consideration by the New Mexico Legislature at its 2017 regular legislative session; *and*

**WHEREAS**, NMAC has requested that the Board of County Commissioners in each of the state's 33 counties discuss and approve a resolution supporting NMAC's legislative priorities; *and*

**WHEREAS**, this is an important step in assuring maximum understanding of, and support for, NMAC's legislative priorities at the county level; *and*

**WHEREAS**, the adoption of such resolutions will enable NMAC to demonstrate to the state legislature strong local and statewide support for NMAC's legislative priorities; *and*

**WHEREAS**, the legislative priorities include support for legislation on the following four issues:

- **Whistleblower Protection Act**

Support amendments to, among other things, better define the definition of "good faith" by requiring some minimal threshold of evidence to file a claim, narrow the definition of "retaliatory action," limit "unlawful or improper act(s)" to violations of state or federal law, and narrow the universe of individuals to whom a complaint may be communicated as a precondition to filing a claim.

- **New Mexico 911 Act Revision**

Support an amendment to the 911 surcharge statute (63-9D, NMSA 1978) to ensure all technologies utilizing 911 services are contributing equally to the New Mexico 911 fund.

- **Forfeiture Act**

Support amendments to the Forfeiture Act that remove unreasonable burdens placed on law enforcement agencies, allow law enforcement agencies to retain forfeited property under limited circumstances, clarify appropriate use of forfeiture, and ensure that due process rights of parties involved are honored.

- **Capital Outlay for Non-Governmental Entities**

Support recommendations that allow local Board of County Commissioners to: accept, approve, and review non-governmental entities' capital outlay funds and their fiscal impacts to county's finances prior to submission to the state legislature; suspend acceptance of 2017 legislative session capital outlay funds for purchase of vehicles, information technology, and any capital outlay expenditure of less than \$50,000; and authorize the collection of a 3% administrative fee.

**NOW, THEREFORE, BE IT RESOLVED** that the [County Name] Board of County Commissioners does hereby support the legislative priorities of the New Mexico Association of Counties as set forth above, and urges that legislation incorporating these priorities be enacted by the state legislature during its 2017 regular session.

**ADOPTED** this 8<sup>th</sup> day of September, 2016

BOARD OF COUNTY COMMISSIONERS OF  
LUNA COUNTY, NEW MEXICO

**ATTEST:**

**LUNA COUNTY**

\_\_\_\_\_  
Andrea Rodriguez, County Clerk

\_\_\_\_\_  
R. Javier Diaz, Chairman

\_\_\_\_\_  
Joe L. Milo, Jr., Member

\_\_\_\_\_  
Linda M. Smrkovsky, Member

RESOLUTION #16-47  
(Replaces Resolution #14-49)  
**COURTHOUSE PARK USE RESOLUTION & AGREEMENT**

WHEREAS, the Board of Luna County Commissioners desire to accommodate public use of the Courthouse Park and,

WHEREAS, reasonable standards are necessary for the same, efficient and cost effective use of the Park,

NOW, THEREFORE, BE IT RESOLVED, that the following policy and contract is established for the use of the Courthouse Park.

COURTHOUSE PARK USE AGREEMENT

The County, as accommodation to the public, makes available the Courthouse Park, Pavilion and Restrooms for use as an activity place for citizens and organizations of Luna County, New Mexico. Users of the Park acknowledge that they must comply with the terms and conditions of this agreement:

- a. TIME: User is authorized to use the Park for the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ and through the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ from \_\_\_\_\_ a.m./p.m. to \_\_\_\_\_ a.m./p.m.
- b. PURPOSE: The Park shall be used for the purpose of \_\_\_\_\_. No other use is authorized.
- c. ACCESS: User shall be responsible for coordinating the use of the Park, including set up with the Luna County Business Office and Luna County Maintenance Director.
- d. RESTRICTIONS: User shall use only the Park areas west of the Courthouse and south of the Luna County Jail/Dispatch Center. No areas in the Courthouse shall be entered. Certain weekends of the year may not be reserved for personal individual use and are reserved for historic community events.
- e. USER FEES: There shall be a non-refundable user fee of \$100.00 for reservation and use of courthouse park pavilion for individuals and \$150.00 for community events.

**USER FEES AND DEPOSITS MUST BE SUBMITTED AT LEAST THIRTY (30) WORKING DAYS PRIOR TO ACTIVITY AND WILL BE RETURNED (LESS ANY DAMAGES) WITHIN TEN (10) WORKING DAYS AFTER EVENT. THE PARK SHALL NOT BE CONSIDERED RESERVED UNLESS AND UNTIL THE USER FEE AND DEPOSIT ARE RECEIVED BY THE COUNTY.**

- f. DEPOSIT & CLEANING: There shall be a damage deposit of \$250.00 required of those desiring to reserve and use the Park or Pavilion, which includes use of the restrooms. Upon satisfactory compliance with the provisions of this agreement, the deposit shall be refunded to the User. Deposits shall be forfeited upon non-compliance with the provisions of this agreement. If electricity is needed, a non-refundable fee of \$ 50.00 per hook-up, per event will be charged. Upon completion of User's activity, User shall clean the area; remove all structures, vehicles and other property, and clean up and dispose of all trash and debris in the containers provided. Deposits will be held until careful inspection is done by the County of Luna.
- g. COMPLIANCE: If User fails to comply with any of the terms of this agreement, User will be prohibited from future use of the Park.
- h. INDEMNIFICATION: The User agrees to indemnify and hold harmless the County of Luna from any complaint, damage, loss, liability of claim (including attorneys' fees) arising out of User's use of the Park and not resulting from a negligent act of the County, its' agents or employees.
- i. ALCOHOL USE: If the User desires to have beer and wine on the premises, they agree to have a valid New Mexico Alcohol and Gaming Dispenser Licensee provide the sales and distribution of beer and wine only. No other alcohol is allowed in the parks or pavilion. The Licensee must obtain a Special Dispenser Permit from The New Mexico Regulation and Licensing Department, Alcohol and Gaming Division. The User assumes all responsibility of verifying Licensee and the permits needed to sell and distribute alcohol.
- j. NO EXCESSIVE VEHICLE USE ON THE GRASS, NO OVERNIGHT CAMPING OR PARKING, TRAILERS MUST HAVE PLATES UNDER HITCH TO PREVENT DAMAGE TO ASPHALT, UNLESS PREVIOUSLY APPROVED BY THE LUNA COUNTY MANAGER.
- k. EFFECTIVE SEPTEMBER 8, 2016.

RESOLVED by the Luna County Board of Commissioners in regular session, September 8, 2016.

**ATTEST:**

**LUNA COUNTY**

\_\_\_\_\_  
Andrea Rodriguez, County Clerk

\_\_\_\_\_  
R. Javier Diaz, Chairman

\_\_\_\_\_  
Joe L. Milo, Jr., Member

\_\_\_\_\_  
Linda M. Smrkovsky, Member

AMENDED RESOLUTION NO. 16-42

LUNA COUNTY

MILEAGE AND PER DIEM POLICY

WHEREAS, Section 10-8-4 NMSA 1978 (being Laws 1963, Chapter 31, Section 3, as amended) is amended to read:  
"10-8-4. PER DIEM AND MILEAGE RATES—IN LIEU OF PAYMENT.—

WHEREAS, this rule establishes rates, conditions, limitations, local discretion, and other criteria for payment of per diem, mileage and other expenses for local public bodies,

THEREFORE, BE IT RESOLVED, that the Luna County Board of County Commissioners hereby adopt Section 10-8-4 NMSA 1978 Chapter 31, Section 3, as amended by HB 336, signed into law on April 7, 2009, and effective January 10, 2013, with the following local regulations governing actual expenses. The County Manager shall be the Boards' designee for administration purposes and shall have the authority to enforce and administer all provisions herein, including travel advances and actual reimbursement in lieu of per diem.

RESOLUTION 16-42

LUNA COUNTY REIMBURSEMENT ALLOWANCES AND TRAVEL ALLOWANCES

- 1.0 A county employee or officer may elect to use a Luna County issued Purchase card (P-Card) for actual expenses incurred while traveling on official business. Actual receipts must accompany the monthly expense report. Employee must obtain County Manager or designee approval for any lodging above the base rate (prior to travel date). The following limits apply while using your P-Card for travel:

Limit for lodging (base rate – does not include taxes and fees):

\$85 / night - within the state but away from home (lodging only).

\$135 / night - in Santa Fe (lodging only)

\$115 / night - outside the state on official business, or,

not to exceed \$215 when \$115 is inadequate to that geographical area out of State, or actual (only when more affordable lodging is unavailable or impractical, and only with prior approval of County Commission/County Manager) (lodging only)

Limit for meals:

\$30 maximum for every 24 hour period traveling in state (meals only)

\$45 maximum for every 24 hour period traveling out of state (meals only)

Return from overnight travel:

\$12 for 2.00 to 5.99 hours beyond the last 24 hour period (meals only)

\$20 for 6.00 to 11.99 hours beyond the last 24 hour period (meals only)

Non-Overnight travel Partial limit for meals for number of hours worked above 8, in a nine hour period:

\$12 for 2.00 to 5.99 hours beyond the normal work day (meals only)

\$20 for 6.00 to 11.99 hours beyond the normal work day (meals only)

- 2.0 A county employee or officer may elect to receive per diem without regard to whether expenses are actually incurred.

Overnight travel Per Diem Rates:

\$85 within the state but away from home (meals and lodging)

\$135 in Santa Fe (meals and lodging)

\$115 outside the state on official business, or,

not to exceed \$215 when \$115 is inadequate to that geographical area out of State, or actual (only when more affordable lodging is unavailable or impractical, and only with prior approval of County Commission/County Manager) (meals and lodging)

Non-Overnight travel Per Diem Rates for number of hours worked above 8, in a nine hour period:

\$12 for 2.00 to 5.99 hours beyond the normal work day (meals only)

\$20 for 6.00 to 11.99 hours beyond the normal work day (meals only)

\$30 for 12.00 hours or more beyond the normal work day (meals only)

\$45 for 12.00 hours or more beyond the normal work day, out of state (meals only)

- 3.0 A county employee or officer may elect to receive reimbursement of actual expenses in lieu of per diem rates. Actual receipts must accompany the reimbursement request. Employee must obtain County Manager or designee approval for any lodging above the base rate (prior to travel date). If the employee chooses to receive actual reimbursement instead of receiving per diem, the following limits apply:

Actual reimbursement for lodging (base rate – does not include taxes and fees):

\$85 / night - within the state but away from home (lodging only).

\$135 / night - in Santa Fe (lodging only)

\$115 / night - outside the state on official business, or,

not to exceed \$215 when \$115 is inadequate to that geographical area out of State, or actual (only when more affordable lodging is unavailable or impractical, and only with prior approval of County Commission/County Manager) (lodging only)

Actual reimbursement for meals:

\$30 maximum for every 24 hour period traveling in state (meals only)

\$45 maximum for every 24 hour period traveling out of state (meals only)

Actual reimbursement for meals when returning from overnight travel:

\$12 for 2.00 to 5.99 hours beyond the last 24 hour period (meals only)

\$20 for 6.00 to 11.99 hours beyond the last 24 hour period (meals only)

Non-Overnight travel Partial limit for meals for number of hours worked above 8, in a nine hour period

\$12 for 2.00 to 5.99 hours beyond the normal work day (meals only)

\$20 for 6.00 to 11.99 hours beyond the normal work day (meals only)

Actual reimbursement for mileage:

80% of The Internal Revenue Service (“IRS”) standard mileage rate set January 1<sup>st</sup> of the previous year for each mile traveled in a privately owned vehicle, and only with prior approval of County Commission/County Manager.

Miscellaneous Other Expenses:

Reasonable expenses for ordinary and necessary business costs with approval of the Department head.

- 4.0 Travel advances are authorized by the Board in hardship cases approved by the County Manager, for no more than 80% of the anticipated per diem costs, for trips lasting more than 3 days (72 hours) but less than 7 days. Any refunds or overages shall be repaid within 5 working days of return. Travel advances may also be authorized for approved out of state travel. Requests for travel advances shall be made in writing at least 2 weeks in advance of the proposed travel.

Done at Deming, New Mexico this 8<sup>th</sup> Day of September, 2016

LUNA COUNTY BOARD OF COUNTY COMMISSIONERS,

\_\_\_\_\_  
R. Javier Diaz, Chairman

\_\_\_\_\_  
Joe L. Milo, Jr., Member

\_\_\_\_\_  
Linda M. Smrkovsky, Member

ATTEST: \_\_\_\_\_  
Andrea Rodriguez, COUNTY CLERK



## **BOND PURCHASE AGREEMENT**

**\$12,000,000**

**LUNA COUNTY, NEW MEXICO**

**Gross Receipts Tax Improvement Revenue Bonds, Series 2016**

September 8, 2016

County Commission  
Luna County, New Mexico  
700 S. Silver Avenue  
Deming, New Mexico 88031

RBC Capital Markets, LLC, acting on its own behalf and on behalf of Stifel, Nicolaus & Company, Incorporated (collectively, the "Underwriters") offers to enter into this bond purchase agreement (the "Contract") with Luna County, New Mexico (the "Issuer" or the "County") which, upon the Issuer's written acceptance of this offer, will be binding upon the Issuer and upon the Underwriters. This offer is made subject to the Issuer's written acceptance hereof on or before midnight, prevailing Mountain Time, on September 8, 2016. If not so accepted, the Contract may be withdrawn by the Underwriters upon notice delivered to the Issuer at any time prior to the acceptance hereof by the Issuer. Terms not otherwise defined in this Contract shall have the same meanings set forth in the Ordinance No. 93 adopted by the County Commission on September 8, 2015, as supplemented by Resolution No. \_\_\_\_\_ adopted by the County Commission on September 8, 2016 (collectively, the "Ordinance") or in the Official Statement dated September 8, 2016, prepared with respect to the Bonds.

Section 1. *Terms of the Bonds.* The Bonds are being issued pursuant to the Ordinance and the laws of the State of New Mexico (the "State"). The Bonds shall mature and bear interest as described in **Exhibit "A"** attached hereto and incorporated hereunder by reference. All other terms of the Bonds shall be as set forth in the Ordinance.

The Bonds are payable and collectible solely from the Pledged Revenues (as such term is defined and referred to as the "Pledged Revenues" in the Official Statement). The Bonds do not constitute indebtedness or a debt of the Issuer within the meaning of any constitutional or statutory provision or limitation nor will they be considered or held to be general obligations of the Issuer.

Section 2. *Purchase and Sale of the Bonds.* Subject to the terms and conditions and in reliance upon the representations, warranties and agreements set forth herein, the Underwriters hereby agree to purchase from the Issuer, and the Issuer hereby agrees to sell and deliver to the

Underwriters, all, but not less than all, of the Issuer's Gross Receipts Tax Improvement Revenue Bonds, Series 2016 (the "Bonds").

The purchase price for the Bonds shall be \$\_\_\_\_\_ (which is equal to the par amount of the Bonds of \$12,000,000.00 plus a net original issue premium of \$\_\_\_\_\_ and less an Underwriters' discount of \$\_\_\_\_\_).

This purchase and sale represents a negotiated transaction. The Issuer understands and hereby confirms and agrees that (i) the Underwriters are not acting as a fiduciary of the Issuer, but rather are acting solely in their capacity as underwriters for their own accounts; ii) the transaction contemplated by this Contract is an arm's length commercial transaction between the Issuer and the Underwriters in which the Underwriters are each acting solely as a principal and not acting as a municipal advisor, financial advisor or fiduciary to the Issuer; (iii) the Underwriters have not assumed any advisory or fiduciary responsibility to the Issuer with respect to the transaction contemplated hereby and the discussions, undertakings and procedures leading thereto (irrespective of whether the Underwriters have provided other services or is currently providing other services to the Issuer on other matters); (iv) the Underwriters have financial and other interests that differ from those of the Issuer; (v) the Issuer has consulted its own legal, accounting, tax, financial and other advisors, as applicable, to the extent it has deemed appropriate; (vi) the only obligations the Underwriters have to the Issuer with respect to the transaction contemplated hereby are those expressly set forth in this Contract; and (vii) the Underwriters have provided to the Issuer prior disclosures under Rule G-17 of the Municipal Securities Rulemaking Board ("MSRB"), which have been received by the Issuer.

Section 3. *Public Offering.* The Underwriters agree to make a bona fide public offering of all of the Bonds for sale to investors and other securities dealers at such prices as the Underwriters in their sole discretion shall determine from time to time; provided however, that the prices are not to exceed the public offering prices set forth on the inside cover of the Official Statement. The Underwriters may offer and sell Bonds to certain dealers (including dealers depositing Bonds into investment trusts) and others at prices lower than the public offering price stated on the inside cover of the Official Statement.

Section 4. *The Official Statement.*

(a) The Issuer has previously caused to be prepared a Preliminary Official Statement concerning the Bonds dated September 1, 2016. The Preliminary Official Statement has been prepared to allow the Underwriters to comply with Securities and Exchange Commission Rule 15c2-12 (the "Rule") in connection with the public offering, sale and distribution of the Bonds by the Underwriters. The Issuer hereby represents and warrants that the Preliminary Official Statement was final as of its date, except for information specifically permitted to be omitted by Section (b)(1) of the Rule. The Issuer hereby authorizes and ratifies the use of the Preliminary Official Statement by the Underwriters prior to the date hereof in connection with the public offering of the Bonds. The Issuer also authorizes the distribution of the Preliminary Official Statement to any potential customers (as defined in the Rule) until the Final Official Statement (defined below) is available.

(b) The Issuer hereby authorizes the preparation of a Final Official Statement dated as of the date hereof and authorizes the Underwriters to use the information contained therein in connection with the public offering of the Bonds. The Final Official Statement is hereby approved in substantially the form of the Preliminary Official Statement with such changes as may be approved by the Underwriters. The Final Official Statement, together with any and all supplements and amendments which may be approved by the Underwriters, is referred to herein as the "Official Statement." By execution thereof by the Chairperson of the County Commission, the Issuer shall deem the Official Statement complete as of its date within the meaning of the Rule in substantially the same form as the Preliminary Official Statement subject only to such additions, deletions and revisions necessary to conform to this Contract and the Ordinance.

(c) The Issuer shall provide, or cause to be provided, to the Underwriters as soon as practicable after the date of the Issuer's acceptance of this Contract (but, in any event, not later than seven business days after the Issuer's acceptance of this Contract and in sufficient time to accompany any confirmation that requests payment from any customer) copies of the Official Statement in such quantity as the Underwriters shall request in order for the Underwriters to comply with Section (b)(4) of the Rule and the rules of the Municipal Securities Rulemaking Board.

(d) If, after the date of this Contract to and including the date on which the Underwriters are no longer required to provide an Official Statement to potential customers who request the same pursuant to the Rule (the earlier of (i) 90 days from the "end of the underwriting period" (as defined in the Rule) and (ii) the time when the Official Statement is available to any person from the Municipal Securities Rulemaking Board's EMMA System, but in no case less than 25 days after the "end of the underwriting period" for the Bonds), the Issuer becomes aware of any fact or event which might or would cause the Official Statement, as then supplemented or amended, to contain any untrue statement of a material fact or to omit to state a material fact required to be stated therein or necessary to make the statements therein, not misleading, or if it is necessary to amend or supplement the Official Statement to comply with law, the Issuer will notify the Underwriters (and for the purposes of this clause provide the Underwriters with such information as they may from time to time request), and if, in the opinion of the Underwriters, such fact or event requires preparation and publication of a supplement or amendment to the Official Statement, the Issuer will forthwith prepare and furnish, at the Issuer's own expense (in a form and manner approved by the Underwriters), a reasonable number of copies of either amendments or supplements to the Official Statement so that the statements in the Official Statement as so amended and supplemented will not contain any untrue statement of a material fact or omit to state a material fact required to be stated therein or necessary to make the statements therein not misleading or so that the Official Statement will comply with law. If such notification shall be subsequent to the Closing, the Issuer shall furnish such legal opinions, certificates, instruments and other documents as the Underwriters may deem necessary to evidence the truth and accuracy of such supplement or amendment to the Official Statement.

(e) The Underwriters hereby agree to file the Official Statement with the Electronic Municipal Market Access (EMMA) system. Unless otherwise notified in writing by

the Underwriters, the Issuer can assume that the “end of the underwriting period” for purposes of the Rule is the date of the Closing (defined herein).

(f) For the benefit of the owners of the Bonds, the Issuer shall undertake the Continuing Disclosure Undertaking dated as of the Closing (the “Undertaking”), provided for in the Ordinance, to provide Annual Financial Information (as defined by the Rule) relating to the Issuer and notices of certain events relating to the Bonds. The Undertaking is set forth in the Preliminary Official Statement and will also be set forth in the Official Statement.

Section 5. *Representations, Warranties, and Covenants of the Issuer.* The Issuer hereby represents, warrants and covenants to the Underwriters that:

(a) The Issuer is a political subdivision and county duly created, existing and operating under the laws of the State of New Mexico (the “State”), and has full legal right, power and authority, and at the date of the Closing will have full legal right, power and authority, under Sections 4-62-1 to 4-62-10, NMSA 1978 (the “Act”), other applicable New Mexico law and the Ordinance: (i) to enter into, execute and deliver this Contract, the Continuing Disclosure Undertaking dated as of the Closing (the “Undertaking”), and all other documents required to be executed and delivered by the Issuer pursuant to such documents (this Contract, the Ordinance, the Undertaking, and the other documents referred to in this clause (i) are hereinafter referred to as the “Issuer Documents”), (ii) to sell, issue and deliver the Bonds to the Underwriters as provided herein, and (iii) to issue the Bonds for the Project and to carry out and consummate the transactions contemplated by the Issuer Documents and the Official Statement; and the Issuer has complied, and will at the Closing be in compliance in all respects, with the terms of the Act and the Issuer Documents as they pertain to such transactions;

(b) By all necessary official action of the Issuer taken prior to or concurrently with the acceptance of this Contract, the Issuer has duly authorized: (i) the adoption of the Ordinance and the issuance and sale of the Bonds, (ii) the approval, execution and delivery of, and the performance by the Issuer of the obligations on its part contained in the Bonds and the Issuer Documents and (iii) the consummation by it of all other transactions contemplated by the Official Statement, the Issuer Documents and any and all such other agreements and documents as may be required in order to carry out, give effect to, and consummate the transactions contemplated herein and in the Official Statement; (iv) duly issued the Bonds; (v) duly executed and delivered the Bonds, this Contract, and the Official Statement; (vi) duly authorized the use by the Underwriters, in connection with the offering and sale of the Bonds, of the Official Statement; (vii) duly ratified the use by the Underwriters of the Preliminary Official Statement, prior to the date hereof, in connection with the offering of the Bonds; (viii) performed all obligations which are required to be performed by it at or prior to the Closing under the Bonds and the Issuer Documents; and (ix) complied with all provisions of the Bonds and the Issuer Documents;

(c) The Issuer Documents and the Bonds (when issued, delivered and paid for) constitute legal, valid and binding obligations of the Issuer, enforceable in accordance with their respective terms, subject to bankruptcy, insolvency, reorganization, moratorium, and other similar laws and principles of equity relating to or affecting the enforcement of creditors’ rights;

upon the issuance, authentication and delivery of the Bonds, the Ordinance will provide, for the benefit of the holders that the Bonds are special limited obligations of the County, payable solely from and secured by an irrevocable and first lien (but not necessarily an exclusive first lien) on the Pledged Revenues.

(d) The Issuer is not in breach of or default in any material respect under any applicable constitutional provision, law or administrative regulation of the State or the United States or any applicable judgment or decree or any loan agreement, indenture, bond, note, resolution, agreement, or other instrument to which the Issuer is a party or to which the Issuer is otherwise subject, and no event has occurred and is continuing which constitutes, or with the passage of time or the giving or notice, or both, would constitute a default or event of default by the Issuer under any of the foregoing; and the execution and delivery of the Bonds and the Issuer Documents and the adoption of the Ordinance and compliance with the provisions on the Issuer's part contained therein, will not conflict with or constitute a breach of or default under any constitutional provision, administrative regulation, judgment, decree, loan agreement, indenture, bond, note, resolution, agreement, or other instrument to which the Issuer is a party or to which the Issuer is subject.

(e) All authorizations, approvals, licenses, permits, consents and orders of any governmental authority, legislative body, board, agency, or commission having jurisdiction of the matter which are required for the due authorization of, which would constitute a condition precedent to, or the absence of which would materially adversely affect the due performance by the Issuer of its obligations under the Issuer Documents and the Bonds have been duly obtained, except for such approvals, consents and orders as may be required under the blue sky or securities laws of any jurisdiction in connection with the offering and sale of the Bonds;

(f) There is no litigation, action, suit, proceeding, inquiry or investigation, at law or in equity, before or by any court, government agency, public board or body, pending or, to the knowledge of the Issuer, threatened against the Issuer, affecting the existence of the Issuer or the titles of its officers to their respective offices, or affecting or seeking to prohibit, restrain or enjoin the sale, issuance or delivery of the Bonds or the collection of the Pledged Revenues or the pledge of the Pledged Revenues pursuant to the Ordinance or in any way contesting or affecting the validity or enforceability of the Bonds or the Issuer Documents, or contesting the excludability of the interest on the Bonds from gross income for federal income tax purposes or from net income for State income tax purposes, or contesting in any way the completeness or accuracy of the Preliminary Official Statement or the Official Statement, or contesting the powers of the Issuer or any authority for the issuance of the Bonds, the adoption of the Ordinance or the execution and delivery of the Issuer Documents, nor, to the knowledge of the Issuer, is there any basis therefor, wherein an unfavorable decision, ruling or finding would materially adversely affect the validity or enforceability of the Bonds or the Issuer Documents;

(g) As of its date, the Preliminary Official Statement did not contain any untrue statement of a material fact or omit to state a material fact required to be stated therein or necessary to make the statements therein, in the light of the circumstances under which they were made, not misleading;

(h) As of its date and at all times subsequent thereto, up to and including the date of Closing, the Official Statement will not contain any untrue statement of a material fact or omit to state any material fact required to be stated therein or necessary to make the statements therein, in light of the circumstances under which they were made, not misleading;

(i) The Issuer will apply, or cause to be applied, the proceeds from the sale of the Bonds as provided in and subject to all of the terms and provisions of the Ordinance and not to take or omit to take any action which action or omission will adversely affect the excludability of the interest on the Bonds from gross income for federal income tax purposes or from net income for State income tax purposes;

(j) The Issuer will furnish such information and execute such instruments and take such action in cooperation with the Underwriters as the Underwriters may reasonably request: (1) to (aa) qualify the Bonds for offer and sale under the blue sky or other securities laws and regulations of such states and other jurisdictions in the United States as the Underwriters may designate and (bb) determine the eligibility of the Bonds for investment under the laws of such states and other jurisdictions; and (2) to continue such qualifications in effect so long as required for the distribution of the Bonds (provided, however, that the Issuer will not be required to qualify as a foreign corporation or to file any general or special consents to service of process under the laws of any jurisdiction). The Issuer will advise the Underwriters immediately of receipt by the Issuer of any notification with respect to the suspension of the qualification of the Bonds for sale in any jurisdiction or the initiation or threat of any proceeding for that purpose;

(k) The financial statements of the Issuer and the other financial information regarding the Issuer (including financial information related to the Pledged Revenues) contained in the Official Statement fairly present the financial position of the Issuer and the Pledged Revenues as of the dates and for the periods set forth in the Official Statement. The Issuer has no reason to believe that such financial statements have not been prepared in accordance with generally accepted accounting principles consistently applied. Prior to the Closing, there will be no adverse change of a material nature in such financial position, results of operations or condition, financial or otherwise, of the Issuer

(l) Prior to the Closing the Issuer will not offer or issue any bonds, notes or other obligations for borrowed money or incur any material liabilities, direct or contingent, payable from or secured by the Pledged Revenues without notice to the Underwriters;

(m) Any certificate, signed by any official of the Issuer authorized to do so in connection with the transactions contemplated by this Contract, shall be deemed a representation and warranty by the Issuer to the Underwriters as to the statements made therein.

(n) The Issuer will not amend or supplement the Official Statement without prior written notification to the Underwriters; from the date of the Closing to the date of the end of the underwriting period, the Issuer will not amend or supplement the Official Statement without the prior consent of the Underwriters, which consent shall not be unreasonably withheld.

(o) The Issuer is not in default, and at no time within the immediately preceding 10 years have been in default, in the payment of principal of, premium, if any, or interest on, any bonds, notes or other obligations which it has issued, assumed or guaranteed as to payment of principal, premium, if any, or interest.

(p) The Issuer has not been notified of any listing or proposed listing by the Internal Revenue Service to the effect that the Issuer is a bond issuer whose arbitrage certifications may not be relied upon.

(q) The Issuer has previously entered into a continuing disclosure undertaking pursuant to Securities and Exchange Commission Rule 15c2-12(b)(5), and except as described in the Preliminary Official Statement and Official Statement, the Issuer has not failed during the previous five years to comply in all material respects with its continuing disclosure undertaking.

#### Section 6. *Closing.*

(a) At 10 a.m., prevailing mountain time, on October 14, 2016, at the offices of Melendres & Melendres, P.C. ("Bond Counsel"), or at such other time, date and place as shall have been mutually agreed upon by the Issuer and the Underwriters (the "Closing"), the Issuer will, subject to the terms and conditions hereof, deliver the Bonds to the Underwriters duly executed and authenticated, together with the other documents hereinafter mentioned, and the Underwriters will, subject to the terms and conditions hereof, accept such delivery and pay the purchase price of the Bonds as set forth in Section 2 of this Contract by wire transfer payable in immediately available funds to the order of the Issuer.

(b) Delivery of the Bonds shall be made to the Depository Trust Company, New York, New York ("DTC"). The Bonds, bearing CUSIP numbers, shall be delivered in definitive fully registered form with one Bond for each maturity, registered in the name of Cede & Co., all as provided in the Ordinance. The Bonds shall be made available to the Underwriters at least one business day before the Closing for purposes of inspection.

Section 7. *Closing Conditions.* The Underwriters has entered into this Contract in reliance upon the representations, warranties and agreements of the Issuer contained herein, and in reliance upon the representations, warranties and agreements to be contained in the documents and instruments to be delivered at the Closing and upon the performance by the Issuer of its obligations hereunder, both as of the date hereof and as of the date of the Closing. Accordingly, the Underwriters' obligations under this Contract to purchase, to accept delivery of and to pay for the Bonds shall be conditioned upon the performance by the Issuer of its obligations hereunder and under such documents and instruments at or prior to the Closing, and also shall be subject to the following additional conditions:

(a) The representations and warranties of the Issuer contained herein shall be true, complete and correct on the date hereof and on the date of the Closing;

(b) Prior to or at the Closing, the Issuer shall have performed and complied with all agreements and conditions required by this Contract;

(c) At the time of the Closing, (i) the Issuer Documents and the Bonds shall be in full force and effect and shall not have been amended, modified or supplemented, and the Official Statement shall not have been supplemented or amended, except as may have been agreed to by the Underwriters as provided in Section 4(b) of this Contract, and (ii) all actions required to be taken by the Issuer shall be performed in order for Bond Counsel and counsel to the Issuer to deliver their respective opinions, and (iii) the Issuer shall perform or have performed all obligations thereunder and hereunder which are to be performed by the Issuer at or prior to the Closing and shall be in compliance with all provisions of the Bonds, the Issuer Documents and all other agreements, documents, instruments and certificates relating to the Bonds which have been executed and delivered prior to, or are executed and delivered at, the Closing;

(d) At the time of the Closing, all official action of the Issuer relating to the Bonds and the Issuer Documents shall be in full force and effect and shall not have been amended, modified or supplemented;

(e) At or prior to the Closing, the Issuer Documents shall have been duly executed, as applicable, and delivered by the Issuer and the Bonds shall have been duly executed and delivered by the Issuer and duly authenticated by the Registrar;

(f) At the time of the Closing, there shall not have occurred any change or any development involving a prospective change in the condition, financial or otherwise, in the Pledged Revenues, from that set forth in the Official Statement that in the judgment of the Underwriters is material and adverse and that makes it, in the judgment of the Underwriters, impracticable to market the Bonds on the terms and in the manner contemplated in the Official Statement;

(g) The Issuer shall not have failed to pay principal or interest when due on any of its outstanding obligations for borrowed money;

(h) All steps to be taken and all instruments and other documents to be executed and all other legal matters in connection with the transactions contemplated by this Contract shall be reasonably satisfactory in legal form and effect to the Underwriters;

(i) subsequent to the respective dates of the Preliminary Official Statement and the Official Statement, up to and including the Closing, the Issuer shall not have incurred any material liabilities affecting the security for the Bonds, direct or contingent, and there shall not have been any material adverse change in the financial position or projections, results of operations or conditions, financial or otherwise, of the Issuer or its operations, except as described in the Official Statement;

(j) the Issuer shall have delivered to the Underwriters, within seven business days after the final acceptance of this Contract and in sufficient time to accompany any confirmation that requires payment from any customer, copies of the Official Statement in



sufficient quantity to enable the Underwriters to comply with the Rule and the rules of the Municipal Securities Rulemaking Board;

(k) At or prior to the Closing, the Underwriters shall have received copies of each of the following documents:

(1) the Official Statement executed on behalf of the Issuer by its Mayor;

(2) the Ordinance (with such supplements or amendments as may have been agreed to by the Underwriters);

(3) the Undertaking executed by the Issuer;

(4) the approving opinion of Melendres & Melendres, P.C., Bond Counsel with respect to the Bonds, in substantially the form attached as Appendix B to the Official Statement;

(5) a supplemental opinion of Bond Counsel addressed to the Underwriters and the Issuer, substantially to the effect that and with typical qualifications found in similar opinions:

(i) the Ordinance has been duly adopted and is in full force and effect, provided that any financial obligations of the Issuer thereunder are payable only from the Pledged Revenues; and

(ii) the Ordinance, the Undertaking, and this Contract (assuming due authorization, execution and delivery of this Contract by the Underwriters) constitute the legal, valid and binding special, limited obligations of the Issuer enforceable in accordance with their respective terms, provided, however, that the financial obligations of the Issuer under the Ordinance, the Undertaking, and this Contract are payable only from the Pledged Revenues;

(iii) The statements contained on the cover page of the Official Statement concerning the excludability of interest on the Bonds from gross income for federal income tax purposes under the Internal Revenue Code of 1986, as amended, and in the section entitled "TAX EXEMPTION," and in the opinion of Bond Counsel contained in Appendix B to the Official Statement, insofar as the statements contained on such cover, under such section and in such Appendix purport to describe or summarize tax matters contained in the opinion of Bond Counsel and certain tax matters referred to therein, present an accurate description or summary of such matters; and

(iv) The information contained in the Official Statement under the sections entitled "THE BONDS" and "PLEGGED REVENUES", and in "Appendix B - Form of Opinion of Bond Counsel" to the Official Statement, insofar as the statements contained under such sections and in such Appendix purport to describe or summarize certain provisions of

the Bond Resolution and the opinion of Bond Counsel, present an accurate description or summary of such matters.

The opinions in paragraphs (i) through (iv) inclusive of this Section 7(i)(5) may be qualified to the effect that the obligations of the Issuer are subject to the application of equitable principles, to the reasonable exercise in the future by the State and its governmental bodies of the public power inherent in the sovereignty of the State and to the exercise by the United States of America of the powers delegated to it by the federal Constitution including, without limitation, bankruptcy powers.

(6) An opinion of the Issuer's Counsel, addressed to the Underwriters and Bond Counsel;

(7) A certificate, dated the date of Closing, of the Issuer to the effect that (i) the representations and warranties of the Issuer contained herein are true and correct in all material respects on the date of Closing; (ii) no litigation or proceeding against it is pending or, to its knowledge, threatened in any court or administrative body nor is there a basis for litigation which would (a) contest the right of the members or officials of the Issuer to hold and exercise their respective positions, (b) contest the due organization and valid existence of the Issuer, (c) contest the validity, due authorization and execution of the Bonds or the Issuer Documents or (d) attempt to limit, enjoin or otherwise restrict or prevent the Issuer from functioning and collecting the Pledged Revenues pursuant to the Ordinance, or the pledge thereof; (e) contest or affect the issuance, sale, execution or delivery of the Bonds or the validity or enforceability of the Bonds, the Issuer Documents, or any action contemplated by or pursuant to any of the foregoing, (f) contest any of the rights, powers, duties or obligations of the Issuer with respect to the Bonds or to collect the Pledged Revenues pursuant to the Ordinance, (g) result, either individually or in the aggregate, in final judgments against the Issuer materially adversely affecting its financial condition, or (h) assert that the Preliminary Official Statement or the Official Statement contained or contains any untrue statement of a material fact or omitted or omits to state any material fact necessary to make the statements therein, in light of the circumstances under which they were made, not misleading; (iii) the Issuer has the legal right, power and authority to execute, deliver and perform its obligations under the Bonds and the Issuer Documents; (iii) the Ordinance authorizing the execution, delivery and/or performance of the Official Statement, the Bonds and Issuer Documents has been duly adopted by the Issuer, is in full force and effect and has not been modified, amended or repealed, and (iv) to its knowledge, no event affecting the Issuer has occurred since the date of the Official Statement which should be disclosed in the Official Statement or which it is necessary to disclose therein in order to make the statements and information therein, in light of the circumstances under which made, not misleading in any respect as of the time of Closing, and the information contained in the Official Statement is correct in all material respects and, as of the date of the Official Statement did not, and as of the date of the Closing, does not, contain any untrue statement of a material fact or omit to state a material fact required to be stated therein or necessary to make the statements made therein, in the light of the circumstances under which they were made, not misleading; (vi) the Issuer has complied with and performed all of its covenants and agreements in this Contract to be complied with and performed at or prior to the Closing; (vii) the Issuer has duly executed and delivered the Official Statement; (viii) the Issuer has duly authorized the use by the Underwriters, in

connection with the offering and sale of the Bonds, of the Official Statement and has ratified the use by the Underwriters of the Preliminary Official Statement; and (ix) except as may be required under Blue Sky or other securities laws of any state, all approvals, consents and orders of any governmental authority having jurisdiction in the matter which would constitute a condition precedent to any of the actions required to be taken prior to the date of Closing;

(8) A certificate of the Issuer in form and substance satisfactory to Bond Counsel (a) setting forth the facts, estimates and circumstances in existence on the date of the Closing, which establish that it is not expected that the proceeds of the Bonds will be used in a manner that would cause the Bonds to be “arbitrage bonds” within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the “Code”), and any applicable regulations (whether final, temporary or proposed), issued pursuant to the Code, and (b) certifying that to the knowledge and belief of the Issuer there are no other facts, estimates or circumstances that would materially change the conclusions, representations and expectations contained in such certificate;

(9) Evidence satisfactory to the Underwriters that the Bonds have received a rating of “\_\_\_” from S&P Global Ratings and “\_\_\_” from Moody’s Investor Services, and that such ratings are in effect as of the date of Closing;

(10) Such additional legal opinions, certificates, instruments, and other documents as the Underwriters or Bond Counsel may reasonably request to evidence the truth and accuracy, as of the date hereof and as of the date of the Closing, of the Issuer’s representations and warranties contained herein and of the statements and information contained in the Official Statement and the due performance or satisfaction by the Issuer on or prior to the date of the Closing of all the respective agreements then to be performed and conditions then to be satisfied by the Issuer; and

All of the opinions, letters, certificates, instruments, and other documents listed above or elsewhere in this Contract shall be deemed to be in compliance with the provisions hereof only if they are in form and substance satisfactory to the Underwriters.

If the Issuer shall be unable to satisfy the conditions contained in this Contract, or if the obligations of the Underwriters to purchase, to accept delivery of and to pay for the Bonds shall be terminated for any reason permitted by this Contract, this Contract shall terminate and neither the Underwriters nor the Issuer shall be under any further obligation hereunder, except that the respective obligations of the Issuer and the Underwriters set forth in Section 9 hereof shall continue in full force and effect.

Section 8. *Termination.* The Underwriters shall have the right to cancel their obligation to purchase the Bonds if, between the date of this Contract and the Closing, the market price or marketability of the Bonds shall be materially adversely affected, in the sole judgment of the Underwriters, by the occurrence of any of the following:

(a) legislation shall be enacted by or introduced in the Congress of the United States or recommended to the Congress for passage by the President of the United States, or the Treasury Department of the United States or the Internal Revenue Service or any member of the

Congress or the State legislature or favorably reported for passage to either House of the Congress by any committee or such House to which such legislation has been referred for consideration, a decision by a court of the United States or of the State or the United States Tax Court shall be rendered, or an order, ruling, regulation (final, temporary or proposed), press release, statement, or other form of notice by or on behalf of the Treasury Department or the United States, the Internal Revenue Service or other governmental agency shall be made or proposed, the effect of any or all of which would be to impose, directly or indirectly, federal income taxation or State income taxation upon interest received on obligations of the general character of the Bonds or of the interest on the Bonds as described in the Official Statement, or other action or events shall have transpired which may have the purpose or effect, directly or indirectly, of changing the federal income tax consequences or State income tax consequences of any of the transactions contemplated herein;

(b) legislation introduced in or enacted (or resolution passed) by the Congress or an order, decree, or injunction issued by any court of competent jurisdiction, or an order, ruling, regulation (final, temporary, or proposed), press release, or other form of notice issued or made by or on behalf of the Securities and Exchange Commission, or any other governmental agency having jurisdiction or the subject matter, to the effect that obligations of the general character of the Bonds, including any or all underlying arrangements, are not exempt from registration under or other requirements of the 1933 Act, or that the Ordinance is not exempt from qualification under or other requirements of the Trust Indenture Act, or that the issuance, offering, or sale of obligations of the general character of the Bonds, including any or all underlying arrangements, as contemplated hereby or by the Official Statement or otherwise, is or would be in violation of federal securities law as amended and then in effect;

(c) any state blue sky or securities commission or other governmental agency or body shall have withheld registration, exemption or clearance of the offering of the Bonds as described herein, or issued a stop order or similar ruling relating thereto;

(d) a general suspension of trading in securities on the New York Stock Exchange, the establishment of minimum prices on such exchange, the establishment of material restrictions (not in force as of the date hereof) upon trading securities generally by any governmental authority or any national securities exchange, a general banking moratorium declared by federal, State of New York, or State officials authorized to do so;

(e) the New York Stock Exchange or other national securities exchange or any governmental authority, shall impose, as to the Bonds or as to obligations of the general character of the Bonds, any material restrictions not now in force, or increase materially those now in force, with respect to the extension of credit by, or the charge to the net capital requirements of, the Underwriters;

(f) any amendment to the federal or State Constitution or action by any federal or State court, legislative body, regulatory body, or other authority materially adversely affecting the tax status of the Issuer, its property, income or securities (or interest thereon), or the collection of Pledged Revenues to pay principal of and interest on the Bonds;

(g) any event occurring, or information becoming known which, in the judgment of the Underwriters, makes untrue in any material respect any statement or information contained in the Official Statement, or has the effect that the Official Statement contains any untrue statement of material fact or omits to state a material fact required to be stated therein or necessary to make the statements therein, in the light of the circumstances under which they were made, not misleading;

(h) there shall have occurred since the date of this Contract any materially adverse change in the affairs or financial condition of the Issuer, except for expected changes disclosed in the Official Statement;

(i) the United States shall have become engaged in hostilities which have resulted in a declaration of war or a national emergency or there shall have occurred any other outbreak or escalation of hostilities or a national or international calamity or crisis, financial or otherwise;

(j) any fact or event shall exist or have existed that, in the Underwriters' judgment, requires or has required an amendment of or supplement to the Official Statement and the Issuer has refused the request of the Underwriters to amend or supplement the Official Statement to reflect such fact or event;

(k) there shall have occurred, or any notice shall have been given of any intended review, downgrading, suspension, withdrawal, or negative change in the credit watch status by any national rating service to the Issuer's stand-alone rating assigned to the Bonds; and

(l) the purchase of and payment for the Bonds by the Underwriters, or the resale of the Bonds by the Underwriters, on the terms and conditions herein provided shall be prohibited by any applicable law, governmental authority, board, agency or commission.

#### Section 9. *Expenses.*

(a) The Issuer shall pay any expenses incident to the performance of the Issuer's obligations hereunder, including, but not limited to (i) the cost of preparation and printing of the Official Statement and the Bonds; (ii) the fees and disbursements of any engineers, accountants, and other experts, consultants or advisers retained by the Issuer; (iii) the fees of Bond Counsel and Disclosure Counsel; (iv) the fees for bond ratings; and (v) other costs associated with the issuance of the Bonds.

(b) The Underwriters shall pay (i) all advertising expenses in connection with the public offering of the Bonds; (ii) all other expenses incurred by it in connection with the public offering of the Bonds; (iii) travel and other expense incurred by employees of the Underwriters in connection with the public offering of the Bonds; and (iv) fees of its counsel.

Section 10. *Notices.* Any notice or other communication to be given to the Issuer under this Contract may be given by delivering the same in writing at its address set forth above, Attention: County Manager and any notice or other communication to be given to the

Underwriters under this Contract may be given by delivering the same in writing to their Representative, RBC Capital Markets, LLC, 6301 Uptown Blvd, NE, Suite 110, Albuquerque, NM 87110, Attention: Paul J. Cassidy.

Section 11. *Parties in Interest.* This Contract as heretofore specified shall constitute the entire agreement between the Issuer and the Underwriters and is made solely for the benefit of the Issuer and the Underwriters (including successors or assigns of the Underwriters) and no other person shall acquire or have any right hereunder or by virtue hereof. This Contract may not be assigned by the Issuer. All of the Issuer's representations, warranties and agreements contained in this Contract shall remain in full force and effect, regardless of (i) any investigations made by or on behalf of the Underwriters; (ii) delivery of and payment for the Bonds pursuant to this Contract; and (iii) any termination of this Contract.

Section 12. *Effectiveness.* This Contract shall become effective upon the acceptance hereof by the Issuer and shall be valid and enforceable at the time of such acceptance.

Section 13. *Choice of Law.* This Contract shall be governed by and construed in accordance with the laws of New Mexico.

Section 14. *Severability.* If any provision of this Contract shall be held or deemed to be or shall, in fact, be invalid, inoperative or unenforceable as applied in any particular case in any jurisdiction or jurisdictions, or in all jurisdictions because it conflicts with any provisions of any Constitution, statute, rule of public policy, or any other reason, such circumstances shall not have the effect of rendering the provision in question invalid, inoperative or unenforceable in any other case or circumstance, or of rendering any other provision or provisions of this Contract invalid, inoperative or unenforceable to any extent whatever.

Section 15. *Survival of Representations and Warranties.* The representations and warranties of the Issuer set forth in or made pursuant to this Contract, shall not be deemed to have been discharged, satisfied or otherwise rendered void by reason of, and shall remain operative and in full force regardless of (a) any investigation made by or on behalf of the Underwriters and (b) delivery of and payment of the Bonds hereunder.

Section 16. *Business Day.* For purposes of this Contract, "business day" means any day on which the New York Stock Exchange is open for trading.

Section 17. *Section Headings.* Section headings have been inserted in this Contract as a matter of convenience of reference only, and it is agreed that such section headings are not a part of this Contract and will not be used in the interpretation of any provisions of this Contract.

Section 18. *Counterparts.* This Contract may be executed in several counterparts each of which shall be regarded as an original (with the same effect as if the signatures thereto and hereto were upon the same document) and all of which shall constitute one and the same document.

If the Issuer agrees with the foregoing, please sign the enclosed counterpart of this Contract and return it to the Underwriters. This Contract shall become a binding agreement between the Issuer and the Underwriters when at least one counterpart of this Contract shall have been signed by or on behalf of each of the parties hereto.

RBC CAPITAL MARKETS, LLC,  
as Underwriter

By: \_\_\_\_\_  
Paul J. Cassidy, Managing Director

Accepted on September 8, 2016 at \_\_\_\_ p.m.

LUNA COUNTY, NEW MEXICO

By: \_\_\_\_\_  
R. Javier Diaz, Chairman

[SIGNATURE PAGE FOR BOND PURCHASE AGREEMENT]

**EXHIBIT "A"**

<u>Maturity Date</u> <u>(December 1)</u>	<u>Par</u> <u>Amount</u>	<u>Coupon</u>	<u>Yield</u>
2016			
2017			
2018			
2019			
2020			
2021			
2022			
2023			
2024			
2025			
2026			
2027			
2028			
2029			
2030			
2035*			
2040*			
2045*			

\*Term Bond subject to mandatory sinking fund redemption



**LUNA COUNTY, NEW MEXICO**

**RESOLUTION NO. 16-48**

APPROVING THE SALE OF LUNA COUNTY, NEW MEXICO GROSS RECEIPTS TAX REVENUE BONDS, SERIES 2016 (THE "BONDS"), IN THE AGGREGATE PRINCIPAL AMOUNT OF \$12,000,000; PROVIDING DETAILS CONCERNING THE BONDS, THE FUNDS APPERTAINING THERETO; PROVIDING FOR THE PAYMENT OF THE COSTS OF ISSUANCE OF THE BONDS; APPROVING OTHER DOCUMENTS RELATING TO THE BONDS; AND RATIFYING ACTION PREVIOUSLY TAKEN IN CONNECTION THEREWITH.

**WHEREAS**, unless otherwise defined in Section 1 of this Sale Resolution or the context requires otherwise, capitalized terms in this Sale Resolution have the same meaning assigned to those terms in Section 1 of County Ordinance No. 93 (the "Bond Ordinance") adopted by the Board of County Commissioners of Luna County, New Mexico (the "Board") on March 3, 2015; and

**WHEREAS**, the Sale Resolution is adopted pursuant to the Bond Ordinance in order to approve the sale price and other matters with respect to the Bonds; and

**WHEREAS**, the Board has adopted the Bond Ordinance which authorizes the issuance of the Bonds and provides for the adoption of one or more Sale Resolutions by the Board to approve specific terms and documents relating to the issuance, delivery, sale and administration of the Bonds, and the Sale Resolution is adopted by the Board for those purposes; and

**WHEREAS**, the Board has determined to issue the Bonds in the aggregate principal amount of \$12,000,000; and

**WHEREAS**, the Board has received an offer to purchase the Bonds and has received a Bond Purchase Agreement from RBC Capital Markets, LLC and Stifel, Nicolaus & Company, Incorporated (collectively the "Underwriters" or the "Purchaser"); and

**WHEREAS**, the Purchaser has offered to purchase the Bonds for \$ \_\_\_\_\_

at a true interest rate of \_\_\_\_%; and

**WHEREAS**, it is in the best interests of Luna County (the “County”) to sell the Bonds to the Purchaser upon the terms as set forth in the Bond Ordinance and the Sale Resolution;

**WHEREAS**, the Preliminary Official Statement and the form of the Continuing Disclosure Undertaking have been filed with the County Clerk; and

**WHEREAS**, all required authorizations, consents and approvals of any governmental body, agency or authority in connection with (i) the use and pledge of the Pledged Revenues for the payment of the Bonds, and (ii) the authorization, execution and delivery of the Bonds, which is required to have been obtained by the date on which the Sale Resolution is adopted have been or will have been obtained.

**BE IT RESOLVED BY THE BOARD, THE GOVERNING BODY OF THE COUNTY OF LUNA, NEW MEXICO:**

1. **Ratification.** All action previously taken (not inconsistent with the provisions of this Sale Resolution or the Bond Ordinance) by the Board and the officers of the County, directed toward the authorization, pledge, collection and distribution of the Pledged Revenues and the authorization, issuance and sale of the Bonds is ratified, approved and confirmed.

2. **Findings.** The Board declares that it has considered all relevant information and data and makes the following findings:

A. The issuance of the Bonds under the Act to provide funds for the Project is necessary and in the interest of the public health, safety and welfare of the residents of the County.

B. The interest rates and net effective interest rates on the Bonds is reasonable under existing and anticipated bond market conditions, is less than the statutory maximum of twelve percent (12%) per annum, and is within the corresponding

parameter established in the Bond Ordinance and necessary and advisable for the marketing and sale of the Bonds.

C. The Bonds shall be sold to the Purchaser as initial purchasers of the Bonds at a price of \$12,000,000 and at a true interest cost of \_\_\_\_\_%.

D. The Act includes Section 4-62-1, et seq., NMSA 1978.

3. Bonds' Details.

A. Principal Amount. The Bonds shall be issued in one series in the aggregate principal amount of \$12,000,000 to provide funds for the Project, and to pay Expenses relating to the issuance of the Bonds.

B. Series Date; Registration. The Bonds shall be dated October 14, 2016 (the "Series Date"), and shall be issued in fully registered form only, without coupons, and when issued will be registered in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC"), New York, New York as registered owner of the Bonds, all as provided in the Bond Ordinance.

C. Interest Payment Date; Interest Rates; Maturities. The Bonds shall bear interest, payable on June 1 and December 1, commencing June 1, 2017\*\* (the "Interest Payment Date"). The serial Bonds shall mature on December 1, 2030\*\* and bear interest at the rate of \_\_\_\_\_% per annum.

<b>Date:</b>	<b>Principal:</b>	<b>Interest:</b>
12/01/2016	\$25,000**	\$
12/01/2017	\$155,000**	\$
12/01/2018	\$160,000**	\$
12/01/2019	\$160,000**	\$
12/01/2020	\$165,000**	\$
12/01/2021	\$175,000**	\$
12/01/2022	\$180,000**	\$
12/01/2023	\$190,000**	\$
12/01/2024	\$195,000**	\$
12/01/2025	\$205,000**	\$
12/01/2026	\$330,000**	\$
12/01/2027	\$345,000**	\$
12/01/2028	\$365,000**	\$
12/01/2029	\$380,000**	\$
12/01/2030*	\$400,000**	\$

\*Final Maturity.

\*\* Preliminary, subject to change.

D. Term Bonds. The 2035 Term Bonds shall mature on December 1, 2035\*\* and bear interest at the rate of \_\_\_\_\_%. The 2040 Term Bonds shall mature on December 1, 2040\*\* and bear interest at the rate of \_\_\_\_\_. The 2045 Term Bonds shall mature on December 1, 2045\*\* and bear interest at the rate of \_\_\_\_\_%.

<b>Date:</b>	<b>Principal:</b>	<b>Interest:</b>
12/01/2035*	\$2,320,000**	\$
12/01/2040*	\$2,865,000**	\$
12/01/2045*	\$3,385,000**	\$

\*Maturity.

\*\* Preliminary, subject to change.

E. Record Date. The Record Date shall be the 15th day of the month preceding the Interest Payment Date.

F. Prior Redemption. The Bonds are subject to redemption as follows:

1. *Optional Redemption.* The Bonds maturing on and after December 1, 2027\*\*, are subject to optional redemption at par beginning December 1, 2026\*\*, and the Term Bonds maturing December 1, 2035\*\*, December 1, 2040\*\* and December 1, 2045\*\*, are subject to sinking fund redemption.
2. *Mandatory Sinking Fund Redemption.* The Bonds are subject to mandatory sinking fund redemption, at par plus accrued interest as follows:

Year	Amount
2031	\$420,000**
2032	\$440,000**
2033	\$465,000**
2034	\$485,000**
2035*	\$510,000**

\*Maturity Date.

\*\*Preliminary, subject to change.

Year	Amount
2036	\$535,000**
2037	\$555,000**
2038	\$575,000**
2039	\$590,000**
2040*	\$610,000**

\*Maturity Date.

\*\*Preliminary, subject to change.

Year	Amount
2041	\$630,000**
2042	\$655,000**
2043	\$675,000**
2044	\$700,000**
2045*	\$720,000**

\*Maturity Date.

\*\*Preliminary, subject to change.

G. Reserve Fund for the Bonds. An amount equal to the lesser of: (1) ten percent (10%) of the principal amount of the Bonds; (2) the maximum annual debt service of the Bonds; or (3) one hundred twenty-five percent (125%) of the average annual debt service of the Bonds shall be credited to the Reserve Fund.

4. Parameters of Ordinance. The net effective interest rate on the Bonds is less than twelve percent (12%) per annum. The maturity date of the Bonds does not exceed fifty (50) years. All other terms and conditions relating to the Bonds and the sale of the Bonds to the Purchaser set forth in this Sale Resolution are within the parameters established by the Bond Ordinance.

5. Accounts. The County shall establish such Funds and Accounts as required by the Bond Ordinance.

6. Approval and Use of Documents. The forms, terms and provisions of the Preliminary Official Statement and Continuing Disclosure Undertaking on file with the County Clerk are ratified and approved. The Authorized Officers of the County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Sale Resolution, including, without limitation, the distribution of material relating to the Bonds, the printing of the Bonds, the printing, execution and distribution of the Official Statement, the Continuing Disclosure Undertaking, and such other certificates as may be required by the Purchaser or bond counsel.

The use by the Purchaser, in connection with the offering and sale of the Bonds, of:  
(i) the Preliminary Official Statement is ratified and approved and (ii) the proposed form of the Official Statement is approved.

7. Financial Statements. The County shall provide the Purchaser a copy of its annual

audited financial statements within two hundred and seventy (270) days of the end of each fiscal year.

8. Bond Proceeds.

A. Expenses, in the amount of \$\_\_\_\_\_ shall be paid on behalf of the County at Closing with any amounts not so expended deposited in the Acquisition Account.

B. \$\_\_\_\_\_ shall be deposited in the Acquisition Account.

9. Further Authorization. Authorized Officers are hereby authorized to take all necessary action to effect the sale and delivery of the Bonds to the Purchaser, including, without limitation, the execution and the delivery of the Bonds to the Purchaser and the execution and delivery of closing certificates, agreements and instruments necessary or advisable in connection with the issuance and delivery of the Bonds.

10. Bond Ordinance. Except with respect to the terms set forth in this Sale Resolution, the Bonds are governed by the Bond Ordinance. In the event of any conflict in the terms of this Sale Resolution and the Bond Ordinance, the terms of the Bond Ordinance shall prevail. The adoption of this Sale Resolution, and all procedures undertaken incident thereto, are in full compliance and conformity with all applicable requirements, provisions and limitations prescribed by the Constitution and laws of the state of New Mexico.

11. Repealer Clause. All bylaws, orders and resolutions, or parts thereof, inconsistent with this Sale Resolution are repealed to the extent of such inconsistency. This repealer shall not be construed to revive any bylaw, order or resolution, or part thereof, previously repealed.

12. Effective Date and Publication. This Sale Resolution shall be in full force and effect immediately upon adoption and approval by the Board and its execution and approval by the

Chairman. A title and general summary of the subject matter contained in this Sale Resolution shall be published in substantially the following form after adoption of this Sale Resolution pursuant to Section 6-14-6, NMSA 1978.

[Form of Notice]

Luna County, New Mexico

Notice of Adoption of Sale Resolution

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Luna County, did on the 8th day of September, 2016, adopt a resolution entitled:

APPROVING THE SALE OF LUNA COUNTY, NEW MEXICO GROSS RECEIPTS TAX REVENUE BONDS, SERIES 2016 (THE "BONDS"), IN THE AGGREGATE PRINCIPAL AMOUNT OF \$12,000,000; PROVIDING DETAILS CONCERNING THE BONDS, THE FUNDS APPERTAINING THERETO; PROVIDING FOR THE PAYMENT OF THE COSTS OF ISSUANCE OF THE BONDS; APPROVING OTHER DOCUMENTS RELATING TO THE BONDS; AND RATIFYING ACTION PREVIOUSLY TAKEN IN CONNECTION THEREWITH.

The Resolution directs and authorizes the issuance of Luna County, New Mexico Gross Receipts Tax Revenue Bonds, Series 2016, in an aggregate principal amount of 12,000,000; awards the sale of the Bonds to the Purchaser and provides for the delivery thereof; provides for the form of the Bonds; provides for levy of gross receipts taxes to pay the principal of and interest on the Bonds; makes certain covenants with the Purchaser; and provides other details concerning the Bonds. Complete copies of the Sale Resolution are available for public inspection during normal and regular business hours at the office of the County Manager of Luna County, 700 S. Silver Ave., Deming, New Mexico 88030. This notice constitutes compliance with Section 6-14-6, NMSA 1978.

**BOARD OF COUNTY COMMISSIONERS  
LUNA COUNTY, NEW MEXICO**



By: /s/ R. Javier Diaz  
R. JAVIER DIAZ, Chairman

[End of Form of Notice]

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**PASSED, ADOPTED, AND APPROVED** this 8th day of September, 2016

**BOARD OF COUNTY COMMISSIONERS  
LUNA COUNTY, NEW MEXICO**

By: \_\_\_\_\_  
R. JAVIER DIAZ, Chairman

\_\_\_\_\_  
LINDA M. SMRKOVSKY, Member

\_\_\_\_\_  
JOE L. "OLEO" MILO, Member

ATTEST:

\_\_\_\_\_  
COUNTY CLERK

STATE OF NEW MEXICO  
**County of Luna**



**Joe L. Milo, Jr.**  
Commissioner, District 1

**Linda M. Smrkovsky**  
Commissioner, District 2

**R. Javier Diaz**, Chairman  
Commissioner, District 3

**Ira T. Pearson**  
County Manager

700 South Silver Avenue • Post Office Box 551 • Deming, New Mexico 88031  
Telephone (575) 546-0494 Facsimile (575) 544-4293

September 8, 2016

Representative Steve Pearce  
United States House of Representatives  
2432 Rayburn House Office Building  
Washington, DC 20515

Honorable Congressman Pearce:

The Gila National Forest has closed more than 25% of roads within the forest, and up to 58% of “unauthorized” user-made routes through the Forest. These routes are in fact authorized as the Gila is an open forest and such user-made routes are authorized by the Forest Land and Resource Management Plan (LRMP).

After agreeing to conduct joint environmental planning with the Counties, the forest service abruptly reversed its agreement and disregarded expressed concern throughout the Travel Management Plan process concerning the historical, cultural, economic, and recreational needs of citizens and visitors. They failed to coordinate or engage the Counties in a meaningful way during the planning process

The Travel Management Plan has failed to consider that forest based recreation is an economic boon to the citizens of the Counties, the median income of whom is below the state median, and the rural nature of which makes them more reliant

The Travel Management Plan fails to comply with the National Forest Management Act (NFMA) and the National Forest Roads and Trails Act. These Acts require the Forest Service to maintain a transportation system of sufficient size and diversity to access all parts of the forest to accomplish forest management programs and tasks, as well as support the other activities that occur in the forest such as recreation, hunting, livestock operations, and wood gathering.

Luna County would like to extend our sincere appreciation for your hard work in stopping the overreach of the federal government. We ask that you continue to fight for all New Mexicans and help find a way to reverse the implementation of the Travel Management Plan of the Gila National forest.

Respectfully,

---

R. Javier Diaz  
Chairman, District 3

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Joe L. Milo Jr.  
Commissioner, District 1

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Linda M. Smrkovsky  
Commissioner, District 2

File No.



# NEW MEXICO OFFICE OF THE STATE ENGINEER



**CHANGE OF OWNERSHIP OF WATER RIGHT (NON-72-12-1) FOR** (check one):

**Important: Acceptance of the form for filing by the State Engineer does not constitute verification of the right conveyed.**

☐ Individual

☐ Corporation

## 1. OWNER OF RECORD (Seller)

Name:	Name:	
Phone: <input type="checkbox"/> Home <input type="checkbox"/> Cell	Phone: <input type="checkbox"/> Home <input type="checkbox"/> Cell	
Phone (Work):	Phone (Work):	
a. Owner of Record File No:	b. Sub-file No.:	c. Cause No.:

## 2. NEW OWNER (Buyer) **Note: If more owners need to be listed, attach a separate sheet. Attached?** ☐ Yes

Name:	Name:
Contact or Agent: check here if Agent <input type="checkbox"/>	Contact or Agent: check here if Agent <input type="checkbox"/>
Mailing Address:	Mailing Address:
City:	City:
State: Zip Code:	State: Zip Code:
Phone: <input type="checkbox"/> Home <input type="checkbox"/> Cell	Phone: <input type="checkbox"/> Home <input type="checkbox"/> Cell
Phone (Work):	Phone (Work):
E-mail (optional):	E-mail (optional):

**Required: Submit warranty deed(s) or other instrument(s) of conveyance properly recorded with the county clerk's office.**

## 3. PURPOSE OF USE & AMOUNT CONVEYED

<input type="checkbox"/> Domestic <input type="checkbox"/> Livestock <input type="checkbox"/> Irrigation <input type="checkbox"/> Municipal <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Uses (specify): _____	Amount of Water (acre-feet per annum): <b>If more details are needed, type "See Comments" in "Other" field below, and explain in Additional Statements Section.</b>  Diversion: _____ Consumptive Use: _____ Other (include units): _____
Owner of record has conveyed all or part of said right (please check one) <input checked="" type="checkbox"/> All <input checked="" type="checkbox"/> Part	

FOR OSE INTERNAL USE

Change of Ownership, Form wr-02, Rev 8/30/12

File No.:	Trn. No.:	Receipt No.:
Trans Desc. (optional):		Sub-Basin:

**4. LIST ALL KNOWN POINT(S) OF DIVERSION (POD) FOR THE WATER RIGHT CONVEYED**

OSE POD No.	Subdivision / River Course / Ditch Name / Etc.	Section	Township	Range

**5. PLACE(S) OF USE (list each individually)**

a. _____ Acres of Irrigated Land Described as Follows (applicable to irrigation use only):					
<b>b. Legally Described By:</b> <input type="checkbox"/> Public Land Survey System (PLSS) <input type="checkbox"/> Hydrographic Survey Report or Map <input type="checkbox"/> Irrigation or Conservation District Map <input type="checkbox"/> Subdivision	<b>c.</b> PLSS Section <u>and/or</u> Map No. <u>and/or</u> Lot No.	<b>d.</b> PLSS Township <u>and/or</u> Tract No. (Please list each tract individually) <u>and/or</u> Block No.	<b>e.</b> PLSS Range	<b>f.</b> Acres	<b>g.</b> Priority
h. Other description relating place of use to common landmarks, streets, or other:					
i. Place of use is on land owned by:					
j. Are there other sources of water for these lands? No <input type="checkbox"/> Yes <input type="checkbox"/> If yes, describe by OSE file number:					

**Note: If on Federal or State Land, please provide copy of lease**

**6. ADDITIONAL STATEMENTS OR EXPLANATIONS**

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FOR OSE INTERNAL USE

Change of Ownership, Form wr-02, Rev 8/30/12

File No.:	Trn. No.:	Receipt No.:
Trans Desc. (optional):		Sub-Basin:

**7. CONSENT TO LAWFUL CHANGE IN PLACE AND/OR PURPOSE OF USE**

(to be completed only if it is an irrigation water right and has been conveyed separate from the land to which it was appurtenant.)

(I, We) the above owner(s) of record, hereby consent to a lawful change in the place and/or purpose of use of the above-described water right:

Signature \_\_\_\_\_ Signature \_\_\_\_\_

**ACKNOWLEDGEMENT FOR INDIVIDUAL**

I, We (name of owner(s)), \_\_\_\_\_  
Print Name(s)

affirm that the foregoing statements are true to the best of (my, our) knowledge and belief.

Signature \_\_\_\_\_ Signature \_\_\_\_\_  
State of \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

This instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_ A.D., 20 \_\_\_\_\_, by (name of owner(s)):

Notary Public: \_\_\_\_\_  
My commission expires: \_\_\_\_\_

**ACKNOWLEDGEMENT FOR CORPORATION**

I, We (name of owner(s)), \_\_\_\_\_  
Print Name(s)

affirm that the foregoing statements are true to the best of (my, our) knowledge and belief.

Officer Signature \_\_\_\_\_ Officer Signature \_\_\_\_\_  
State of \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

This instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_ A.D., 20 \_\_\_\_\_, by the following on behalf of said corporation.

Name of Officer: \_\_\_\_\_  
Title of Officer: \_\_\_\_\_  
Name of Corporation Acknowledging: \_\_\_\_\_  
State of Corporation: \_\_\_\_\_

Notary Public: \_\_\_\_\_  
My commission expires: \_\_\_\_\_

FOR OSE INTERNAL USE		Change of Ownership, Form wr-02, Rev 8/30/12
File No.:	Trn. No.:	Receipt No.:
Trans Desc. (optional):	Sub-Basin:	

## CHANGE OF OWNERSHIP INSTRUCTIONS

- a. The "Owner of Record" of a water right is the current owner recorded in the State Engineer Office.
- b. This form shall be completed by the new owner and shall be accompanied by a warranty deed or other instrument of conveyance that has been properly recorded with the county clerk's office.
- c. A separate Change of Ownership of Water Right form shall be filed for each water right recorded in the State Engineer Office by Permit, License, Declaration or Court Adjudication.
- d. This form shall be filed in triplicate (3) and must be accompanied by the proper filing fee. Each form must have an original signature and each must be properly notarized. A notary public is available in each water right district office at no cost.
- e. An original will be forwarded to the new owner with instructions to file it with the county clerk in the county in which the water right is located. Acceptance of the form for filing by the State Engineer does not constitute verification of the right conveyed.

## LINE BY LINE INSTRUCTIONS

1. Enter the name of the current owner on record with the OSE (required).
  - a. Enter the file number currently on record with the OSE.
  - b. Enter the sub file number if one has been assigned as part of completed or on-going water rights adjudication.
  - c. Enter the Cause Number of the water rights adjudication, if applicable.
2. Enter name and address of the new owner (required). If the person to be contacted concerning this right is other than the new owner enter contact person's name. The phone number of new owner or contact person is optional.
3. Enter the current OSE file information
  - a. Check the box for the purpose of use of the water. If other, specify the use.
  - b. Enter the allowable diversion amount (for irrigation the "Diversion Amount" is the diversion at the farm (turnout) head gate.
4. Specify all points of diversion that, to your knowledge, serve this right. If an entry is not applicable, enter NA. Enter the OSE POD Number and legal description of each well.
5. The place of use must be specified by a legal description taken from a hydrographic survey report or map, irrigation or conservation district map, a sub-division on record with a County in The State of New Mexico or by the Public Land Survey System. If possible, a copy of the survey plat shall accompany this document.
  - a. Enter the total number of irrigated acres, if applicable.
  - b – f. Provide the legal description of the property as stated above.
  - g. Enter the priority date for each place of use
  - h. Provide a common description of the property such as landmarks or street crossing that help locate the property
  - i. State the owner of the land if other than the new owner of the water right (such as, Fish and Wildlife Service)
  - j. If there are other sources of water for these lands, list the OSE file number(s).
6. Provide any additional statements that might help to clarify this water right transfer
7. If the water rights being transferred are irrigation rights and they are being severed from the lands to which they have been appurtenant, consent of the landowner (the owner of record of the water rights) must be obtained.

Assistance in completing this form is available, and the form may be filed at the State Engineer Office in Santa Fe and the District Offices located as follows:

### **District 1**

5550 San Antonio Drive NE  
Albuquerque, NM 87109-4127  
Phone # 505-383-4000

### **District 2**

1900 West Second Street,  
Roswell, NM 88201-1712  
Phone # 575-622-6521

### **District 3**

321 W. Spruce St  
Deming, NM 88030-3675  
P.O. Box 844  
Deming, NM 88031-0844  
Phone # 575-546-2851  
Fax # 575-546-2290

### **District 4**

1680 Hickory Loop, Suite J  
Las Cruces, NM 88005-6598  
Phone # 575-524-6161

### **District 5**

100 Gossett Drive, Suite A  
Aztec, NM 87410  
Phone # 505-334-4571

### **District 6**

407 Galisteo Street  
Room 102, Bataan Memorial Building  
P.O. Box 25102  
Santa Fe, NM 87504-5102  
Phone # 505-827-6120

### **District 7**

301 East 9<sup>th</sup> Street  
P.O. Box 481  
Cimarron, NM 87714  
Phone # 575-376-2918



## GENERAL INFORMATION

Preparation Date: August 5, 2016

Project Title: 8<sup>th</sup> Street Multi-use Path

Requesting Entity: City of Deming

Governing Body Approval:  
YES X NO    PENDING   

Contact Person: Jim Massengill

Phone: (575)546-8848

## PROJECT DESCRIPTION

Project Type (Circle/boldface/underline all that apply):

ROADWAY TRANSPORTATION ALTERNATIVE BRIDGE SAFETY OTHER

Route Number and/or Street Name: 8<sup>th</sup> Street

Project Termini: 8<sup>th</sup> Street Beginning Mile point 0 Ending Mile point 1

Total length of proposed project: 1

Project Phases to be included in request (Circle/boldface/underline all that apply):

PRELIMINARY ENGINEERING CONSTRUCTION CONSTRUCTION MANAGEMENT

## NATIONAL PERFORMANCE GOALS

Goals to be addressed (Circle/boldface/underline all that apply): •System Reliability •Safety  
•Freight Movement & Economic Vitality •System Connectivity •Infrastructure Condition  
•Congestion Reduction •Environmental Sustainability •Reduced Project Delivery Delays

**Justification of how this project meets or addresses the goals circled above (Use additional pages if necessary):**

- **Economic Vitality**- With the addition of a multi-use path on 8<sup>th</sup> Street, the City's growing pedestrian sidewalk and trail system will loop around the larger portion of the City's residential district to provide an uninterrupted path/sidewalk system on 8<sup>th</sup> St, Pine St., Country Club Road and Florida St. for a total of approximately six (6) miles of uninterrupted paths. The addition of the sidewalks will provide a closed loop recreational benefit for the City's residents. Exercise opportunities, such as walking and running, are requested at every public meeting held by City staff. The increased pedestrian activity will provide a secondary benefit for retail businesses as the closed loop system travels through the City's main street district.
- **Safety**- 8th Street is the primary access to the hospital and the City's west most residential district utilizes 8<sup>th</sup> for access to the new high school complex and Memorial Elementary School. The bulk of 8<sup>th</sup> St. is without a path or sidewalk for pedestrians. Of the one mile plus length, there is only about 600' of concrete sidewalk. This enhancement project will allow pedestrians to travel adjacent to 8<sup>th</sup> Street on ADA accessible path/sidewalks for safe access to the City pool, high school, elementary school, hospital, churches, restaurants, and parks.

### PROJECT COSTS:

Column A			Column B	
If project is <u>not</u> phased, complete column A only.			Total Phases No. (1, 2, 3, I, II, III, etc.):	
If project is phased, list the amount of funding being currently requested in Column A and complete Column B.			The amount below represents the cost of the entire project and will be greater than Column A.	
Project Cost: <b>\$655,940.50</b>			Total Project Cost: <b>\$</b>	
<b>Percentage Estimates:</b>			Phased projects are usually large and divided into parts or phases. If you wish to supply any additional information, list comments here:	
Total Local Match	14.56%	\$95,504.94		
Total Federal Share	85.44%	\$560,435.56		
	<b>100%</b>			

DISTRICT REVIEW:				
By:	Date:	Recommended:	Yes	No

**<NAME> RTPO**

#### Topics to discuss during PFF meetings:

- Is the Tribal/Local Public Agency (T/LPA) familiar with the NMDOT T/LPA Handbook? Has a representative of the entity attended one of the T/LPA Handbook trainings? The T/LPA must follow the Handbook.
- Is this project included in any other planning documents? (Comprehensive Plan, ICIP, etc)
- Is the project within NMDOT ROW? If so, does the district support the project?
  - Are agreements necessary for maintenance and operations? (Lighting agreements, landscaping, etc.)
- The T/LPA needs to understand the reimbursement process and be prepared to pay all costs up front. The T/LPA must follow district instructions for submitting invoices for reimbursement.
- Discuss the requirements for federal funds including reimbursement process, 90 day closeout after project completion, certified testing during construction, Buy America requirements for steel, etc.
  - These items are reimbursable, but they need to be included in the cost estimate (construction engineering)
- The T/LPA must follow the NMDOT specs unless NMDOT grants permission prior to design for the T/LPA to use other specs.
- Maintenance and Operations costs-does the T/LPA have a plan for these?



- Does the T/LPA have a good track record for responsible use/tracking of federal funds? Have they met closeout deadlines? Have they successfully completed other federally funded projects in a timely manner?
- Has the T/LPA had any issues with design/construction in the past?
- Does the T/LPA have major audit findings that would prevent them from being a responsible fiscal agent?

**RESOLUTION NO. 16-43**

**A resolution declaring regional support by the City of Deming, Luna County,  
Village of Columbus, and Deming Public Schools for  
NM Highway 11 Truck By-Pass Location Study.**

**WHEREAS**, four Luna County, New Mexico entities comprised of City of Deming, Luna County, Village of Columbus and Deming Public Schools recognize the need to study alternative traffic routes for commercial vehicle movement through Luna County, originating at the International Border Crossing located at Columbus, New Mexico through Luna County and the City of Deming to access Interstate 10 and NM Hwy. 26; and,

**WHEREAS**, the City of Deming is submitting a NMDOT Project Information Form to add the NM Hwy. 11 Truck By-Pass Location Study to the Regional Transportation Improvement Program list for Federal Fiscal Year 2016/2017 (FFY16/17) in the amount of \$400,000.00, and,

**WHEREAS**, the four entities resolve to work collaboratively towards a regional solution for commercial truck traffic movement through Luna County, Columbus and the City of Deming; and,

**WHEREAS**, the four entities resolve to seek funds from all available Federal and State agencies to fund the Location Study; and,

**NOW THEREFORE, BE IT RESOLVED** by the governing bodies of the City of Deming, Luna County, Village of Columbus, and Deming Public Schools that:

1. The four Luna County, New Mexico entities comprised of City of Deming, Luna County, Village of Columbus and Deming Public Schools resolve to support a regional collaboration for a FHWA/NMDOT Location Study for a proposed NM Hwy. 11 Truck By-Pass through Luna County, Columbus and the City of Deming.

**PASSED, APPROVED, SIGNED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2016.**

Attest:

\_\_\_\_\_  
Andrea Rodriguez  
Luna County Clerk

\_\_\_\_\_  
Joe L. Milo  
District 1, Commissioner

\_\_\_\_\_  
Linda M. Smrkovsky  
District 2, Commissioner

\_\_\_\_\_  
R. Javier Diaz, Chairman  
Chairman, Commissioner

# Indigent Hospital Claims Office

Ira T. Pearson, County Manager

IHC Board Meeting September 8, 2016

Month	Number	Amount	Number	Denied
January	2	\$946.69	0	\$0.00
Feburary	0	\$0.00		
March	2	\$365.52		
April	6	\$3,539.35		
May	2	\$723.79		
June	0	\$0.00		
July	0	\$0.00		
August	34	\$83,456.40		
September				
October				
November				
December				
Total	46	\$89,031.75	0	\$0.00
This Month's Total	Mimbres Memorial Hospital			\$83,456.40
This Month's Total	Gila Regional Medical Center			\$0.00
This Month's Total	Memorial Medical Center			\$0.00
This Month's Total	Deming Fire Dept./EMS			\$0.00
This Month's Total	All Other Services			\$0.00
Total				\$83,456.40
Year to Date Total	Mimbres Memorial Hospital			\$86,549.41
Year to Date Total	All Other Hospitals			\$1,602.58
Year to Date Total	Deming Fire Dept./EMS			\$879.76
Year to Date Total	All Other Services			
Total				\$89,031.75
Care of Prisoners This Month - Not including SNCP Funds				\$19,304.88
Care of Prisoners Year to Date Indigent - Not including SNCP Funds				\$113,745.22
Care of Prisoners Year to Date Inmate Prescriptions/OTC Meds				\$84,469.82
Care of Prisoners Year to Date Dr. Bills				\$20,863.70
Total Cost of Care of Prisoners Year to Date				\$219,078.74
Monies Received for August 2016				\$46,742.71
Balance in IHC Fund as of August 31, 2016				\$766,842.74
Encumbrances as of August 31, 2016				\$309,485.75
	Amount	Signatures	Date	Denied
Joe L. Milo, Jr	\$83,456.40		9/8/2016	\$0.00
Linda M. Smrkovsky				
R. Javier Diaz				

## September 8, 2016

[illegible]