



**Tax Increment Development District**

**Regular Meeting**

**October 13, 2009**

**1:00 P.M.**

**Council Chambers, City Hall**

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**MEMBERS PRESENT:**

**STAFF:**

Chairman Ken Miyagishima

Terrence Moore, City Manager

Board Member Miguel Silva, District 1 (arrived at 1:09 pm) Fermin Rubio, City Attorney

Board Member Dolores Connor, District 2

Esther Martinez, City Clerk

Board Member Dolores C. Archuleta, District 3

Board Member Nathan Small, District 4

Board Member Gil Jones, District 5

Board Member Sharon Thomas, District 6

Board Member Leticia Benavidez (County)

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**I. Call to Order**

Chairman Miyagishima called the meeting to order.

Chairman Miyagishima and Jordan Simmons presented the Pet of the Week.

**II. Action Item(s)**

1. Approval of Minutes from April 13, 2009

Board Member Connor Moved to Approve the Minutes of April 13, 2009 and Board Member Archuleta Seconded the motion.

Chairman Miyagishima called for the roll on the Motion to Approve the Minutes of April 13, 2009 and it was APPROVED. 7-0 Board Member Silva was absent.

**III. New Business**



1 Dick Gebhart said I'm not saying these businesses aren't reporting their tax liability correctly  
2 because they are; but they are reporting it in the City instead of the TIDD. Basically, this is to  
3 avoid having to take it out of the general fund and putting it in the TIDD.

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5 Board Member Jones said it worries me that we overly stated our general fund balance because  
6 of this issue.

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8 Mark Sutter said that is exactly what we corrected. We reduced the revenues to the general fund  
9 and increased the revenues to the TIDD.

10

11 Board Member Thomas said basically, this is about getting the new federal courthouse and the  
12 new City Hall in compliance by dealing with the contractors and not getting the Tax and Rev  
13 after them.

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15 Dick Gebhart said that is correct. We have been in contact with Tax and Rev so they are aware of  
16 the situation.

17

18 Board Member Benavidez said I would like to know, who have you and the County been  
19 communicating regarding the reporting mechanisms?

20

21 Dick Gebhart said we have been dealing with Gary Perez and he has been in contact with the  
22 treasurer.

23

24 William Slettom gave a presentation and said before you is the direct mail piece that we would  
25 like to get out to the property owners within the next few weeks. This is urging them to report to  
26 the correct number for the GRT and we are including the GRT tax rate schedule with the City of  
27 Las Cruces TIDD District highlighted. They can amend their returns with no penalty.

28

29 Board Member Connor asked is it possible that when a business registers within the TIDD area  
30 that they are given something to inform them that they are in a TIDD District and what the code  
31 is that they should be using on their CRS forms?

32

33 William Slettom said yes, we do give them that information when they register in a TIDD  
34 District.

35

36 Board Member Connor said it should also be done for businesses that are renewing their  
37 registration.

38

39 William Slettom said yes, we can do that as well.

40

41 Board Member Connor asked does Tax & Rev give you a list of businesses that are reporting  
42 correctly so you can tell which ones aren't using the correct CRS?

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1 William Slettom said we can go to the Tax and Rev website and get the amounts that are being  
2 put into the TIDD. Tax and Rev will identify those business by name and ID number but that's  
3 not information that they share with us or the public.

4  
5 Board Member Connor said the vendors at the Farmers Market should also be reporting the sales  
6 they have on the street. They can just use a different line item on their CRS form, correct?

7  
8 William Slettom said that is correct.

9  
10 Board Member Connor asked have we made contact with the temporary vendors in this area to  
11 explain this process to them?

12  
13 William Slettom said yes, we have and they are aware that they should be reporting to the TIDD  
14 number.

15  
16 Board Member Silva asked how many business are we looking at to send these notices to?

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18 William Slettom said we have identified 288 business licenses within the TIDD District.

19  
20 Board Member Silva said I would suggest that we have someone visit these business and make  
21 sure they are filling out their paperwork properly.

22  
23 Terrence Moore said I would like to recommend that our meetings be scheduled on a quarterly  
24 basis because that is when we receive our financial information.

25  
26 Board Member Archuleta said I have concerns with the Farmers Market vendors because some of  
27 them thought it was a choice to participate in the TIDD. I think instead of mailing the letter out to  
28 the vendors, we should just hand it to them at the market.

29  
30 William Slettom said we will continue to meet with the Farmers Market vendors and remind  
31 them that they need to be reporting to the TIDD.

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35 Esther Martinez said if you wish to have these meetings on a quarterly basis instead of monthly  
36 then I will need a motion and a second to change it.

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40 Board Member Silva motioned to change the meeting schedule to a quarterly basis to begin with  
41 the October meeting and Board Member Benavidez Seconded.

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1 Chairman Miyagishima called for the roll on the Motion to accept changing the meeting schedule  
2 to a quarterly basis beginning with the October meeting and it was Unanimously APPROVED.

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7 **IV. Other Items of Interest**

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9 Board Member Connor said we all need to look at the legislative session that will begin in the  
10 third week of January.

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14 **Adjournment**

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16 Meeting Adjourned at 1:47 p.m.