



# City of Las Cruces<sup>®</sup>

PEOPLE HELPING PEOPLE

## TIDD Board Action and Executive Summary

Item # 2

Ordinance/Resolution# 14-002

For Meeting of \_\_\_\_\_  
(Ordinance First Reading Date)

For Meeting of April 14, 2014  
(Adoption Date)

Please check box that applies to this item:

QUASI JUDICIAL     LEGISLATIVE     ADMINISTRATIVE

**TITLE:** A RESOLUTION AMENDING THE TAX INCREMENT DEVELOPMENT DISTRICT PLAN TO INCLUDE A CIVIC PLAZA.

**PURPOSE(S) OF ACTION:**

Amend TIDD Plan.

<b>TIDD DISTRICT:</b> N/A		
<b><u>Drafter/Staff Contact:</u></b> Andy Hume	<b><u>Department/Section:</u></b> Community Development / Planning & Neighborhood Services	<b><u>Phone:</u></b> 528-3048
<b><u>City Manager Signature:</u></b>		

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

For many years, and especially after the urban renewal projects of the 1970s, constructing a civic plaza has been supported by the citizens of Las Cruces. The various downtown revitalization plans, including the current plan adopted in 2004, clearly point to the high priority of establishing a plaza. This priority was further confirmed during the downtown charrette held October 7-11, 2013.

The Tax Increment Development District (TIDD) was created in 2008. The purpose of the TIDD is to generate revenues within a specific area and to only use those revenues within that area for public improvements. NMSA Chapter 5, Article 15 Tax Increment for Development, Section 3.R.6 states that public improvements include "...open space areas for the use of members of the public for entertainment, assembly, and recreation."

At the TIDD Board meeting held on January 13, 2014, the Board directed staff to pursue an amendment to the section of the TIDD Plan entitled "Projects Prioritized For TID Funding." The TIDD amendment will add the civic plaza to the plan, make it eligible for TIDD funding, and facilitate its future construction.

The TIDD public notification requirements were provided in compliance with NMSA 1978, 5-15-6.B, Notice of Public Hearing. Prior to City Council consideration of this Resolution, the TIDD Board will formally consider the amendment at their meeting on April 14, 2014.

**SUPPORT INFORMATION:**

1. Resolution.
2. Exhibit "A", Proposed Tax Increment District Development amendment.
3. Attachment "A", Email of Sun-News ad confirmation and TIDD ad
4. Attachment "B", Notification of TIDD amendment letter to property owners

**SOURCE OF FUNDING:**

Is this action already budgeted?  N/A	Yes	<input type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	Budget Adjustment Attached	<input type="checkbox"/>	Expense reallocated from: _____
		<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.
Does this action create any revenue?  N/A	Yes	<input type="checkbox"/>	Funds will be deposited into this fund: _____ in the amount of \$_____ for FY_____.
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

**BUDGET NARRATIVE**

N/A
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**FUND EXPENDITURE SUMMARY:**

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A	N/A	N/A	N/A	N/A	N/A

**OPTIONS / ALTERNATIVES:**

1. Vote "Yes"; this action will approve the Resolution to amend the Tax Increment Development District Plan to include a civic plaza.
2. Vote "No"; this action will deny the Resolution to amend the Tax Increment Development District Plan. This will mean that funds from the TIDD will not be eligible to be used to construct a civic plaza.
3. Vote to "Amend"; this action could modify the Resolution and delay the construction of a civic plaza.

4. Vote to "Table"; this action would prevent funds from the TIDD to be used to construct a civic plaza.

**REFERENCE INFORMATION:**

1. N/A

**RESOLUTION NO. 14-002**

**A RESOLUTION AMENDING THE TAX INCREMENT DEVELOPMENT DISTRICT PLAN TO INCLUDE A CIVIC PLAZA.**

The TIDD Board is informed that:

**WHEREAS**, various downtown revitalization plans, including the current plan adopted in 2004, point to the high priority of establishing a plaza; and

**WHEREAS**, the Tax Increment Development District (TIDD) was created in 2008; and

**WHEREAS**, the purpose of the TIDD is to generate revenues within a specific area and to only use those revenues within that area for public improvements; and

**WHEREAS**, the amendment complies with NMSA 1978, Chapter 5, Article 15 Tax Increment for Development, Section 3.R.6 which states that public improvements include "...open space areas for the use of members of the public for entertainment, assembly, and recreation," to wit the civic plaza; and

**WHEREAS**, the TIDD public notification requirements were provided in compliance with NMSA 1978, 5-15-6.B, Notice of Public Hearing.

**NOW, THEREFORE**, Be it resolved by the governing body of the City of Las Cruces Tax Increment Development District:

**(I)**

**THAT** the TIDD Plan amendment as shown in Exhibit "A," attached hereto and made part of this Resolution, is hereby approved.

**(II)**

**THAT** City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

**DONE AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

**APPROVED:**

\_\_\_\_\_  
TIDD Chair

**ATTEST:**

\_\_\_\_\_  
City Clerk

(SEAL)

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**APPROVED AS TO FORM:**

\_\_\_\_\_  
City Attorney

**VOTE:**

Chair Miyagishima: \_\_\_\_\_

Board Member Silva: \_\_\_\_\_

Board Member Smith: \_\_\_\_\_

Board Member Pedroza: \_\_\_\_\_

Board Member Small: \_\_\_\_\_

Board Member Sorg: \_\_\_\_\_

Board Member Levatino: \_\_\_\_\_

## Tax Increment Development District Amendment

- Civic plaza \$5.0M
-

**Andy Hume**

ATTACHMENT "A"

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**From:** Diana Garcia-Parra  
**Sent:** Friday, March 21, 2014 9:43 AM  
**To:** Andy Hume  
**Subject:** FW: FW: TIDD PLAN 2 ads Separated

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**From:** Carla Deemer [mailto:cdeemer@lcsun-news.com]  
**Sent:** Wednesday, March 19, 2014 11:28 AM  
**To:** Diana Garcia-Parra  
**Subject:** Re: FW: TIDD PLAN 2 ads Separated

Hi Diana,

I have your ad scheduled for April 6 and 13.

Pub #52992

Ad Order #910576

Price: \$596.21

Let me know if you need anything else!

Thanks and have great day,

On Wed, Mar 19, 2014 at 11:07 AM, Diana Garcia-Parra <[dgarcia-parra@las-cruces.org](mailto:dgarcia-parra@las-cruces.org)> wrote:

Carla,

Can you please run the attached 2x4 ad in the main section (not legal) of the Sun News for the Planning & Neighborhood Services Section of the Community Development Department to be published on April 6<sup>th</sup> and 13<sup>th</sup>. The account number is 45272/L11317. Please forward an invoice with proof of publication to my attention at the address listed below.

Please confirm receipt of this email. Thank you.

*Diana Garcia-Parra*

*Administrative Assistant*



**City of Las Cruces®**  
PEOPLE HELPING PEOPLE

— PUBLIC INPUT MEETING —

## **TIDD Plan Amendment**

Interested stakeholders and members of the public are invited to provide input on a proposed amendment to the Tax Increment Development District (TIDD) Plan. The proposed amendment can be viewed online at:

<http://www.las-cruces.org/downtown>

Public input will be welcome at the TIDD Board meeting:

**MONDAY, APRIL 14**  
**1 PM - CITY HALL**  
**City Council Chambers**  
**700 N. Main St.**

**And the City Council meeting:**  
**Monday, April 21, 1 pm, City Council Chambers,**  
**City Hall, 700 N. Main St.**

Send written comments to: Community Development Department,  
ATTN: Andy Hume, PO Box 20000, Las Cruces, NM 88004 or  
email/phone [ahume@las-cruces.org](mailto:ahume@las-cruces.org) (575) 528-3022.



**/CityofLasCruces**

**CLCTV.com**



March 17, 2014  
L-14-090

To Whom It May Concern:

The Tax Increment Development District (TIDD) Board is considering an amendment to the TIDD Plan. The TIDD Board meeting will be held on Monday, April 14, 2014, at 1:00 p.m. in City Council Chambers, 700 N. Main. The recommendation from the TIDD Board will then be considered at City Council on Monday, April 21, 2014, at 1:00 p.m. in City Council Chambers, 700 N. Main.

The proposed TIDD Plan amendment will add a line item for the civic plaza to the section entitled "Projects Prioritized For TID Financing." The purpose of this amendment is to make possible the use of TIDD funds for the implementation of a civic plaza per the current Downtown Revitalization Plan. Based on the TIDD Plan, the funds could be used for "engineering and design, general conditions, demolition and grading, roadway, utility infrastructure, streetscaping and furnishings, lighting, landscaping and irrigation, and contingency."

Proposed Amendment:

First Priority

- Civic plaza \$5.0M

Please send any questions or comments to Andy Hume, Senior Planner, at (575) 528-3048 or [ahume@las-cruces.org](mailto:ahume@las-cruces.org).

Sincerely,

A handwritten signature in black ink, appearing to read "Andy Hume".

Andrew Hume, AICP  
Senior Planner, Interim Downtown Coordinator

cc: David Weir, Community Development Director <sup>DW</sup>  
 Vincent Banegas, Community Development Deputy Director