



City of Las Cruces[®]

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 10

Ordinance/Resolution# 14-174

For Meeting of _____
(Ordinance First Reading Date)

For Meeting of April 21, 2014
(Adoption Date)

Please check box that applies to this item:

QUASI JUDICIAL

LEGISLATIVE

ADMINISTRATIVE

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

PURPOSE(S) OF ACTION:

Amend TIDD Plan.

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

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 final charrette report, including the concept for the civic plaza, was accepted by City Council on March 3, 2014.

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 TIDD Funding." The proposed TIDD amendment will add the civic plaza, make it eligible for TIDD funding, and facilitate its future construction.

Staff has completed all of the public hearing requirements outlined in NMSA 5-15-6.B, Notice of Public Hearing. Prior to City Council consideration of this Resolution, the TIDD Board formally considered the proposed amendment at their meeting on April 14, 2014.

SUPPORT INFORMATION:

1. Resolution.
2. Exhibit "A", Tax Increment Development District 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

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 Tax Increment Development District Plan to be used to construct a civic plaza.

REFERENCE INFORMATION:

1. N/A

RESOLUTION NO. 14-174**A RESOLUTION AMENDING THE TAX INCREMENT DEVELOPMENT DISTRICT (TIDD) PLAN TO INCLUDE A CIVIC PLAZA.**

The City Council 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, a design charrette was held October 7-11, 2013 to outline the next steps in downtown revitalization; and

WHEREAS, on March 3, 2014 the Las Cruces City Council accepted the final charrette report, including the concept for the civic 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, 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"; and

WHEREAS, staff followed the TIDD public notification requirements listed in NMSA 5-15-6.B, Notice of Public Hearing.

NOW, THEREFORE, Be it resolved by the governing body of the City of Las Cruces:

(I)

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

(II)

THAT TIDD monies can be used to fund all planning, design, and construction phases of the civic plaza based on the concept in the final charrette report accepted on March 3, 2014.

(III)

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:

Mayor

ATTEST:

City Clerk

(SEAL)

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:



City Attorney

VOTE:

Mayor Miyagishima: _____
Councillor Silva: _____
Councillor Smith: _____
Councillor Pedroza: _____
Councillor Small: _____
Councillor Sorg: _____
Councillor Levatino: _____

Tax Increment Development District Amendment

- Civic plaza \$5.0M

Andy Hume

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

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> 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 6th and 13th. 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



— 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 (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.

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 ^{DW}
 JMB Vincent Banegas, Community Development Deputy Director