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City of Las Cruces[®]
 PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 2 Ordinance/Resolution# 15-076

For Meeting of _____
 (Ordinance First Reading Date)

For Meeting of November 3, 2014
 (Adoption Date)

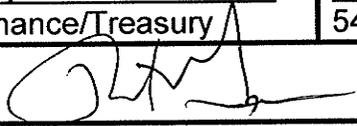
Please check box that applies to this item:

QUASI JUDICIAL LEGISLATIVE ADMINISTRATIVE

TITLE: A RESOLUTION TO AUTHORIZE AND APPROVE SUBMISSION OF A COMPLETED APPLICATION FOR FINANCIAL ASSISTANCE AND PROJECT APPROVAL TO THE NEW MEXICO FINANCE AUTHORITY (NMFA) FOR THE PURCHASE OF SOLID WASTE COLLECTION VEHICLES.

PURPOSE(S) OF ACTION:

Approve financial assistance application.

COUNCIL DISTRICT: N/A		
Drafter/Staff Contact: Mark Krawczyk	Department/Section: Finance/Treasury	Phone: 541-2035
City Manager Signature: 		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The proposed action will allow the Utilities department to finance the acquisition of solid waste collection vehicles to be used by the Solid Waste Collection section. This funding would be used to purchase 8 replacement collection vehicles that have been in service for 10 years or more and have exceeded industry standards for time of service and maintenance costs. The solid waste collection vehicles are used city wide. The replaced vehicles will be disposed of according to city policies.

Once funding is acquired, it is anticipated that the new vehicles will be procured and delivered by late 2015.

SUPPORT INFORMATION:

1. Resolution.
2. Exhibit "A", NMFA Public Project Revolving Fund Infrastructure Application.

(Continue on additional sheets as required)

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:
	<i>Budget Adjustment Attached</i>	<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 will allow City staff to submit the funding application to NMFA.
2. Vote "No"; this will deny the City staff the opportunity to submit the funding application to NMFA and realize an interest savings opportunity by using this funding mechanism.
3. Vote to "Amend"; this could require City staff to explore other financing options not currently recommended by the City's financial advisor.
4. Vote to "Table"; this could delay the financing opportunity and increase the projected cost of the equipment to be purchased.

REFERENCE INFORMATION:

N/A

RESOLUTION NO. 15-076**A RESOLUTION TO AUTHORIZE AND APPROVE SUBMISSION OF A COMPLETED APPLICATION FOR FINANCIAL ASSISTANCE AND PROJECT APPROVAL TO THE NEW MEXICO FINANCE AUTHORITY (NMFA) FOR THE PURCHASE OF SOLID WASTE COLLECTION VEHICLES.**

The City Council is informed that:

WHEREAS, the City of Las Cruces, ("Governmental Unit") is a qualified entity under the New Mexico Finance Authority Act, Sections 6-21-1 through 6-21-31, NMSA 1978 ("Act"), and the City of Las Cruces City Council ("Governing Body") is authorized to borrow funds and/or issue bonds for financing of public projects for benefit of the Governmental Unit; and

WHEREAS, the New Mexico Finance Authority ("Authority") has instituted a program for financing of projects from the public project revolving fund created under the Act and has developed an application procedure whereby the Governing Body may submit an application ("Application") for financial assistance from the Authority for public projects; and

WHEREAS, the Solid Waste section of the City's Utilities Department, through and based on the recommendation of the Utilities Board proposes, to undertake acquisition of solid waste collection vehicles (collectively, "Project") for the benefit of the Governmental Unit and its citizens; and

WHEREAS, the application prescribed by the Authority has been completed and submitted to the Governing Body and this resolution approving submission of the completed Application to the Authority for its consideration and review is required as part of the Application and attached hereto as Exhibit A.

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

Cruces:

(I)

THAT all action (not inconsistent with the provisions hereof) heretofore taken by the Governing Body and the officers and employees thereof directed toward the Application and the Project, be and the same is hereby ratified, approved and confirmed.

(II)

THAT the completed Application submitted to the Governing Body, be and the same is hereby approved and confirmed.

(III)

THAT the officers and employees of the Governing Body are hereby directed and requested to submit the completed Application to the Authority for its review, and are further authorized to take such other action as may be requested by the Authority in its consideration and review of the Application and to further proceed with arrangements for financing the Project.

(IV)

THAT all acts and resolutions in conflict with this resolution are hereby rescinded, annulled and repealed.

(V)

THAT this resolution shall take effect immediately upon its adoption.

(VI)

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:

A. J. (Lita) Connolly

City Attorney

VOTE:

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



NEW MEXICO
FINANCE AUTHORITY

NMFA Use Only:	
App. #:	-PP
FA assigned:	
Legislative Authorization	

**PUBLIC PROJECT REVOLVING FUND
EQUIPMENT APPLICATION**

I. GENERAL INFORMATION

A. APPLICANT /ENTITY

		Application Date:		9/26/14	
Applicant/Entity:		City of Las Cruces			
Address:		P.O. Box 20000, Las Cruces NM 88004-9002			
County		Dona Ana		Census Tract:	
Federal Employer Identification Number (EIN) as issued by the IRS:					
Legislative District:		Senate:		House:	
		575-646-4019			
Phone:	575-646-4019	Fax:	575-646-4019	Email Address:	mkrawczyk@las-cruces.org
Individual Completing Application:		Erik Harrigan			
Address:		6301 Uptown Blvd. NE Suite 110 Albuquerque NM 87110			
Phone:	505-872-5992	Fax:	505-872-5979	Email Address:	Erik.harrigan@rbccm.com

II. PROJECT SUMMARY

A. Project Description. Complete the following information, using additional paper if necessary. Include any additional documents that may be useful in reviewing this project, i.e. architectural designs, feasibility studies, business plan, etc.

1. Description of Equipment: Solid waste trucks

2. When do you need NMFA funds available? December 2014

B. Total Project Cost & Sources of Funds Detail.

Equipment Items	NMFA Funds Requested	Other Public Funds*	Private Funds	Total
Solid Waste Trucks	\$2,700,000	\$	\$	\$2,700,000.00
City Issuance Costs	\$55,000	\$	\$	\$55,000.00
	\$	\$	\$	\$ 0.00
	\$	\$	\$	\$ 0.00
Total Cost:	\$2,755,000.00	\$ 0.00	\$ 0.00	\$2,755,000.00

Note: The City has requested waiver of the requirement to fund a Debt Service Reserve Fund for this transaction due to the large fund balance the Vehicle Acquisition Fund carries.

III. FINANCING

A. Specify the revenue to be pledged as security for the NMFA loan (a revenue source must be pledged for this type of project).

- Municipal Local Option GRT – please specify: _____
- County Option GRT – please specify: _____
- Other Tax-Based Revenue: _____
- State-Shared GRT
- Law Enforcement Funds
- Fire Protection Funds
- Other Revenue: Net Solid Waste System Revenues

B. Preferred financing term: 8 years.

C. Is any debt being repaid from the revenue source(s) referenced in A (1)? Yes No

If yes, provide bond or loan documents and payment schedule for any existing debt service being paid from the same revenues that would be used to repay a NMFA loan.

IV. READINESS TO PROCEED ITEMS

A. The following items must accompany this application in order for this application to be considered complete:

- Equipment cost breakdown (if applicable)
- Three most recently completed fiscal year audit reports
- Current unaudited financials
- Current fiscal year budget
- Equipment Application
- Application Resolution
- Minutes of public hearing meeting approving submission of application
- Any additional information requested by NMFA

V. CERTIFICATION

I certify that:

We have the authority to request and incur the debt described in this application and, upon award, will enter into a contract for the repayment of any NMFA loans and/or bonds.

We will comply with all applicable state and federal regulations and requirements.

To the best of my knowledge all information contained in this application is valid and accurate and the submission of this application has been authorized by the governing body of the undersigned jurisdiction.

Signature:

Title:

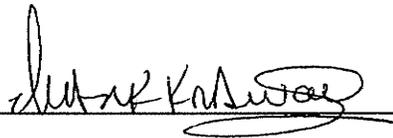
(highest elected official)

Jurisdiction:

Print Name:

Date:

Signature:



Date:

10/20/14

Finance Officer/Director:

TREASURER
