



234
City of Las Cruces[®]
 PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 9 Ordinance/Resolution# 15-163

For Meeting of _____
 (Ordinance First Reading Date)

For Meeting of March 16, 2015
 (Adoption Date)

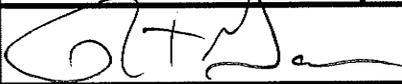
Please check box that applies to this item:

QUASI JUDICIAL LEGISLATIVE ADMINISTRATIVE

TITLE: A RESOLUTION AUTHORIZING AN ADJUSTMENT TO THE 2014-15 SOLID WASTE NMFA PROJECTS BUDGET FOR THE PURCHASE OF SOLID WASTE VEHICLES.

PURPOSE(S) OF ACTION:

Adjust 2014/2015 budget.

| | | |
|---|--|----------------------------------|
| COUNCIL DISTRICT: ALL | | |
| <u>Drafter/Staff Contact:</u> Klaus Kemmer | <u>Department/Section:</u> Utilities/Solid Waste | <u>Phone:</u> 528-3543 |
| <u>City Manager Signature:</u>  | | |

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

On December 1, 2014, the City Council approved Ordinance No. 2738, authorizing the execution and delivery of a \$2,775,819 loan agreement to finance the costs of acquiring solid waste collection vehicles.

On February 12, 2015, the Las Cruces Utilities (LCU) Board of Commissioners approved Resolution No. 14-15-127 to award the purchase of eleven (11) current model solid waste vehicles, from Rush Truck Center, of Las Cruces, New Mexico, in the amount of \$2,637,658 contingent upon City Council approval of a budget adjustment for FY15.

The eleven (11) units to be purchased include: six (6) residential side loaders, three (3) commercial front loaders, one (1) commercial side loader and one (1) roll off as per the approved schedule in the rate case.

Pending budget adjustment approval, NMFA funds in the amount of \$2,700,000 will be deposited into the Utilities Solid Waste NMFA Projects Fund 5577-55558350-851100-85033. NMFA funds in the amount of \$75,819 will be deposited into the Utilities Solid Waste Maintenance Shop Issuance Cost Fund 5577-55948010-800310-85033.

(Continue on additional sheets as required)

SUPPORT INFORMATION:

1. Resolution.
2. Exhibit "A", Budget Adjustment.
3. Attachment "A", Las Cruces Utilities Board of Commissioners Resolution 14-15-127.

SOURCE OF FUNDING:

| | | | |
|---|-----------------------------------|-------------------------------------|---|
| Is this action already budgeted? | Yes | <input type="checkbox"/> | See fund summary below |
| | No | <input checked="" 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 checked="" type="checkbox"/> | Proposed funding is from fund balance in the <u>5577</u> Fund. |
| Does this action create any revenue? | Yes | <input checked="" type="checkbox"/> | Funds will be deposited into this fund: <u>5577</u> in the amount of <u>\$2,778,819</u> for FY <u>2014-15</u> . |
| | No | <input type="checkbox"/> | There is no new revenue generated by this action. |
| | | | |

BUDGET NARRATIVE

NMFA loan was accepted and is available in fund 5577 for Solid Waste NMFA Projects. This action creates budget authority in accounts 5558350-851100-85033 and 55948010-800310-85033.

FUND EXPENDITURE SUMMARY:

| Fund Name(s) | Account Number(s) | Expenditure Proposed | Available Budgeted Funds in Current FY | Remaining Funds | Purpose for Remaining Funds |
|-------------------------------------|-----------------------|----------------------|--|-----------------|----------------------------------|
| Utilities Solid Waste NMFA Projects | 5558350-851100-85033 | \$2,637,658 | *\$2,700,000 | \$62,342 | Purchase of additional equipment |
| SW Maintenance Shop Issuance Cost | 55948010-800310-85033 | \$75,819 | *\$75,819 | \$0 | N/A |

*Pending Budget Adjustment Approval

(Continue on additional sheets as required)

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this will authorize the budget adjustment for FY15 to purchase solid waste vehicles.
2. Vote "No"; this would not authorize a budget adjustment to purchase solid waste vehicles.
3. Vote to "Amend"; this could void the LCU Board Resolution No. 14-15-127 to purchase solid waste vehicles.
4. Vote to "Table"; this could void the LCU Board Resolution No. 14-15-127 to purchase solid waste vehicles.

REFERENCE INFORMATION:

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

1. Ordinance 2738.

(Continue on additional sheets as required)

RESOLUTION NO. 15-163**A RESOLUTION AUTHORIZING AN ADJUSTMENT TO THE 2014-15 SOLID WASTE NMFA PROJECTS BUDGET FOR THE PURCHASE OF SOLID WASTE VEHICLES.**

The City Council is informed that:

WHEREAS, on December 1, 2014, the City Council approved Ordinance No. 2738, authorizing the execution and delivery of a \$2,775,819 loan agreement to finance the costs of acquiring solid waste collection vehicles; and

WHEREAS, on February 12, 2015, the Las Cruces Utilities (LCU) Board of Commissioners approved Resolution No. 14-15-127 to award the purchase of eleven (11) current model solid waste vehicles, from Rush Truck Center, of Las Cruces, New Mexico, in the amount of \$2,637,658 contingent upon City Council approval of a budget adjustment for FY15; and

WHEREAS, the eleven (11) units to be purchased include six (6) residential side loaders, three (3) commercial front loaders, one (1) commercial side loader and one (1) roll off as per the approved schedule in the solid waste rate case; and

WHEREAS, appending budget adjustment approval NMFA funds in the amount of \$2,700,000 will be deposited into the Utilities Solid Waste NMFA Projects Fund 5577-55558350-851100-85033. NMFA funds in the amount of \$75,819 will be deposited into the Utilities Solid Waste Maintenance Shop Issuance Cost Fund 5577-55948010-800310-85033.

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

(I)

THAT the FY15 budget for Utilities Solid Waste NMFA Projects, as prescribed in

the budget adjustment 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:

Mayor

ATTEST:

City Clerk

(SEAL)

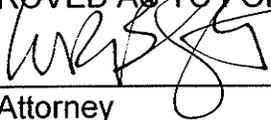
Moved by _____

Seconded by _____

VOTE:

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

APPROVED AS TO FORM:



City Attorney

CITY OF LAS CRUCES
2014-15 Fiscal Year Budget

| FUND | DIVISION | | FUND TYPE | |
|--------------------------------------|----------------------|----------------|--------------------------------------|------------------|
| SW NMFA PROJECTS Fund 5577 | Utilities | | Proprietary Fund Enterprise Funds | |
| | FY 2013-14 Actual | FY 2014-15 | | FY 2014-15 |
| | | Revised | Adjustment | Adjusted |
| RESOURCES | | | | |
| Beginning Balance | \$ 169,881 | 180,175 | | 180,175 |
| Revenues | | | | |
| Charges For Services | 0 | 0 | | 0 |
| Loan Proceeds | 0 | 0 | 2,775,819 | 2,775,819 |
| Miscellaneous Revenues | 3,234 | 3,117 | | 3,117 |
| Operating Transfers In | 0 | 0 | | 0 |
| Total Revenues | <u>3,234</u> | <u>3,117</u> | <u>2,775,819</u> | <u>2,778,936</u> |
| TOTAL RESOURCES | <u>\$ 173,115</u> | <u>183,292</u> | <u>2,775,819</u> | <u>2,959,111</u> |
| Expenditures | | | | |
| SW NMFA Projects | 0 | 0 | 2,700,000 | 2,700,000 |
| SW Maintenance Shop Issuance Cost | 0 | 0 | 75,819 | 75,819 |
| SW NMFA Vehicle Maintenance Facility | 0 | 0 | | 0 |
| Operating Transfers Out | | | | |
| Total Expenditures | <u>\$ 0</u> | <u>0</u> | <u>2,775,819</u> | <u>2,775,819</u> |
| Accrual Adjustments | <u>7,060</u> | <u>(0)</u> | <u>(0)</u> | <u>0</u> |
| ENDING BALANCE | <u>\$ 180,175</u> | <u>183,292</u> | <u>(0)</u> | <u>183,292</u> |

LAS CRUCES UTILITIES BOARD RESOLUTION NO. 14-15-127

A RESOLUTION TO AWARD THE PURCHASE OF ELEVEN (11) CURRENT MODEL SOLID WASTE VEHICLES, FROM RUSH TRUCK CENTER, OF LAS CRUCES, NEW MEXICO, THROUGH TEXAS BUY BOARD CONTRACT # 430-13 IN THE AMOUNT OF \$2,637,658.00 CONTINGENT UPON CITY COUNCIL APPROVAL OF A BUDGET ADJUSTMENT FOR FY15.

The Board of Commissioners for the City of Las Cruces Utilities, on behalf of the City of Las Cruces, is informed that:

WHEREAS, the recently completed Solid Waste rate case provided for the purchase of \$2,700,000 in vehicles from a New Mexico Finance Authority ("NMFA") loan; and

WHEREAS, the approved vehicles are all beyond their recommended replacement cycle and are recommended for replacement based on the approved replacement schedule in the rate case; and

WHEREAS, the units include six (6) Residential Side Loaders, three (3) Commercial Front Loaders, one (1) Commercial Side Loader and one (1) Roll off; and

WHEREAS, updated equipment is needed to better provide efficient, reliable refuse service to the residents and businesses of Las Cruces; and

WHEREAS, the Texas Buy Board provides for the expeditious acquisition of such vehicles; and

WHEREAS, on behalf of the Utilities Department, Fleet Services requests an award for the purchase of eleven (11) current model residential and commercial Solid Waste trucks from Rush Truck Centers, of Las Cruces, New Mexico.

NOW, THEREFORE, be it resolved by the Board of Commissioners for the City of Las Cruces Utilities, on behalf of the City of Las Cruces:

(I)

THAT the purchase of eleven (11) current model residential and commercial Solid Waste trucks be awarded to Rush Truck Center, of Las Cruces, New Mexico, for \$2,637,658.00 contingent upon City Council approval of a budget adjustment for FY15.

(II)

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

DONE AND APPROVED this 12th day of February 2015 .

APPROVED:

By 
Board Chair

ATTEST:


Secretary

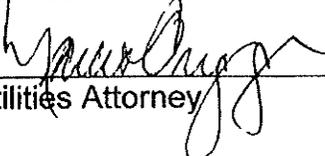
Moved by Carmichael

Seconded by Little

VOTE:

| | |
|--------------------------|---------------|
| Chair Sorg: | <u>AYE</u> |
| Vice-Chair Little: | <u>AYE</u> |
| Commissioner Baumgarn: | <u>ABSENT</u> |
| Commissioner Carmichael: | <u>AYE</u> |
| Commissioner Ericson: | <u>AYE</u> |
| Commissioner Johnson: | <u>ABSENT</u> |
| Commissioner Pedroza: | <u>AYE</u> |

APPROVED AS TO FORM:


Utilities Attorney