



City of Las Cruces²

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 1 Ordinance/Resolution# 10-122 Council District:

For Meeting of: October 26, 2009
(Adoption Date)

TITLE: A RESOLUTION TO APPLY FOR A GRANT OPPORTUNITY FROM THE NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT (NMEMNRD) IN THE AMOUNT OF \$85,000. NO CITY MATCH REQUIRED.

PURPOSE(S) OF ACTION: Funds are being made available to support a photovoltaic energy efficient system. These are funds reallocated from a prior project within NMEMNRD and must be expended by June 2010. These are not stimulus funds.

It is the intent of the City to add these funds to the newly awarded State Stimulus grant award of \$495,330 from NMEMNRD for a total of \$580,330. Not only does this make the Convention Center project more viable with the additional funding, it provides NMEMNRD a project with the design and planning already complete so all the additional funding can be used to compliment the photovoltaic array system.

Name of Drafter: Auguie Henry III		Department: Facilities / GAO		Phone: (575) 541-2281	
Department	Signature	Phone	Department	Signature	Phone
Facilities Department		(575) 541-2651	Budget		(575) 541-2300
			Assistant City Manager		(575) 541-2274
Legal		(575) 541-2128	City Manager		(575) 541-2076

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

1. This is not stimulus funding therefore no additional reporting requirements need be imposed.
2. There is no required match on the part of the City.
3. The funding, \$85,000 must be spent by June 30, 2010.
4. Funds must be used primarily for a photovoltaic array system.
5. As these funds are being administered by the same agency providing the stimulus grant award of \$495,330 for the Convention Center enhancements, the funds can be easily used for the same project. (contracts and accounting will remain separate because of ARRA requirements)

SUPPORT INFORMATION:

Fund Name / Account Number	Amount of Expenditure	Budget Amount
TBD when awarded	\$85,000.00	\$85,000.00

(Continue on additional sheets as required)

1. Resolution
2. Exhibit "A" Synopsis

OPTIONS / ALTERNATIVES:

1. Approve the application which would provide additional funding for the Convention Center project of adding photovoltaic arrays for energy generation.
2. Disapprove and the application will not be submitted.

A RESOLUTION TO APPLY FOR A GRANT OPPORTUNITY FROM THE NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT (NMEMNRD) IN THE AMOUNT OF \$85,000. NO CITY MATCH REQUIRED.

The City Council is informed that:

WHEREAS, the New Mexico Energy, Minerals and Natural Resources Department (NMEMNRD) has provided an opportunity for the City of Las Cruces to receive \$85,000 for a photovoltaic project; and

WHEREAS, the City of Las Cruces has already obtained a grant from the NMEMNRD in the amount of \$495,330 for a photovoltaic project at the new Convention Center; and

WHEREAS, these funds would supplement the photovoltaic project and not require any match on the part of the City.

NOW, THEREFORE, be it resolved by the governing body of the City of Las Cruces, New Mexico:

(I)

THAT, the City of Las Cruces is authorized to submit to NMEMNRD an application; and

(II)

THAT, City staff and officials are authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED this 26th day of October, 2009

Mayor

ATTEST:

VOTE:

City Clerk

Mayor Miyagishima: _____
Councillor Silva: _____
Councillor Connor: _____
Councillor Archuleta: _____
Councillor Small: _____
Councillor Jones: _____
Councillor Thomas: _____

(SEAL)

Moved by: _____

Seconded by: _____

Approved as to Form:

[Handwritten Signature]

ASST City Attorney

Synopsis

New Mexico Energy, Minerals & Natural Resources Department (NMEMNRD)

On October 22, 2009 a telephone conference was held:

NMEMNRD: Brian Johnson, Bureau Chief, Energy Technology Bureau
Randal Sweat, Clean Energy Specialist

City of Las Cruces: Thomas Schuster, Sustainability Officer
Augie Henry III, Acting Grants Administrator

NMEMNRD informed the City that they had \$85,000 available for a photovoltaic project and wanted to know if we had a project for the funds. Further, the funds would have to be spent by June 30, 2010 and they were anticipating a contract in place NLT mid-December 2009.

The City proposed that we roll the funds into the recently awarded NMEMNRD award for the Convention Center. That project has a photovoltaic component and the funding could easily be expended within the projected time frame. It was noted that the already awarded funds, \$495,330, were NM ARRA funds and the \$85,000 would have to be on a separate contract because of ARRA requirements against co-mingling of funds.

Mr. Johnson and Mr. Sweat fully supported the proposal of using the additional \$85,000 to supplement the \$495,330 award and obligated the state to accepting the project. They will provide the City with a formal proposal to be given to us at the October 29, 2009 workshop for the \$495,330 award.

Per Mr. Johnson and Mr. Sweat, a portion of the funding could be used for some design costs; however, the bulk of the funding would be for the construction of the array. Additionally, there is no match requirement from the City.

The addition of the funds to the current award will provide the opportunity to enhance the photovoltaic array currently proposed and make the project a more viable energy producer.