

*New Mexico Finance Authority*  
207 Shelby St. Santa Fe, NM 87501  
(505) 984-1454  
**Minutes of Colonias Infrastructure Board Meeting**  
**April 15-16, 2024**  
1150 Duffer Lane, Anthony, New Mexico 88021

**Voting Members Present:**

Mary Kay Papen, Chair	Appointee, President Pro Tempore of the Senate
Janice Baca-Argabright, Vice Chair	Appointee, Minority Leader of the Senate
Marquita Russel (via zoom)	CEO, New Mexico Finance Authority
Wesley Billingsley	Designee, NM Dept. of Finance and Administration
Steven Deal	Designee, NM Environment Dept.
Jose Luis Segura	Appointee, Speaker of the House Representatives

**Non-Voting Members Present:**

Dora Batista (via zoom)	Southeastern NMED District
Joy Esparsen	NM Counties
Jay Armijo	South Central Council of Governments
Priscilla Lucero	Southwest NM Council of Governments

**Voting Members Absent:**

Rebecca Dow	Appointee, Minority Leader House of Representatives
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**Non-Voting Members Absent:**

Isidro Hernandez	NM Mortgage Finance Authority
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**Finance Authority Staff:**

Angela Quintana	John Brooks (via zoom)
Cherise Martinez (via zoom)	Laura Williams (via zoom)
Dan Opperman (via zoom)	Sharon Romero
Fernando Martinez (via zoom)	Michael Vonderheide (via zoom)

**Guests:**

Alan Berg	Tyrone W&WWA
Angie Gonzales	City of T or C
Annette Morales	TDSHC
Dali Aguilar	Wilson & Co.
David Bailey	Luna County
Diana Gomez	BHI
Espy Holguin	LRGPWWA
Frank Madrid	
George Esqueda	Stantec
Jonathan Macias	Dona Ana County
Kayla Sparks	Wilson & Co.
Kristina Ortiz	USDA-RPN
Loren Cushman	Catron County

Maria Burciage	City of Sunland Park
Matt Thompson	BHI
Martin Lopez	LRGPWWA
Mercy Roybal	VOC
Michelle Blackwell	Dona Ana County
Michael Garza	Dona Ana County
Nora Oliver	BHI
Omar Carreon	VOC
Patricia Bolliger	Stantec
Patricia Morales	LRGPWWA
Patsy Villdobs	USDA RD RPN
Peter Pena	Town of Silver City
Randy Hernandez	Grant County
Raymond DeLaVega	Stantec
Robert Herrera	Dona Ana County
Robert Storey	Souder Miller & Associates
Russell Hernandez	Town of Mesilla
Tisha Green	Hidalgo County
Tyler Hopkins	BHI
Van Myrick	City of Jal
Vernon Casados	Leasburg MDWCA
Vince Pena	Stantec

*Mayor Diana Burillo welcomed the Colonias Board, staff and guests to the City of Anthony.*

1. **Call to Order and Roll Call.** Chair Papen called the meeting to order at 10:00 a.m. A quorum was established.
  2. **Approval of Agenda. Member Baca-Argabright moved, seconded by Member Billingsley, to approve the agenda. The motion passed 6-0.**
  3. **Approval of Board Minutes.**
    - 3.1 **Member Baca-Argabright moved, seconded by Member Segura to approve the March 12, 2024, board minutes. The motion passed 6 - 0.**
  4. **Chair Report.** Chair Papen thanked former member Orlando-Antonio Carillo Jimenez for his service to the board and welcomed newly appointed Member Jose Luis Segura.
- Informational Only.**
5. **Consideration on returned/rescinded 2021 Colonias funds.**
    - 5.1 **Consideration on returned/rescinded 2021 Colonias funds.** Ms. Quintana presented for Board consideration the awards returned by the borrower or rescinded by the Board to be reallocated to a different qualified project. Pursuant to policy, the Board can authorize funds either for a project that applied in the most recent cycle or held for the next award cycle.

Hidalgo County was awarded \$858,682 in the 2021 Colonias funding cycle. The proposed project was not able to move forward. In addition, the required match and loan components would burden the County's finances at this time.

The Project Review Committee concurs with staff's recommendation. Staff recommends the 2021 returned funds from Hidalgo County be added to the 2024 available funds for re-award in the 2024 Colonias cycle.

**Member Baca-Argabright moved, seconded by Member Billingsley, for approval of agenda item 5.1. The motion passed 6-0.**

6. **Consideration of the 2024 Colonias Infrastructure Fund Waiver Requests.** Ms. Angela Quintana presented 2024 CIF applicants requesting waivers to the CIF polices. Staff received seven Project Continuation policy and four State Audit Rule/EO-compliance waiver requests. Policy compliance requires entities to substantiate their compliance with all applicable federal and state laws and regulations including the State Audit Rule and Executive Order 2013-006. Some of the applicants may become compliant after the Board makes its awards on May 16, 2024. If additional funds are available, staff will be recommending a 2nd iteration of funding in early Fall for those applicants who may not meet the current regulatory compliance and award timelines.

Below are the applicants requesting waivers and staff's recommendations:

**6.1 Anthony WSD (CIF-6405 & CIF-6406) Water and Wastewater Infrastructure Projects**

Waiver Request: Project Continuation

Justification: The district has a 2021 CIF award-\$1,355,000 (14% expended) that does not meet the 50% expenditure for Project Continuation. The district had delays with the engineering procurement for the design portion of the project. UPDATE: The district's engineer submitted responses on the comments provided by NMED-DWB on 4/9/2024. The expected date of NMED-DWB approval of the design is by April 18, 2024. The design of the project encompasses a total of 19,923 lf of waterline. The district is expecting to complete a total of 7,890 lf with the current available funds and will seek future funding to construct the remainder of the improvements. The project is estimated to be completed by December 30, 2024.

Recommendation: The Project Review Committee has reviewed this request and concurs with staff's recommendation to approve the waiver.

**Member Deal moved, seconded by Member Russel, for approval of agenda item 6.1. The motion passed unanimously.**

**6.2 Camino Real RUA (CIF-6409) Wastewater Infrastructure Project**

Waiver Request: Project Continuation

Justification: The Authority has two 2022 awards-\$534,054 combined (0% expended) that do not meet the 50% expenditure requirement for Project Continuation. The Authority has been unable to secure the funds of the 2022 awards due to the expiration of the Joint Powers Agreement (“JPA”) between the City of Sunland Park and Dona Ana County. The JPA has been finalized as of February 2024 and is currently being reviewed by the Department of Finance and Administration. Once the funds are secured, the Authority estimates completion of both design projects within 10 months. Representatives from Camino Real spoke on their own behalf.

Recommendation: The Project Review Committee does not recommend approval of the waiver.

**Member Deal moved, seconded by Member Segura, for approval of the waiver request and agenda item 6.2. The motion passed unanimously.**

**6.3 Dona Ana County (CIF-6415, CIF-6416, CIF-6417 & CIF-6418) Wastewater and Flood Prevention Infrastructure Projects**

Waiver Request: Project Continuation

Justification: The County has three 2021-\$5,770,803 combined and two 2022 - \$3,650,494 combined awards (41% expended-combined) that do not meet the 50% expenditure requirement for Project Continuation. The County anticipates completion of two-2021 projects and one 2022 project by the end of 2024 with the remaining projects meeting the 50% expenditure by March 2025. Representatives from Dona Ana County spoke on their own behalf.

Recommendation: The Project Review Committee does not recommend approval of the waiver.

**Member Russel moved, seconded by Member Deal, for approval of the waiver request and agenda item 6.3. The motion passed unanimously.**

**6.4 City of Jal (CIF-6424) Water Infrastructure Project**

Waiver Request: Project Continuation

Justification: The city has a 2022 award - \$5,195,389 (8% expended) that does not meet the 50% expenditure requirement for Project Continuation. The 2022 project is scheduled to go out for construction bid in mid-April with an anticipated award by May 20, 2024, and 50% expenditure by November 2024. The city anticipates substantial completion of the 2022 award by January 2025.

Recommendation: The Project Review Committee has reviewed this request and concurs with staff's recommendation to approve the waiver.

**Member Deal moved, seconded by Member Russel, for approval of agenda item 6.4. The motion passed unanimously.**

**6.5 La Luz MDWCA (CIF-6425) Water Infrastructure Project**

Waiver Request: Project Continuation

Justification: The Association has a 2021 and 2022 award-\$1,307,457 combined (37% expended-combined) that does not meet the 50% expenditure requirement for Project Continuation. The remaining balance of the 2021 award has been combined with the 2022 award to complete the waterline replacement project. The 2021 award will be completed by July 2024 and the Association anticipates completion of the 2022 award by September 2024.

Recommendation: The Project Review Committee has reviewed this request and concurs with staff's recommendation to approve the waiver.

**Member Deal moved, seconded by Member Russel, for approval of agenda item 6.5. The motion passed unanimously.**

### **6.6 Luna County (CIF-6430) Water Infrastructure Project**

Waiver Request: Project Continuation

Justification: The County has two 2022 awards - \$2,093,819 combined (0% expended) that do not meet the 50% expenditure requirement for Project Continuation. The 2022 awards closed in early 2023. The designs for both projects were completed in late 2023 and went out to bid in October and December 2023. CIF-5783 began construction in February 2024 with anticipated substantial completion by early May 2024. CIF-5784 began construction in March 2024 with an anticipated substantial completion by July 2024.

Recommendation: The Project Review Committee has reviewed this request and concurs with staff's recommendation to approve the waiver.

**Member Deal moved, seconded by Member Russel, for approval of agenda item 6.6. The motion passed unanimously.**

### **6.7 City of Truth or Consequences (CIF-6441 & CIF-6442) Water and Wastewater Infrastructure Projects**

Waiver Request: Project Continuation

Justification: The City has a 2020 project - \$1,000,000 (47% expended) that does not meet the 50% expenditure requirement for Project Continuation. The 2020 roadway project was delayed due to major utilities being found within the new depth roadway construction area. These utilities had to be relocated. The project was scheduled to be completed by June 2024. The City was recently approached by a film company to pause the construction of the roadway until May 2024. The City anticipates meeting 50% of the expenditure by July 2024 with project completion by September 2024.

Recommendation: The Project Review Committee has reviewed this request and concurs with staff's recommendation to approve the waiver.

**Member Deal moved, seconded by Member Russel, for approval of agenda item 6.7. The motion passed unanimously.**

**6.8 City of Deming (CIF-6412, CIF-6413 & CIF-6414) Water and Wastewater Infrastructure Projects**

Waiver Request: State Audit Rule/EO-Compliance

Justification: The City has a FY2022 and FY2023 audit that are not completed. The City had a change in administration and staff turnover in the clerks and finance department. The city and their auditor have been working closing with the State Auditor's Office to address issues from their FY2021 audit. The city anticipates completion and submission of both audits by July 31, 2024.

Recommendation: The Project Review Committee has reviewed this request and concurs with staff's recommendation to approve the waiver.

**Member Deal moved, seconded by Member Baca-Argabright, for approval of agenda item 6.8. The motion passed unanimously.**

**6.9 Catron County (CIF-6410) Roads/Drainage Infrastructure Project**

Waiver Request: State Audit Rule/EO-Compliance

Justification: The County's FY2023 audit has not been submitted/completed.

Recommendation: The Project Review Committee has reviewed this request and concurs with staff's recommendation for an extension until May 3, 2024 to have the County's FY2023 audit submitted/approved.

**Member Deal moved, seconded by Member Billingsley, for approval of agenda item 6.9. The motion passed unanimously.**

**6.10 Grant County (CIF-6407, CIF-6420 & CIF-6422) Roads/Drainage Infrastructure Projects**

Waiver Request: State Audit Rule/EO-Compliance

Justification: The County's FY2023 audit has not been submitted/completed.

Recommendation: The Project Review Committee has reviewed this request and concurs with staff's recommendation for an extension until May 3, 2024 to have the County's FY2023 audit submitted/approved.

**Member Billingsley moved, seconded by Member Deal, for approval of agenda item 6.10. The motion passed unanimously.**

**6.11 Tyrone W&WWA (CIF-6443 & CIF-6444) Water Infrastructure Projects**

Waiver Request: State Audit Rule/EO-Compliance

Justification: The Association’s FY2023 audit has not been submitted/completed.

Recommendation: The Project Review Committee has reviewed this request and concurs with staff’s recommendation for an extension until May 3, 2024 to have the Association’s FY2023 audit submitted/approved.

**Member Deal moved, seconded by Member Billingsley, for approval of agenda item 6.11. The motion passed unanimously.**

7. **2024 Colonias Infrastructure Fund Application Presentations – Part 1.** Presented by Ms. Angela Quintana in the order below.

App. #	Applicant	Project Name	Amount Requested
<b>Monday, April 15, 2024 – Day One Presentations</b>			
CIF-6405	Anthony WSD	Meter Replacement	\$2,710,500
CIF-6409	Camino Real RUA	Vacuum lift station replacement	\$1,971,905
CIF-6415	Dona Ana County	Manhole rehab improvements	\$500,000
CIF-6416	Dona Ana County	Chaparral WW Project ph. 2B	\$602,000
CIF-6417	Dona Ana County	SCWWTP phase 5	\$4,015,181
CIF-6418	Dona Ana County	La Union Drainage	\$3,600,000
CIF-6424	City of Jal	PER water/sewer/storm	\$400,000
CIF-6425	La Luz MDWCA	Well 3 replacement	\$975,000
CIF-6430	Luna County	People’s Water Coop	\$603,559
CIF-6431	Luna County	Phase II Majestic View	\$1,000,000
CIF-6441	City of Truth or Consequences	Waterline replacement	\$4,400,000
CIF-6442	City of Truth or Consequences	WWTP bar screen replacement	\$125,000
CIF-6412	City of Deming	Copper Tin waterline replacement	\$500,000
CIF-6413	City of Deming	Poplar Oak street sanitary sewer	\$1,732,000
CIF-6414	City of Deming	WWTP improvements	\$3,000,095
CIF-6410	Catron County	Beaverhead rd/drainage	\$1,999,160
CIF-6407	Grant County	Arenas Valley rd. ph. II	\$3,918,390
CIF-6420	Grant County	Little Walnut Rd. ph. II	\$6,863,400
CIF-6422	Grant County	Ridge rd. ph. II	\$2,343,214
CIF-6443	Tyrone W&WWA	Water system improvements	\$5,697,115
CIF-6444	Tyrone W&WWA	Water tank rehab.	\$848,958
CIF-6419	Enchanted Forest MDWCA	Water source, pump house	\$950,000
CIF-6426	Leasburg MDWCA	Water system improvements	\$500,000
CIF-6428	Lower Rio Grande PWWA	High Valley waterline replacement	\$875,000
CIF-6429	Lower Rio Grande PWWA	Mesquite lift station rehab.	\$4,268,675
CIF-6408	City of Bayard	Water system improvements	\$1,200,800

**Informational Only.**

*(Chairman Papen recessed the Board Meeting for the day at 1:07 p.m.)  
(Member Esparsen joined the meeting at 10:38 a.m.)*

**April 16, 2024**

Chairman Papen called the Colonias Infrastructure Board meeting to order at 10:00 A.M.. Roll call was taken, and a quorum was established.

Member John Brooks was present via zoom.

Member Batista was not present.

**2024 Colonias Infrastructure Fund Application Presentations.** Presented by Ms. Angela Quintana in the order below.

App. #	Applicant	Project Name	Amount Requested
<b>Tuesday, April 16, 2024 – Day Two Presentations</b>			
CIF-6439	City of Sunland Park	Public Housing Authority drainage	\$1,800,000
CIF-6440	City of Sunland Park	Anapra Rd. improvements	\$400,000
CIF-6427	City of Lordsburg	Wastewater improvements	\$1,075,000
CIF-6423	Hidalgo County	Animas WW system	\$2,124,885
CIF-6437	Town of Silver City	Mill rd. sewer bypass	\$912,803
CIF-6438	Town of Silver City	Swan St.	\$345,500
CIF-6436	Village of Santa Clara	Water well rehab	\$2,230,000
CIF-6435	San Pablo MDWCA	Vacuum system improvements	\$2,432,700
CIF-6411	Village of Columbus	NE Channel drainage	\$97,425
CIF-6432	Town of Mesilla	New well & tank	\$5,216,000

**8. Next Board Meeting.**

- May 7, 2024, 2:30 p.m. Colonias Project Review Committee Teleconference
- May 16, 2024, 10:00 a.m. Colonias Board Meeting (2024 CIB award determinations) City of Deming
- September 2024 TBD

**9. Public Comment.** None

**10. Adjournment.** The meeting adjourned at 11:30 a.m.



Secretary

08 / 08 / 2024

Date