

**New Mexico Finance Authority
207 Shelby St.
Santa Fe, NM 87501
(505) 984-1454**

**Minutes of Board Meeting
June 25, 2015
State Capitol – Room 322
Santa Fe, New Mexico**

Present:

John McDermott, Chair	McDermott Advisory Services, LLC
William Fulginiti, Vice Chair	Executive Director, NMML
Katherine Ulibarri, Treasurer	V/P for Finance/Operations, Central NMCC
Brett Woods	Secretary Designee, NM Energy & Minerals
Stephanie Schardin Clarke	Secretary Designee, Dept. of Finance & Administration
Wade Jackson	Secretary Designee, Economic Development Dept.
Steve Kopelman	Executive Director, NMAC
Blake Curtis (<i>telephonically</i>)	CEO, Curtis & Curtis, Inc.
Michael Vonderheide	Secretary Designee, NM Environment Dept.
Terry White	CEO, Sunwest Trust, Inc.

Absent:

Jerry Jones	CEO Stolar Research Corporations
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Finance Authority Staff:

Bryan Otero	Carmela Manzari
Dan Opperman	David Mahooty
Donna Maestas	Dora Cde Baca
Floyd Trujillo	John Brooks
Leslie Medina	Mark Lovato
Marquita Russel	Michael Zavelle
Mona Killian	Rod McNamara
Robert Brannon	Theresa Garcia
Yolanda Valenzuela	Zach Dillenback

Guests:

Amber Hamilton	Roosevelt Co.
Art Morales	BOSC, Inc.
Chip Pierce	Western Financial Group
Chuck Peck	Morgan Stanley
Danielle Shuryin	NMED/DWB
Emily Oster	NMDFA
Erik Harrington	RBC Capital Markets
Gene Creighton	Roosevelt Co.

Gregory Borys
Jill Sweeney
Jonas Nahoum
Kendell Buzard
Leo Valdez
Linda Kehoe
Mark Horn
Michael P. Steininger
Michael Provenzano
Michael Sage
Pedro Ramos
Roger Montano
Shelby Washington
Susen Ellis
Suzanne Bruckner
Tim McCue
Tracy Hofmann

Morgan Stanley
Sherman & Howard
Virtue & Najjar
Roosevelt Co.
HSE
LFC
Pinnacle Bank
DFA/LGD for Roosevelt Co.
Las Cruces, Pro's Real Estate
GGEDC
J.P. Morgan
Gallup Pipeline & Comp.
Bank of America Merrill Lynch
Bank of Albuquerque
Sutin, Thayer & Browne
Bank of America Merrill Lynch
Sutin, Thayer & Browne

1. Call to Order and Roll Call.

Chair John McDermott called the meeting to order at 9:02 a.m. A roll call vote established a quorum.

2. Approval of Agenda.

Removed from the agenda were items 22 and 89.

Member Fulginiti moved, seconded by Member White, for approval of the amended agenda. The motion passed 10 – 0.

3. Approval of the May 28, 2015 Board Minutes.

Member Fulginiti moved, seconded by Member Woods, for approval of the May 28, 2015 minutes. The motion passed 10 – 0.

4. Report from Chief Executive Officer.

In the absence of Mr. Robert Coalter, CEO, Chair McDermott provided an update on the financial system implementation.

Report from the Chairperson of the Economic Development Committee. *Committee members are Jerry Jones, Chair; Terry White, Vice-chair; Blake Curtis; and Secretary Jon Barela or his designee.*

5. Update on Activities. Ms. Marquita Russel reported on the Economic Development Committee meeting held on June 16, 2015. In addition to reviewing the Private Lending Portfolio Report and the pipeline report, the Committee considered agenda items 6 – 9 that follow.

6. Consideration and Recommendation for Approval of a Collateral Support Participation with Bank of Colorado dba Pinnacle Bank –Gallup Pipeline & Compliance Services, LLC (McKinley

County) – Equipment – 3335-CSP. Staff recommends approval of a 15% subordinated participation in an amount not to exceed the requested \$25,668 with Pinnacle Bank, to allow Gallup Pipeline & Compliance Services to finance a specialized truck with a vac system by using the proceeds from the Collateral Support Participation program.

Mr. Roger Montano, Gallup Pipeline & Company, Mr. Michael Sage, Greater Gallup Economic Development Corporation, and Mr. Mark Horn attended on behalf of Gallup Pipeline & Compliance Services, LLC.

Collateral Support Participation with Pinnacle Bank for a 15% subordinated participation in a \$171,120 loan to finance the purchase of a specialized truck with air vac system. The cash flow from the operating business will be the primary repayment source projected to cover the debt by an estimated 1.07xs. The loan will be structured with six months of interest only payments, then converting to monthly principal and interest payment for the remaining 10-year term, the interest rate will be based upon a 10-year US Treasury + 2.625%, and the overall loan-to-value is expected to be 80%. A UCC filed on the truck and vac system will secure the loan.

In response to a question, Mr. Montano said this service is not currently available in the Gallup area noting they currently have potential clients. Discussion ensued as to whether this equipment would qualify for the LEDA program. Member Jackson confirmed that LEDA funds are limited to land, building, and/or infrastructure. Member Schardin Clarke also noted industrial revenue bonds would not be feasible due to the cost of the equipment.

Mr. Sage introduced a letter of support from Ms. Patty Lundstrom, Executive Director of Greater Gallup Economic Development Corporation and read the following for the record:

“As the economic development organization for City of Gallup and McKinley County, I would like to express my support for Gallup Pipeline and Compliance Services. This project is important to the Greater Gallup EDC and the Gallup-McKinley County area specifically because McKinley County has the third highest unemployment rate and lowest per capita income at 9.5% and \$24,383 respectively, of all 33 counties in New Mexico. Taken as a whole, McKinley County has the highest poverty rate in the state at 40.3%.

Gallup Pipeline and Compliance Services represent an opportunity to create wealth generating economic-based jobs for the Gallup-McKinley County area, with the potential for 20 to 35 high paying jobs. Within the McKinley County, the average wage in the utility sector paid by companies similar to Gallup Pipeline and Compliance Services is approximately \$68,460 – ranking 6th highest of all 33 counties in New Mexico. Statewide, Gallup Pipeline and Compliance Services will play an integral part in maintaining the pipeline infrastructure of the oil/gas industry in New Mexico, an industry which is responsible for generating 31% of the general fund revenues for the state of New Mexico. With 570 miles of pipelines in the Gallup-McKinley County area and approximately 1,500 miles of pipeline stretching from Arizona to Texas, industry compliance with the federal Pipeline Safety and Hazardous Materials Safety Administration will generate significant and long term demand for repair of existing pipeline infrastructure assets not including new installations.

I am extremely grateful for the opportunity that the New Mexico Finance Authority is providing with this loan, and I again strongly recommend the awarding of this loan to Gallup Pipeline and Compliance Services. Sincerely, Patty Lundstrom, Executive Director.

Member White moved, seconded by Member Kopelman, for approval of a Collateral Support Participation with Bank of Colorado dba Pinnacle Bank –Gallup Pipeline & Compliance Services, LLC, project 3335-CSP. Motion passed 10 - 0.

7. **Consideration of Request to Modify Job Creation Credit for El Paseo Las Cruces Pros RE, LLC – New Markets Tax Credit Transaction.** Staff recommended modifying the New Markets Tax Credit (NMTC) Job Creation Credit covenant contained in the transaction documents for El Paseo Las Cruces Pros RE, LLC (“El Paseo”).

Mr. Michael Provenzano attended on behalf of El Paseo Las Cruces Pros, LLC.

Staff presented a request from the owners of El Paseo Plaza in Las Cruces to reduce the Job Creation Credit contained in the 2010 New Markets Tax Credit transaction from 350 jobs to 100 jobs. Given the rapidly declining base of the mall, staff believes that keeping a major retailer in the mall is the best opportunity for renewed beneficial economic impact to the City and residents of Las Cruces. The shopping center recently experienced a major vacancy created by the closing of its anchor tenant. The center now stands at less than 30% occupied. El Paseo Plaza has identified new tenants to fill the 65,000 square foot space that can restore economic vitality to the area; however, these tenants do not meet the job creation covenants required by Finance New Mexico. The Finance New Mexico Advisory Board also considered this request and voted unanimously to recommend the requested reduction.

In July 2010, Finance New Mexico closed an NMTC transaction with El Paseo to fund the purchase and renovation of a 107,497 square foot multi-tenant community shopping center located in Las Cruces. Known as El Paseo Plaza, the community retail center was nearly vacant at the time of purchase with its last improvements occurring more than 20 years before the acquisition. The \$12.5 million NMTC financing was achieved through an \$8.8 million leverage loan made by Bank of Albuquerque to a single purpose investment fund owned by US Bancorp Community Development Corporation (“USBCDC”). The leverage loan was combined with proceeds from a junior loan made by an affiliate of borrower for \$579,000 and \$3.221 million in tax credit proceeds contributed by USBCDC. The funds were invested into Finance New Mexico Investor-Series V, LLC, which made a \$12.125 million loan to El Paseo made up of three notes.

This transaction contained a claw back derived from the project’s performance relative to community or economic development benefits claimed in the application. Finance New Mexico structures its claw backs by sizing the amount of the Exit Fee due at the end of the compliance period based upon the success of the borrower against agreed upon economic development or community development thresholds. These thresholds, derived from the projects’ applications, are vetted by the Finance New Mexico Advisory Board and approved by the NMFA Board.

Pursuant to NMFA policy, Finance New Mexico is due an Exit Fee equal to 30% - 80% of the B Note for projects located in urban areas, less legal costs associated with the NMTC transaction. In this

transaction, the claw back is in the form of a Job Creation Credit written into the loan agreement between Finance New Mexico and El Paseo requiring creation of 350 jobs by July 2017. These jobs could be either full or part time and could be from a combination of tenants in the mall. There is no provision for partial credit under the terms of the El Paseo Job Creation Credit covenant. If El Paseo fully performs as agreed, then it will owe Finance New Mexico an Exit Fee of approximately \$536,175 at the unwinding of the transaction; however, if El Paseo does not meet its Job Creation Credit, it will owe Finance New Mexico an additional Exit Fee of \$1,418,625, for a total of \$1,954,800.

El Paseo representatives report that there is interest in the space, but are running into difficulties finding a tenant that would add to the economic mix of the mall to ensure long-term viability and meet the terms of the Job Creation Credit covenant.

El Paseo representatives are in lease negotiations with a retailer new to the area that would be willing to lease the entire space, and would be a driver for additional economic activity in the Las Cruces area. The new tenant is expected to generate enough revenue to ensure the mall could be refinanced using conventional financing at the end of the compliance period and to ensure timely payment on Finance New Mexico's deferred payment. The retailer also expects to generate as much as \$500,000 in additional gross receipts taxes per year for the City of Las Cruces; however, is not likely to create more than 35 jobs and the overall mall would not likely employ more than 100 total employees.

Alternatively, El Paseo representatives have noted that they could try to find a major employer tenant, i.e., a call center, that would help meet its Job Creation Credit covenant, but would not likely keep the mall thriving and would not likely result in an appraisal that would provide for a conventional refinance at the end of the compliance period.

Chair McDermott asked if claw backs were required as part of the federal program. Ms. Russel responded that claw backs are not required and that very few CDEs require them. Ms. Russel also noted that Finance New Mexico gets a sizable exit fee at the end of the compliance period, but that many other CDEs do not get an exit fee and instead participate in the federal program to fulfill in part their Community Reinvestment Act requirements.

Chair McDermott asked if the reduction in jobs was necessary prior to negotiating with potential tenants. Mr. Provenzano said it was a challenge to find a new tenant who can meet the threshold of 350 employees.

Member Kopelman moved, seconded by Member White, to approve modifying the Job Creation Credit for the El Paseo NMTC transaction from 350 jobs to 100 jobs. The motion passed 10 – 0.

8. Consideration and Recommendation of Approval of Application Prioritization on Rural Round 17 New Markets Tax Credit. Prioritization of the Round 17 of competitive New Markets Tax Credit ("NMTC") applications.

Ms. Marquita Russel reported receiving only one application as part of Round 17, and while the application received a high enough score for prioritizing, the application review team assigned it a “low readiness determination.” As a result, the NMTC policies require that the application not appear on the prioritization list. Staff recommends that no projects appear on the Round 17 prioritization list for the remaining \$4.6 million of rural allocation.

NMFA received one application, a \$4.6 million request from Tucumcari Mountain Cheese in Quay County, which the review team scored receiving an average score of 72.2. However, the application was missing certain elements, including a commitment from a leverage lender, and therefore did not get a moderate readiness determination from the team.

Regarding the Tucumcari Mountain Cheese Factory, Ms. Russel explained that this project received preliminary approval by the Board in December 2014; however, the lender was unable to commit to a NMTC transaction by executing a final term sheet with the lender and the Chief Credit Officer is now proposing a different structure.

Ms. Russel noted that since there are a significant number of small projects that can close, combining the remaining NMTC funds with the 2014 allocation is appropriate.

Member White moved, seconded by Member Jackson, that no projects appear on the Round 17 prioritization list for the remaining \$4.6 million of rural allocation. The motion passed 10 – 0.

9. Consideration and Recommendation to open Rounds 18 and 19 for New Markets Tax Credit Projects. Staff recommends opening the 18 and 19 rounds of competitive New Markets Tax Credit (“NMTC”) applications.

Round 18 would open for four weeks beginning June 29 seeking applications only from projects in qualified rural areas. Round 19 would open July 29 for four weeks available to both rural and urban projects.

To date, the NMFA Board, on behalf of Finance New Mexico, approved the opening of seventeen competitive application cycles including several exclusive application rounds for projects located in rural areas. From these application cycles, Finance New Mexico closed transactions for twelve projects totaling \$151.346 million. Current available balance of \$4.654 million remains from the 2010 allocation which requires investing in a rural project by the first quarter of calendar year 2016.

On June 15, the Community Development Financial Institutions Fund (“CDFI Fund”) bureau of the US Department of Treasury notified Finance New Mexico, LLC that it received a \$45 million NMTC award from its 2014 application. This award marks the third allocation from the CDFI Fund and brings Finance New Mexico’s total to \$201 million in authorized NMTC allocation. The 2014 award requires investing half of the allocation in rural communities, which the CDFI Fund defines as census tracts located in non-metro counties. This brings Finance New Mexico’s available allocation for rural projects to \$27.154 million and \$22.5 million in allocation for non-metro areas.

Member Jackson moved, seconded by Member Woods, to open Rounds 18 and 19 for NMTC projects. The motion passed 10 – 0.

10. Report from Finance & Loan Committee. *Committee members are William Fulginiti, Chair; Secretary Tom Clifford; Mr. Jerry Jones; Ms. Katherine Ulibarri; and Mr. Steve Kopelman.*

Member Fulginiti presented projects 11 - 17 placed on the consent agenda. The Finance & Loan Committee recommended approval of the following projects. Mr. Dillenback read the projects into the record.

11. Consideration and Recommendation for Approval of the Southside MDWA (San Juan County) – Refunding – 3367-PP. The Southside Mutual Domestic Water Association (“Association”) applied for Public Project Revolving Loan Fund (“PPRF”) funding for \$152,686 to refund the Association's existing mortgage with a local financial institution to take advantage of the low interest rate environment and apply a fixed payment to coincide with the remaining useful life of the building (30 years to 6/2040).

Based on a 5-year note indexed to institution's commercial rates, the Association anticipates rates will be increasing at each 5-year renewal period. Priced at 5.25%, the current note has a monthly payment of \$1,199.04. Utilizing NMFA taxable rates as the Association currently leases part of the building to a private entity. Estimated at \$818.75 after the refunding, the monthly payment represents an annual savings of approximately \$4,563 to the Association.

The Association will pledge its net system revenues as the repayment source for this loan. Net system revenues reflect an increasing 4-year trend, ranging from \$101,681 in FY 2011 to \$142,756 in FY 2014. Staff used the 4-year average to determine base revenues yielding debt service coverage of 2.46xs.

The Association's FY 2014 audit yielded an unmodified opinion with no findings. To mitigate potential risk, the loan requires submission of monthly payments, a Debt Service Reserve Fund, and an additional Bonds Test and Debt Service Coverage of 1.30xs.

12. Consideration and Recommendation for Approval of Quay County – Facility Acquisition – 3333-PP. Quay County (“County”) applied for Public Project Revolving Loan Funding (“PPRF”) for \$218,488 to purchase an office building in Tucumcari, New Mexico to house their administrative offices.

The pledged revenue will consist of the first one-eighth increment (.125%) of the Local Option Gross Receipts Tax (“LOGRT”) adopted June 1987. Staff utilized a 4-year average of base revenues of \$123,211, the minimum debt service coverage results in 5.26xs. Staff averaged three months of the LOGRT projected revenue in 2015 resulting in a decreasing trend from 2015 vs. 2014. The LOGRT has no debt service pledged against the revenue source.

The County is current with its FY2014 audits having unmodified opinions with zero findings.

13. Consideration and Recommendation for Approval of the Vaughn Municipal Schools (Guadalupe County) – Education Technology Equipment – 3336-PP. Vaughn Municipal Schools (“District”) applied for a Public Project Revolving Fund (“PPRF”) loan to finance the purchase of Education Technology Equipment.

The District qualifies as a disadvantaged entity with its Median Household Income (“MHI”) of \$30,179, which is 67.17% of the State's MHI. Therefore \$75,000 of the loan amount received the 0% disadvantaged funding.

The NMFA processing fee has been included in the interest rate at an additional .23% above the market rate yielding a fee of \$750 (NPV of \$754) over the 5 year term of the loan along with NMFA's maintenance fee of 0.10% applied to the entire financing structure. The interest rate also includes a .75% interest rate cap on the market component for Board approval purposes.

The District's FY 2014 audit was unmodified with 3 findings. The District is current with its audits. The District previously provided a letter of explanation/corrective action plan for their prior loan 3294-PP which closed with NMFA May 22, 2015.

The GO Bond purchase risk is significantly reduced by NMSA Section 22-18-13 which contains a Statutory Guarantee stating the Department of Finance and Administration (“DFA”) will make payments on behalf of a School District, should the District default. NMFA’s trustee holds the project fund proceeds mitigating the risk of misuse of funds.

14. Consideration and Recommendation for Approval of the Village of Cuba (Sandoval County) – Equipment – 3326-PP. The Village of Cuba (“Village”) applied for Public Project Revolving Loan Funding (“PPRF”) for \$176,323 to purchase and equip an initial attack truck.

The New Mexico Fire Protection Grant awarded the Cuba Fire Department \$100,000 for this project. The State Fire Marshal has approved this project.

The Village's Fire Department will pledge its State Fire Protection Funds as repayment source for this loan. Annual payments for the loan will be directly intercepted a year in advance from the New Mexico Treasurer's Office. The Cuba Fire Department currently has an ISO Rating of 6 and receives an annual distribution of \$58,584 with one main station. The Village qualifies for 3% disadvantaged funding with MHI of 85.9% comparative to the State's. This rate is applicable to the last 3 years to maximize the benefit to the Village.

The Village's 2014 audit yielded an unmodified opinion with 6 findings (1 material weakness and 1 repeated significant deficiency). The Village submitted a letter addressing the audit findings.

To mitigate potential risk, the loan will require intercepting annual payments directly from the State Treasurer's Office and Debt Service Coverage requirement of 2.00xs per the State Fire Marshal. The

Village must provide an annual drawdown report on unspent proceeds until fully expended with the drawdowns adhering to NMFA's requisition process.

15. Consideration and Recommendation for Approval of the Agua Sana WUA (Rio Arriba County) – Water Asset Management Plan – 3324-PG. The Agua Sana Water Users Association (“Association”) applied to the Local Government Planning Fund (“LGPF”) for \$37,500 for a Water Asset Management Plan (“AMP”).

The Association will use the proceeds of the grant to perform an AMP in accordance with procedures and standards set by the A.M. Kan criteria to include mapping and inventory of existing assets and documenting the condition and useful life of assets.

The Association has a median household income (“MHI”) that is 75.76% of the State average, which qualifies the Association for 25% of the requested grant funds. The local burden ratio is 2.15xs comparative to the State water rate burden, which qualifies the Association for an additional 50% of the requested grant funds. Combined, the Association qualifies for 75% of the plan costs up to \$37,500.

16. Consideration and Recommendation for Approval of the City of Lordsburg (Hidalgo County) – MRA Plan – 3329-PG. The City of Lordsburg (“City”) applied to the Local Government Planning Fund (“LGPF”) for \$50,000 for a Metropolitan Redevelopment Act Plan (“MRA”).

The City will complete a MRA Plan which will contain a review of existing conditions and asset inventory, market analysis, master plan, implementation strategies, funding sources and community participation processes.

Pursuant to the rules governing the LGPF, the request qualifies for 100% funding, as the MRA Plan will address declining economic development. Considered a disadvantaged entity with a median household income (“MHI”) of \$30,428 which is approximately 68% of the State's MHI the City qualifies as a disadvantaged entity. The City is current with its audits and financial reporting.

17. Consideration and Recommendation for Approval of the De Baca County – LEDA/Comprehensive Plan – 3327-PG. De Baca County (“County”) applied to the Local Government Planning Fund (“LGPF”) for \$50,000 to update the LEDA/Comprehensive Plan.

The County will use the proceeds to update their Comprehensive Plan completed in 2003. Per rules governing the LGPF, the request qualifies for 100% fund.

The County is current with its financial reporting.

Member Fulginiti moved, seconded by Member Schardin-Clarke, for approval of Consent Agenda items 11 – 17. The motion passed 10 – 0.

18. Consideration and Recommendation for Approval of the City of Bloomfield (San Juan County) – Refunding & New Money – 3337-PP. The City of Bloomfield (“City”) applied to the Public Project Revolving Loan Fund (“PPRF”) for \$514,812 to build and equip a fiber optics network to connect all City locations.

The pledge will consist of the first, second, third and fourth increments of the Municipal Capital Outlay Gross Receipts Tax equivalent to 0.25% per increment. The pledged revenues reflect an increasing trend with year-over-year increases of 8% for FY 2013 and 5% for FY 2014. Staff used the 3-year average for calculating debt service coverage. With base revenues of \$1,402,328, the minimum debt service coverage is 1.58xs. The coverage calculation takes into consideration the 2015 Refunding and New Money Loan (3285-PP) scheduled to close July 17 and other outstanding debt.

The FY 2014 audit yielded an unmodified opinion with 11 findings. The City provided a corrective action plan. To mitigate potential risk, the loan will require intercepting the pledged revenues on a monthly basis, monitoring loan proceeds on the new money portion until fully expended, and a Debt Service Reserve Fund.

Member Fulginiti moved, seconded by Member Ulibarri, for approval of City of Bloomfield Project 3337-PP. The motion passed 10 – 0.

19. Consideration and Recommendation for Approval of Roosevelt County – Amendment - 3115-PP. Roosevelt County (“County”) applied to the Public Project Revolving Loan Fund (“PPRF”) for \$3,338,257 to amend its 2014 Magistrate Court PPRF Loan 3115-PP to allow for a capitalized interest period starting in July 2015 thru May 2017.

On June 13, 2014, the County closed on a \$3,668,741 PPRF loan to construct a Magistrate Court building adjacent to its detention facility maturing in 2034. The County pledged the first, third, and fourth increments of County Local Option Gross Receipts Tax and its County Equalization Distribution as security for the loan. While these pledged revenues secured the loan, the County and the Administrative Office of the Courts (“AOC”) structured the lease agreement so that lease revenue would cover debt service on the loan.

The County has not spent any of the project fund proceeds and has suspended all activity on the project and the RFP. All project funds are available (\$3,338,257) in addition to, the funds held in the Debt Service Reserve Fund (\$252,968). The County has paid one year of debt service.

The County is currently facing financial hardship experiencing a budgetary deficit of approximately \$1.7 million. The County has worked closely with the Department of Finance & Administration (“DFA”) to identify the cause of the budgetary shortfalls and to implement plans in an attempt to stop the depletion of the County’s cash and replenishing the cash reserves per DFA requirements.

The origin of the deficit includes \$435,000 in over-budgeted detention center revenues, \$440,000 in federal Payment-In-Lieu-of-Taxes revenue deferred and not realized in the current year, and \$425,000

in unbudgeted debt service including this Magistrate Court loan debt service and the PPRF emergency mold remediation loan debt service. The County's administration has multiple strategies to begin the recovery process.

The County is requesting an amendment to the 2014 Magistrate Court PPRF loan to allow for a new debt service schedule of a capitalized interest period of the allocated funds. By re-amortizing the loan to include a capitalized interest period for the next year and a half, the County can collect additional Hold Harmless Gross Receipts Tax and increased property tax revenues while realizing the cost saving of the applied strategies allowing the County to move forward with the Administrative Office of the Courts project.

Chair McDermott asked how often interest is capitalized on a loan. Mr. Dillenback explained that in the past, capitalization occurred on various construction loans; however, this request is a unique situation which is being restructured to capitalize interest to cover the County's debt service expenses. Member Fulginiti noted that the Finance & Loan Committee discussed this request at length, specifically the hold harmless GRT issue, and was satisfied with the loan structure.

Mr. Michael Steiniger, DFA/Local Government Division, said he met with County representatives and spent five weeks reviewing their budget in detail. Barring any other economic issue, he felt their finances are strong and because of their preventive action, supported moving forward with this project.

Member Fulginiti moved, seconded by Member Kopelman, for approval of Roosevelt County Project 3115-PP. The motion passed 10 – 0.

20. Consideration and Recommendation for Approval of the Village of Bosque Farms (Valencia County) – Refunding – 3331-PP. The Village of Bosque Farms ("Village") applied to the Public Project Revolving Loan Fund ("PPRF") for \$1,224,161 to refund the Village's Series 1999 Sewer System Revenue Bond ("USDA") taking advantage of the low interest rate environment and capturing net present value ("NPV") savings of approximately \$215,650.

The refunding meets the NPV test with savings of 17.6% versus the NMFA refunding policy requirement of 3.0%. The original bond in the original par amount of \$1,500,000 funded construction of a sewer system. The current bond has a 40-year maturity and a coupon of 5%. The refunding will match the original maturity of 2039. The Village will cash fund the Debt Service Reserve Fund and NMFA Origination Fee.

The Village will pledge its wastewater net system revenues as the repayment source for this loan. Net system revenues reflect an increasing 3-year trend, ranging from \$198,402 in FY 2012 to \$288,228 in FY 2014. Staff used the 3-year average to determine base revenues yielding debt service coverage of 2.98xs. The Village's FY 2014 audit yielded an unmodified opinion with no findings. The prior year audit also yielded the same result.

To mitigate potential risk, the loan will require submission of monthly payments, a Debt Service Reserve Fund, and an additional Bonds Test and Debt Service Coverage of 1.30xs.

Member Fulginiti moved, seconded by Member Schardin-Clarke, for approval of Village of Bosque Farms Project 3331-PP. The motion passed 10 – 0.

- 21. Consideration and Recommendation for Approval of the Rainsville WSD (Mora County) – Water System Improvements – 3334-DW.** Rainsville Water and Sanitation District (“District”) applied for a Drinking Water State Revolving Loan Fund (“DWSRLF”) loan for \$254,997 to finance Phase 1 of a Water System Improvement Project.

The District pledged the Water System Net System Revenues (“NSR”) as security and repayment for the loan. Staff used a three year average to determine coverage. The District increased rates in July 2014 so revenues will increase in the next fiscal year. The District is a severely disadvantaged entity eligible for a principal forgiveness subsidy of 75%. Considered a Tier 2 entity by the State Auditor's Office, the District does not have to submit their audit reports.

Member Fulginiti moved, seconded by Member Ulibarri, for approval of Rainsville WSD Project 3334-DW. The motion passed 10 – 0.

- 22. Consideration and Recommendation for Approval of the Town of Silver City (Grant County) – Water System Improvement – 3328-DW.** Item removed from the agenda.

- 23. Consideration and Recommendation for Approval of City of Alamogordo (Otero County) – Time Extension – 0080-WTB.** The City of Alamogordo (“City”) seeks approval and concurrence from the NMFA Board on a time extension of 6 months (December 31, 2015) from the current expiration date for project 0080-WTB.

The City of Alamogordo secured funding on May 21, 2010 for water conservation, treatment, and reuse project in an amount not to exceed \$5,635,000, with 20% delivered as a 20-year loan and 80% delivered as a grant. The approved construction project was for the installation of fifteen (15) miles of pipeline for a potable water transmission system. The project, as originally designed, required amending after numerous delays on a federal environmental review created difficulties in securing the original site for the water treatment plant. The project has a current balance of \$1,273,727.68.

At the April 24, 2013 Water Trust Board (“WTB”) meeting, the City requested and was approved for a time extension of eighteen months. The City had anticipated approval of the design of Phase III by NMED and the Bureau of Land Management (“BLM”) with construction completion by January 2013. In late September, BLM requested additional information prior to issuing Right of Way (“ROW”) permits with approval coming in March 2013. In addition, the overall implementation of the project required permits from the NMED-Ground Water Quality Bureau (“GWQB”) regarding treatment facility discharge. On September 24, 2014, the City requested and received approval for a time extension of seven months (June 21, 2015) to secure NM Department of Transportation (“NMDOT”) and Union Pacific Railroad (“UPRR”) permits. By late December 2014 upon obtaining the final NMDOT permit, 3 NMDOT permits had expired requiring reapplication.

Currently the City has obtained NMED Construction Programs Bureau (“CPB”) approval with bids ready for award. The project will complete the final phase tying in the northern-most and southern-

most phases to the existing Bonito pipeline as well as 1.25 miles of 24” parallel pipeline (parallel to the Bonito pipeline).

The Board discussed the on-going issues with this 10 year project. Member Schardin Clarke noted that the Department of Finance & Administration (“DFA”) is communicating with NMFA staff regarding reversions of unspent balances on WTB projects.

Member Fulginiti moved, seconded by Member Vonderheide, for approval of time extension for Project 0080-WTB. The motion passed 10 – 0.

The Finance & Loan Committee recommends approval of Water Trust Board agenda items 25 – 54 with one motion based on a unanimous voice vote.

24. Consideration and Recommendation for Approval of the 2015 WTB Funding. Approval of grants and loans to 30 applicants recommended by the Water Trust Board (“WTB”) from the 2015 application cycle.

By statute, the WTB submits recommendations to NMFA for making grants and loans to projects authorized by the Legislature using an annual application process. This year the WTB has \$32,401,575 available for awards derived from severance tax bond proceeds and Water Trust Fund distribution (less 10% for adjudication). The recommendations resulted from a comprehensive review considering policy and regulatory compliance, project readiness and evidence of complete funding.

Chair McDermott asked if staff has additional information on any particular project. Ms. Russel explained that the Gallup Pipeline project is the largest recipient of WTB funds. She noted that the size of the project has taken time to mobilize all elements creating periods where there are large unspent balances. Member Schardin Clarke referred to the allocation process to fund this project from severance tax bonds and the recent legislative appropriation from the same fund. She asked what action the WTB would take to address the appropriations that were more than the total earmarked amount. Ms. Russel noted there are typically three funding sources available and felt there was sufficient funds to fund the list of WTB projects.

Chair McDermott asked for an illustration of the review process of how WTB projects qualify for funding. Ms. Russel offered to provide a synopsis of the WTB procedure and noted the WTB has been reviewing the policies in an attempt to streamline the application system.

25. Consideration and Recommendation for Approval of Agua Sana WUA (Rio Arriba County) – Water Conservation Project – Design of an arsenic treatment facility – 0325-WTB.
Recommended funding: WPF grant - \$158,304 and WPF loan - \$17,589 totaling \$175,893.

26. Consideration and Recommendation for Approval of Ancones MDWCA WSD (Rio Arriba County) – Water Storage Project – Design/construction of water distribution system – 0326-WTB. Recommended funding: WPF grant - \$449,999 and WPF loan - \$50,000 totaling \$499,999.

27. **Consideration and Recommendation for Approval of Canadian SWCD (Colfax County) – Watershed Restoration & Management Project – Riparian watershed restoration – 0327-WTB.** Recommended funding: WPF grant - \$600,000.
28. **Consideration and Recommendation for Approval of City of Carlsbad (Eddy County) – Water Conservation Project– Wastewater effluent reuse Phase 5 – 0328-WTB.** Recommended funding: WPF grant - \$1,500,000 and WPF loan - \$1,000,000 totaling \$2,500,000.
29. **Consideration and Recommendation for Approval of Claunch-Pinto SWCD (Bernalillo County) – Watershed Restoration & Management Project – Riparian restoration through the Greater Rio Grande watershed alliance – 0329-WTB.** Recommended funding: WPF grant - \$600,000.
30. **Consideration and Recommendation for Approval of Cuatro Villas MDWUA (Santa Fe County) – Water Storage Project – Phase IV regional project, design/construction of distribution waterlines – 0330-WTB.** Recommended funding: WPF grant - \$1,800,000 and WPF loan - \$200,000 totaling \$2,000,000.
31. **Consideration and Recommendation for Approval of Eastern NM Water Users Authority (Curry County) – Water Storage Project – Ute pipeline regional project/design and ROW easement acquisitions – 0331-WTB.** Recommended funding: WPF grant - \$1,387,412 and WPF loan - \$154,157 totaling \$1,541,569.
32. **Consideration and Recommendation for Approval of El Valle de los Ranchos WSD (Taos County) – Water Storage Project – Construction of water distribution lines – 0332-WTB.** Recommended funding: WPF grant - \$1,245,187 and WPF loan - \$138,354 totaling \$1,383,541.
33. **Consideration and Recommendation for Approval of El Valle Water Alliance (San Miguel County) – Water Storage Project – Rehabilitation of existing water supply well – 0333-WTB.** Recommended funding: WPF grant - \$794,050 and WPF loan - \$88,228 totaling \$882,278.
34. **Consideration and Recommendation for Approval of City of Gallup (McKinley County) – Water Storage Project – Navajo Gallup regional project, design/construction water tanks and waterlines – 0334-WTB.** Recommended funding: WPF grant - \$2,577,100 and WPF loan - \$1,718,067 totaling \$4,295,167.
35. **Consideration and Recommendation for Approval of Green Ridge MDWCA (Bernalillo County) – Water Storage Project – Construction of one reverse osmosis treatment facility – 0335-WTB.** Recommended funding: WPF grant - \$109,800 and WPF loan - \$12,200 totaling \$122,000.
36. **Consideration and Recommendation for Approval of Guadalupe SWCD (Guadalupe County) – Watershed Restoration & Management Project – Pecos river restoration from Santa Rosa Lake to Sumner Lake – 0336-WTB.** Recommended funding: WPF grant - \$405,000 and WPF loan - \$45,000 totaling \$445,000.

- 37. Consideration and Recommendation for Approval of Town of Hagerman (Chaves County) – Water Storage Project – Construction of storage tank – 0337-WTB.** Recommended funding: WPF grant - \$200,273 and WPF loan - \$133,515 totaling \$333,788.
- 38. Consideration and Recommendation for Approval of Village of Hatch (Dona Ana County) – Water Storage Project – Construction of water transmission pipeline – 0338-WTB.** Recommended funding: WPF grant - \$372,860 and WPF loan - \$41,429 totaling \$414,289.
- 39. Consideration and Recommendation for Approval of City of Hobbs (Lea County) – Water Conservation Project – Phase II effluent reuse project – 0339-WTB.** Recommended funding: WPF grant - \$1,084,560 and WPF loan - \$723,040 totaling \$1,807,600.
- 40. Consideration and Recommendation for Approval of Los Alamos County (Los Alamos County) – Water Conservation Project – Design and replacement pipeline – 0340-WTB.** Recommended funding: WPF grant - \$273,000 and WPF loan - \$182,000 totaling \$455,000.
- 41. Consideration and Recommendation for Approval of Mescalero Apache Tribe (Otero County) - Watershed Restoration & Management Project – Turkey Pen Canyon watershed improvements – 0341-WTB.** Recommended funding: WPF grant - \$750,000.
- 42. Consideration and Recommendation for Approval of Middle Rio Grande Conservancy District (Socorro County) – Flood Prevention Project – San Acacia Levee project Phase III – 0342-WTB.** Recommended funding: WPF grant - \$1,500,000.
- 43. Consideration and Recommendation for Approval of Pojoaque Valley School District (Santa Fe County) – Water Storage Project – Remediate water system – 0343-WTB.** Recommended funding: WPF grant - \$400,000.
- 44. Consideration and Recommendation for Approval of City of Portales (Roosevelt County) – Water Storage Project – Plan/design water system improvements – 0344-WTB.** Recommended funding: WPF grant - \$336,000 and WPF loan - \$224,000 totaling \$560,000.
- 45. Consideration and Recommendation for Approval of City of Rio Rancho (Sandoval County) – Water Conservation Project – Equipping water treatment facility – 0345-WTB.** Recommended funding: WPF grant - \$3,456,000 and WPF loan - \$384,000 totaling \$3,840,000.
- 46. Consideration and Recommendation for Approval of Rowe MDWCA (San Miguel County) – Water Storage Project – Design/construct of distribution lines – 0346-WTB.** Recommended funding: WPF grant - \$449,550 and WPF loan - \$49,950 totaling \$499,500.
- 47. Consideration and Recommendation for Approval of City of Ruidoso Downs (Lincoln County) – Water Storage Project – Replacement of aging waterlines – 0347-WTB.** Recommended funding: WPF grant - \$1,495,757 and WPF loan - \$166,195 totaling \$1,661,952.

48. Consideration and Recommendation for Approval of Santa Clara Pueblo (Rio Arriba County) – Watershed Restoration & Management Project – Wetland & hill slope protection – 0348-WTB.
Recommended funding: WPF grant - \$1,000,000.

49. Consideration and Recommendation for Approval of City of Santa Fe (Santa Fe County) – Watershed Restoration Project – Restoring forests and vegetation management – 0349-WTB.
Recommended funding: WPF grant - \$135,000 and WPF loan - \$15,000 totaling \$150,000.

50. Consideration and Recommendation for Approval of Southern Sandoval County Arroyo Flood Control Authority (Sandoval County) – Flood Prevention Project – Construction of flood control dam – 0350-WTB. Recommended funding: WPF grant - \$950,000.

51. Consideration and Recommendation for Approval of Village of Taos Ski Valley (Taos County) – Water Storage Project – Design/construction of Kachina water tank – 0351-WTB. Recommended funding: WPF grant - \$1,476,000 and WPF loan - \$164,000 totaling \$1,640,000.

52. Consideration and Recommendation for Approval of City of Texico (Curry County) – Water Storage Project – Improvements to South water well field project waterlines – 0352-WTB.
Recommended funding: WPF grant - \$350,100 and WPF loan - \$38,900 totaling \$389,000.

53. Consideration and Recommendation for Approval of Union del Llano MDWCA (Taos County) – Water Storage Project – Design/construction of water system improvements – 0353-WTB.
Recommended funding: WPF grant - \$449,999 and WPF loan - \$50,000 totaling \$499,999.

54. Consideration and Recommendation for Approval of Upper Hondo SWCD (Lincoln County) – Watershed Restoration & Management Project – Mechanical removal of non-native phreatophytes to watershed – 0354-WTB. Recommended funding: WPF grant - \$500,000.

Member Fulginiti moved, seconded by Member Woods, for approval of Water Trust Board agenda items 25 – 54. The motion passed 10 – 0.

55. Consideration and Recommendation for Approval of City of Lordsburg (Hidalgo County) – Wastewater Project – Replacement of existing sewer lift station – 3175-CIF. Recommended funding: CIF grant - \$619,013 and CIF loan - \$68,779 totaling \$687,792.

Member Fulginiti moved, seconded by Member Woods, for approval of City of Lordsburg Project 3175-CIF. The motion passed 10 – 0.

56. Consideration and Recommendation for Approval of the 2015 Colonias Infrastructure Funding. The Colonias Infrastructure Board (“CIB”) recommends approval of the 28 projects that follow for the identified scopes of work and funding amount based upon NMFA procedures and CIB policies.

By statute, the NMFA makes grants and loans to projects recommended by the CIB, which uses an annual application process to determine which projects to recommend to the NMFA for approval. This year the CIB has \$16,000,875 available from this year’s Severance Tax Bond

distribution for awards, less \$438,264 needed to complete a \$2 million appropriation from the Colonias Project Fund for projects identified in the special session Capital Outlay Bill recently signed by the Governor. Per CIB policies, funding is delivered as 10% loan/90% grant, unless otherwise approved by the CIB.

The Finance & Loan Committee recommends approval of Colonias Infrastructure Board agenda items 57 – 84 with one motion based on a unanimous voice vote.

- 57. Consideration and Recommendation for Approval of City of Anthony (Dona Ana County) – Flood/Drainage Project-Construction of lift station – 3339-CIF.** Recommended funding: CIF grant - \$619,578 and CIF loan - \$68,842 totaling \$688,420.
- 58. Consideration and Recommendation for Approval of Anthony WSD (Doña Ana County) – Water Project- Expansion of waterlines – 3340-CIF.** Recommended funding: CIF grant - \$707,474 and CIF loan - \$78,607 totaling \$786,082.
- 59. Consideration and Recommendation for Approval of City of Bayard – (Grant County) – Water Project-Construct head/surge tank – 3341-CIF.** Recommended funding: CIF grant - \$343,277 and CIF loan - \$38,142 totaling \$381,419.
- 60. Consideration and Recommendation for Approval of Camino Real Regional Utility Authority (Dona Ana County) – Water Project-Replacement of well in Sunland Park area – 3342-CIF.** Recommended funding: CIF grant - \$920,700 and CIF loan - \$102,300 totaling \$1,023,000.
- 61. Consideration and Recommendation for Approval of Village of Capitan (Lincoln County) – Water Project-Design of waterline replacement – 3343-CIF.** Recommended funding: CIF grant - \$67,500 and CIF loan - \$7,500 totaling \$75,000.
- 62. Consideration and Recommendation for Approval of Town of Carrizozo (Lincoln County) – Roads/Drainage Project-Replacement of aged, leaking, asbestos waterlines – 3343-CIF.** Recommended funding: CIF grant - \$696,238 and CIF loan - \$77,360 totaling \$773,598.
- 63. Consideration and Recommendation for Approval of Chamberino MDWC&SA (Dona Ana County) – Water Project-Design secondary water source – 3345-CIF.** Recommended funding: CIF grant - \$180,788 and CIF loan - \$20,088 totaling \$200,875.
- 64. Consideration and Recommendation for Approval of City of Deming (Luna County) – Solid Water Project -Design/construct of storm water improvements to meet regulations of solid waste landfill – 3346-CIF.** Recommended funding: CIF grant - \$439,025 and CIF loan - \$48,781 totaling \$487,805.
- 65. Consideration and Recommendation for Approval of City of Deming (Luna County) – Roads/Drainage Project-Drainage improvements to include detention/retention pond – 3347-CIF.** Recommended funding: CIF grant - \$627,999 and CIF loan - \$69,778 totaling \$697,777.

- 66. Consideration and Recommendation for Approval of Dona Ana County – Wastewater Project- Chaparral wastewater Phase IC-installation of gravity collection line – 3348-CIF.** Recommended funding: CIF grant - \$810,000 and CIF loan - \$90,000 totaling \$900,000.
- 67. Consideration and Recommendation for Approval of Dona Ana MDWCA (Dona Ana County) – Wastewater Project-Construction of vacuum wastewater collection system – 3349-CIF.** Recommended funding: CIF grant - \$285,850 and CIF loan - \$31,761 totaling \$317,611.
- 68. Consideration and Recommendation for Approval of Garfield MDWCA&MSWA (Dona Ana/Sierra County) – Water Project-Design/construct water storage and waterline improvements – 3350-CIF.** Recommended funding: CIF grant - \$1,013,910 and CIF loan - \$112,657 totaling \$1,126,567.
- 69. Consideration and Recommendation for Approval of Grant County – Roads/Drainage Project-Improvement/construction of main intersection – 3351-CIF.** Recommended funding: CIF grant - \$566,647 and CIF loan - \$62,961 totaling \$629,608.
- 70. Consideration and Recommendation for Approval of Grant County – Roads/Drainage Project-ADA compliance – 3352-CIF.** Recommended funding: CIF grant - \$91,593 and CIF loan - \$10,177 totaling \$101,770.
- 71. Consideration and Recommendation for Approval of Hidalgo County – Roads/Drainage Project-Design/construction of S. Animas project – 3353-CIF.** Recommended funding: CIF grant - \$528,553 and CIF loan - \$58,728 totaling \$587,281.
- 72. Consideration and Recommendation for Approval of High Valley MDWCA (Dona Ana County) – Planning Project- PER on water system – 3354-CIF.** Recommended funding: CIF grant - \$45,000 and CIF loan - \$5,000 totaling \$50,000.
- 73. Consideration and Recommendation for Approval of Town of Hurley (Grant County) – Roads/Drainage Project-Cortez Avenue improvements – 3355-CIF.** Recommended funding: CIF grant - \$611,258 and CIF loan - \$67,918 totaling \$679,176.
- 74. Consideration and Recommendation for Approval of La Luz MDWCA (Otero County) – Water Project-Waterline replacements – 3356-CIF.** Recommended funding: CIF grant - \$763,673 and CIF loan - \$84,853 totaling \$848,526.
- 75. Consideration and Recommendation for Approval of Village of Loving (Eddy County) – Wastewater Project-Phase IV WWTP & sewer distribution system improvements – 3357-CIF.** Recommended funding: CIF grant - \$570,834 and CIF loan - \$63,426 totaling \$634,260.
- 76. Consideration and Recommendation for Approval of City of Ruidoso Downs (Lincoln County)- Wastewater Project-Design/construct improvements to the Agua Fria sewer system – 3358-CIF.** Recommended funding: CIF grant - \$1,067,256 and CIF loan - \$118,584 totaling \$1,185,840.

- 77. Consideration and Recommendation for Approval of Village of Santa Clara (Grant County) – Water Project-Construction of transmission lines – 3359-CIF.** Recommended funding: CIF grant - \$709,959 and CIF loan - \$78,884 totaling \$788,843.
- 78. Consideration and Recommendation for Approval of Town of Silver City (Grant County) – Roads/Drainage Project-Camino de Suenos & Kelly St. drainage improvements – 3360-CIF.** Recommended funding: CIF grant - \$867,284 and CIF loan - \$96,365 totaling \$963,649.
- 79. Consideration and Recommendation for Approval of Town of Silver City (Grant County) – Wastewater Project-Construction of new grit removal system – 3361-CIF.** Recommended funding: CIF grant - \$412,042 and CIF loan - \$45,782 totaling \$457,824.
- 80. Consideration and Recommendation for Approval of Socorro County – Planning Project-PER for drainage infrastructure – 3362-CIF.** Recommended funding: CIF grant - \$48,600 and CIF loan - \$5,400 totaling \$54,000.
- 81. Consideration and Recommendation for Approval of Timberon WSD (Otero County) – Water Project-Phase IV-installation of collection points and waterlines – 3363-CIF.** Recommended funding: CIF grant - \$213,236 and CIF loan - \$23,693 totaling \$236,929.
- 82. Consideration and Recommendation for Approval of City of Truth or Consequences (Sierra County) – Wastewater Project-Design/construction of Phase 2A clarifiers for the WWTP – 3364-CIF.** Recommended funding: CIF grant - \$675,000 and CIF loan - \$75,000 totaling \$750,000.
- 83. Consideration and Recommendation for Approval of Village of Tularosa (Otero County) – Water Project-Phase III design for improvements to the municipal water system – 3365-CIF.** Recommended funding: CIF grant - \$79,200 and CIF loan - \$8,800 totaling \$88,000.
- 84. Consideration and Recommendation for Approval of Winterhaven MDWC&SWA (Dona Ana County) – Wastewater Project-Installation of new force main to existing collection system – 3366-CIF.** Recommended funding: CIF grant - \$48,751.

A discussion ensued on the approval timeline, the process for reverting funds, and the progression for authorization by the NMFA Oversight Committee, the WTB, and the NMFA Board. Referring to specific responsibilities, Ms. Russel stated that the Boards, Oversight Committee, and staff share the responsibilities.

The Board also discussed the ability for the CIF to bank bonds. Ms. Russel explained the CIF has the ability to receive more funds than the WTB since there are larger fiscal agents taking on the projects. Member Woods asked if the NMEDD provided the technical review for CIF projects. Ms. Russel said the CIF does not have administrative funds to compensate for the technical services; however, a technical team does review the projects.

Asked why some projects receive 100% grants, Ms. Angela Quintana explained that some entities requested and received loan waivers as allowed by Board policy.

Member Fulginiti moved, seconded by Member White, for approval of Colonias Infrastructure Board agenda items 57 – 84. The motion passed 10 – 0.

85. Consideration for Approval of Intended Use Plan (“IUP”) for the Drinking Water State Revolving Loan. Ms. Marquita Russel review the Intended Use Plan which documents how the State of New Mexico intends to use the funds provided by the Drinking Water State Revolving Fund Capitalization Grants in order to ensure that its citizens and guests are provided safe, clean drinking water.

Ms. Danielle Shurn, NMED Drinking Water Bureau, attended on NMED’s behalf.

Following review by the NMFA Board, the document will be available for public review and comment. Any comments received during the public review period are incorporated into the final document which is then sent to EPA Region 6 for final approval.

In response to a question, Ms. Jana Amacher noted that the greatest priority for staff is to ensure expending the federal cap grant within the two year timeline as mandated by EPA. Ms. Russel noted that for the past fiscal year expected drawdowns total \$30 million of loan funds.

86. Consideration and Approval of FY2016 NMFA Budget. Staff recommended approval of the FY16 budget as presented.

Mr. Robert Brannon reported the FY16 budget will include a 5.4% overall increase. For personal services, the 6.8% increase is a result of the addition of two new positions bringing the number of budgeted positions to 41. There will also be increases for annual health insurance renewals and merits. Professional services will see a slight increase of 1.5% related to increased IT support expenses.

Operating expenses are budgeted to increase about 8.5% approximately half of which is for furniture and fixtures as part of a reconfiguration to incorporate the Compliance Department. The remainder will primarily go towards additional travel and marketing expenses.

A discussion ensued on the changes made to the budget as requested by Board members. Member Schardin Clarke referred to the building’s lease rate and term. She encouraged staff to review options for more economical space better suited for its needs. Mr. Brannon said even though they have researched alternative options for a new location, the lease was recently renewed for 4 years. It was felt the new system implementation, among other things, took precedence.

Following the 2016 projection of volume increase in the number of projects, Chair McDermott recognized the uncertainty of loan volume and size. He noted the modest increase in expenses are productivity-measured and expects them to go up significantly if the projection proves true.

Member Fulginiti moved, seconded by Member Ulibarri, for approval of the FY2016 NMFA Budget. The motion passed 10 – 0.

Report from the Chairperson of the Audit Committee. *Committee members are Secretary Tom Clifford, Chair; Secretary David Martin; Mr. Steve Kopelman; and Ms. Katherine Ulibarri.*

- 87. Update on Activities.** Ms. Emily Oster, Secretary Clifford's designee for the Audit Committee, reported on the Audit Committee meeting of June 22, 2015.

The Committee discussed the proposed internal audit schedule by the internal auditors from McGladrey, reviewed the financial statements for period ending May 31, 2015, and received an update on the external audit with the entrance conference for NMFA's FY15 audit scheduled for July 20, 2015 with REDW. The entrance conference for Finance New Mexico is scheduled for July 27, 2015 with Cohn Reznick.

At the Chair's request, Ms. Oster provided a detailed explanation on two of the 10 audit risks categorized as fraud risks. She noted that the initial assessment performed by McGladrey simply identified various risks, and there were no findings as this was not an audit.

Chair McDermott asked if the Audit Committee was satisfied with the McGladrey Report and the service provided by the firm. Ms. Oster felt the McGladrey firm did a thorough job in assessing the risks and that the proposed audits and schedule appear to be appropriate.

- 88. Consideration for Acceptance of the Financial Reporting for the period ending May 31, 2015.** Mr. Robert Brannon provided a summary of the Financial Report for the period ending May 31, 2015.

Member Schardin-Clark moved, seconded by Member Woods, to accept the Financial Report for the period ending May 31, 2015. The motion passed 10 - 0.

Report from the Chairperson of the Contracts Committee. *Committee members are Secretary Ryan Flynn, Chair; Secretary Jon Barela; Mr. Steve Kopelman; and Mr. Jerry Jones.*

- 89. Update on Activities.** The Contracts Committee did not meet in June; item removed from the agenda.

Report from the Chairperson of the Disclosure Committee. *Committee members are Mr. William Fulginiti, Chair; Ms. Katherine Ulibarri; and Secretary Tom Clifford.*

- 90. Update on Activities** Mr. Dan Opperman reported on the Disclosure Committee meeting of June 17, 2015. The Committee reviewed and approved the Preliminary Official Statement ("POS") for 2015C and 2015D bonds, and the new procedure for streamlining the review process.

Referring to the new POS review process, Member Schardin Clarke voiced appreciation for receiving the red-line version of the changes; however, recommended the Board continue reviewing the specific disclosures to ensure the language is applicable and timely. Mr. Opperman stated that during the review process, Disclosure Counsel assists committee members when examining the documents.

Member Fulginiti moved, seconded by Member Ulibarri, to accept the Committee report. The motion passed 10 – 0.

91. Consideration for Approval of the Authorizing Resolution for the New Mexico Finance Authority Senior Lien PPRF Revenue Bonds, Series 2015C Preliminary Official Statement, Eighty-Eighth Supplemental Indenture of Trust, and Related Documents. Staff requested review of the substantially final Preliminary Official Statement (“POS”) for use in the marketing of Series 2015C Bonds, and review and approval of the Authorizing Resolution relating to Series 2015C Bonds.

The Series 2015C Bonds will be issued in an approximate amount of \$54,195,000 for the purposes of (i) originating loans to or purchasing securities from certain governmental entities used to finance certain Projects for such governmental entities or reimbursing loans previously made to or securities purchased from such governmental entities and (ii) paying costs incurred in connection with the issuance of the Series 2015C Bonds.

Brad Patterson, Disclosure Counsel, Ballard Spahr, discussed the Board’s responsibilities in reviewing the POS, and Jill Sweeney, Bond Counsel, Sherman & Howard, discussed the Authorizing Resolution with the full Board.

Posting and distribution of the POS through www.munios.com will occur on or about July 14, 2015, upon Board approval. A discussion ensued on the increases and decreases of the GGRT revenues. Mr. Michael Zavelle explained GGRT is continually increasing due to communities increasing their water rates. Conversely, when the economy struggles GGRT revenues decrease when water bills are not paid.

Chair McDermott asked if the major utilities are providing accurate information on their GGRT revenue. Mr. Zavelle said the utilities are not always cooperative since they are not legally required to provide that information. Recently passed legislation authorizes the NMFA to obtain information from the Taxation and Revenue Department.

Member Fulginiti moved, seconded by Member Ulibarri, for approval of the Authorizing Resolution for the New Mexico Finance Authority Senior Lien PPRF Revenue Bonds, Series 2015C Preliminary Official Statement, Eighty-Eighth Supplemental Indenture of Trust, and Related Documents. The motion passed 10 – 0.

92. Consideration for Approval of the Authorizing Resolution for the New Mexico Finance Authority Subordinate Lien PPRF Revenue Bonds, Series 2015D Preliminary Official Statement, Twelfth Supplemental Indenture of Trust and Related Documents. Staff requested approval of the authorizing resolution and related documents, and noted the review was nearly identical to the 2015C Bonds.

Member Fulginiti moved, seconded by Member Schardin-Clarke, for approval of the Authorizing Resolution for the New Mexico Finance Authority Subordinate Lien PPRF

Revenue Bonds, Series 2015D Preliminary Official Statement, Twelfth Supplemental Indenture of Trust, and Related Documents. The motion passed 10 – 0.

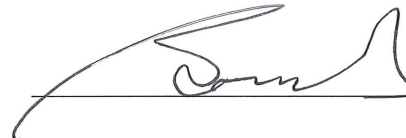
Other Items

93. Next Board Meeting

Thursday, July 30, 2015 – 9:00 a.m.
State Capitol – Room 322
Santa Fe, NM

94. Adjournment

The meeting adjourned at 12:02 p.m.



Secretary

7-30-15

Date