



**CITY OF ANTHONY
RESOLUTION NO. 2022-011**

ADOPTING AN ASSET MANAGEMENT PLAN FOR THE **CITY OF ANTHONY**; ADOPTING A RESERVE POLICY IDENTIFYING AN ALLOCATION OF RESERVES TO FUND THE ASSET MANAGEMENT PLAN; ESTABLISHING A RATE SCHEDULE ADEQUATE TO FUND THE RESERVE; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE IMPLEMENTATION OF THE ASSET MANAGEMENT PLAN, RESERVE POLICY AND RATE SCHEDULE.

WHEREAS, the **City of Anthony** is a legally and regularly created, established, organized and existing **Municipality** under the general laws of the State of New Mexico and more specifically, **NM Stat 3-2-1 (2017), NMSA 1978**, as amended and supplemented; and

WHEREAS, the **City of Anthony** applied on **May 5th, 2020** to the New Mexico Finance Authority (the "Finance Authority") for partial financing of the development of an Asset management plan (the "Plan") with a grant from the local government planning fund (the "Fund") established pursuant to Section 6-21-6.4, **NMSA 1978**, as amended and supplemented; and

WHEREAS, the **City of Anthony**'s request for partial financing of the Plan with a grant from the Fund was approved by the Board of Directors of the Finance Authority on **June 4th, 2020**; and

WHEREAS, pursuant to its rules and policies, the Finance Authority requires that certain action be taken by the **City of Anthony** prior to executing a Grant Agreement and disbursing the grant amount to the **City of Anthony** from the Fund; and

WHEREAS, the **City of Anthony** adopted **Resolution #2020-026** on **August 5th, 2020**, committing to the development of and implementation of the Plan, affirming use of the principles outlined in the New Mexico Environmental Center's A.M. Kan Work Manual in the development and implementation of the Plan, and designating an Asset Management Steering Committee and an Authorized Implementing Officer for the Plan; and

WHEREAS, the **City of Anthony** desires to take all necessary action as required by the Finance Authority in order to be eligible to receive the grant amount from the Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE **BOARD OF TRUSTEES** OF THE **City of Anthony**, NEW MEXICO:

Section 1. Ratification. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the **City of Anthony**, its officers and employees, directed toward

the development, implementation and financing of the Plan shall be, and the same hereby is, ratified, approved and confirmed.

Section 2. Adoption of the Plan. The **Board of Trustees** of the **City of Anthony** hereby makes the following findings and adopts the Plan, attached hereto as **Exhibit A**.

- A. The Plan properly utilizes the principles outlined in the New Mexico Environmental Center's A.M. Kan Work Manual.
- B. The Asset Management Steering Committee and Authorized Implementing Officer have certified that the Plan is appropriate and complete.

Section 3. Amendment of Resolution. This Resolution after its adoption may be amended without receipt by the **City of Anthony** of any additional consideration, but only with the prior written consent of the Finance Authority.

Section 4. Resolution Irrepealable. After the Grant Agreement has been executed and delivered, this Resolution shall be and remain irrepealable until all obligations of the Grantee under the Grant Agreement shall be fully discharged, as herein provided.

Section 5. Severability Clause. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 6. Repealer Clause. All bylaws, orders, resolutions, ordinances, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any bylaw, order, resolution or ordinance, or part thereof, heretofore repealed.

Section 7. Effective Date. Upon due adoption of this Resolution, it shall be recorded in the book of **City of Anthony** kept for that purpose, authenticated by the signatures of the **Governmental Unit's Mario Juarez Infante- City Manager** and **Gloria K. Ramirez, Acting City Clerk** of the **City of Anthony**, and this Resolution shall be in full force and effect thereafter, in accordance with law; provided, however, that if recording is not required for the effectiveness of this Resolution, this Resolution shall be effective upon adoption of this Resolution by the **Board of Trustees** of the **City of Anthony**.

PASSED, APPROVED AND ADOPTED THIS 6TH DAY OF JULY, 2022.

By *Diana Murillo*
Diana Murillo

ATTEST:
[Signature]

Gloria K. Ramirez, Acting City Clerk



ROLL CALL:

MPT Elva Flores YES NO

Trustee Javier Silva YES NO

Trustee Daniel Barreras YES NO

Trustee Gabriel I. Holguin YES NO

[Signature]
[Signature]
Daniel Barreras
[Signature]