



AGENDA

Carlsbad City Council Regular Meeting
Janell Whitlock Municipal Complex
114 S. Halagueno Street
Carlsbad, New Mexico
February 10, 2026 at 6:00 PM

Invocation – Pledge of Allegiance

1. Employee Service Awards
 - A. Timoteo De La Paz, Double Eagle Department — 15 years
 - B. Cynthia Aranda, Finance Department — 10 years
 - C. Virginia King, Water Department — 10 years
 - D. Arturo Carrillo, Transit Department — 10 years
 - E. Alonzo Najera, Water Department — 10 years
 - F. Steven Garza, Sports Complex - 5 years
 - G. Steven Rennie, Police Department — 5 years
 - H. Alysha Vasquez, Fire Department — 5 years
2. Consider Approval of Resolution 2026-11, a Resolution making certain budgetary adjustments to the 2025-26 Fiscal Year Budget
3. Routine and Regular Business

All matters under this heading are considered routine by the City Council and will be acted upon in one motion. There will be no separate discussion of these items. If discussion is desired on a particular item, upon request, that item may be removed from the Routine and Regular Business and be considered separately.

- A. Minutes of the Special City Council Meeting held on January 29, 2026
- B. City Personnel Report
- C. Purchasing
 - 1) Consider Approval to Award Bid 2025-22 to Constructors Inc. for Greene Street Storm Drain Extension Project
- D. Annual Reports
 - 1) Fire Department 2025 Annual Report
- E. Monthly Reports

- 1) Human Resources Department January 2026
- F. Board Appointments
- 1) Veterans' Memorial Advisory Board appoint Steve Angell, four-year term
- G. Set the Date: March 10, 2026
- 1) Ordinance rezoning part of "C-2" Commercial 2 District to "R-2" Residential 2 District for approximately 1.23 acre property located at 208 N. Sixth Street
 - 2) Ordinance rezoning part of "R-1" Residential 1 District to "C-1" Commercial 1 District for an approximately 0.67 acre property located at 328 Farris Street
 - 3) Ordinance rezoning part of "R-2" Residential 2 District to "C-2" Commercial 2 District for an approximately 0.43 acre property located at 606 & 608 W. Pierce Street
 - 4) Ordinance rezoning part of "I" Industrial District to "C-2" Commercial 2 District for an approximately 4.97 acre property located at 1604 E. Greene Street
 - 5) Ordinance rezoning part of "R-2" Residential 2 District to "C-1" Commercial 1 District for an approximately 0.30 acre property located north of 2813 San Jose Boulevard
 - 6) Ordinance rezoning part of "R-1" Residential 1 District to "C-1" Commercial 1 District for an approximately 1.435 acre property located at 2814 San Jose Boulevard
 - 7) Ordinance rezoning part of "R-2" Residential 2 District to "C-1" Commercial 1 District for an approximately 2.09 acre property located west of 1500 Blodgett Street
4. Consider Approval of acceptance of Permian Strategic Partnership, Inc. grant for the Carlsbad Fire Department for the purchase of Cardiac Monitors
 5. Consider Approval of Ordinance 2026-08, an Ordinance amending Chapter 3 - Aviation, Article II of the Carlsbad City Code, clarifying boundaries and zoning restrictions of the Airport Industrial Park
 - A. Public Hearing
 - B. Consider Approval of Ordinance 2026-08
 6. Consider Approval of Ordinance 2026-09, an Ordinance amending Chapter 4 - Alcoholic Beverages of the Carlsbad City Code, to align with changes to state law
 - A. Public Hearing
 - B. Consider Approval of Ordinance 2026-09
 7. Consider Approval of Ordinance 2026-10, an Ordinance annexing approximately 4.40 acres of property located at the southeast corner of the intersection between North Canal Street and East Peach Lane Owner; Board of Education
 - A. Public Hearing
 - B. Consider Approval of Ordinance 2026-10
 8. Consider Approval of Ordinance 2026-11, an Ordinance applying "R-2" Residential 2 District zoning to approximately 4.40 acres of property located at the southeast corner

of the intersection between North Canal Street and East Peach Lane Owner: Board of Education

A. Public Hearing

B. Consider Approval of Ordinance 2026-11

9. Consider Approval of Ordinance 2026-12, an Ordinance changing the zoning from "C-2" Commercial 2 District to "R-1" Residential 1 District for property located at 3040 and 3042 Carver Street Owner: Gerald Croley

A. Public Hearing

B. Consider Approval of Ordinance 2025-12

10. Public Comments and Announcements. All Comments must be respectful and courteous (Three-minute time limit per person)

11. Council Committee Reports

FOR INFORMATION ONLY

Agendas and City Council minutes are available on the City website: cityofcarlsbadnm.com and may be viewed in the Office of the City Clerk during regular business hours.

CARLSBAD CITY COUNCIL MEETING SCHEDULE

- Regular Meeting - February 24, 2026
- Regular Meeting - March 10, 2026

If you require a hearing interpreter, language interpreters or auxiliary aids in order to attend and participate in the above meeting, please contact the City Manager's office at (575) 887-1191 at least 48 hours prior to the scheduled meeting time

**NO DOCUMENT FOR THIS
AGENDA ITEM**

**City of Carlsbad
Employee Service Awards**

RESOLUTION NO. 2026-11

**A RESOLUTION MAKING CERTAIN BUDGETARY
ADJUSTMENTS TO THE 2025-26 FISCAL YEAR BUDGET**

WHEREAS, it is necessary to amend the 2025-26 fiscal year budget to adjust revenues, transfers and expenditures as reflected on the attached pages, and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD that the 2025-26 fiscal year budget be amended as attached.

INTRODUCED, PASSED, ADOPTED AND APPROVED this 10th day of February 2026.

Mayor

ATTEST:

City Clerk

City of Carlsbad, NM
Budget Adjustments
FY 2026

Description		Revenues & Transfers		Costs		Approvals		
		Increase (Decrease) to Fund		Labor, Operating, Capital Increase (Decrease) to Fund		Dates		
Fund / Department	Item	Amount	R or T	Amount	L, O, C	Budget Com	Council	DFA
August								
General Fund - North Mesa	Add one full time attendant position.			(84,453.26)	L	8/22/2025	9/9/2025	9/11/2025
General Fund - North Mesa	Add a training and per diem budget (\$2,000/\$2,000).			(4,000.00)	O	8/22/2025	9/9/2025	9/11/2025
General Fund - Riverwalk Recreation	Add an event management incentive pay code (\$3.00 p/h).			(3,120.00)	L	8/22/2025	9/9/2025	9/11/2025
General Fund - San Jose Senior Center	Increase the San Jose roof project to \$500,000.			(200,000.00)	C	8/22/2025	9/9/2025	9/11/2025
General Fund - Community Service	Increase operating due to employee vouchers for the purchase of hard toe boots.			(40,000.00)	O	8/22/2025	9/9/2025	9/11/2025
General Fund - Golf Course	Add one master mechanic position.			(114,812.95)	L	8/22/2025	9/9/2025	9/11/2025
General Fund - Projects	Add design funds for various projects.			(200,000.00)	O	8/22/2025	9/9/2025	9/11/2025
General Fund - Fire	Increase the cardiac monitor project due to the quote coming in higher than budget.			(20,000.00)	C	8/22/2025	9/9/2025	9/11/2025
Airport Improvement Fund	Airport upgrades - TSA compliance			(2,000,000.00)	C	8/22/2025	9/9/2025	9/11/2025
Capital Projects Fund	Decrease grant revenue and capital due to budget cuts from the State of New Mexico. The following grants were unfunded: ARSC Meals Program Vehicles, Cascades Rec & Wellness, Respite Vehicles and Dark Canyon Bridge.	(5,165,000.00)	R	5,315,000.00	C	8/22/2025	9/9/2025	9/11/2025
Capital Projects Fund	Fund the ARSC meals program vehicles project which includes 1 passenger van and 3 meal delivery vehicles.			(490,000.00)	C	8/22/2025	9/9/2025	9/11/2025
Capital Projects Fund	Fund the Respite vehicles project which includes 1 passenger van.			(225,000.00)	C	8/22/2025	9/9/2025	9/11/2025
Capital Projects Fund	Grant awarded by NMDOT to design and construct a concrete multi-use trail at Sunset Park. This grant has a City match of \$79,771.20	468,107.87	R	(547,879.07)	C	8/22/2025	9/9/2025	9/11/2025
Capital Projects Fund	Master plan project for the water park.			(125,000.00)	C	8/22/2025	9/9/2025	9/11/2025
Lodgers' Tax Fund - Non-Promotional	Increase disc golf project.			(15,000.00)	C	8/22/2025	9/9/2025	9/11/2025
Lodgers' Tax Fund - Promotional	Replenish funds that were borrowed for the Fishing Derby Advertising project.			(10,000.00)	O	8/22/2025	9/9/2025	9/11/2025
Lodgers' Tax Fund - Promotional	Dink Victorious 4th annual pickleball tournament advertising.			(4,000.00)	O	8/22/2025	9/9/2025	9/11/2025
September								
General Fund - Golf Course	Purchase a Yamaha Picker Unit for the Golf Course.			(18,075.00)	C	9/26/2025	10/14/2025	10/16/2025
General Fund - Public Safety	Donation from Permian Resources to be used to purchase an MVB 3X Modular Vehicle Barrier System.	200,000.00	R	(210,000.00)	C	9/26/2025	10/14/2025	10/16/2025
General Fund - Public Safety	Grant from the New Mexico Department of Public Safety, 2025 Lt. Fred Beers III Honor Guard Distribution to be used to purchase various equipment for the Honor Guard team.	10,533.46	R	(10,533.46)	O	9/26/2025	10/14/2025	10/16/2025
General Fund - Parks	Annual park improvements project.			(500,000.00)	C	9/26/2025	10/14/2025	10/16/2025
General Fund - Parks	Replenish funds that were borrowed for the tennis courts electical project.			(100,000.00)	C	9/26/2025	10/14/2025	10/16/2025
General Fund - Parks/Fire	Donation from Chevron to be used for disc golf (\$60,000) and for search and rescue equipment for the fire department (\$5,000).	65,000.00	R	(65,000.00)	C/O	9/26/2025	10/14/2025	10/16/2025
General Fund - Finance	Purchase Gravity software - a budget reporting tool that automates budget book creation.			(100,000.00)	O	9/26/2025	10/14/2025	10/16/2025

Description		Revenues & Transfers		Costs		Approvals		
Fund / Department	Item	Increase (Decrease) to Fund		Labor, Operating, Capital Increase (Decrease) to Fund		Dates		
		Amount	R or T	Amount	L, O, C	Budget Com	Council	DFA
Airport Improvement Fund	US Department of Transportation Federal Aviation Administration grant to be used for the design to reconstruct runway lighting 03/21.	94,558.00	R	(99,535.00)	C	9/26/2025	10/14/2025	10/16/2025
EMS Fund	Increase revenues due to the annual distribution coming in higher than anticipated. A ventilator will be purchased with the additional funds.	40,000.00	R	(40,000.00)	C	9/26/2025	10/14/2025	10/16/2025
Municipal Transit Fund	NMDOT annual grant, the City was awarded bus finder devices-solar lighting package (\$121,000), a 2025 Chevrolet Silverado 2500 (\$72,312), and ADP hardware (\$11,901). There is a 20% City match.	164,170.40	R	(205,213.00)	C	9/26/2025	10/14/2025	10/16/2025
Lodgers' Tax - Promotional Fund	Re open the Community Concert Association Advertising project from FY25.			(55,000.00)	O	9/26/2025	10/14/2025	10/16/2025
Lodgers' Tax - Non Promotional Fund	Add funds to the Annual HAP Holiday Décor project.			(40,000.00)	O	9/26/2025	10/14/2025	10/16/2025
Lodgers' Tax - Non Promotional Fund	Add funds to the Hockey Rink lighting project due to the high cost of concrete work.			(110,000.00)	C	9/26/2025	10/14/2025	10/16/2025
Golf Pro Shop Fund	Increase revenues and add an Assistant Sports & Rec Coordinator and a full time Pro Shop Attendant.	136,000.00	R	(129,763.21)	L	9/26/2025	10/14/2025	10/16/2025
October								
General Fund - Executive	Add operating funds due to the invasive aquatic bloom; consulted with biologist and environmental engineers and ongoing mechanical removal.			(300,000.00)	O	10/24/2025	11/18/2025	11/24/2025
General Fund - Executive	Add 4 seasonal positions to hire high school students as part of a work-based learning program.			(28,000.00)	L	10/24/2025	11/18/2025	11/24/2025
Capital Projects Fund	Grant received from the NM Department of Finance for the renovations to the museum archive and collections annex. This grant has a city match of \$528,569.	617,142.00	R	(1,145,711.00)	C	10/24/2025	11/18/2025	11/24/2025
GRT Capital Outlay Fund	Transfer out to the Water & Sewer Fund.	(400,000.00)	T			10/24/2025	11/18/2025	11/24/2025
Water & Sewer Fund - Collections	Transfer in from the GRT Capital Outlay Fund and increase capital for a lift station for the Flumes subdivision.	400,000.00	T	(400,000.00)	C	10/24/2025	11/18/2025	11/24/2025
Water & Sewer Fund - Collections	Repair and upgrades to the primary lift station.			(1,000,000.00)	C	10/24/2025	11/18/2025	11/24/2025
Sports Complex Fund	Increase operating to cover the annual cost of the new fiber optic service that was installed at the Sports Complex.			(52,000.00)	O	10/24/2025	11/18/2025	11/24/2025
November								
General Fund - Mayor & Council	Increase salaries for newly elected councilors (4) in January 2026 (Ordinance No. 2025-18, Sec 2-35).			(30,400.00)	L	11/21/2025	12/9/2025	12/11/2025
General Fund - Fire	Donation from The Tractor Supply Company Foundation to be used to purchase EMS supplies.	500.00	R	(500.00)	O	11/21/2025	12/9/2025	12/11/2025
General Fund - Fire	Increase the FD Ambulances (2) project for the purchase and installation of additional equipment.			(100,000.00)	C	11/21/2025	12/9/2025	12/11/2025
General Fund - Public Safety	Donation from Devon to be used to purchase two indoor drones to support our real time crime center initiative.	10,000.00	R	(10,000.00)	C	11/21/2025	12/9/2025	12/11/2025
Capital Projects Fund	Acoustic panels for the new Cascades Senior Center.			(100,000.00)	C	11/21/2025	12/9/2025	12/11/2025
Lodgers' Tax Promotional Fund	Carlsbad Chamber of Commerce - Mainstream Tourism Advertising			(34,000.00)	O	11/21/2025	12/9/2025	12/11/2025
December								
General Fund - Golf Course	Add a caretaker position.			(44,048.00)	L	12/19/2025	1/13/2026	
General Fund - Fire	Donation from Kinetik to be used for cadet training.	15,000.00	R	(15,000.00)	O	12/19/2025	1/13/2026	
Capital Projects Fund	Avalon Village design and engineering.			(300,000.00)	C	12/19/2025	1/13/2026	
Capital Projects Fund	Kircher housing development design and engineering.			(300,000.00)	C	12/19/2025	1/13/2026	

Description		Revenues & Transfers		Costs	Approvals			
		Increase (Decrease) to Fund		Labor, Operating, Capital	Dates			
				Increase (Decrease) to Fund				
Fund / Department	Item	Amount	R or T	Amount	L, O, C	Budget Com	Council	DFA
Capital Projects Fund	Infill house on Walnut St.			(250,000.00)	C	12/19/2025	1/13/2026	
Capital Projects Fund	Cascades Senior Center lighting and miscellaneous equipment.			(300,000.00)	C	12/19/2025	1/13/2026	
Water & Sewer Fund - Water	Add funds for the Mckittrick waterline (West Loop Bypass).			(1,500,000.00)	C	12/19/2025	1/13/2026	
Beautification Fund	State of New Mexico Que Linda grant (\$48,000 for labor and \$52,000 for operating).	100,000.00	R	(100,000.00)	O/L	12/19/2025	1/13/2026	
Lodgers' Tax Discretionary Fund	Upgrade electrical service at Halagueno Arts Park.			(500,000.00)	C	12/19/2025	1/13/2026	
January								
General Fund - Projects	Add a project manager position.			(53,713.86)	L	1/23/2026		
General Fund - Public Safety	Add an animal control officer position.			(34,417.12)	L	1/23/2026		
DPS-Law Enforcement Retention Fund	Funds received from the NM Department of Public Safety for retention disbursements for police officers who have completed 4, 9, 14 or 20 plus years of employment with a New Mexico agency.	30,430.75	R	(30,430.75)	L	1/23/2026		
Capital Projects Fund	Grant from the NM Department of Finance for the ARSC Outdoor Rec and Pickleball Court project.	1,455,650.00	R	(1,455,650.00)	C	1/23/2026		
Capital Projects Fund	Grant received from Permian Strategic Partnership for the purchase of 5 LifePak 35 cardiac monitors to equip CFD ambulances with upgraded technology.	325,000.00	R	(325,000.00)	C	1/23/2026		
Capital Projects Fund	Increase the Kircher housing development project by the amount of the county contribution.	2,000,000.00	R	(2,000,000.00)	C	1/23/2026		
Water & Sewer Fund - Water/Sewer	Increase the Kircher housing development project by the amount of the county contribution for water and sewer infrastructure.	2,000,000.00	R	(2,000,000.00)	C	1/23/2026		

Description			Revenues & Transfers		Costs	
Fund / Department	Increase/Decrease	Item	Increase (Decrease)		Personnel, Operating, Capital Increase (Decrease)	
			Amount	R or T	Amount	L, O, C
August						
General Fund - Planning & Regulation	Increase Capital	Transfer operating funds to the Right of Way acquisition project.			5,232.82	C
General Fund - Planning & Regulation	Decrease Operating				(5,232.82)	O
General Fund - Community Development	Increase Capital	Transfer operating funds to the concession equipment project to purchase a popcorn machine for the Cavern Theatre.			14,000.00	C
General Fund - Community Development	Decrease Operating				(14,000.00)	O
Lodgers' Tax Promotional Fund	Increase Operating	Transfer funds from the City Sponsored Events project to the Fishing Derby Advertising project.			10,000.00	O
Lodgers' Tax Promotional Fund	Decrease Operating				(10,000.00)	O
September						
General Fund - Public Safety	Increase Operating	Transfer capital funds from the Drone and Real Time Response Equipment projects to operating to purchase technology driven intelligence and infrastructure equipment and services through Axon.			162,500.00	O
General Fund - Public Safety	Decrease Capital				(162,500.00)	C
General Fund - Riverwalk Recreation Center	Increase Capital	Transfer capital funds from the Exterior Paint project to the Riverwalk Building Improvement project to compelte the surfacing of the first floor gym court.			22,000.00	C
General Fund - Riverwalk Recreation Center	Decrease Capital				(22,000.00)	C
General Fund - Fire	Increase Capital	Transfer operating funds to the Thermal Imaging Cameras project to cover training costs.			4,000.00	C
General Fund - Fire	Decrease Operating				(4,000.00)	O
General Fund - Projects	Increase Labor	Transfer the building permit technician, building official and inspector positions to the Projects department.			522,232.31	L
General Fund - Planning & Regulation	Decrease Labor				(522,232.31)	L
General Fund - Projects	Increase Operating	Transfer operating funds to the Projects department.			20,000.00	O
General Fund - Planning & Regulation	Decrease Operating				(20,000.00)	O
General Fund - Planning & Regulation	Increase Capital	Transfer operating funds to the ROW Acquisition project.			100,000.00	C
General Fund - Planning & Regulation	Decrease Operating				(100,000.00)	O
General Fund - Parks	Increase Capital	Transfer funds from the boat docks project to the tennis courts electrical project.			100,000.00	C
General Fund - Parks	Decrease Capital				(100,000.00)	C
General Fund - Parks	Increase Capital	Transfer park improvement funds to be able to replace the failing splash pad #1 mechanical building at the beach with a prefabricated building.			50,968.54	C
General Fund - Parks	Decrease Capital				(50,968.54)	C
General Fund - Performing Arts	Increase Capital	Transfer excess funds from the Door Replacement project to the Civic Center Flooring project to cover shortfall.			17,679.77	C
General Fund - Facility Maintenance	Decrease Capital				(17,679.77)	C
October						
Water & Sewer Fund - Collections	Increase Capital	Transfer excess funds from several sewer line projects into the annual sewer line upgrades project.			175,095.92	C
Water & Sewer Fund - Collections	Decrease Capital				(175,095.92)	C
Capital Projects Fund	Increase Capital	Transfer excess funds from the golf irrigation, outdoor fitness court and BLM land projects to the firearms training building project.			240,000.00	C
Capital Projects Fund	Decrease Capital				(240,000.00)	C
November						
General Fund - Golf	Increase Capital	Transfer operating funds to purchase a picker attachment.			5,716.75	C
General Fund - Golf	Decrease Operating				(5,716.75)	O
General Fund - Streets	Increase Capital	Transfer funds from the fencing project to the Canal St. traffic signal project.			115,985.32	C
General Fund - Streets	Decrease Capital				115,985.32	C
Capital Projects Fund	Increase Capital	Transfer unused funds from the Type 1 Ambulance project to the Acoustic Panels project.			100,000.00	C
Capital Projects Fund	Decrease Capital				(100,000.00)	C
December						
General Fund - Projects	Increase Labor	Transfer funds from the vacant Systems & Reporting manager position to the Projects department to add a Building Inspector position.			75,254.80	L
General Fund - Finance	Decrease Labor				(75,254.80)	L
General Fund - Public Safety	Increase Capital	Transfer labor funds to the PD 4th floor remodel project.			300,000.00	C
General Fund - Public Safety	Decrease Labor				(300,000.00)	L

Description			Revenues & Transfers		Costs	
Fund / Department	Increase/Decrease	Item	Increase (Decrease)		Personnel, Operating, Capital Increase (Decrease)	
			Amount	R or T	Amount	L, O, C
General Fund - Community Development	Increase Capital	Transfer funds from the shuttle cart project to the plotter project.			10,000.00	C
General Fund - Community Development	Decrease Capital				(10,000.00)	C
Sports Complex Fund	Increase Capital	Transfer funds from the artificial turf project to the sports complex road project due to the quote coming in higher than budget.			100,000.00	C
Sports Complex Fund	Decrease Capital				(100,000.00)	C
Lodgers' Tax Discretionary Fund	Increase Capital	Transfer funds from the Par 3 lights project to the golf course restrooms project to cover shortfall.			8,218.14	C
Lodgers' Tax Discretionary Fund	Decrease Capital				(8,218.40)	C
January						
General Fund - City Clerk	Increase Capital	Transfer unused funds from closed projects to the City Clerk's department for the purchase of a vehicle.			45,000.00	C
General Fund - Multiple Departments	Decrease Capital				(45,000.00)	C
Lodgers' Tax Discretionary Fund	Increase Capital	Transfer funds from the Par 3 lights project to the golf course restrooms project to cover shortfall.			130,000.00	C
Lodgers' Tax Discretionary Fund	Decrease Capital				(130,000.00)	C
EMS Fund	Increase Operating	Transfer leftover funds from the Cardiac Monitors and Ventilator project to purchase K9 rescue kits and Finger Thoracostomy Training equipment.			16,356.00	O
EMS Fund	Decrease Capital				(16,356.00)	C

**LINKED MINUTES OF A SPECIAL MEETING OF THE CITY COUNCIL OF THE
CITY OF CARLSBAD, NEW MEXICO, HELD IN THE JANELL WHITLOCK
MUNICIPAL COMPLEX BUILDING ON JANUARY 29, 2026, AT 6:00 P.M.**

Present:	Richard D. Lopez	Mayor
	Lisa A. Anaya Flores	Councilor
	Edward T. Rodriguez	Councilor
	Karla Niemeier	Councilor
	Anthony Foreman	Councilor
	Mark C. Walterscheid	Councilor
	Jason O. Chavez	Councilor
	Jeff Forrest	Councilor
	Mary Garwood	Councilor
Absent:		
Also Present:	Wendy Austin	City Manager
	Ken Ahrens	Deputy City Manager
	Barbra Hogsdon	City Attorney
	Nadine Mireles	City Clerk
	Jalynn Dominguez	Open Meetings Act Manager
	Stephan Brown	Compliance Clerk
	Dina Navarrette	Community Services Director
	Sarah Jones	Library Director
	Angie Barrios-Testa	Director of Grant Programs
	Melissa Salcido	Finance Director
	Tony Souza	Fire Chief
	Kyla Gonzales	Deputy HR Director
	Wayne Hatfield	IT Director
	Allan Henriksen	IT Technician
	Jeff Patterson	Planning Director
	Jessie Rodriguez	Police Chief
	Patrick Cass	Public Works Director
	Randy Galindo	Safety and Compliance Director
	Patrick Brownfield	Police Officer
	Denise Green	Carlsbad MainStreet
	Faith Quintella	Citizen
	Armando Quintella	Citizen
	Billie Moore	Citizen

Time Stamps and headings below correspond to recording of meeting and the recording is hereby made a part of the official record.

0:00:00 **Call Meeting to Order**

0:00:04 Invocation – Pledge of Allegiance

0:02:29 **1. PRESENTATION FROM MAINSTREET BY DENISE GREEN**

Councilor Garwood introduced Denise Green, Executive Director of Carlsbad MainStreet.

Denise Green provided an update on current and upcoming MainStreet projects. She highlighted the Neon Alley project, the reinstatement of the Pearl of the Pecos Committee, and the planning phases of Cavern Fest. She said due to ongoing renovations at the downtown courthouse, Cavern Fest will be held at Carlsbad Beach Park. She also reported that the Cavern Theatre has welcomed over 5,000 moviegoers and has sold 7,276 concession items. **Ms. Green** shared that the New Mexico Creative Industries is hosting a series of creative conventions throughout the state, with Carlsbad selected as the first stop.

0:06:33 **2. CITY OF CARLSBAD FINANCIALS – DECEMBER 2025**

Ms. Salcido reviewed the revenues and expenditures as of December 2025, the Sixth accounting period of Fiscal Year 2026.

0:08:04 **3. ROUTINE AND REGULAR BUSINESS**

A. Minutes of the City Council Meeting held on January 13, 2026

B. City Personnel Report

C. Purchasing

- 1) Consider approval to Advertise Invitation for Request for Proposal - Firefighter Fitness-for-duty Assessments
- 2) Consider approval to Advertise Invitation for Request for Proposals for On-Call Residential Construction Services
- 3) Consider approval to Award RFP 2025-21 to Safe Slide Restorations for Water Slide Maintenance Services for Carlsbad Water Park

D. Agreements and Contracts

- 1) Consider approval of Agreement between the City of Carlsbad and Eddy County for funding of Kircher Street Affordable and Attainable Housing Development Project
- 2) Consider approval of First Renewal of On-Call Engineering, Architecture and Surveying services for City projects

E. Monthly Reports

- 1) City Clerk Monthly Report - December 2025
- 2) Community Development Department Monthly Report - November and December 2025
- 3) Municipal Court Monthly Report - December 2025
- 4) Planning and Regulation Department Monthly Report November and December 2025
- 5) Public Works Monthly Report - December 2025
- 6) Utilities Department Monthly Report - December 2025

F. Board Appointments

1) Disabilities Advisory Board appoint Ryan Nelson, four-year term

0:08:22 **Mayor Lopez asked Chief Souza to briefly discuss item C1, Consider approval to Advertise Invitation for Request for Proposal - Firefighter Fitness-for-duty Assessments**

Chief Souza explained that this item is a request for proposal (RFP) for firefighter fitness-for-duty assessments. He stated that firefighters are routinely assigned to high-risk activities during firefighting and rescue operations, which require a high level of physical fitness. He said to ensure responder safety and operational readiness, the National Fire Protection Association (NFPA) requires annual fitness-for-duty assessments. **Chief Souza** outlined that NFPA standards require the following components for firefighter fitness-for-duty evaluation a general physical examination, aerobic capacity testing, body composition analysis, muscular strength assessments, vision and hearing tests, pulmonary function testing, cardiovascular assessments (including electrocardiograms and stress tests), laboratory testing, cancer screenings, and radiological examinations. He noted that the City's current annual physical assessment does not meet these NFPA standards. **Chief Souza** stated that the firefighters' union is supportive of this request and has provided Mrs. Austin with a Memorandum of Understanding (MOU) that allows union members to participate in the program.

Mayor Lopez asked how long negotiations with the union had taken to reach this point. **Chief Souza** responded that discussions began when Mayor Lopez was Fire Chief and have been ongoing since the summer of 2025. He explained that a major concern was determining the next steps when a firefighter does not meet minimum standards. He emphasized that the intent is not punitive, but rather to create an efficient process to identify individuals who may need healthcare guidance and to support them in returning to a fit-for-duty status.

Councilor Walterscheid asked what would happen if a firefighter could not meet the requirements. **Chief Souza** explained that due to healthcare privacy laws, the department is limited in what medical information an employee must disclose unless it is work-related. He said if the issue is not directly related to employment, the firefighter would work with their personal physician, who could then provide documentation regarding whether the individual is fit for duty and outline an anticipated recovery timeline. **Councilor Walterscheid** clarified that the condition would need to be recoverable. **Chief Souza** confirmed that it could involve recovery periods ranging from several weeks to months or even years.

Councilor Rodriguez said the process sounded like an improvement or progressive plan that aligns with the parameters of the negotiated contract. **Chief Souza** said yes.

Mayor Lopez asked if this would be similar to an off-the-job injury with medical restrictions. **Chief Souza** responded that the collective bargaining agreement allows

firefighters to be placed on light duty, and this program would provide that option while the firefighter works toward recovery and regaining fitness-for-duty status. **Councilor Walterscheid** asked how non-recoverable vision issues would be handled. **Chief Souza** stated that vision must be correctable to 20/20, and if it cannot be corrected, the process could lead to a medical disability situation, potentially resulting in retirement.

Mayor Lopez stated that this proposal is a step in the right direction.

0:14:52 **Mayor Lopez** asked **Mrs. Austin** to briefly discuss item D1, Consider approval of Agreement between the City of Carlsbad and Eddy County for funding of Kircher Street Affordable and Attainable Housing Development Project

Mrs. Austin stated that this item is an agreement for funding the Kircher Street affordable and attainable housing development project. She explained that on October 29, 2025, the City of Carlsbad purchased 20 acres of land from the Carlsbad Municipal Schools for \$1.3 million. She said the property is located at the corner of Kircher Street and Boyd Drive. **Mrs. Austin** explained that the land was acquired to support the development of affordable multifamily housing on 10 acres and attainable single-family housing on the adjacent 10 acres. She noted that the City will provide water and sewer connections to both ten-acre parcels. She stated the request for proposals (RFP) for the affordable multifamily housing units was issued on December 22, 2025, and closed on January 30, 2026. She also stated that the City is currently in the final design phase for the attainable single-family housing units on the adjacent ten acres. **Mrs. Austin** further reported that at the Eddy County Commission meeting on January 13, 2026, the Eddy County Commissioners voted to support the City of Carlsbad with a \$4 million funding contribution toward the development of infrastructure associated with the attainable single-family housing portion of the project. She explained that the County agreed to release the first \$2 million once the City finalizes engineering and commences construction. She added that construction must begin within 120 days of the January 13, 2026, deadline. She said the remaining \$2 million will be provided once 50 percent of the subdivision infrastructure is complete. **Mrs. Austin** stated that the Eddy County Commissioners expect the full subdivision infrastructure, including utilities and buildable pads, to be completed within one year of the January 13, 2026, deadline.

Councilor Garwood asked whether the City would be able to meet the required deadlines. **Mrs. Austin** stated yes.

0:17:49 **MOTION**

The motion was made by Councilor Forrest and seconded by Councilor Anaya-Flores to approve Routine and Regular Business.

0:18:19 **VOTE**

The vote was as follows: Yes - Forrest, Niemeier, Walterscheid, Anaya-Flores, Chavez, Garwood, Foreman, Rodriguez; No - None; Absent - None; the motion carried.

0:18:34 **4. CONSIDER APPROVAL TO AUTHORIZE THE SUBMISSION OF AN APPLICATION TO THE AMERICAN LIBRARY ASSOCIATION FOR A PULITZER ON THE ROAD TRAVELING EXHIBIT FOR THE CARLSBAD PUBLIC LIBRARY**

Ms. Jones stated that this item is a request to approve an application for an American Library Association (ALA) traveling exhibition grant. She explained that the grant opportunity is open to public libraries nationwide. She said twenty libraries will be selected to host the exhibition for six weeks. **Ms. Jones** stated that the exhibition will feature Pulitzer Prize-winning works, including books, films, and music. She noted that the exhibit would be housed within the library, similar to the American Holocaust exhibition that was hosted this past summer. **Ms. Jones** explained that if selected, the City would receive \$3,000 to support programming associated with the exhibit. She said the grant requires the library to offer at least four programs in partnership with the exhibition that highlight the featured works, and no matching funds are required.

Councilor Rodriguez asked whether the programs to be presented had already been identified. **Ms. Jones** responded that they had not, as the programming must meet specific grant requirements. **Councilor Rodriguez** asked whether the required training would take place in Carlsbad or require travel. **Ms. Jones** responded that the training would be conducted virtually.

0:20:37 **MOTION**

The motion was made by Councilor Rodriguez and seconded by Councilor Garwood to approve to authorize the submission of an application to the American Library Association for a Pulitzer on the Road traveling exhibit for the Carlsbad Public Library

0:20:48 **VOTE**

The vote was as follows: Yes - Forrest, Niemeier, Walterscheid, Anaya-Flores, Chavez, Garwood, Foreman, Rodriguez; No - None; Absent - None; the motion carried.

0:21:10 **5. CONSIDER APPROVAL OF REQUEST BY MILTON'S BREWING TO SERVE ALCOHOL (BEER & WINE) ON CITY STREETS DURING MILTON'S "MARDI GRAS BLOCK PARTY"**

Mr. Ahrens stated that this item is a request from Milton's Brewing to host a "Mardi Gras Block Party" on Friday, February 13, 2026. He explained that the event is scheduled to take place from 4:00 p.m. to 11:00 p.m. along the 200 block of Mermod Street, directly in front of Milton's Brewing storefront. **Mr. Ahrens** stated that Milton's Brewing plans to expand its alcohol-serving area into Mermod Street for the duration of the event. He explained that the serving area will be set up and operated by a licensed alcohol server and will be fully fenced off from the remainder of the event area. He said alcohol service will occur from 4:00 p.m. to 10:00 p.m. **Mr. Ahrens** further stated that the serving area will have one controlled entrance, with security provided at the entrance and throughout the event. He said all attendees entering the alcohol-serving

area who are 21 years of age or older will be issued a wristband, which will be required to purchase alcohol during the event. He noted that designated drivers entering the area will receive a separate wristband for identification purposes.

Councilor Rodriguez asked whether the north fence of the alcohol-serving area would be separate from the existing courthouse construction fencing. **Mr. Ahrens** responded that Milton's Brewing will install its own fencing for the event.

0:23:32 **MOTION**

The motion was made by Councilor Niemeier and seconded by Councilor Foreman to approve of request by Milton's Brewing to serve alcohol (beer & wine) on City streets during Milton's "Mardi Gras Block Party"

0:23:42 **VOTE**

The vote was as follows: Yes - Forrest, Niemeier, Walterscheid, Anaya-Flores, Chavez, Garwood, Foreman, Rodriguez; No - None; Absent - None; the motion carried.

0:23:56 **6. CONSIDER APPROVAL OF RESOLUTION 2026-09, A RESOLUTION STATING THE REQUIREMENTS FOR NOTICE OF PUBLIC MEETINGS OF THE GOVERNING BODY, BOARDS, COMMISSIONS, COMMITTEES, AGENCIES, AUTHORITIES, OR OTHER POLICYMAKING BODIES OF THE CITY OF CARLSBAD**

Mrs. Mireles explained the Clerk's Office is required by State Statute, which governs Open Meetings, to annually adopt a Resolution stating the requirements for Notice of Public Meetings. She said this statute ensures transparency and accountability by informing the public about meeting schedules and agendas. She explained that there have been no changes to the Open Meetings Act in several years; therefore, there have been no changes to the Resolution. She said the established procedures for notice remain consistent and unchanged for over the past decade.

0:25:21 **MOTION**

The motion was made by Councilor Niemeier and seconded by Councilor Garwood to approve of Resolution 2026-09, a Resolution stating the requirements for Notice of Public Meetings of the Governing Body, Boards, Commissions, Committees, Agencies, Authorities, or other policymaking bodies of the City of Carlsbad

0:25:31 **VOTE**

The vote was as follows: Yes - Forrest, Niemeier, Walterscheid, Anaya-Flores, Chavez, Garwood, Foreman, Rodriguez; No - None; Absent - None; the motion carried.

0:25:43 **7. CONSIDER APPROVAL OF RESOLUTION 2026-10, A RESOLUTION REQUIRING THE REMOVAL OF THE JUNK, TRASH, AND DEBRIS AT 3508 OLD CAVERN HIGHWAY, OWNER: GREG A. MARKHAM**

Mr. Patterson stated that this Resolution requires the removal of junk, trash, and debris from the property located at 3508 Old Cavern Highway. He explained that the property is situated in a residential neighborhood near the intersection of Old Cavern Highway and Hamilton Street and currently has no utilities connected.

Mr. Patterson stated that the Eddy County Assessor's Office lists Greg A. Markham as the owner or as having an interest in the property. He explained that Code Enforcement mailed a Notice of Violation via certified mail to the address of record on March 20, 2025. He stated that the property has been the subject of numerous police calls and has been inspected by both Code Enforcement and the Fire Marshal. He said the structure on the property remains ruined or dilapidated and is not in compliance with applicable codes. **Mr. Patterson** stated that a Resolution has been prepared for Council consideration and if adopted, the Resolution would require the property owner to remove all ruined and dilapidated structures, rubbish, and wreckage from the property within thirty (30) days of service of the Resolution. He noted that an additional certified letter was sent to the owner at the address of record on January 22, 2026.

Councilor Walterscheid asked whether the structure would be condemned. **Mr. Patterson** responded that condemnation would not occur under this action because Mr. Markham currently resides at the property and has not allowed Code Enforcement or the Building Department access to conduct the inspections required to condemn the structure. He explained that a separate legal process would be required to pursue condemnation. He stated that the proposed action would clean up the property and require the structure to be secured. **Councilor Walterscheid** stated that the property has been a long-standing issue and asked whether all possible steps were being taken to address the situation. **Mr. Patterson** explained that because Mr. Markham owns and resides on the property, he has the legal right to refuse entry. He noted that additional legal action would be required to compel compliance and stated that staff is actively pursuing alternative legal options in an effort to reach a satisfactory resolution.

Councilor Chavez asked whether any utilities were connected to the property. **Mr. Patterson** responded that the City of Carlsbad does not provide utilities to the property and that Xcel Energy has discontinued service, including disconnecting the line from the utility pole to the structure. He stated that electricity is currently being supplied by a generator on the property. **Councilor Chavez** asked whether the condition constitutes a health hazard for the surrounding neighborhood. **Mr. Patterson** responded that it does present a health and safety hazard.

Councilor Garwood asked whether the lack of utilities expedites the process. **Mr. Patterson** responded that it allows staff to pursue certain enforcement options under the City's property maintenance codes, which include provisions regarding the requirement of utilities for a structure to be considered habitable.

Councilor Anaya-Flores asked which court would have jurisdiction over the matter. **Mr. Patterson** responded that the case would begin in Municipal Court and could proceed to a higher court if an appeal is filed.

0:33:39 **Mayor Lopez asked if there is anyone of intrest of this property who would like to speak. No one appeared.**

0:33:49 **MOTION**

The motion was made by Councilor Rodriguez and seconded by Councilor Anaya-Flores to approve of Resolution 2026-10, a Resolution requiring the removal of the junk, trash, and debris at 3508 Old Cavern Highway, Owner: Greg A. Markham

0:33:59 **VOTE**

The vote was as follows: Yes - Forrest, Niemeier, Walterscheid, Anaya-Flores, Chavez, Garwood, Foreman, Rodriguez; No - None; Absent - None; the motion carried.

0:34:13 **8. PUBLIC COMMENTS AND ANNOUNCEMENTS. ALL COMMENTS MUST BE RESPECTFUL AND COURTEOUS (THREE-MINUTE TIME LIMIT PER PERSON)**

Faith Quintela and Armando Quintela addressed the Council regarding a trucking company operating at 402 E. Farris within a residential neighborhood. **Ms. Quintela** stated that semi-trucks travel to and from the property daily, creating safety concerns on a residential street where children regularly walk and board school buses. She stated that there is no legitimate reason for semi-truck traffic on the street. **Ms. Quintela** further stated that the property owner is seeking a zoning change to commercial and that the request is scheduled to go before the Planning and Zoning Commission.

Councilor Rodriguez asked for confirmation of the property address. **Ms. Quintela** confirmed the address as 402 E. Farris.

Councilor Niemeier asked for clarification regarding the Planning and Zoning item and inquired whether nearby property owners had received notification letters. **Ms. Quintela** stated that they contacted the City to verify and confirmed that they did not receive a letter.

Mr. Patterson explained that notification requirements apply to property owners within 100 feet of the subject property, not 500 feet. He stated that the item had been scheduled for the Planning and Zoning Commission meeting on Monday, February 2, 2026; however, the applicant failed to post the required yard sign on time. **Mr. Patterson** noted that posting the sign is a clear requirement and that the failure to comply prevented the item from being heard. **Mr. Patterson** stated that Code Enforcement is aware of the situation and that he will attempt to contact the applicant to inform him that the item will not be heard at the scheduled meeting and that the trucking operation must cease.

Mayor Lopez stated that when the item is rescheduled, the yard sign must reflect the correct meeting date. **Mr. Patterson** confirmed and stated that a new sign will be prepared for the applicant to post if he chooses to move forward with the request.

Councilor Chavez asked whether notification within 500 feet requires certified mail. **Mr. Patterson** responded that certified letters were sent and receipts were provided by the applicant, but clarified again that the notification requirement applies to property owners within 100 feet.

Mr. Patterson stated that the item will now be scheduled for the March Planning and Zoning Commission meeting. He explained that the applicant will be required to meet all notification requirements including resending public notification letters to property owners within 100 feet and posting a new yard sign.

Billie Moore asked whether the trucking operation could continue while waiting for the hearing. **Mayor Lopez** responded that Code Enforcement will attempt to cease the operation until the zoning request is resolved.

0:43:30 **9. COUNCIL COMMITTEE REPORTS**

Councilor Niemeier stated the Legislative Reception was great and the WIPP breakfast was well attended by councilors and city officials. **Councilor Garwood** said River Blitz will be on Saturday, March 7, 2026, and more details will be provided at the next meeting.

0:44:36 **Adjourned**

With no further business to discuss, the Mayor declared the meeting adjourned at 6:43 PM.

Richard D. Lopez, Mayor

ATTEST:

Nadine Mireles, City Clerk

CITY OF CARLSBAD
PERSONNEL REPORT

February 10, 2026

APPOINTMENTS:

<u>NAME</u>	<u>DATE</u>	<u>DEPARTMENT</u>	<u>CLASSIFICATION</u>
Grace Duran	02/11/26	Sports Complex	SP & Rec Attendant on-call
Jaren Folmar	02/11/26	Riverwalk	Recreation Center Attendant on-call
Brian Pozo	02/11/26	Airport	Airport Operations Specialist
Anthony Salcido	02/11/26	Sports Complex	Irrigation Maintenance

TERMINATIONS:

<u>NAME</u>	<u>DATE</u>	<u>DEPARTMENT</u>	<u>CLASSIFICATION</u>	<u>REASON</u>
Miguel Luna	01/30/26	Fire	FF Rookie/EMT-B	Resigned
Emily Souza	02/02/26	Finance	Account Clerk 1 PT	Resigned
Mary Helen Valenzuela	01/31/26	Solid Waste	Solid Waste Attendant	Retired

INTERNAL TRANSFERS AND PROMOTIONS:

<u>NAME</u>	<u>DATE</u>	<u>DEPARTMENT</u>	<u>CLASSIFICATION</u>
Ian Garza	02/02/26	Library	Library Clerk
Madison Warren	02/02/26	Pro Shop	Pro Shop Attendant

CITY OF CARLSBAD

RECOMMENDATION FOR EMPLOYMENT

Richard D. Lopez, Mayor

Wendy D. Austin, City Manager

TO: The Honorable Mayor Richard D. Lopez & Members of the City Council

FROM: Dina Navarrette, Director of Community Development

SUBJECT: Recommendation for Employment

DATE: 01/21/2026

DN
1/22/26

The following applicant has met all pre-employment requirements and is hereby recommended for employment with the City of Carlsbad subject to a pre-hire medical examination:

General Information:

Name: Grace Duran Classification/Position: Recreation Attendant

Department: Bob Forrest Youth Sports Complex

☒ Regular	☐ Full-time	☒ Hourly \$ <u>20.93</u> per hour
☐ Seasonal	☒ Part-time	☐ Salary \$ _____ per annum
☐ Temporary	☐ On call	

Education Level:

☒ High School Diploma	☐ GED or equivalent
☒ Associates Degree <u>Business Administration</u>	
☐ Bachelors Degree _____	
☐ Masters Degree _____	
☐ Other _____	

Employment:

Present or last Employer: Sandia National Laboratories

City and State: Carlsbad, NM

From 12/2010 to current Classification: Administrative Assistant

Duties: Maintain records

Related Experience: Grace previously worked security at the high school for sporting events, experienced with enforcing the rules and regulations when needed.

Comments: Grace will make a great addition to the department.

CITY OF CARLSBAD

RECOMMENDATION FOR EMPLOYMENT

Richard D. Lopez, Mayor

Wendy D. Austin, City Manager

TO: The Honorable Mayor Richard D. Lopez & Members of the City Council

FROM: Dina Navarrette, Director of Community Development

SUBJECT: Recommendation for Employment

DATE: 02/02/2026

The following applicant has met all pre-employment requirements and is hereby recommended for employment with the City of Carlsbad subject to a pre-hire medical examination:

General Information:

Name: Jaren Folmar Classification/Position: On-Call Attendant

Department: Riverwalk Recreation Center

☐ Regular ☐ Full-time ☒ Hourly \$ 20.93 per hour
☐ Seasonal ☒ Part-time ☐ Salary \$ _____ per annum
☐ Temporary ☒ On call

Education Level:

☒ High School Diploma ☐ GED or equivalent
☒ Associates Degree New Mexico State University- Carlsbad
☐ Bachelors Degree _____
☐ Masters Degree _____
☐ Other _____

Employment:

Present or last Employer: Cosmic S&V
City and State: Carlsbad, NM
From 08/05/2024 to Current Classification: Customer Service Rep
Duties: Operate the front desk, provide great customer service, clean facility, assist with social media

Related Experience: Jaren has customer service experience which will be an assest working with the public at the center

Comments: Jaren will make a great addition to the Community Development department

CITY OF CARLSBAD

RECOMMENDATION FOR EMPLOYMENT

Richard D. Lopez, Mayor

Wendy D. Austin, City Manager

TO: The Honorable Mayor Richard D. Lopez & Members of the City Council

FROM: Dina Navarrete, Director of Community Development

SUBJECT: Recommendation for Employment

DATE: 01/21/2026

Dina
1/22/26

The following applicant has met all pre-employment requirements and is hereby recommended for employment with the City of Carlsbad subject to a pre-hire medical examination:

General Information:

Name: Brian Pozo Classification/Position: Airport Operations Specialist
Department: Airport

☒ Regular	☒ Full-time	☒ Hourly \$ <u>28.43</u> per hour
☐ Seasonal	☐ Part-time	☐ Salary \$ _____ per annum
☐ Temporary	☐ On call	

Education Level:

☒ High School Diploma	☐ GED or equivalent
☐ Associates Degree _____	
☐ Bachelors Degree _____	
☐ Masters Degree _____	
☐ Other _____	

Employment:

Present or last Employer: Chandler Aviation
City and State: Carlsbad, NM
From 11/2024 to current Classification: Line Man
Duties: fueling planes, marshaling and towing aircraft when needed. Customer interactions, arranging/c
managing operations and maintaining the airport facility.

Related Experience: Brian currently works at Chandler Aviation, and has vast knowledge of the Carlsbad
Airport terminal and airfield.

Comments: Brian is currently pursuing his pilot license, which will further strengthen his skills in this field.

CITY OF CARLSBAD

RECOMMENDATION FOR EMPLOYMENT

Richard D. Lopez, Mayor

Wendy D. Austin, City Manager

TO: The Honorable Mayor Richard D. Lopez & Members of the City Council

FROM: Dina Navarrete, Director of Community Development

SUBJECT: Recommendation for Employment

DATE: 01/21/2026

1/22/26

The following applicant has met all pre-employment requirements and is hereby recommended for employment with the City of Carlsbad subject to a pre-hire medical examination:

General Information:

Name: Anthony Salcido

Classification/Position: Irrigation Maintenance

Department: Bob Forrest Youth Sports Complex

☒ Regular	☒ Full-time	☒ Hourly \$ <u>28.43</u> per hour
☐ Seasonal	☐ Part-time	☐ Salary \$ _____ per annum
☐ Temporary	☐ On call	

Education Level:

☐ High School Diploma	☒ GED or equivalent
☐ Associates Degree	_____
☐ Bachelors Degree	_____
☐ Masters Degree	_____
☐ Other	_____

Employment:

Present or last Employer: Native Energy

City and State: Hobbs, NM

From 2019 to 2024 Classification: Electrician Helper

Duties: Assist the master electrician, wire up waste disposals in the oilfield.

Related Experience: Previously worked for West Services with irrigation experience.

Comments: Anthony previously worked for the City of Carlsbad and will be a great addition to the department.



**CITY OF CARLSBAD
AGENDA BRIEFING
MEMORANDUM**

Council Meeting Date: February 10, 2026

DEPARTMENT: Finance	BY: Matthew Fletcher	DATE: 02/03/2026
SUBJECT: Consider Approval to Award Bid 2025-22 to Constructors Inc. for Greene Street Storm Drain Extension Project		
BACKGROUND, ANALYSIS AND IMPACT: (Safety and Welfare/Financial/Personnel/Infrastructure/etc.) The City conducted a sealed bid for construction to address chronic flooding issues along Greene Street from Canal to Halagueno and along Halagueno to Fox Street. The project will install storm drain improvements consisting of storm drain pipes, inlets, manholes and a junction box. The project is funded through a NMDOT Capital Appropriation grant and a US Department of Energy grant.		
DEPARTMENT RECOMMENDATION: The City conducted a bid for construction services that will address flooding issues along Greene Street from Canal to Halagueno and along Halagueno from Greene to Fox Street. The City received four bids, with the lowest bid provided by Constructors, Inc. in the amount of \$1,542,119.92. The bids were reviewed for accuracy and compliance by the project engineer. The project engineer is recommending awarding the project to Constructors, Inc. In regards to the missing attesting signature, the New Mexico State Procurement Code allows the City to waive technical irregularities under the following conditions as stated in NMSA 13-1-132: The state purchasing agent or a central purchasing office may waive technical irregularities in the form of the bid or proposal of the low bidder or offeror which do not alter the price, quality or quantity of the services, construction or items of tangible personal property bid or offered. Given the the bid form was signed by the primary representing the bidder and the lack of an attesting signature does not in any way impact the price, quality or quantity of the services offered, the City is recommending waiving the technical irregularity and awarding the bid as presented.		
BOARD/COMMISSION/COMMITTEE ACTION: -		

Reviewed by:

City Manager: Wendy D. Austin

Date: 2/5/2026

Attachments:

1. Recommendation of Award_Greene St

February 2, 2026

Nick Sullivan
Projects Administrator
City of Carlsbad
101 North Halagueno St.
Carlsbad, NM 88221

Re: Greene Street Storm Drain Extension Bid Opening and Recommendation of Award

Dear Nick,

Bids were opened for the above-referenced project on January 28, 2026, at 2:30 p.m. The following is a summary of the bids received:

Contractor	Base Bid + Allowances + NMGRT
<i>Engineer's Estimate</i>	\$2,172,730.66
Constructors, Inc.	\$1,542,119.92
J&H Services, Inc.	\$1,631,491.48
Meridian Contracting, Inc.	\$1,983,098.89
Sychar, LLC	\$2,596,990.39

A tabulation of bids (after check) and the Engineer's cost estimate are attached. There were no mathematical errors in the four (4) bids received.

After the evaluation, the apparent low bidder for the project is Constructors, Inc. BHI has reviewed the documents provided with the bid submitted by Constructors, Inc., which included the following:

- The bid proposal was signed by Rachelle Thompson, an individual duly authorized to bind the company.
- Constructors, Inc., is a licensed contractor in the State of New Mexico, License No. 1585, License Classifications GA98, GB98, GF01, GF03, GF04, GF05, GF06, and GF09. BHI has verified this information with PSI License Management (<http://public.psiexams.com/search.jsp>).
- Constructor's Inc. has an active WDS Registration No. 03049620140725. BHI has verified this information with the New Mexico Department of Workforce Solutions (<https://www.dws.state.nm.us/pwaa/LRDEmployer/PW/Search/LEFSearch.ASPX>).
- Constructors, Inc. has an active registration with the U.S. Government System and a Unique Entity ID of GMPC3ARCUU9. BHI has verified this information on SAM.gov (<https://sam.gov/>).

Along with the signed bid proposal form, Constructors, Inc., submitted the following complete bid items:

- Bid bond in the amount of 5% of the Bid with Power of Attorney. The surety for the Bid Bond is Western Surety Company (NAIC #13188), who is listed on Federal Circular 570 and licensed to do business in the State of New Mexico to an underwriter's limit of \$147,759,000. We have verified this information with the U.S. Department of the Treasury's Listing of Sureties Approved to Conduct Business in the State of New Mexico:
(https://www.fiscal.treasury.gov/fsreports/ref/suretyBnd/c570_a-z.htm#f).
- List of Proposed Subcontractors: J&E Utilities Service LLC
 - We have verified this entity has an active WSD Registration No. 28724461842022.
 - We have verified this entity has an active registration with the U.S. Government System and a Unique Entity ID of W5EHBN4MZLR1.
- List of Proposed Suppliers: J&E Utilities Service LLC
- Bidder Qualification Statement with supporting data
- Certification Regarding Debarment, Suspension, and Other Responsibility Matters
- Non-Collusion Affidavit
- Campaign Contribution Disclosure Form

During the bid evaluation, it was discovered that the bid form document attestation section was completed but not signed (see page 5 of EJCDC C-410, attached). The City of Carlsbad shall determine whether or not they wish to obtain a fully signed copy of C-410 page 5 from Constructors, Inc.

Based on the information received, Constructors, Inc., submitted the lowest responsive, responsible bid. BHI therefore recommends, should a contract be awarded, the contract be awarded to Constructors, Inc., for a project total of \$1,542,119.92. This amount includes the base bid, utility relocation allowance, and New Mexico gross receipts tax at a rate of 7.3958%.

The City of Carlsbad shall also verify the contractor meets all other criteria stated in the bidding documents.

Sincerely,



2026.02.02
11:37:56-07'00'

Rob Salazar, P.E.
Engineer



RS/ab
Enclosures

cc: Matthew Fletcher, City of Carlsbad (w/encls.)

Greene Street Storm Drain Extension

Project # : 20210270

Date : 1/28/2026

Engineer's OPC					Constructors, Inc.			J&H Services, Inc.			Meridian Contracting, Inc.			Sychar LLC	
Bid Item		Description		Unit	Quantity	Cost/Unit	Extension	Cost/Unit2	Extension2	Cost/Unit3	Extension3	Cost/Unit4	Extension4	Cost/Unit5	Extension5
1	SUBGRADE PREPARATION			SY	4100	\$4.40	\$18,040.00	\$5.75	\$23,575.00	\$5.00	\$20,500.00	\$8.75	\$35,875.00	\$22.37	\$91,717.00
2	BASE COURSE 6"			SY	4100	\$19.80	\$81,180.00	\$14.00	\$57,400.00	\$22.00	\$90,200.00	\$23.50	\$96,350.00	\$62.02	\$254,282.00
3	MINOR PAVING TYPE I, HMA SP-IV			SY	4100	\$187.00	\$766,700.00	\$22.00	\$90,200.00	\$31.00	\$127,100.00	\$41.00	\$168,100.00	\$98.43	\$403,563.00
4	STRUCTURAL CONCRETE, CLASS AA			CY	27	\$2,420.00	\$65,340.00	\$2,000.00	\$54,000.00	\$2,130.00	\$57,510.00	\$2,990.00	\$80,730.00	\$1,872.97	\$50,570.19
5	REINFORCING BARS GRADE 60			LB	6060	\$3.30	\$19,998.00	\$4.45	\$26,967.00	\$14.00	\$84,840.00	\$4.00	\$24,240.00	\$3.18	\$19,270.80
6	18" STORM DRAIN CULVERT PIPE			LF	108	\$297.00	\$32,076.00	\$250.00	\$27,000.00	\$176.00	\$19,008.00	\$220.00	\$23,760.00	\$486.61	\$52,553.88
7	24" STORM DRAIN CULVERT PIPE			LF	470	\$264.00	\$124,080.00	\$245.00	\$115,150.00	\$195.00	\$91,650.00	\$260.00	\$122,200.00	\$361.19	\$169,759.30
8	60" STORM DRAIN CULVERT PIPE			LF	670	\$660.00	\$442,200.00	\$850.00	\$569,500.00	\$450.00	\$301,500.00	\$841.00	\$563,470.00	\$765.68	\$513,005.60
9	SWPPP PLAN PREPARATION AND MAINTENANCE			LS	1	\$11,100.00	\$11,100.00	\$9,000.00	\$9,000.00	\$12,000.00	\$12,000.00	\$15,000.00	\$15,000.00	\$68,437.45	\$68,437.45
10	CONCRETE VALLEY GUTTER 6" X 72"			SY	36	\$206.80	\$7,444.80	\$220.00	\$7,920.00	\$515.00	\$18,540.00	\$350.00	\$12,600.00	\$352.81	\$12,701.16
11	REMOVAL OF STRUCTURES AND OBSTRUCTIONS			LS	1	\$17,600.00	\$17,600.00	\$22,000.00	\$22,000.00	\$19,300.00	\$19,300.00	\$84,868.00	\$84,868.00	\$113,041.55	\$113,041.55
12	REMOVAL OF SURFACING			SY	4100	\$8.69	\$35,629.00	\$16.00	\$65,600.00	\$8.50	\$34,850.00	\$23.00	\$94,300.00	\$31.21	\$127,961.00
13	CONCRETE SIDEWALK 4"			SY	150	\$187.00	\$28,050.00	\$165.00	\$24,750.00	\$170.00	\$25,500.00	\$230.00	\$34,500.00	\$173.52	\$26,028.00
14	TRAFFIC CONTROL MANAGEMENT			LS	1	\$99,000.00	\$99,000.00	\$25,000.00	\$25,000.00	\$39,000.00	\$39,000.00	\$75,000.00	\$75,000.00	\$103,419.20	\$103,419.20
15	TYPE D INLET, PER NM APWA STD DWG 2206			EA	8	\$7,920.00	\$63,360.00	\$12,000.00	\$96,000.00	\$31,000.00	\$248,000.00	\$17,000.00	\$136,000.00	\$15,431.97	\$123,455.76
16	TIE TO EXISTING TRANSVERSE INLET			EA	2	\$4,290.00	\$8,580.00	\$10,000.00	\$20,000.00	\$18,000.00	\$36,000.00	\$32,000.00	\$64,000.00	\$13,896.65	\$27,793.30
17	MANHOLE TYPE C-6' DIAMETER 0' TO 6' DEPTH			EA	4	\$23,200.00	\$92,800.00	\$18,500.00	\$74,000.00	\$26,000.00	\$104,000.00	\$23,000.00	\$92,000.00	\$18,203.19	\$72,812.76
18	REMOVE AND REPLACE WATER SERVICE LATERAL-1"			EA	1	\$407.00	\$407.00	\$9,500.00	\$9,500.00	\$5,500.00	\$5,500.00	\$6,500.00	\$6,500.00	\$10,579.92	\$10,579.92
19	SEWER ENCASEMENT, PER NM APWA STD DWG 2140			CY	1	\$660.00	\$660.00	\$1,350.00	\$1,350.00	\$2,100.00	\$2,100.00	\$4,000.00	\$4,000.00	\$4,464.45	\$4,464.45
20	CONSTRUCTION SIGNING			SF	400	\$27.50	\$11,000.00	\$10.00	\$4,000.00	\$51.00	\$20,400.00	\$12.00	\$4,800.00	\$65.47	\$26,188.00
21	STEEL POSTS AND BASE POSTS FOR CONSTRUCTION SIGNING			LF	140	\$17.60	\$2,464.00	\$9.00	\$1,260.00	\$43.00	\$6,020.00	\$12.00	\$1,680.00	\$81.96	\$11,474.40
22	PORTABLE SIGN SUPPORT			EA	27	\$220.00	\$5,940.00	\$200.00	\$5,400.00	\$270.00	\$7,290.00	\$350.00	\$9,450.00	\$476.69	\$12,870.63
23	BARRICADE, TYPE III-8'			EA	19	\$440.00	\$8,360.00	\$500.00	\$9,500.00	\$425.00	\$8,075.00	\$600.00	\$11,400.00	\$342.19	\$6,501.61
24	PORTABLE CHANGEABLE MESSAGE SIGN			EA	2	\$17,600.00	\$35,200.00	\$15,000.00	\$30,000.00	\$25,500.00	\$51,000.00	\$11,000.00	\$22,000.00	\$34,218.73	\$68,437.46
25	CONSTRUCTION STAKING BY THE CONTRACTOR			LS	1	\$13,420.00	\$13,420.00	\$35,000.00	\$35,000.00	\$51,000.00	\$51,000.00	\$31,500.00	\$31,500.00	\$21,386.70	\$21,386.70
Bid Items 1-25 Total:						\$1,990,628.80		\$1,404,072.00		\$1,480,883.00		\$1,814,323.00		\$2,392,275.12	
Utility Allowance			AL	1		\$50,000.00		\$50,000.00		\$50,000.00		\$50,000.00		\$50,000.00	
Base Bid + Allowance						\$2,040,628.80		\$1,454,072.00		\$1,530,883.00		\$1,864,323.00		\$2,442,275.12	
NMGRT @ 7.3958%						\$150,920.82		\$107,540.26		\$113,221.04		\$137,881.60		\$180,625.78	
Grand Total (Base Bid + Allowance +NMGRT):						\$2,191,549.62		\$1,561,612.26		\$1,644,104.04		\$2,002,204.60		\$2,622,900.90	

BIDDER hereby submits this Bid as set forth above:

Bidder:
Constructors, Inc.



By: (typed or printed name of organization)
(individual's signature)
Name: Rachelle Thompson
(typed or printed)
Title: Vice President
(typed or printed)
Date: 1/28/2026
(typed or printed)

If Bidder is a corporation, a partnership, or a joint venture, attach evidence of authority to sign.

Attest: _____
(individual's signature)
Name: Jana Williams
(typed or printed)
Title: Contract Administrator
(typed or printed)
Date: 1/28/2026
(typed or printed)

Address for giving notices:
3003 Boyd Drive, Carlsbad, NM 88220

Bidder's Contact:
Name: Rachelle Thompson
(typed or printed)
Title: Vice President
(typed or printed)
Phone: 575-885-8838
Email: rthompson@ciconstructors.com
Address: 3003 Boyd Drive, Carlsbad, NM 88220

Bidder's Contractor License No.: (if applicable) 1585 GA-98, GB-98, GF-03, GF-04, GF-05, GF-06, GF-09

2025 ANNUAL REPORT

CARLSBAD FIRE DEPARTMENT



Table of Contents

Message from the Fire Chief	Page 2
City and Department Administration	Page 3
Vision, Mission, and Core Values	Page 4
Organizational Chart	Page 5
Fire Department Personnel	Page 6
Fleet Report	Page 10
2025 Incident Response Data	
Calls for Service per Year (2021 through 2025)	Page 13
Calls for Service per Month	Page 13
Incident Types	Page 14
EMS Responses by Call Type – Medical	Page 15
EMS Responses by Call Type – Trauma	Page 15
Fire Responses by Call Type	Page 16
Other Responses by Call Type	Page 16
2025 Training Report	Page 17
Department Milestones and Highlights	Page 18



Message from the Fire Chief



Tony Souza, Fire Chief

On behalf of the men and women of the Carlsbad Fire Department, it is my honor to present the 2025 Annual Report. The following pages provide a look at the history, activity, challenges, and plans for the future of the Department, as well as statistical information on emergency response, fleet status, training activities, and other Department data.

Over the last year, our personnel responded to building fires, medical emergencies, vehicle accidents, hazardous materials incidents, and technical rescues. In total CFD responded to 6,446 incidents in 2025, a 20.8 percent increase in call volume over the last five years.

In 2025, CFD experienced a renaissance-of-sorts, seeing remarkable growth in our recruiting efforts, training, and specialty teams. Part of this progress can be attributed to the successful collective bargaining negotiations between the City of Carlsbad and IAFF Local 1687, in which both parties agreed to a generous compensation plan and strong incentives for continued Department improvement.

2025 saw the completion of our first college-accredited Cadet Academy through partnership with Southeast New Mexico College. Six Cadets graduated the program in March 2025, with 50+ college credits in Emergency Medical Services and Fire Science subject matter, and two of our Cadets graduated with Associate Degrees in Fire Science from SENMC. We also had a tremendously successful recruiting campaign during the summer, with nearly 50 applicants vying for a position with CFD. Ultimately, 15 new Cadets were hired, and are currently in the midst of their Academy training. Additionally, a Fire Hydrant Maintenance Technician position and second Fire Inspector position were added to support the Fire Marshal's Division.

Our Wildland, Dive, Fire Investigation, Technical Rescue, and Hazmat specialty teams all saw growth in membership in 2025, and team members received training in these respective disciplines locally, across the state, and country.

Aside from the amazing work that our personnel do, our fleet continues to grow, with a replacement aerial ladder truck ordered this year, in addition to our new Dive Team boat being placed in service, and a new ambulance ordered to complement the two other ambulances on order from last year.

I am humbled and honored to serve as the Fire Chief of the Carlsbad Fire Department. I am grateful to the members of our Department, their families, and City leadership for the dedicated service, commitment, and support of our Department and to each other.

To the members of our community, thank you for the opportunity to serve you.

City and Department Administration

CITY OF CARLSBAD

(575) 887-1191

- Mayor -

Richard D. Lopez
mayor.office@cityofcarlsbadnm.com

- City Council -

Lisa Anaya-Florez, Ward 1
laflores@cityofcarlsbadnm.com

Karla Niemeier, Ward 3
kjniemeier@cityofcarlsbadnm.com

Edward Rodriguez, Ward 1
etrodriguez@cityofcarlsbadnm.com

Mary Garwood, Ward 3
mg@cityofcarlsbadnm.com

JJ Chavez, Ward 2, Mayor Pro Temp
jochavez@cityofcarlsbadnm.com

Anthony Foreman, Ward 4
arforeman@cityofcarlsbadnm.com

Jeff Forrest, Ward 2
jjforrest@cityofcarlsbadnm.com

Mark Walterscheid, Ward 4
mcwalterscheid@cityofcarlsbadnm.com

- City Manager -

Wendy Austin
wdaustin@cityofcarlsbadnm.com

- Deputy City Manager -

Kenneth Ahrens
ksahrens@cityofcarlsbadnm.com

- Chief Operating Officer -

K.C. Cass
kccass@cityofcarlsbadnm.com

FIRE DEPARTMENT

(575) 885-3125

- Fire Chief -

Tony Souza
acsouza@cityofcarlsbadnm.com

- Assistant Chief - Administration -

John Majerus
jmajerus@cityofcarlsbadnm.com

- Assistant Chief - Operations -

Brad Carlsen
bwcarlsen@cityofcarlsbadnm.com

- EMS Division Chief -

Burke Headrick
tbheadrick@cityofcarlsbadnm.com

- Training Division Chief -

Andres Ruiz
af Ruiz@cityofcarlsbadnm.com

- Fire Marshal -

Joshua Campbell
jdcampbell@cityofcarlsbadnm.com

Vision, Mission, and Core Values

- Vision -

To uphold an excellent reputation, perform with relentless commitment, and continuously improve **in all that we do, for all that we serve.**

- Mission -

Dedicated to protecting lives and property by **adapting traditions, implementing dynamic firefighting tactics, delivering compassionate care, and pursuing growth.**

- Core Values -

Professionalism - We demonstrate proficiency, communicate authentically, foster teamwork, and prioritize training.

Integrity - We hold ourselves accountable and do the right thing even when no one is looking.

Empathy - We value our community as family, through compassionate response and a humble attitude.

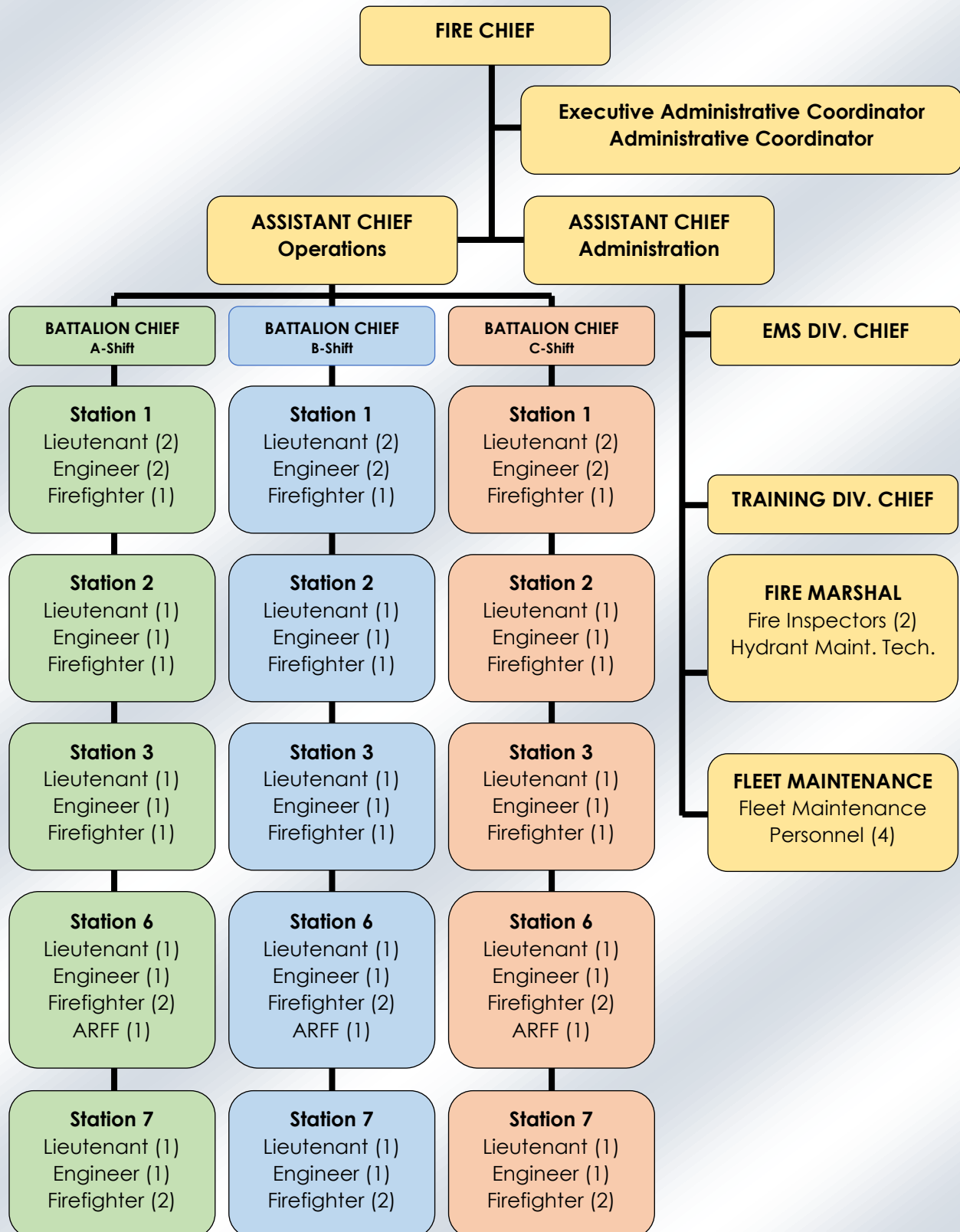
The current Vision, Mission, and Core Value statements were developed through a collaborative effort of all members of the Fire Department - both operations and administration personnel. Input across all shifts, ranks, and time-in-service helped us identify the ideals that our organization upholds.

A special thank you to the following members for their participation in the 2025 Vision, Mission, and Core Values Advisory Committee:

AC John Majerus
AC Brad Carlsen
DC Burke Headrick
DC Andres Ruiz
FM Josh Campbell
LT Brad Henson
LT Brandon Lee

LT Eric Flores
LT Jacob Dorado
LT John Riddle
LT Michael Trujillo
LT Todd Vannatter
ENG Matt White
ENG Zadoc Campbell

Organizational Chart



Fire Department Personnel (As of December 31, 2025)

ADMINISTRATION

NAME	RANK	EMS LICENSURE LEVEL	DATE OF HIRE
Souza, Tony	Fire Chief	Paramedic	07/01/2019
Majerus, John	Asst. Chief - Admin.	EMT-Intermediate	09/20/2010
Carlsen, Brad	Asst. Chief - Ops.	Paramedic	01/29/2007
Headrick, Burke	EMS Div. Chief	Paramedic	07/24/2017
Ruiz, Andres	Training Div. Chief	EMT-Intermediate	11/03/2008
Campbell, Joshua	Fire Marshal	EMT-Intermediate	07/18/2022
Florez, Honesty	Fire Inspector	N/A	12/14/2020
Ahrens, Ruby	Fire Inspector	N/A	11/21/2016
Vasquez, Alysha	Exec. Admin. Coord.	N/A	07/01/2019
Henderson, Kristina	Admin. Coordinator	N/A	03/18/2024

A-SHIFT

NAME	RANK	EMT LICENSE	DATE OF HIRE
Luna, Alexander	Battalion Chief	Paramedic	01/29/2007
Jaquez, Gerard	Lieutenant	EMT-Intermediate	09/10/2007
Flores, Eric	Lieutenant	Paramedic	10/30/2007
Vannatter, Todd	Lieutenant	EMT-Intermediate	01/31/2011
Campos, Jose	Lieutenant	EMT-Intermediate	10/02/2012
Johnson, Mark	Lieutenant	Paramedic	08/11/2014
Henson, Brad	Lieutenant	EMT-Intermediate	01/04/2016
Winfield, Leslie	Engineer	Paramedic	07/16/2018
Soto III, Samuel	Engineer	EMT-Intermediate	07/16/2018
Salazar, Lonnie	Engineer	Paramedic	09/10/2018
Roberts, Micah	Engineer	EMT-Intermediate	04/01/2019
Linker, Austin	Engineer	EMT-Intermediate	05/09/2022
Rodriguez, Cristian	Firefighter	EMT-Intermediate	05/09/2022
Rennie, Kaitlyn	Firefighter	EMT-Intermediate	08/05/2024

Fire Department Personnel (As of December 31, 2025)

A-SHIFT (continued)

NAME	RANK	EMT LICENSE	DATE OF HIRE
Gallegos, Zefrino	Firefighter	EMT-Basic	02/03/2025
Melendez, Xavier	Firefighter	EMT-Intermediate	07/21/2025

B-SHIFT

NAME	RANK	EMT LICENSE	DATE OF HIRE
Moreno, Mark	Battalion Chief	Paramedic	09/29/2003
Riddle, John	Lieutenant	EMT-Intermediate	01/29/2007
Rusk, Christopher	Lieutenant	Paramedic	02/02/2007
Marrs, Cody	Lieutenant	EMT-Intermediate	11/03/2008
Trujillo, Michael	Lieutenant	Paramedic	01/31/2011
Shell, Caleb	Lieutenant	EMT-Intermediate	08/11/2014
Ramirez, Richard	Lieutenant	Paramedic	08/11/2014
Wootton, Bradley	Engineer	EMT-Intermediate	06/27/2016
Smith, Zachary	Engineer	EMT-Intermediate	06/13/2018
Blue, Ryan	Engineer	EMT-Intermediate	07/18/2022
Hernandez, Eric	Engineer	EMT-Intermediate	10/03/2022
Ramirez, Jesse	Engineer	EMT-Intermediate	11/25/2024
Houser, Joseph	Firefighter	Paramedic	06/15/2020
Dorado, Josh	Firefighter	EMT-Intermediate	05/20/2025
Ortiz, Saul	Firefighter	EMT-Intermediate	05/13/2024

C-SHIFT

NAME	RANK	EMT LICENSE	DATE OF HIRE
Yturalde, Larry	Battalion Chief	EMT-Intermediate	03/27/2006
Ramos, Sergio	Lieutenant	EMT-Intermediate	10/29/2007
Collins, Casey	Lieutenant	Paramedic	02/06/2012
Bishop, Travis	Lieutenant	EMT-Intermediate	11/11/2013

Fire Department Personnel (As of December 31, 2025)

C-SHIFT (continued)

NAME	RANK	EMT LICENSE	DATE OF HIRE
Dorado, Jacob	Lieutenant	Paramedic	08/11/2014
Munoz, Dylan	Lieutenant	EMT-Intermediate	02/02/2015
Lee, Brandon	Lieutenant	Paramedic	08/31/2015
Castillo, Robert	Engineer	EMT-Intermediate	10/15/2018
Trujillo, Mathew	Engineer	EMT-Intermediate	10/15/2018
Campbell, Zadoc	Engineer	Paramedic	06/15/2020
Delfin, Andy	Engineer	EMT-Intermediate	06/28/2021
Mireles, Kaden	Engineer	EMT-Intermediate	10/03/2022
Barreras, Aragorn	Firefighter	EMT-Intermediate	09/04/2023
Juarez, Raul	Firefighter	EMT-Intermediate	09/04/2023
Cantrell, Leslie	Firefighter	EMT-Intermediate	11/27/2023
Calderon, Isiah	Firefighter	EMT-Intermediate	08/05/2024
Serrano, Cleofas	Firefighter	EMT-Intermediate	08/05/2024
Cordova, Levi	Firefighter	EMT-Basic	01/21/2025

IN TRAINING

NAME	RANK	EMT LICENSE	DATE OF HIRE
Anzaldo, Ari	Firefighter Cadet	EMT-Basic	08/18/2025
Barreras, Kayla	Firefighter Cadet	EMT-Intermediate	08/18/2025
Bryson, Gerrayl	Firefighter Cadet	EMT-Intermediate	08/18/2025
Dominguez, Amador	Firefighter Cadet	EMT-Basic	08/18/2025
Fernandez, Eric	Firefighter Cadet	EMT-Basic	08/18/2025
Flores, Ethan	Firefighter Cadet	EMT-Basic	08/18/2025
Fountain, Janet	Firefighter Cadet	EMT-Basic	08/18/2025
Jones, Christopher	Firefighter Cadet	EMT-Basic	08/18/2025
Lewis, Grantham	Firefighter Cadet	EMT-Intermediate	08/18/2025
Loza, Daniel	Firefighter Cadet	EMT-Basic	08/18/2025

Fire Department Personnel (As of December 31, 2025)

IN TRAINING (continued)			
NAME	RANK	EMT LICENSE	DATE OF HIRE
Luna, Miguel	Firefighter Cadet	EMT-Intermediate	08/18/2025
Mireles, Jacob	Firefighter Cadet	EMT-Basic	08/18/2025
Vela, Abraham	Firefighter Cadet	EMT-Intermediate	08/18/2025
Warren, Rose	Firefighter Cadet	EMT-Intermediate	08/18/2025



Fleet Report

FIRE ENGINES

UNIT NUMBER	VEHICLE DESCRIPTION	CURRENT ASSIGNMENT
Engine 1	2012 Pierce Pumper	Station 2
Engine 3	2022 Pierce Saber Pumper	Station 3
Engine 5	2005 Pierce Pumper	Reserve
Engine 6	2016 Pierce Rescue Pumper	Station 6
Engine 7	2015 Pierce Rescue Pumper	Station 1
Engine 61	2013 Ford F-550 BME Type 6 Wildland Engine	Station 7
Engine 62	2017 Ford F-550 BME Type 6 Wildland Engine	Station 6

AERIAL APPARATUS

UNIT NUMBER	VEHICLE DESCRIPTION	CURRENT ASSIGNMENT
Ladder 1	2005 Pierce 105' Ladder Truck	Station 1
Ladder 7	2015 Pierce 107' Ladder Truck	Station 7

SPECIALTY APPARATUS

UNIT NUMBER	VEHICLE DESCRIPTION	CURRENT ASSIGNMENT
Heavy Rescue 1	2022 Pierce Velocity Rescue/Extrication Truck	Station 1
Rescue 1	2009 Pierce Contender Dive Rescue Truck	Station 6
Rescue 6	2019 Ford F550 Wildland REM Truck	Station 6
Rescue 11	2014 Ford F350 Technical Rescue Truck	Station 1
Airport 6	2000 Oskosh T-1500 ARFF Truck	Station 6
Airport 66	2016 Rosenbauer F-550 Airwolf ARFF Truck	Station 6
Dive 1	2011 Carolina Skiff River Patrol Boat	Station 5 (Seasonal)
Dive 2	2005 SeaArk River Patrol Boat	Station 5 (Seasonal)
Dive 3	2024 Whaly 500R Professional Dive Rescue Boat	Station 5 (Seasonal)
UT-1	2018 Kawasaki Mule UTV	Station 6
UT-2	2019 Kawasaki Mule UTV	Station 6
UT-3	2021 Polaris Ranger UTV	Station 1
F-0	1928 Seagraves Pumper (Parade Truck)	Station 5

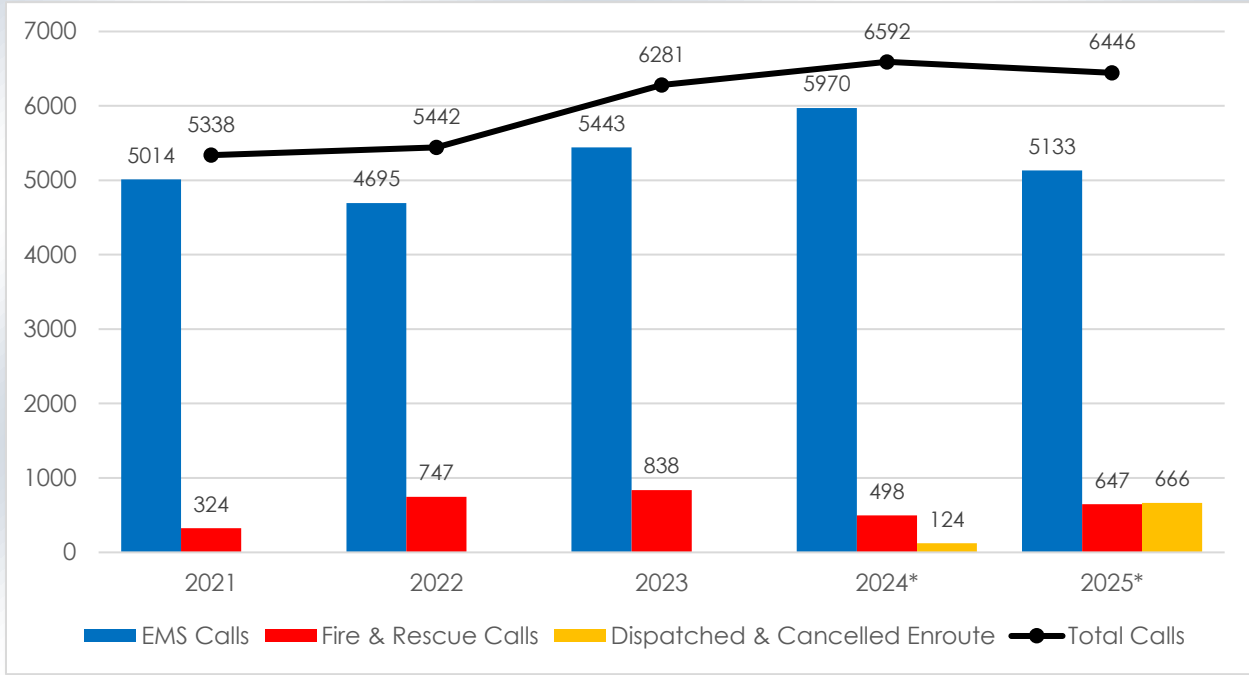
AMBULANCES		
UNIT NUMBER	VEHICLE DESCRIPTION	CURRENT ASSIGNMENT
402	2018 Ford F-550 AEV Type I	Station 1
403	2017 Ford F-450 AEV Type I	Reserve
404	2019 Ford F-550 AEV Type I	Station 7
405	2017 Ford F-450 AEV Type I	Reserve
407	2011 Dodge 4500 AEV Type I	Reserve
409	2020 Ford F-550 Road Rescue Type I	Station 2
410	2023 Ford F-550 Carter/AEV Type I	Station 3
411	2022 Ford F-550 Road Rescue Type I	Station 6
SUPPORT VEHICLES		
UNIT NUMBER	VEHICLE DESCRIPTION	CURRENT ASSIGNMENT
F-31	2025 Chevrolet Tahoe	Fire Chief
F-28	2023 Chevrolet Tahoe	Asst. Chief - Admin
1705	2017 Dodge Durango	Asst. Chief - Ops
F-7	2016 Chevrolet Tahoe	EMS Division Chief
F-11	2014 Ford F-150	Training Division Chief
F-1	2019 Ford F-150	Fire Marshal
F-26	2024 Ford Maverick	Fire Inspector
F-27	2024 Ford Maverick	Fire Inspector
F-6	2023 Ram 2500 Incident Command Vehicle	Battalion Chief
F-14	2013 Dodge Charger	Admin. Reserve
F-29	2024 Ford Transit Van	Station 1
F-22	2010 Ford Econoline Van	Station 1
F-35	2010 Dodge Charger	Station 1
F-16	2007 Ford F-250	Station 1
F-19	2010 Ford F-250	Station 1
F-21	2010 Ford F-250	Station 1
F-2	2010 Ford Expedition	Station 1
F-3	2014 F-150 Fire Investigation Truck	Station 1
F-25	2012 Ford Expedition	Station 2

SUPPORT VEHICLES (continued)		
UNIT NUMBER	VEHICLE DESCRIPTION	CURRENT ASSIGNMENT
F-32	2025 Ford F-150	Station 3
F-33	2025 Ford F-150	Station 6
F-4	2017 Ford F-250	Station 7
E-64	1996 Ford Truck	PFA Garage
F-37	2006 Ford F-250	PFA Garage
F-30	2024 Ford F-350	PFA Garage
1513	2015 Dodge Ram 1500	PFA Garage
F-5	2015 Dodge Ram 1500	SWAT Medic
1701	2017 Dodge Durango	SWAT Medic
1703	2017 Dodge Durango	SWAT Medic
1704	2017 Dodge Durango	SWAT Medic

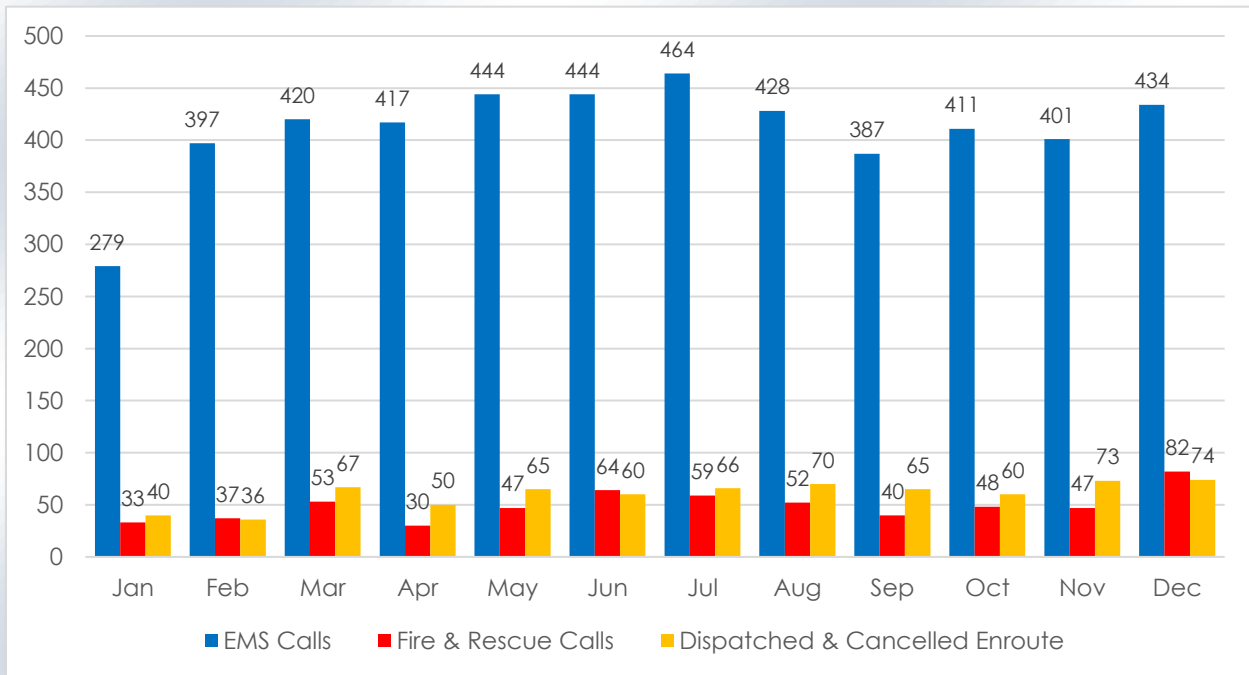


2025 Incident Response Data

CALLS FOR SERVICE PER YEAR – 2021 through 2025
(* indicates new data criteria)

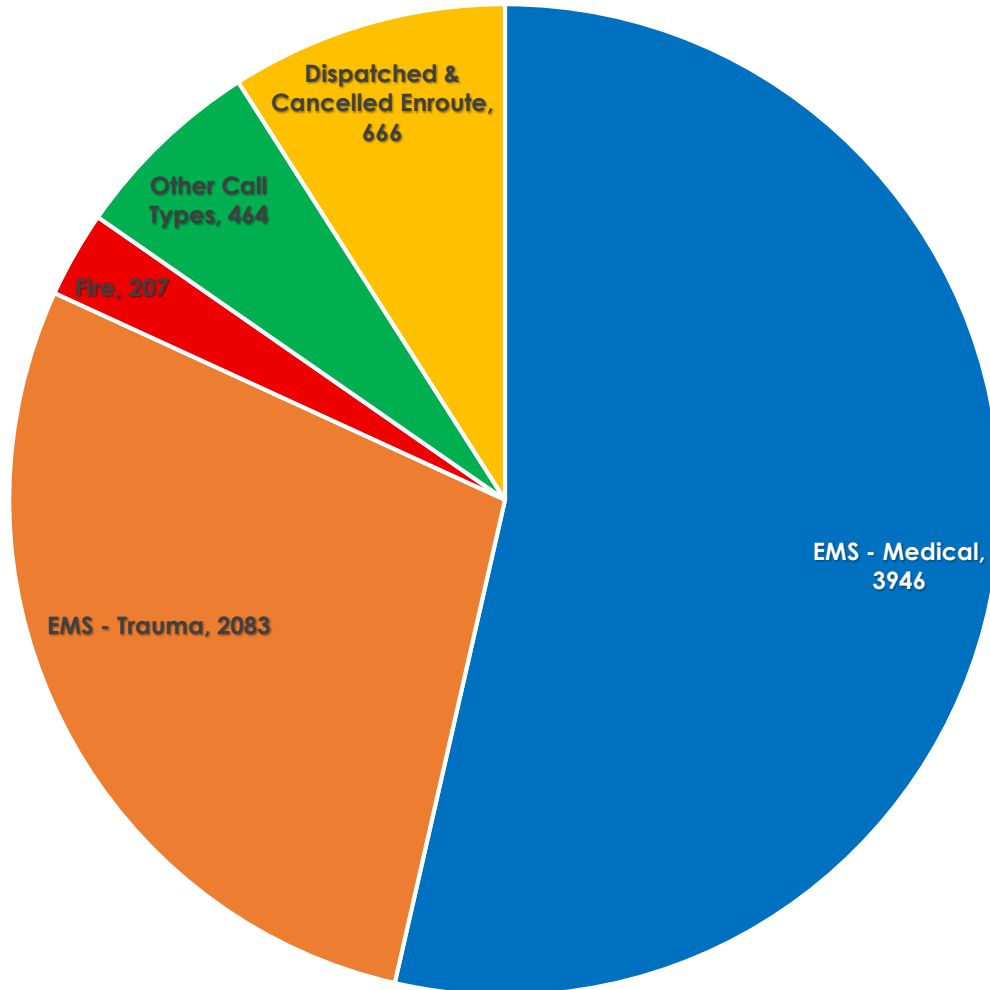


CALLS FOR SERVICE PER MONTH



2025 Incident Response Data

INCIDENT TYPES

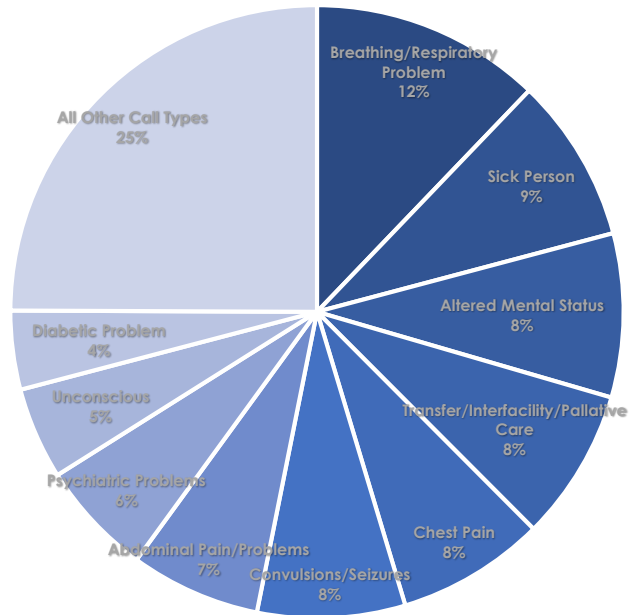


MOST COMMON EMERGENCY PER INCIDENT TYPE

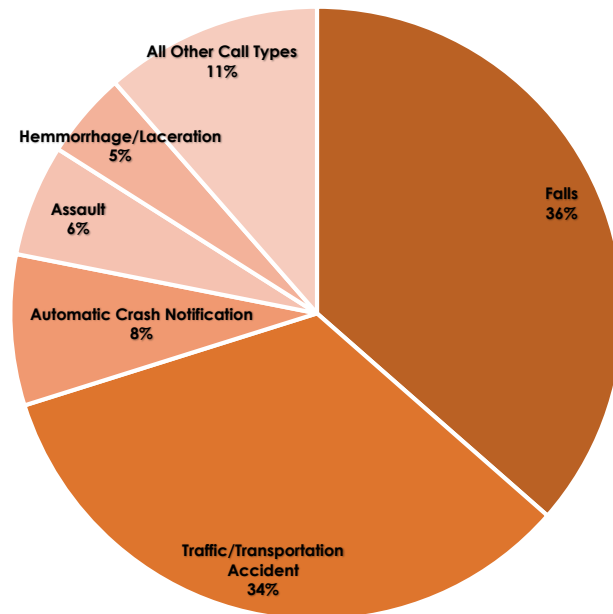
EMS - Medical	EMS - Trauma	Fire	Other Call Type
Breathing problem 404 calls	Falls 761 calls	Building fire 44 calls	Gas leak 54 calls

2025 Incident Response Data

EMS RESPONSES BY CALL TYPE – Medical

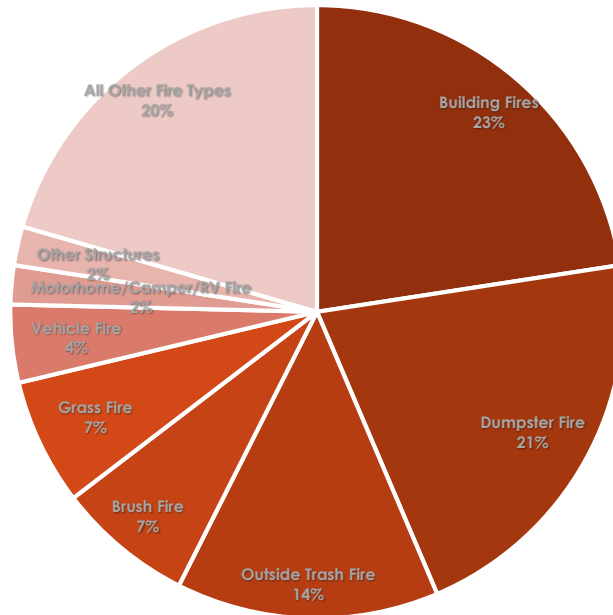


EMS RESPONSES BY CALL TYPE - Trauma

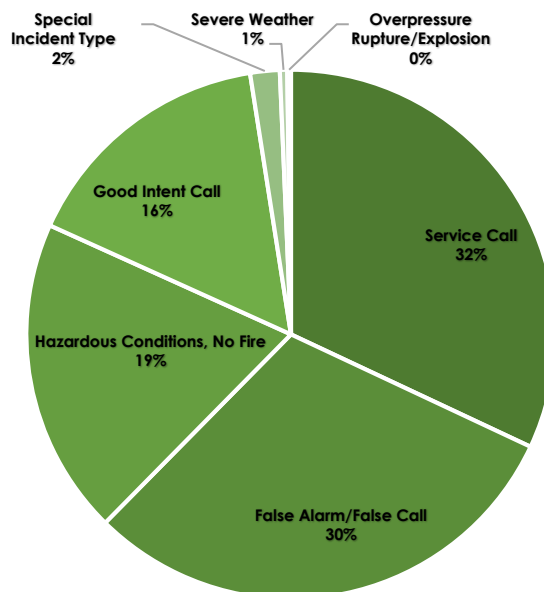


2025 Incident Response Data

FIRE RESPONSES BY CALL TYPE



OTHER RESPONSES BY CALL TYPE



2025 Training Report

The Carlsbad Fire Department Training Division, in coordination with the Assistant Chief of Operations, is responsible for developing, organizing, conducting, and documenting department training across all areas of Department operations.

For shift personnel, training that covers the various aspects of firefighting and emergency medical care is conducted regularly. CFD ensures that its firefighters and EMTs are kept up-to-date with the most recent information to operate safely and effectively during an emergency response. At minimum, every shift member is Firefighter I and II certified through the NM State Firefighters Training Academy, as well as qualified in Hazardous Materials Awareness and Operations. Shift members are all licensed NM EMT-Intermediates, with many holding advanced certification as Paramedics. Members who hold the rank of Engineer have demonstrated proficiency in advanced driving techniques and fire apparatus operation, as well as skills that allow them to operate aerial ladders, fire engines, and specialty vehicles. CFD Officers all hold NMFTA Fire Officer I certification, and receive advanced training in the Incident Command System, employee management, organizational leadership, and resource allocation.

A substantial amount of the Training Division's time and effort are focused on new cadet training through the annual Fire Academy. A typical Firefighter Cadet is hired with little-to-no experience or certification in Fire- or EMS-related fields of study, therefore a rigorous, collegiate-level, eight-month training program that encompasses knowledge building, skills practice, and physical fitness is necessary to prepare a new Cadet for their future career with Carlsbad Fire Department. By the time Cadets graduate from Fire Academy, they will be ready to operate as members of the Department, under the supervision of our Field Training Officers and experienced crew members.

CFD's Fire Service Instructor-certified training cadre possess the knowledge and experience to provide accurate and meaningful training to all members of the Department, from the newest recruit to the most seasoned veteran firefighter.

TRAINING TYPE	STAFF HOURS
Company Training (includes firefighting, EMS, and rescue topics)	21,546
Officer Training	1,670
Driving & Apparatus Operation	2,208
EMS-Specific Training (in-services, annual refreshers/updates, etc.)	3,008
HAZMAT Training	390
Aircraft Rescue and Firefighting	560
Dive Rescue	232
Tactical EMS	1,224
2025 TOTAL STAFF TRAINING HOURS	30,838

2025 Department Milestones and Highlights

January 31 - CFD launched its new Check It app which aids crews in a standardized daily check of all CFD apparatus.

February 11 - The City of Carlsbad and IAFF Local 1687 successfully concluded collective bargaining negotiations, which included generous compensation for personnel and important operational updates for the Department - including a performance-based promotional process.

February 25 - Another successful rescue was conducted in Guadalupe Mountains National Park by members of CFD's Technical Rescue Team. The mission involved locating and extracting a 71-year old hiker who had fallen off the trail.

March 30 - The first group of Cadets graduated CFD's newly-overhauled Fire Academy. The Academy, in partnership with Southeast New Mexico College, takes Cadets through EMT-Basic and EMT-Intermediate certification, as well as all required firefighting credentials, over an eight-month period. Cadets graduate with over 50 credit hours that count towards their college degrees.

April 4 - A new Sutphen 75-foot aerial truck was ordered for the Department, with an expected delivery sometime in late 2026. This new ladder truck will replace the aging Pierce truck that currently serves as Ladder 1.

April 21 - CFD's new dive boat was delivered and taken for its maiden voyage down the Pecos River, as it begins its service with the Department. The Whaley 500R Professional dive boat will allow CFD rescue divers to easily deploy and conduct rescues and searches for victims in the water.

June 27 - The Department's new GlideScope Go video laryngoscopes were placed in service, a much-needed upgrade to the older video scopes that were previously in-use.

July 4 - CFD once again supported a safe and fun Independence Day celebration at the Carlsbad Beach Area. Crews patrolled the river and surrounding park, ready to respond to any emergency.

July 25 - With the selection of 15 new recruits for the Department, CFD saw its most successful recruitment and hiring effort in years.

July 29 - The new Vision, Mission, and Core Values statements were drafted and adopted for the Department, completed through weeks of honest and open conversations, and commitment from all members of the Department.

August 15 - CFD placed brand new, state-of-the-art Hamilton T-1 ventilators in service on all ambulances. These sophisticated pieces of equipment enhance the ability of our providers to treat breathing emergencies in the field.

September 5 - New Thermal Imaging Cameras were put in service, devices that assist our firefighters during search and rescue operations. In dark, smoky, and low visibility situations, TICs help locate victims so they may be moved to safety as quickly as possible.

September 9 - Members of CFD participated as emergency standby personnel at the first annual National Championship Air Races in Roswell, NM during the week of the races.

2025 Department Milestones and Highlights

September 29 - Our second Fire Inspector, Ruby Ahrens, joined the CFD team, enabling our Fire Marshal's office to conduct even more fire safety inspections for local businesses.

October 8 - Fire Prevention Month kicked off at the Walter Gerrells Performing Arts Center, with over 2,000 students, teachers, and parents participating in fun, fire safety activities that teach children how to stay safe in an emergency. This was also an opportunity for CFD to use its new Fire Prevention trailer and inflatable fire safety buildings, generously donated by Santos Petroleum.

October 27 - The newly-created Fire Hydrant Maintenance Technician position was filled by Martin Campos, who, with the help of other operational personnel, hit the ground running by inspecting ALL of the City's 1,115 fire hydrants.

November 7 - Conversion began on both ARFF trucks foam supply - transitioning away from harmful "PFAS" foam to a safer and more environmentally-responsible firefighting foam.

December 13 - IAFF Local 1687 hosted another successful Christmas party for CFD members and their families, past and present. Honored at the party were FF Joe Houser and LT Eric Flores, who were awarded CFD's Firefighter of the Year and EMT of the Year respectively. ENG Zadoc Campbell was honored earlier in the month as the "Caveman Strong" Firefighter of the Year.

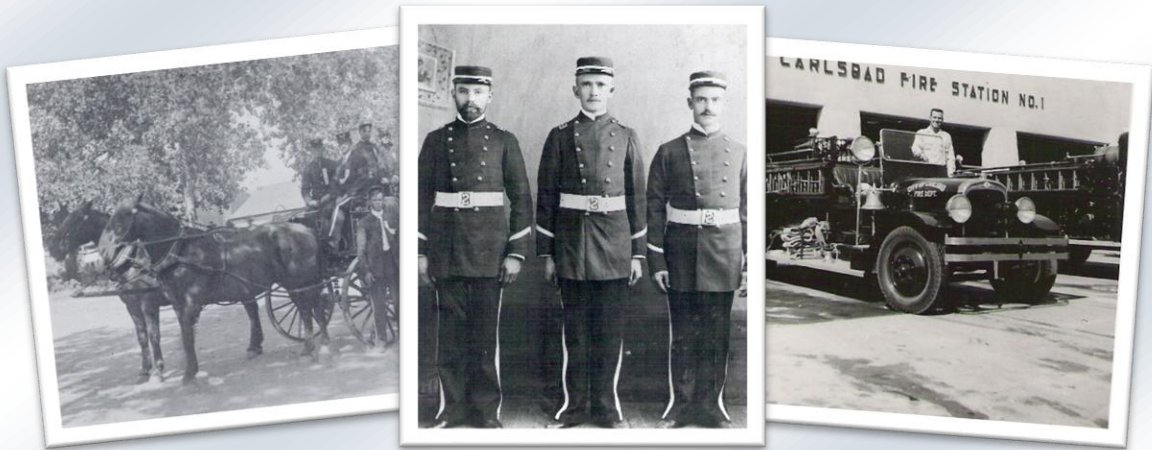


2025 Department Milestones and Highlights

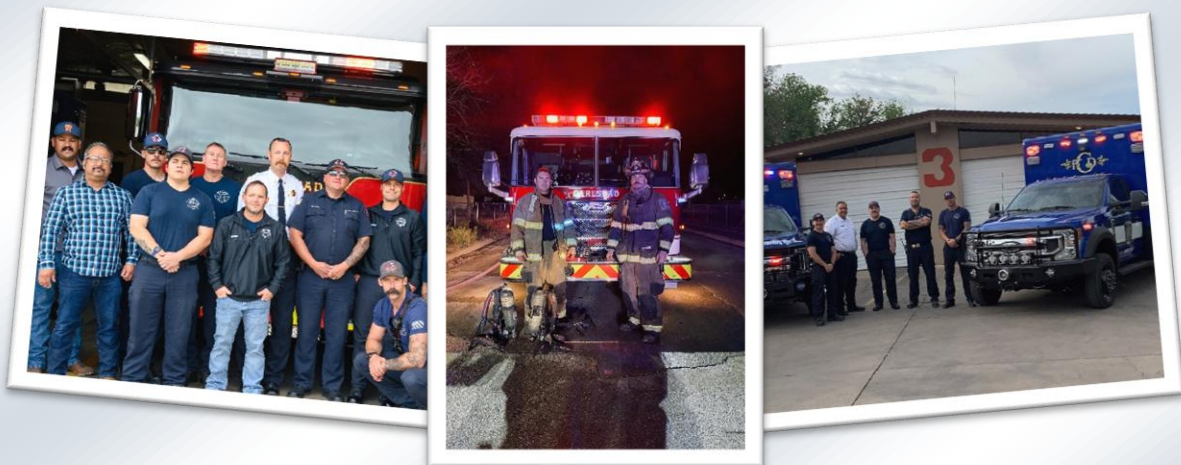


2025 Department Milestones and Highlights





Since its founding in 1892, the Carlsbad Fire Department has been serving the Citizens of Carlsbad and Southern Eddy County for over 130 years.



We consider it an honor and privilege to continue to serve our community!



CARLSBAD FIRE DEPARTMENT

401 South Halagueno Street

Carlsbad, NM 88220

(575) 885-3125

www.cityofcarlsbadnm.com/departments/carlsbad-fire-department/

**City of Carlsbad
Personnel Department**

**Action Report
Month of January 2026**

City of Carlsbad
Personnel Department Action Report
Month of January 2026

2026 YEAR TO DATE TOTALS	Beginning of Year	New Hires	Termina- tions	End of Year to Date
# of Employees	513	5	5	513

EMPLOYEE REPORT	Beginning of Month	New Hires	Termina- tions	Transfers In	Transfers Out	End of Month
Full-Time Employees	476	1	5	1	0	473
Part-Time/Temp Employees	37	4	0	0	1	40
Total Employees	513	5	5	1	1	513
Administrative	31	0	1	0	0	30
Judicial	8	0	0	0	0	8
Finance	21	0	0	0	0	21
Police	89	0	2	0	0	87
Fire	78	0	1	0	0	77
Community Development	65	3	0	0	0	68
Planning & Regulation	43	1	0	0	0	44
Utilities	74	0	1	0	0	73
Transportation & Facilities	104	1	0	0	0	105
TOTAL	513	5	5	0	0	513

WEEKLY INDEMNITY	Beginning of Month	New Claims	Released To Work	Terminated	End of Month
Employees on WI	3	1	0	0	4

UNEMPLOYMENT CLAIMS	Claims Received	Claims Returned	Claims Denied	Claims Approved	Claims Pending	Claims Appealed
Current Month	0	0	1	0	0	0

Drug Tests	Number Given
Pre-employment	9
Probationary	0
Post Accident	15
Random	0
Periodic	0
Probable Cause	0

Physical Examinations	Number Given
Pre-employment	9
Return to Work Evaluation	0
Functional Capacity Evaluation	0

Testing	Number Given
None	

Vacancies Bid	Department
Animal Control Officer	Police
Custodian	Facility Maintenance
Evidence Clerk	Police
HR Director	HR
Integrated Services Coordinator	Police
Library Clerk	Library
Pro Shop Attendant	Pro Shop
Records Clerk	Police

Vacancies Advertised	Applications Received
Animal Control Officer	Pending
ARC Driver	8
Beautification Assistant	3
Buidling Inspector, certified	1
CSO/Law Enforcement Officer Transition	Pending
Custodian	Pending
Evidence Clerk	Pending
Firefighter/EMT	Pending
HR Director	Pending
Integrated Services Coordinator	3
Library Page	18
Patrolman	Pending
Pro Shop Attendant, part-time	7
Rec Center Attendant, on-call	Pending
Records Clerk	21
Sr. Recreation Center Attendant	9
Sports & Rec Attendant, on-call	Pending
Telecommunicator	Pending
Transit Driver, on-call	Pending
Waste Water Foreman	Pending



CITY OF CARLSBAD

INTER-OFFICE MEMORANDUM

Richard D. Lopez, Mayor

January 29, 2026

TO: Council Members

FROM: Mayor Lopez

RE: Board, Commission, and Committee Appointments

Subject to the approval of the Governing Body, I would like to appoint the following:

Veterans' Memorial Advisory Board

Appoint: Steve Angell – 4 Year Term

ORDINANCE NO. 2026-_____

AN ORDINANCE REZONING PART OF "C-2" COMMERCIAL 2 DISTRICT TO "R-2" RESIDENTIAL 2 DISTRICT FOR APPROXIMATELY 1.23 ACRES, LOCATED AT 208 N. SIXTH STREET, LEGALLY DESCRIBED AS BEGINNING AT SW CORNER OF NW/4 SAID SECTION 1; NORTH 370 FEET TO THE POINT OF BEGINNING; NORTH 176.60 FEET, THENCE EAST 302.57 FEET, THENCE SOUTH 178 FEET, THENCE WEST 302.57 FEET TO THE POINT OF BEGINNING ALSO KNOWN AS TRACT 43 IN NW/4 SECTION1, TOWNSHIP 22 SOUTH, RANGE 26 EAST, EXCEPTING THE NORTH 78.44 FEET THEREOF, PURSUANT TO SECTION 3-21-1 ET. SEQ. NMSA 1978 AND SECTIONS 56-150(B) AND 56-140(I), CARLSBAD CODE OF ORDINANCES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, EDDY COUNTY, NEW MEXICO, that:

The official zoning map of the City is hereby amended to rezone part of "C-2" Commercial 2 District to "R-2" Residential 2 District, for approximately 1.23 acres, located at 208 N. Sixth St., legally described as:

BEGINNING AT SW CORNER OF NW/4 SAID SECTION 1; NORTH 370 FEET TO THE POINT OF BEGINNING; NORTH 176.60 FEET, THENCE EAST 302.57 FEET, THENCE SOUTH 178 FEET, THENCE WEST 302.57 FEET TO THE POINT OF BEGINNING ALSO KNOWN AS TRACT 43 IN NW/4 SECTION1, TOWNSHIP 22 SOUTH, RANGE 26 EAST, EXCEPTING THE NORTH 78.44 FEET THEREOF

INTRODUCED, PASSED, ADOPTED AND APPROVED this 10th day of March, 2026.

RICHARD D. LOPEZ, MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. 2026-_____

AN ORDINANCE REZONING PART OF "R-1" RESIDENTIAL 1 DISTRICT TO "C-1" COMMERCIAL 1 DISTRICT FOR APPROXIMATELY 0.67 ACRES, LOCATED AT 328 FARRIS STREET, LEGALLY DESCRIBED AS TRACT 17 IN THE SW/4 OF SECTION 20, TOWNSHIP 22S, RANGE 27E, PURSUANT TO SECTION 3-21-1 ET. SEQ. NMSA 1978 AND SECTIONS 56-150(B) AND 56-140(I), CARLSBAD CODE OF ORDINANCES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, EDDY COUNTY, NEW MEXICO, that:

The official zoning map of the City is hereby amended to rezone part of "R-1" Residential 1 District to "C-1" Commercial 1 District, for approximately 0.67 acres, located at 328 Farris St., legally described as:

TRACT 17 IN THE SW/4 OF SECTION 20, TOWNSHIP 22S, RANGE 27E
INTRODUCED, PASSED, ADOPTED AND APPROVED this 10th day of March, 2026.

RICHARD D. LOPEZ, MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. 2026-_____

AN ORDINANCE REZONING PART OF "R-2"
RESIDENTIAL 2 DISTRICT TO "C-2"
COMMERCIAL 2 DISTRICT FOR
APPROXIMATELY 0.43 ACRES, LOCATED AT
606 & 608 W. PIERCE STREET, LEGALLY
DESCRIBED AS LOTS 12 &14, BLOCK 181,
WESTFALL SUBDIVISION, PURSUANT TO
SECTION 3-21-1 ET. SEQ. NMSA 1978 AND
SECTIONS 56-150(B) AND 56-140(I), CARLSBAD
CODE OF ORDINANCES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD,
EDDY COUNTY, NEW MEXICO, that:

The official zoning map of the City is hereby amended to rezone part of "R-2" Residential 2 District
to "C-2" Commercial 2 District, for approximately 0.43 acres, located at 606 & 608 W. Pierce St.,
legally described as:

LOTS 12 &14, BLOCK 181, WESTFALL SUBDIVISION

INTRODUCED, PASSED, ADOPTED AND APPROVED this 10th day of March, 2026.

RICHARD D. LOPEZ, MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. 2026-_____

AN ORDINANCE REZONING PART OF "I" INDUSTRIAL DISTRICT TO "C-2" COMMERCIAL 2 DISTRICT FOR APPROXIMATELY 4.97 ACRES, LOCATED AT 1604 E. GREENE ST., LEGALLY DESCRIBED AS TRACT 5, INDUSTRIAL PARK SECOND AMENDMENT SUBDIVISION, PURSUANT TO SECTION 3-21-1 ET. SEQ. NMSA 1978 AND SECTIONS 56-150(B) AND 56-140(I), CARLSBAD CODE OF ORDINANCES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, EDDY COUNTY, NEW MEXICO, that:

The official zoning map of the City is hereby amended to rezone part of "I" Industrial District to "C-2" Commercial 2 District, for approximately 4.97 acres, located at 1604 E. Greene St., legally described as:

TRACT 5, INDUSTRIAL PARK SECOND AMENDMENT SUBDIVISION

INTRODUCED, PASSED, ADOPTED AND APPROVED this 10th day of March, 2026.

RICHARD D. LOPEZ, MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. 2026-_____

AN ORDINANCE REZONING PART OF "R-1" RESIDENTIAL 1 DISTRICT TO "C-1" COMMERCIAL 1 DISTRICT FOR APPROXIMATELY 0.30 ACRES, LOCATED AT NORTH OF 2813 SAN JOSE BLVD., LEGALLY DESCRIBED AS LOTS 25 & 27, BLOCK 31, SAN JOSE FIRST ADDITION SUBDIVISION, PURSUANT TO SECTION 3-21-1 ET. SEQ. NMSA 1978 AND SECTIONS 56-150(B) AND 56-140(I), CARLSBAD CODE OF ORDINANCES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, EDDY COUNTY, NEW MEXICO, that:

The official zoning map of the City is hereby amended to rezone part of "R-1" Residential 1 District to "C-1" Commercial 1 District, for approximately 0.30 acres, located north of 2813 San Jose Blvd., legally described as:

LOTS 25 & 27, BLOCK 31, SAN JOSE FIRST ADDITION SUBDIVISION

INTRODUCED, PASSED, ADOPTED AND APPROVED this 10th day of March, 2026.

RICHARD D. LOPEZ, MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. 2026-_____

AN ORDINANCE REZONING PART OF "R-1" RESIDENTIAL 1 DISTRICT TO "C-1" COMMERCIAL 1 DISTRICT FOR APPROXIMATELY 1.435 ACRES, LOCATED AT 2814 SAN JOSE BLVD, LEGALLY DESCRIBED AS LOT 15A, SOUTHRIDGE SUBDIVISION REPLAT 15, 16, 17 & 18, BLOCK 6, PURSUANT TO SECTION 3-21-1 ET. SEQ. NMSA 1978 AND SECTIONS 56-150(B) AND 56-140(I), CARLSBAD CODE OF ORDINANCES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, EDDY COUNTY, NEW MEXICO, that:

The official zoning map of the City is hereby amended to rezone part of "R-1" Residential 1 District to "C-1" Commercial 1 District, for approximately 1.435 acres, located at 2814 San Jose Blvd., legally described as:

LOT 15A, SOUTHRIDGE SUBDIVISION REPLAT 15, 16, 17 & 18, BLOCK 6

INTRODUCED, PASSED, ADOPTED AND APPROVED this 10th day of March, 2026.

RICHARD D. LOPEZ, MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. 2026-_____

AN ORDINANCE REZONING PART OF "R-2" RESIDENTIAL 2 DISTRICT TO "C-1" COMMERCIAL 1 DISTRICT FOR APPROXIMATELY 2.09 ACRES, LOCATED WEST OF 1500 W. BLODGETT, LEGALLY DESCRIBED AS LOT 6, LAMONT ADDITION UNIT REPLAT NO. 1 SUBDIVISION, PURSUANT TO SECTION 3-21-1 ET. SEQ. NMSA 1978 AND SECTIONS 56-150(B) AND 56-140(I), CARLSBAD CODE OF ORDINANCES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, EDDY COUNTY, NEW MEXICO, that:

The official zoning map of the City is hereby amended to rezone part of "R-2" Residential 2 District to "C-1" Commercial 1 District, for approximately 2.09 acres, located west of 1500 W. Blodgett St., legally described as:

LOT 6, LAMONT ADDITION UNIT REPLAT NO. 1 SUBDIVISION

INTRODUCED, PASSED, ADOPTED AND APPROVED this 10th day of March, 2026.

RICHARD D. LOPEZ, MAYOR

ATTEST:

CITY CLERK



**CITY OF CARLSBAD
AGENDA BRIEFING
MEMORANDUM**

Council Meeting Date: February 10, 2026

DEPARTMENT: Fire	BY: Tony Souza	DATE: 02/02/2026
SUBJECT: Consider Approval of acceptance of Permian Strategic Partnership, Inc. grant for the Carlsbad Fire Department for the purchase of Cardiac Monitors		
BACKGROUND, ANALYSIS AND IMPACT: (Safety and Welfare/Financial/Personnel/Infrastructure/etc.) Permian Strategic Partnership, Inc (PSP) has awarded the Carlsbad Fire Department a grant totaling \$325,000 for the purchase of new LIFEPAK 35 cardiac monitors. This grant was awarded after a thorough process on the part of PSP to determine the worthiness of CFD's cardiac monitor replacement proposal. These new cardiac monitors will equip CFD EMTs and Paramedics with the most up-to-date, state-of-the-art monitoring equipment to assist in the care of sick and injured victims. In addition to the enhanced capabilities of these cardiac monitors over the equipment currently in-use, the LP35 monitor ensures uniformity and inter-operability with other equipment currently in use with CFD, as well as documentation software and Carlsbad Medical Center reporting systems. This one-time grant award covers the purchase of five (5) LIFEPAK 35 cardiac monitors, along with accompanying equipment (cables, cases, etc.), with no additional cost to the City. Current inventory availability from the supplier places purchase and delivery of these cardiac monitors within the next 2–3 months. CFD will provide PSP with required documentation after purchasing and implementation of the new cardiac monitors is complete.		
DEPARTMENT RECOMMENDATION: The Fire Department recommends acceptance of this grant award.		
BOARD/COMMISSION/COMMITTEE ACTION: -		
Reviewed by:		
City Manager: Wendy D Austin		Date: 2/5/2026

Attachments:

1. PSP - LP35 Grant Award Letter



Permian Strategic Partnership

511 West Texas Avenue, Suite 200, Midland, Texas 79701
Tracee Bentley, President
409.343.9911

December 10, 2025

City of Carlsbad Fire Department
Attn: Fire Chief Anthony Souza
409 S Halagueno St
Carlsbad, NM 88220

Dear Chief Souza,

On behalf of the **Permian Strategic Partnership Inc.**, I am writing to confirm the purpose and conditional use of the grant funds awarded to the City of Carlsbad Fire Department (CFD).

The grant, in the amount of a one-time payment of **\$325,000**, is provided to support the purchase of **five LIFEPAK 35 cardiac monitors** to equip CFD ambulances and EMS support units with upgraded, state-of-the-art cardiac monitoring technology. The equipment will be utilized by Carlsbad Fire Department EMS personnel in the delivery of emergency medical services throughout Carlsbad and the surrounding communities.

The grant is specifically intended to improve CFD's interoperability and connectivity across its EMS fleet, enable direct and secure transmission of patient medical data between CFD units and local hospitals, and provide enhanced monitoring and diagnostic capabilities. By strengthening these pre-hospital capabilities, the new monitors are expected to improve coordination between EMS and hospital teams and support improved patient outcomes during cardiac and medical emergencies.

Use of the grant funds is conditional upon their application toward the stated purpose and the submission of **bi-annual written reports** to the Permian Strategic Partnership in the years 2026 and 2027. These reports should provide a summary of any updates on equipment deployment and staff training, the number of EMS calls in which the monitors were utilized, the number of EKGs or LIFENET transmissions completed, any operational observations or feedback from EMS personnel or hospital partners and any patient outcome information, if available.

We appreciate the vital work your department performs and look forward to seeing the positive impact of these upgraded cardiac monitors on emergency care in the local community.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Tracee Bentley', is written over a horizontal line.

Tracee Bentley
President and CEO
Permian Strategic Partnership



**CITY OF CARLSBAD
AGENDA BRIEFING
MEMORANDUM**

Council Meeting Date: February 10, 2026

DEPARTMENT: Executive	BY: Ken Ahrens	DATE: 02/03/2026
SUBJECT: Consider Approval of Ordinance 2026-08, an Ordinance amending Chapter 3 - Aviation, Article II of the Carlsbad City Code, clarifying boundaries and zoning restrictions of the Airport Industrial Park A. Public Hearing B. Consider Approval of Ordinance 2026-08		
BACKGROUND, ANALYSIS AND IMPACT: (Safety and Welfare/Financial/Personnel/Infrastructure/etc.) Chapter 3 - Aviation, Article II of the "Code of Ordinances, City of Carlsbad, New Mexico" also known as the "Carlsbad City Code", codifies: • the creation and location of the Airport Industrial Park; • the regulations concerning permissible buildings and businesses that may operate within the Airport Industrial Park; and • the application process for lease or purchase of land within the Airport Industrial Park. The location of the Airport Industrial Park was last amended in 2014, and the application process for lease or purchase of property was last amended in 2013. Since that time, there have been considerable improvements made in the infrastructure in that area, including the construction of new roads, and the City has sold any property that it may once have owned within the park. For these reasons, it is necessary to amend Article II of Chapter 3 - Aviation to provide an accurate geographic description of the Airport Industrial Park and to remove the lease or purchase application process from City Code.		
DEPARTMENT RECOMMENDATION: If it is the will of the City Council, approve Ordinance 2026-08 to amend Chapter 3, Article II of the Carlsbad City Code.		
BOARD/COMMISSION/COMMITTEE ACTION: -		
Reviewed by:		
City Manager: Wendy D Austin		Date: 2/5/2026

Attachments:

1. Ord. 2026-08 Chapter 3 revision
2. Airport Industrial Park, Division A
3. Airport Industrial Park, Division B

ORDINANCE NO. 2026- 08

**AN ORDINANCE OF THE CITY OF CARLSBAD, NEW MEXICO
AMENDING CHAPTER 3 - AVIATION, ARTICLE II OF THE CODE OF
ORDINANCES, CITY OF CARLSBAD, NEW MEXICO REGARDING THE
AIRPORT INDUSTRIAL PARK**

WHEREAS, pursuant to Ordinance, Chapter 3 of the Carlsbad City Code, the area known as the Airport Industrial Park is defined and zoning restrictions therein are listed; and

WHEREAS, the City of Carlsbad, New Mexico wishes to update Chapter 3.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, COUNTY OF EDDY, STATE OF NEW MEXICO, that:

1. Sec. 3-53. Location. is amended to read:

The Airport Industrial Park contains approximately 467 acres within Sections 25 and 36 of New Mexico Township 22 South, Range 26 East, N.M.P.M. Beginning near the intersection of Terminal Drive and National Parks Highway at coordinates 32°20'44"N, 104°14'59"W, and proceeding westerly along the northern right-of-way of Terminal Drive for approximately 276 feet, and proceeding northwesterly along the western right-of-way of Airway Drive for approximately 4,223 feet, and proceeding easterly from the fence line for approximately 397 feet, and proceeding northerly along the west boundary of the southwest quarter of Section 25 for approximately 2,656 feet, and proceeding easterly along the common northern boundary of the southeast quarter and southwest quarter of Section 25 for approximately 4,760 feet, and proceeding southwesterly for approximately 744 feet, and proceeding easterly for approximately 550 feet, and proceeding southwesterly along the western right-of-way of National Parks Highway for approximately 6,272 feet to the point of beginning.

2. Sec. 3-54. Divisions. is amended to read:

In order to classify, regulate and prescribe the use of buildings and premises, the height of buildings and the open space adjacent to buildings, the Airport Industrial Park is hereby divided into two divisions known as:

- (a) Division A, containing approximately 83 acres. Beginning near the intersection of Terminal Drive and National Parks Highway at coordinates 32°20'44"N, 104°14'59"W, and proceeding westerly along the northern right-of-way of Terminal Drive for approximately 276 feet, and proceeding northwesterly along the western right-of-way of Airway Drive for approximately 508 feet, and proceeding northeasterly along the centerline of Sierra Vista Drive for approximately 6,160 feet, and proceeding easterly for approximately 550 feet, and proceeding southwesterly along the western right-of-way of National Parks Highway for approximately 6,272 feet to the point of beginning.
- (b) Division B, containing approximately 384 acres. Beginning near the intersection of Airway Drive and Sierra Vista Drive on the western edge of the right-of-way at

coordinates 32°20'49"N, 104°15'05"W, and proceeding northeasterly along the centerline of Sierra Vista Drive for approximately 6,900 feet, and proceeding westerly along the common norther boundary of the southeast quarter and southwest quarter of Section 25 for approximately 4,760 feet, and proceeding southerly along the west boundary of the southwest quarter of Section 25 for approximately 2,656 feet, and proceeding westerly for approximately 397 terminating at the fence line, and proceeding southeasterly along the western right-of-way of Airway Drive for approximately 3,715 feet to the point of beginning.

3. **Sec. 3-58 Application procedure.** is deleted in its entirety.

INTRODUCED, PASSED, ADOPTED, AND APPROVED this 10th day of February, 2026.

Richard D. Lopez, Mayor

ATTEST:

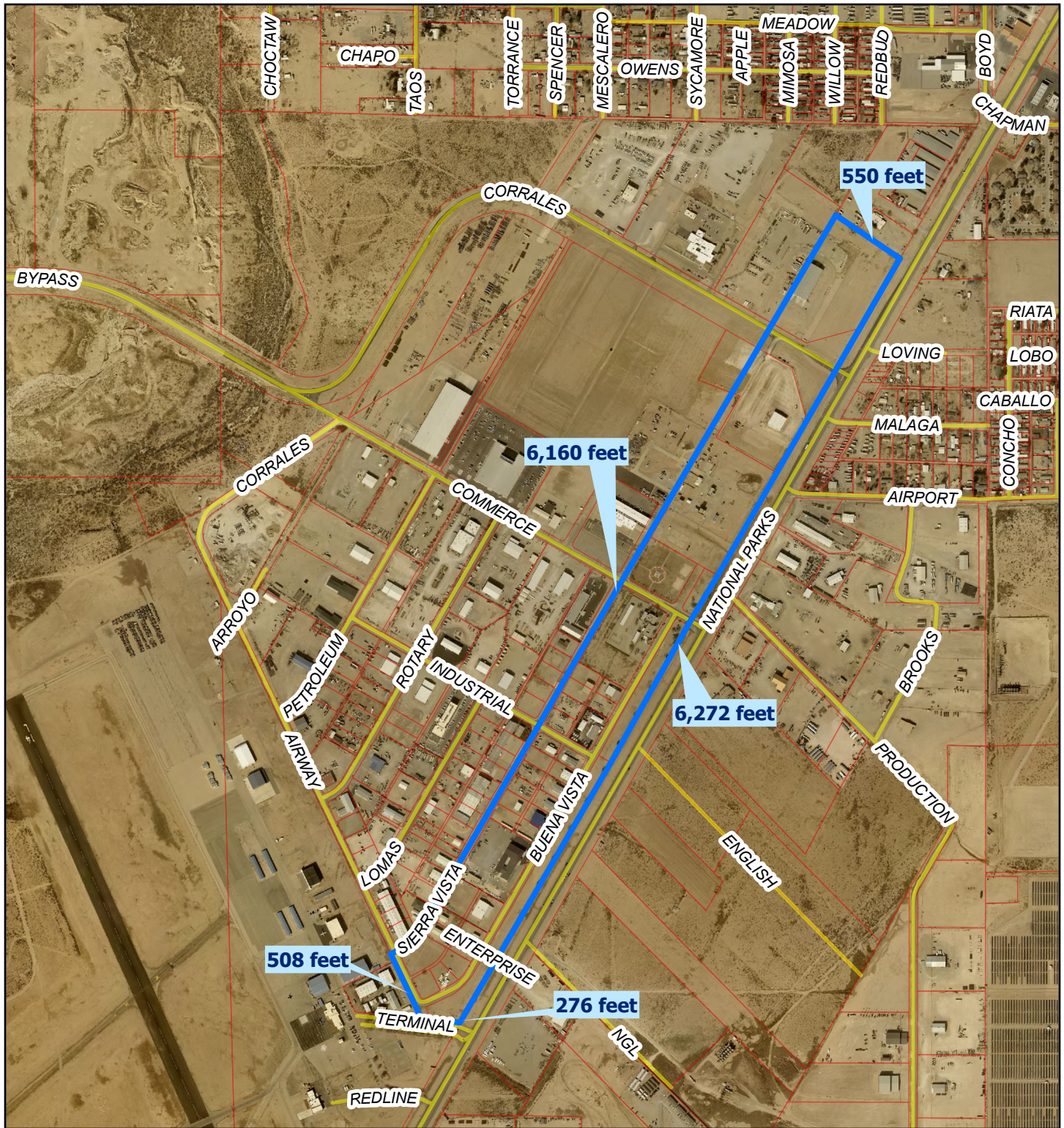
Nadine Mireles, City Clerk

Scale: 1:12,000
1 inch = 1,000 ft

Carlsbad Air Industrial Park Division A

Map #: 3299_ed01

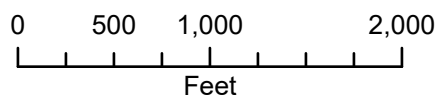
Date: 12/5/2025



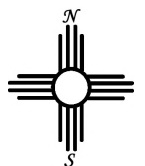
— Roads
— Parcel

Division

— A



IMPORTANT: Maps, products and data
are NOT surveyor quality and
are only to be used as a reference.

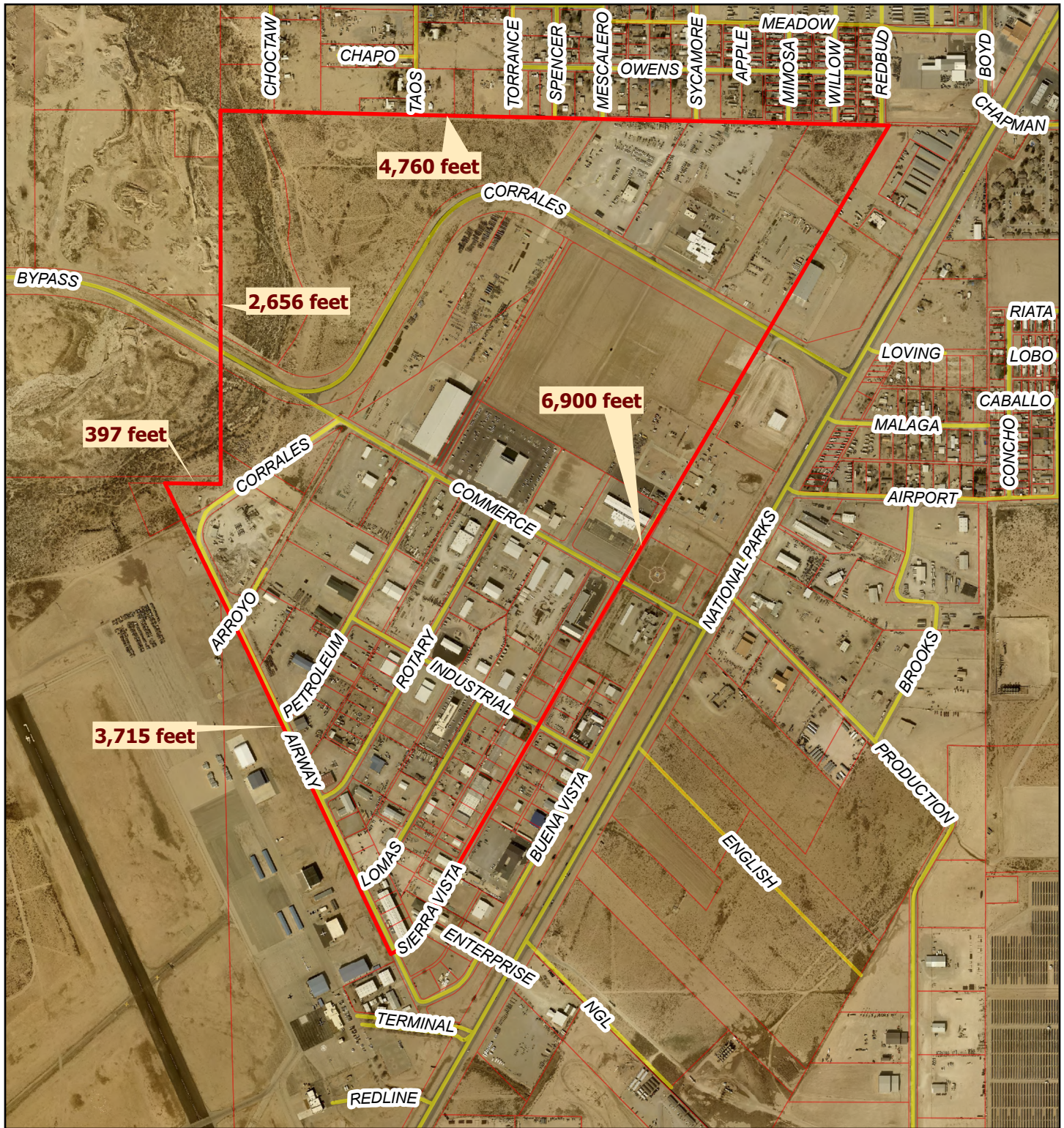


Scale: 1:12,000
1 inch = 1,000 ft

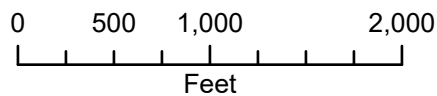
Carlsbad Air Industrial Park Division B

Map #: 3299_ed02

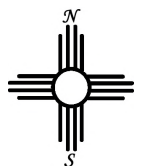
Date: 12/5/2025



— Roads
— Parcel
Division
— B



IMPORTANT: Maps, products and data
are NOT surveyor quality and
are only to be used as a reference.





**CITY OF CARLSBAD
AGENDA BRIEFING
MEMORANDUM**

Council Meeting Date: February 10, 2026

DEPARTMENT: Executive	BY: Ken Ahrens	DATE: 02/03/2026
SUBJECT: Consider Approval of Ordinance 2026-09, an Ordinance amending Chapter 4 - Alcoholic Beverages of the Carlsbad City Code, to align with changes to state law A. Public Hearing B. Consider Approval of Ordinance 2026-09		
BACKGROUND, ANALYSIS AND IMPACT: (Safety and Welfare/Financial/Personnel/Infrastructure/etc.) Chapter 4 - Alcoholic Beverages of the "Code of Ordinances, City of Carlsbad, New Mexico" also known as the "Carlsbad City Code", codifies the City regulations concerning the sale or possession for sale of alcoholic beverages within the City. The last major amendment to this chapter was made in 1982. Since that time, there have been multiple changes to state statutes and regulations concerning the sale of alcohol. In order to incorporate these statutory and regulatory changes, it is necessary to amend this chapter of City Code.		
DEPARTMENT RECOMMENDATION: If it is the will of the City Council, approve Ordinance 2026-09 to amend Chapter 4 of the Carlsbad City Code.		
BOARD/COMMISSION/COMMITTEE ACTION: -		
Reviewed by:		
City Manager: Wendy D. Austin		Date: 2/5/2026

Attachments:

1. Ord. 2026-09 Chapter 4 revision
2. Chapter 4 - Alcoholic Beverages

ORDINANCE NO. 2026- 09

**AN ORDINANCE OF THE CITY OF CARLSBAD, NEW MEXICO
AMENDING CHAPTER 4 - ALCOHOLIC BEVERAGES OF THE CODE OF
ORDINANCES, CITY OF CARLSBAD, NEW MEXICO**

WHEREAS, pursuant to Ordinance, Chapter 4 of the Carlsbad City Code regulates the sale or possession for the purpose of sale or offering for sale of alcoholic beverages; and

WHEREAS, the state of New Mexico has amended its statutes and regulations concerning the sale or service of alcoholic beverages; and

WHEREAS, the City of Carlsbad, New Mexico wishes to update Chapter 4 to incorporate these statutory and regulatory amendments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, COUNTY OF EDDY, STATE OF NEW MEXICO, that Chapter 4 of the Code of Ordinances, City of Carlsbad, New Mexico is hereby amended as follows:

SEE ATTACHED CHAPTER 4 ORDINANCE

INTRODUCED, PASSED, ADOPTED, AND APPROVED this 10th day of February, 2026.

Richard D. Lopez, Mayor

ATTEST:

Nadine Mireles, City Clerk

Chapter 4 ALCOHOLIC BEVERAGES¹

ARTICLE I. IN GENERAL

Sec. 4-1. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Alcoholic beverages shall mean and include any and all distilled or rectified spirits, potable alcohol, powdered alcohol, frozen or freeze-dried alcohol, brandy, whiskey, rum, gin and aromatic bitters bearing the federal internal revenue strip stamps or any similar alcoholic beverages, including all blended or fermented beverages, dilutions or mixtures of one or more of the foregoing containing more than one-half of one percent alcohol, but excluding medicinal bitters.

Club shall mean;

(1) any nonprofit group, including an auxiliary or subsidiary group, organized and operated under the laws of the State of New Mexico, with a membership of not less than 50 members who pay membership dues at the rate of not less than \$5.00 per year and who under the constitution and bylaws of the club have all voting rights and full membership privileges, and which group is the owner, lessee or occupant of premises used exclusively for club purposes and which group the director finds:

- (a) is operated solely for recreational, social, patriotic, political, benevolent or athletic purposes; and
- (b) has been granted an exemption by the United States from the payment of the federal income tax as a club under the provisions of Section 501(a) of the Internal Revenue Code of 1986, as amended, or, if the applicant has not operated as a club for a sufficient time to be eligible for the income tax exemption, it must execute and file with the director a sworn letter of intent declaring that it will, in good faith, apply for an income tax exemption as soon as it is eligible; or

(2) an airline passenger membership club operated by an air common carrier that maintains or operates a clubroom at an airport terminal. As used in this paragraph, "air common carrier" means a person engaged in regularly scheduled air transportation between fixed termini under a certificate of public convenience and necessity issued by the federal aviation administration;

Department shall mean the director of the alcoholic beverage control division of the New Mexico regulation and licensing department. *Director* shall mean director of the alcoholic beverage control division of the New Mexico regulation and licensing department.

Dispenser shall mean any person licensed under the provisions of the Liquor Control Act selling, offering for sale or having in the person's possession with the intent to sell alcoholic beverages both by the drink for consumption on the licensed premises and in unbroken packages including locally produced growlers, for consumption and not for resale off the licensed premises.

Distiller shall mean a person engaged in manufacturing spirituous liquors;

¹State law reference(s)—Liquor Control Act, NMSA 1978, § 60-3A-1 *et seq.*

Golf course shall mean a tract of land and facilities used for playing golf and other recreational activities that includes tees, fairways, greens, hazards, putting greens, driving ranges, recreational facilities, patios, restaurants, banquet halls, pro shops, cart paths and public and private roads that are located within the tract of land;

Governing body shall mean the city council.

Growler shall mean a clean, refillable, resealable container that has a liquid capacity that does not exceed one gallon and that is intended and used for the sale of New Mexico-produced beer, wine or cider for consumption off premises.

Hotel shall mean an establishment or complex having a resident of New Mexico as a proprietor or manager and where, in consideration of payment, food and lodging are regularly furnished to the general public. The establishment or complex must maintain for the use of its guests a minimum of twenty-five sleeping rooms.

Licensed premises shall mean the contiguous areas of the structure and the grounds that are under the direct control of the licensee;

Manufacturer shall mean a distiller, rectifier, brewer or winer.

Minor shall mean a natural person under twenty-one (21) years of age.

Package shall mean a container of alcoholic beverages that is filled or packed by a manufacturer or wine bottler for sale by the manufacturer or wine bottler to wholesalers. Person shall mean an individual, corporation, firm, partnership, copartnership, association or other legal entity.

Rectifier shall mean a person who blends, mixes or distills alcohol with other liquids or substances for the purpose of making an alcoholic beverage for the purpose of sale other than to the consumer by the drink, and includes all bottlers of spirituous liquors.

Restaurant shall mean an establishment having a New Mexico resident as a proprietor or manager which is held out to the public as a place where food is prepared and served primarily for on-premises consumption to the general public in consideration of payment and that has a dining room, a kitchen, and the employees necessary for preparing, cooking and serving food. The term "restaurant" does not include establishments as defined in rules promulgated by the director serving only hamburgers, sandwiches, salads and other fast foods.

Retailer shall mean any person licensed under the provisions of the Liquor Control Act selling, offering for sale or having in his possession with the intent to sell any alcoholic beverages in unbroken packages for consumption and not for resale off the licensed premises.

Spirituous liquors shall mean alcoholic beverages as defined herein except fermented beverages such as wine, beer and cider;

Wholesaler shall mean a person whose place of business is located in New Mexico and who sells, offers for sale or possesses for the purpose of sale any alcoholic beverages for resale by the purchaser.

Wine shall mean alcoholic beverages obtained by the fermentation of the natural sugar contained in fruit or other agricultural products, with or without the addition of sugar or other products, that do not contain less than one-half percent nor more than twenty-one percent alcohol by volume;

Wine bottler shall mean a wholesaler who is licensed to sell wine at wholesale for resale only and who buys wine in bulk and bottles it for wholesale resale.

Winegrower shall mean a person who owns or operates a business for the manufacture of wine or cider.

Winer shall mean a winegrower.

Winery shall mean a licensed premise in which a winegrower manufactures and stores wine or cider.

(Ord. No. 880, § 1, 5-25-82)

Cross reference(s)—Definitions and rules of construction generally, § 1-2.

State law reference(s)— NMSA 1978, § 60-3A-3 (2021).

Sec. 4-2. Compliance with chapter.

The sale or possession for the purpose of sale or offering for sale of alcoholic beverages in the city is hereby prohibited, except upon the terms and conditions specified in this chapter.

(Code 1974, § 3-2)

Sec. 4-3. Compliance with state law.

It shall be a violation of this chapter for any person who is not the holder of a license permitting the sale or possession of alcoholic beverages, issued under the provisions of the laws of the state, or whose license is suspended or has been revoked, at the time of such sale or possession of alcoholic beverages to sell or possess for the purpose of sale any alcoholic beverage in the city.

(Code 1974, § 3-3)

Sec. 4-4. Reserved.

Editor's note(s)—Ord. No. 2000-05, § 1, adopted June 13, 2000, repealed § 4-4, which pertained to the area wherein alcoholic liquors may be sold. See the Code Comparative Table.

Sec. 4-5. Hours of operation for retailer, dispenser or club.

- (1) Provided that nothing in this section shall prohibit the consumption at any time of alcoholic beverages in guest rooms of hotels, alcoholic beverages shall be sold, served and consumed on licensed premises only from 7:00 a.m. until 2:00 a.m. on the following day.
- (2) Alcoholic beverages may be sold by a dispenser or a retailer in unbroken packages, for consumption off the licensed premises and not for resale only from the hours of 7:00 a.m. until midnight.

(Code 1974, § 3-5.)

State law reference(s)— NMSA 1978, § 60-7A-1 (2021).

Sec. 4-6. Offenses by retailers.

It shall be a violation of this chapter for any retailer:

- (1) *Consumption on premises.* To allow or permit any alcoholic beverages to be consumed on his licensed premises.
- (2) *Maintaining place for consumption.* To maintain or keep in close proximity to the licensed premises any place for the consumption of alcoholic beverages purchased from him.
- (3) *Selling off premises.* To sell any alcoholic beverages at any place other than his licensed premises.
- (4) *Original containers.* To sell, possess for the purpose of sale or to have, possess or keep on his licensed premises alcoholic beverages not contained in the unopened, original package.
- (5) *Buying from other than licensed New Mexico wholesaler.* To buy or receive any alcoholic beverages from any person other than a duly licensed New Mexico wholesaler, or wine wholesaler for the purpose of or with the intent of reselling the alcoholic beverages; or

-
- (6) *Owning interest in wholesale liquor establishment, etc.* To directly or indirectly, or through any subterfuge, to own, operate or control any interest in any wholesale liquor establishment, liquor manufacturing or wine bottling firm. This subsection shall not prevent any retailer from owning stock in any corporation which wholesales, manufactures or bottles alcoholic beverages when he owns the stock for investment purposes only.

(Code 1974, § 3-6.)

Cross reference(s)—Licenses and business regulations, ch. 28.

State law reference(s)— NMSA 1978, § 60-7A-11 (1988).

Sec. 4-7. Offenses by dispensers, canopy licensees, restaurant licensees, governmental licensees or their lessees and clubs.

It shall be a violation of this chapter for any dispenser, canopy licensee, restaurant licensee, governmental licensee or its lessee or club:

- (1) *Purchases of alcoholic liquors.* To receive any alcoholic beverages for the purpose of, or with the intent of, reselling the same, from any person unless the person is duly licensed to sell such alcoholic beverages to dispensers for resale.
- (2) *Bottling bulk wine.* To sell, possess for the purpose of sale, or to bottle any bulk wine, for sale other than by the drink for immediate consumption on its licensed premises.
- (3) *Size of containers; beer.* To receive, have, possess, sell, keep or allow, suffer or permit upon his licensed premises any package or container of alcoholic liquor which does not contain less than five gallons; provided, that barrels, half-barrels and quarter-barrels of beer may be sold to persons and groups for consumption at parties, outings and picnics.
- (4) *Application of retailer regulations.* To do any of the things which a retailer is prohibited from doing by section 4-6.
- (5) *Additional license tax.* To sell, or possess for the purpose of sale, any alcoholic liquors at any location or place, except his licensed premises, unless otherwise permitted to do so by the state, in which event, an additional daily license tax shall be paid by such dispensers to the city.
- (6) *Server training; permit required.* To employ or engage a person to sell, serve or dispense alcoholic beverages if the person has not received alcohol server training within thirty days of employment; or employ or engage a person to sell, serve, deliver or dispense alcoholic beverages during a period when the server permit of that person is suspended or revoked

(Code 1974, § 3-7)

State law reference(s)— NMSA 1978 § 60-7A-12 (2021).

Sec. 4-8. Sales by clubs.

It shall be a violation of this chapter for any club to sell any alcoholic beverages , except beer, by the can or bottle, in any manner other than by the drink for immediate consumption on the premises thereof. Nothing in this chapter shall be construed to prevent the sale and service of wines by clubs by the bottle for immediate consumption on the premises. (Code 1974, § 3-8)

State law reference(s)—NMSA 1978 § 60-7A-13 (2021).

Sec. 4-9. Drinking, etc., alcoholic liquors in public places.

It shall be unlawful to drink or consume alcoholic liquors, or for any person who is the owner or proprietor to sell, serve, furnish or permit the drinking or consumption of alcoholic liquors in any public dance hall, poolroom, bowling alley, street, state or federal building, or in any other public place, except establishments having a license to dispense alcoholic liquors.

(Code 1974, § 3-10)

State law reference(s)—Municipal authority to prohibit public intoxication, NMSA 1978, § 3-18-17(C)(3).

Sec. 4-10. Curb service.

It shall be unlawful for any establishment having a license to dispense alcoholic liquors to give any kind of curb service of alcoholic liquors, except in unbroken packages, outside of the building on the premises at which the licensee's business is operated, except to customers seated at tables.

(Code 1974, § 3-11)

Sec. 4-11. Allowing minor to sell or serve.

A. Except as provided in Subsection B or C of this section, it is a violation of this chapter for any person licensed pursuant to the provisions of the Liquor Control Act or for any employee, agent or lessee of that person knowingly to employ or use the service of any minor in the sale and service of alcoholic beverages.

B. A person holding a dispenser's, restaurant or club license may employ persons eighteen years of age or older to sell or serve alcoholic beverages in an establishment that is held out to the public as a place where meals are prepared and served and the primary source of revenue is food, and where the sale or consumption of alcoholic beverages is not the primary activity, except that a person under twenty-one years of age shall not be employed as a bartender or deliverer.

C. A person holding a wholesaler's license may employ persons eighteen years of age or older who are licensed pursuant to the New Mexico Commercial Driver's License Act [NMSA 1978 §§ 66-5-52 to 66-5-72] to engage in activities customary to warehouse operations and to handle and deliver alcoholic beverages to licensees holding a dispenser's, retailer's, restaurant, club, small brewer, wine grower, craft distiller, manufacturer's, rectifier or any other license that allows for the purchase and delivery of alcoholic beverages by a licensed wholesaler, as long as the minor delivers sealed, unbroken packages, including containers such as bottles, cans and kegs. A person under the age of twenty-one shall not be allowed to sample alcoholic beverages to accounts.

(Code 1974, § 3-12)

State law reference(s)— NMSA 1978 § 60-7B-11 (2021).

Sec. 4-12. Selling or giving to minors; possession by minors.

A. It shall be a violation of this chapter for a person, including a person licensed pursuant to the provisions of the Liquor Control Act, or an employee, agent or lessee of that person, if the person knows or has reason to know that the person is violating the provisions of this section, to:

(1) To sell, serve or give any alcoholic beverages to a minor.

(2) To buy alcoholic beverages for, or to procure the sale or service of alcoholic liquor to, a minor.

(3) To deliver alcoholic beverages to a minor.

(4) To aid or assist a minor to buy, procure or be served with alcoholic liquor.

B. It is not a violation of this chapter, as provided in Subsection A or C of this section, when:

(1) a parent, legal guardian or adult spouse of a minor serves alcoholic beverages to that minor on real property, other than licensed premises, under the control of the parent, legal guardian or adult spouse; or

(2) alcoholic beverages are used in the practice of religious beliefs.

C. It shall be a violation of this chapter for any minor to buy, attempt to buy, receive, possess or permit the minor's self to be served with alcoholic beverages except when accompanied by his parent, guardian or an adult person into whose custody he has been committed for the time by some court or his parent or guardian who is actually, visibly and personally present at the time such alcoholic liquor is bought or received by him or served or delivered to him.

D. When a person other than a minor procures another person to sell, serve or deliver alcoholic beverages to a minor by actual or constructive misrepresentation of facts or concealment of facts calculated to cause the person selling, serving or delivering the alcoholic beverages to the minor to believe that the minor is legally entitled to be sold, served or delivered alcoholic beverages and actually deceives that person by that misrepresentation or concealment, then the procurer and not the person deceived shall have violated the provisions of this chapter.

E. In any proceedings under subsection A. of this section, it shall not be necessary for the prosecution, or any person, official or party urging or contending that such subsection has been violated, to allege or prove that the parent, guardian or any adult person into whose custody any such minor has been committed by any court or the parent or guardian of such minor, was not actually, visibly and personally present at the time of the alleged violation, but such matters are matters of defense to be established and proved by the person against whom the prosecution or proceedings are brought.

(Code 1974, § 3-13)

State law reference(s)— NMSA 1978 § 60-7B-1 (2013).

Sec. 4-14. Evidence of age and identity.

A. Evidence of the age and identity of the person may be shown by any document that contains a picture of the person issued by a federal, state, county or municipal government, or subdivision or agency thereof, including but not limited to a motor vehicle operator's license or an identification card issued to a member of the armed forces.

B. An identity document is valid for the purposes of this chapter even if it has expired.

C. Except for deliveries of alcoholic beverages by a licensee that holds an alcoholic delivery permit, it is unnecessary to ask for an identity document if the person clearly looks older than thirty-five years of age.

State law reference(s)—NMSA 1978 § 60-7B-2 (2021).)

Sec. 4-15. Refusal to serve.

A. A person licensed pursuant to the provisions of the Liquor Control Act or any employee, agent or lessee of that person may refuse to deliver, sell or serve alcoholic beverages to any person who is unable to produce an identity card as evidence that the person is twenty-one years of age or over.

B. An identity document is valid for the purposes of this chapter even if it has expired.

C. Except for deliveries of alcoholic beverages by a licensee that holds an alcoholic delivery permit, it is unnecessary to ask for an identity document if the person clearly looks older than thirty-five years of age.

State law reference(s)—NMSA 1978 § 60-7B-5 (2021).)

Sec. 4-16. Demanding and seeing identity card.

In any criminal prosecution or in any proceedings for the suspension or revocation of a license or alcoholic beverage delivery permit or in any proceeding for violation of a municipal or county ordinance prohibiting the gift, sale or service of alcoholic beverages to minors, proof that the accused licensee or alcoholic beverage delivery permittee in good faith demanded and was shown an identity card as evidence the person is twenty- one years of age or older before furnishing any alcoholic beverages to a minor shall be a defense to the prosecution or proceedings.

State law reference(s)—NMSA 1978 § 60-7B-6 (2021).

Sec. 4-17. False evidence of age or identity.

It shall be a violation of this chapter for a minor to present to any person licensed pursuant to the provisions of the Liquor Control Act or any employee, agent or lessee of that person any written, printed or photostatic evidence of age or identity that is false, for the purpose of procuring or attempting to procure any alcoholic beverages.

State law reference(s)—NMSA 1978 § 60-7B-7 (2021).

Sec. 4-18. Delivery of identity card to minor.

It shall be a violation of this chapter for any person to give, loan, sell or deliver an identity card to a minor with the knowledge that the minor intends to use the identity card for the purpose of procuring or attempting to procure any alcoholic beverages.

State law reference(s)— NMSA 1978 § 60-7B-8 (2021).

Sec. 4-19. Penalty (minors).

Any violation of sections 4-11 through 4-18 of this chapter by a minor shall be subject to punishment as provided in section 1-6.

State law reference(s)— NMSA 1978 § 60-7B-9 (2021).

Sec. 4-20. Sale, etc., to taxicab operator, etc., for purpose of delivery to another.

It is hereby declared unlawful and a misdemeanor for:

- (1) Retail dealers of liquor and alcoholic beverages to take orders to sell or agree to sell or to deliver any liquor or alcoholic beverages to any taxicab operator or to any other person for delivery by such taxicab operator or any other person to any minor or to any other person or place.
- (2) Taxicab operators or any other person to purchase, procure or in any manner secure or obtain from any retail dealer of liquor or alcoholic beverages any liquor or alcoholic beverages for the purpose of transporting or delivering it to any minor or to any other person or place.
- (3) Taxicab operators or any other person to purchase, procure or in any manner secure or obtain from any retail dealer of liquor or alcoholic beverages any liquor or alcoholic beverage or transport or deliver any liquor or alcoholic beverages to any minor or to any other person or place. Nothing in this section shall prohibit any dealer in liquor or alcoholic beverages from lawfully selling any liquor or alcoholic beverages on his premises to persons lawfully entitled to purchase any liquor or alcoholic beverages for transportation by them and for their own use or consumption in any manner authorized by law; nor does this section prohibit any person from lawfully purchasing liquor or alcoholic beverages from any dealer and transporting liquor or alcoholic beverages for his own use or consumption in any manner authorized by law.

(Code 1974, § 3-14)

Cross reference(s)—Vehicles for hire, ch. 54.

Secs. 4-21—4-40. Reserved.***ARTICLE II. LICENSE TAX²*****Sec. 4-41. Penalty.**

Any person violating any of the provisions of this article shall be subject to punishment as provided in section 1-6.

(Ord. No. 880, § 4, 5-25-82)

Sec. 4-42. Determination of rates, due date.

- (a) Pursuant to the provisions of NMSA 1978, § 7-24-1, the city council, by ordinance, shall set the rates, and the dates and manner of license tax payment on or before June 1 of each year. The rate set shall apply from July 1 through and including June 30 of the following year.
- (b) The tax rates shall be in the amounts as authorized by NMSA 1978, § 7-24-1.

(Ord. No. 880, §§ 2, 3, 5-25-82)

ch. 48.

State law reference(s)—Municipal authority to set tax rates, NMSA 1978, § 7-24-1 (1993).

(Supp. No. 17)

Created: 2025-08-15 11:06:06 [EST]

Sec. 4-43. City license required.

Pursuant to the provisions of NMSA 1978, § 7-24-1, no person who has been issued a state license from the department shall be given possession of the license by the city until the person has paid the city license in full by July 1.

(Ord. No. 880, § 3(A), 5-25-82)

Sec. 4-44. Failure to pay.

Failure of any person holding a retailer's, dispenser's, club, or restaurant license to pay the license tax levied by this article on the date and in the manner imposed by this article, shall be subject to appropriate action by the city council as provided by NMSA 1978, § 7-24-3, relating to the closing of establishments.

(Ord. No. 880, § 5, 5-25-82)



**CITY OF CARLSBAD
AGENDA BRIEFING
MEMORANDUM**

Council Meeting Date: February 10, 2026

DEPARTMENT: Planning & Zoning	BY: Jeff Patterson	DATE: 02/03/2026
SUBJECT: Consider Approval of Ordinance 2026-10, an Ordinance annexing approximately 4.40 acres of property located at the southeast corner of the intersection between North Canal Street and East Peach Lane Owner; Board of Education A. Public Hearing B. Consider Approval of Ordinance 2026-10		
BACKGROUND, ANALYSIS AND IMPACT: (Safety and Welfare/Financial/Personnel/Infrastructure/etc.) Applicant: Linda Wilson P.O. Box 1479 Carlsbad, NM 88221 Owner: Board of Education 408 N Canyon St Carlsbad, NM 88220 A petition to annex approximately 4.40 acres of property located on the southeast corner of North Canal Street and East Peach Lane. The applicant is requesting that the property be zoned "R-2" Residential District with the plan to subdivide the property into residential properties for development. The subject property is contiguous with the current city boundary. The applicant will need to work with the City's Utilities Department to determine the availability of water and sanitary sewer to serve the development as it moves forward. This request is pursuant to Section 3-7-1 et. Seq. NMSA 1978 and more specifically, Section 3-7-17, which states: <i>3-7-17. Annexation; petition by owners of contiguous territory; duty of governing body; ordinance; appeal.</i> <i>A. Except as provided in Sections 3-7-17.1 and 3-57-4 NMSA 1978, whenever a petition:</i> <i>(1) seeks the annexation of territory contiguous to a municipality;</i> <i>(2) is signed by the owners of a majority of the number of acres in the contiguous territory;</i> <i>(3) is accompanied by a map that shows the external boundary of the territory proposed to be annexed and the relationship of the territory proposed to be annexed to the existing</i>		

boundary of the municipality; and

(4) *is presented to the governing body, the governing body shall by ordinance express its consent or rejection to the annexation of such contiguous territory.*

B. *If the ordinance consents to the annexation of the contiguous territory, a copy of the ordinance, with a copy of the plat of the territory so annexed, shall be filed in the office of the county clerk. After the filing, the contiguous territory is part of the municipality. The clerk of the municipality shall also send copies of the ordinance annexing the territory and of the plat of the territory so annexed to the secretary of finance and administration and to the secretary of taxation and revenue.*

C. *Within thirty days after the filing of the copy of the ordinance in the office of the county clerk, any person owning land within the territory annexed to the municipality may appeal to the district court questioning the validity of the annexation proceedings. If no appeal to the district court is filed within thirty days after the filing of the ordinance in the office of the county clerk or if the court renders judgment in favor of the municipality, the annexation shall be deemed complete.*

History: 1953 Comp., § 14-7-17, enacted by Laws 1965, ch. 300; 1981, ch. 204, § 9; 1998, ch. 42, § 1.”

Section 3-7-18 states:

3-7-18. *Annexation to include streets. (1965)*

Any municipality annexing any territory shall include in the annexation any streets located along the boundary of the territory being annexed. As used in this section, "street" means any thoroughfare that is open to the public and has been accepted by the board of county commissioners as a public right-of-way.

PLANNING STAFF RECOMMENDATION: Based on review of the application and staff comments, planning staff recommends approval of this request based on the following findings:

1. The proposed amendment will not adversely impact the public health, safety or general welfare and will not promote the original purposes of the Zoning Ordinance; and
2. The proposed amendment does respond to changed conditions, such as changes in public capital investments, road locations or functional classification, population trends, density, use or further studies that have been completed since adoption of the Zoning Ordinance; and
3. The proposed amendment is not necessary in order to respond to State and/or Federal legislation; and
4. The proposed amendment does provide additional flexibility in meeting the objectives of this Zoning Ordinance without lowering the standards of the Zoning Ordinance; and
5. The proposed amendment is in substantial compliance with the City's Comprehensive Plan or other City Master Plan; and
6. The proposed amendment will not adversely affect the implementation of the goals and policies of the City's Comprehensive Plan or other City Master Plan; and
7. The proposed amendment is not justified in order to correct a mistake in the Official Zoning Map or the text of the Zoning Ordinance; and

8. The proposed amendment is not justified in order to respond to changes in the City's Comprehensive Plan or other City Master Plan including, but not limited to, changes in land use assumptions, surrounding uses, population forecasts, rates of land consumption, anticipated community needs or other factors.

DEPARTMENT COMMENTS:

Public Works: Recommend approval

Utilities Department: Water service availability must be determined as the development moves forward.

Fire Department: Recommend approval

Legal Department: Recommend approval

Planning Department: Recommend approval

Police Department: No comment

Projects Department: Recommend approval

DEPARTMENT RECOMMENDATION:

Based on the review of the application materials and staff comments, the Planning Department recommends approval of the request.

BOARD/COMMISSION/COMMITTEE ACTION:

-

Reviewed by:

City Manager: Wendy D Austin	Date: 2/5/2026
------------------------------	----------------

Attachments:

1. Ord. #2026 - Annexation - Peach & Canal (1)

ORDINANCE NO. 2026-10

AN ORDINANCE ANNEXING A PORTION OF LAND CONTAINING +/- 4.40 ACRES MORE OR LESS, CONTIGUOUS TO THE CITY OF CARLSBAD, NEW MEXICO, LOCATED ON THE SOUTHEAST CONER OF N. CANAL ST. & E. PEACH LN.; LEGALLY DESCRIBED AS LOT 6, BLOCK 11, LA HUERTA SUBDIVISION; PURSUANT TO THE PETITION METHOD PROVIDED FOR IN SECTION 3-7-1 ET. SEQ., NMSA 1978.

WHEREAS, a petition for annexation of territory contiguous to the City of Carlsbad has been presented to the Governing Body of the City of Carlsbad; and

WHEREAS, said petition is accompanied by a map showing the external boundary of the territory proposed to be annexed and its relationship to the existing boundary of the City of Carlsbad, New Mexico.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, NEW MEXICO:

Section 1. Subject to the proviso contained in Section 2 hereof, the City of Carlsbad hereby consents to the annexation of 4.40 acres, more or less, of contiguous territory situated in Eddy County, New Mexico, located at the southeast corner of N. Canal St. & E. Peach Ln., legally described as follows:

LOT 6, BLOCK 11, LA HUERTA SUBDIVISION

Section 2. A copy of this ordinance and the plat of said property shall be filed in the office of the County Clerk of Eddy County. After such filing, the property shall be included in and be a part of the City of Carlsbad. Appeal may be made by any person owning land within this said territory to the District Court of Eddy County within thirty (30) days on the grounds and in the manner provided by law.

INTRODUCED, PASSED, ADOPTED, AND APPROVED THIS 10TH DAY OF FEBRUARY, 2026.

RICHARD D. LOPEZ, MAYOR

ATTEST:

CITY CLERK



Receipt Date Stamp

CITY OF CARLSBAD

*Planning, Engineering,
and Regulation Department*

114 S. Halagueno (PO Box 1569)
Carlsbad, NM 88221
Phone (575) 885-1185
Fax (575) 628-8379

APPLICATION FOR ANNEXATION

(SEE 3-7-17 NMSA, 1978, FOR PETITION REQUIREMENTS)

PROCESS FOR ACCEPTANCE AND REVIEW OF PLANNING AND ZONING COMMISSION MATTERS

1. The Planning and Zoning Commission's regularly scheduled meetings are on the FIRST MONDAY OF THE MONTH. Applicant should obtain an Application Packet for the particular type of request (Zone Change, Subdivision, Variance, Annexation, Special Property Use, etc.) from the City of Carlsbad, Planning, Engineering, and Regulation Office.
2. With the exception of Summary Reviews, **Applicant must submit a completed Application to the Planning, Engineering, and Regulation Office on, or before, the FIRST FRIDAY OF THE MONTH prior to the desired Commission meeting.** (As per Section 3-20-8 NMSA 1978 and Chapter 47 Code of Ordinances, Summary Reviews may be submitted at any time.) The minimum application packet submittal is one (1) copy of the Application with original signatures and all required supporting documents. If desired, a letter of explanation or clarification may also be provided. The required non-refundable application fee is due with submittal of the application.

The desired maximum size for all documents is 11"x17". **However, if the applicant wishes to support his or her application with larger size documents, an original and fifteen (15) copies need to be provided. (For Summary Review—an original and three (3) copies are required.)** Separate arrangements for copying these large documents may be possible, but will incur additional costs.

3. The Planning, Engineering, and Regulation Office will give the Application an initial cursory review. If deficiencies or questions are noted, the Applicant will be advised and provided an opportunity to supplement the Application. If the Applicant fails to complete and resubmit the application prior to the above deadline, the matter will not be heard until the next subsequent Commission meeting. The original application fee will be retained and will suffice for the specific original application for a period of four months from the date of the original application.
4. Applications appearing complete will be set for full evaluation by City Staff prior to the Commission meeting. The purpose of this evaluation is to develop and provide a full briefing report for the Commission. Applicants will be advised of deficiencies noted during this review and will be afforded opportunity to supplement their application during their presentation to the Commission, if they so desire.



PETITION FOR ANNEXATION

(SEE 3-7-17 NMSA, 1978, FOR PETITION REQUIREMENTS)

Application Date: _____

Fee Paid: (\$50.00)

I/We, the undersigned owners of the following described real estate, do by our signature, hereby present the City of Carlsbad with this petition for Annexation under Article 7, Section 3-17 et. seq. NMSA 1978, which regulates the annexation of land. As the property owner(s), I/we understand that all required information must be provided in accordance with these regulations. In addition, I/we understand that the construction or upgrade of public infrastructure may be required as a condition of approval. In this case, a Development Agreement or an Assessment District may be required by the City. As the applicant, I/we may be required to provide a financial guarantee for the construction of said improvements. The financial guarantee and timeline for completion are subject to approval by the City.

Board of Education		4.38
NAME OF PROPERTY OWNER		ACREAGE
408 North Canyon Street		
ADDRESS		
Carlsbad	NM	88220
CITY	STATE	ZIP
575-234-3300		
PHONE	EMAIL	
SIGNATURE	DATE	

NAME OF PROPERTY OWNER		ACREAGE
ADDRESS		
CITY	STATE	ZIP
PHONE	EMAIL	
SIGNATURE		
DATE		

Legal description of property being annexed (attach copy of Annexation Plat):

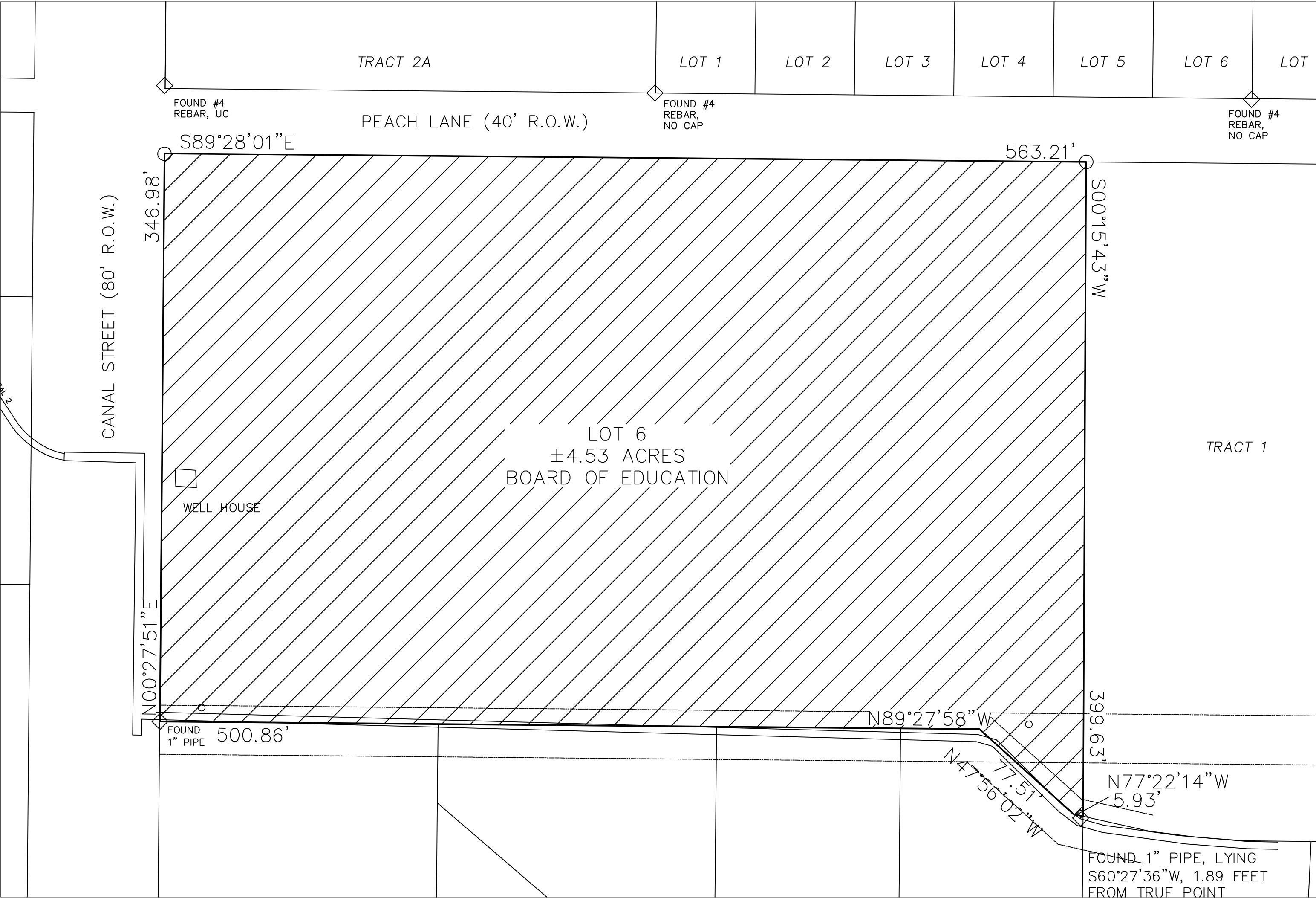
Total acreage: 4.38

Current Zoning: County

Proposed Zoning: R-2 (Please attach a completed Zoning Change application, a separate fee may be required)

ANNEXATION PLAT

LOT 6, BLOCK 11, LA HUEARTA SUBDIVISION, LESS THE NORTH 40 FEET, AND THAT PART OF LOT 8, BLOCK 11 LYING NORTH AND EAST OF THE C.I.D. DITCH, AS SHOWN ON THE OFFICIAL PLAT THEREOF ON FILE (CABINET 2, SLIDE 96-1) IN THE OFFICE OF THE COUNTY CLERK OF EDDY COUNTY, NEW MEXICO.



ANNEXATION ORDINANCE NUMBER _____

ESTABLISHMENT OF ZONING DISTRICT RESIDENTIAL 1 (R-1)

APPROVED AND ADOPTED BY
APPROVAL BY THE CITY PLANNING AND ZONING COMMISSION
THIS IS TO CERTIFY THAT THIS PLAT HAS BEEN INSPECTED AND APPROVED BY THE PLANNING AND ZONING COMMISSION, OF THE CITY OF CARLSBAD, COUNTY OF EDDY, STATE OF NEW MEXICO DURING A REGULARLY SCHEDULED MEETING ON

THIS _____ DAY OF _____, 20_____.

CHAIRMAN _____ SECRETARY _____

THE CITY OF CARLSBAD
THIS IS TO CERTIFY THAT THIS PLATTED REQUEST HAS BEEN APPROVED BY THE CITY COUNCIL OF THE CITY OF CARLSBAD, COUNTY OF EDDY, STATE OF NEW MEXICO, DURING A REGULARLY SCHEDULED MEETING HELD ON

THIS _____ DAY OF _____, 20_____.

MAYOR _____ CITY CLERK _____

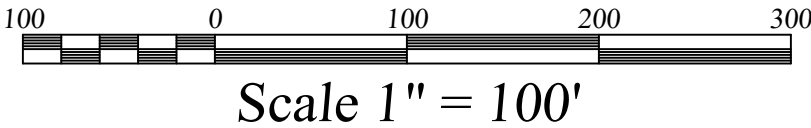
R&R SURVEYING LLC
A LAND SURVEYING COMPANY
SERVING CARLSBAD AREA FOR 20+ YEARS
423 W. GREEN ST, CARLSBAD, NM 88220

INDEXING INFORMATION FOR COUNTY CLERK
SECTION 30 TOWNSHIP 21 SOUTH RANGE 27 EAST N.M.P.M.
OWNER: BOARD OF EDUCATION

AREA: ±4.53 ACRES
DATE: NOVEMBER 12, 2025
SUBDIVISION SEE LEGAL DESCRIPTION

I, MELVIN R. PYEATT, JR., NEW MEXICO REGISTERED PROFESSIONAL SURVEYOR NO. 20251, CERTIFY THAT THIS SURVEY PLAT AND THE ACTUAL SURVEY ON THE GROUND UPON WHICH IT IS BASED WAS PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION; THAT I AM RESPONSIBLE FOR THIS SURVEY; THAT THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO; AND THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT THIS PLAT IS AN ANNEXATION PLAT AS DEFINED BY THE NEW MEXICO SUBDIVISION ACT AND THAT THIS IS A BOUNDARY SURVEY PLAT OF EXISTING TRACT(S) OF LAND, MELVIN R. PYEATT, JR., 423 W. GREENE ST. SUITE 1, CARLSBAD, N.M., 88220, CERTIFICATE NO. 20251, TELE. 575-885-6867, FAX 575-885-6867

STATE OF NEW MEXICO, COUNTY OF EDDY, I HERE BY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD ON



LEGEND
CORNER FOUND AS NOTED
SET #4 REBAR, CAP 20251
NEW & OLD EASEMENTS



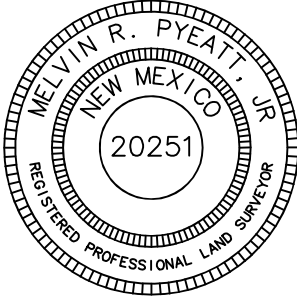
BOARD OF EDUCATION
GERRY WASHBURN, PRESIDENT OF THE BOARD OF EDUCATION
OWNER
STREET ADDRESS
CITY, STATE, ZIP

OWNERS STATEMENT AND AFFIDAVIT
STATE OF _____
COUNTY OF _____
THE ABOVE SIGNED BEING FIRST DULY SWORN ON OATH, STATE: AS THE OWNERS AND PROPRIETORS WE HAVE OF OUR OWN FREE WILL AND CONSENT CAUSED THIS PLAT WITH ITS ANNEXATION TO BE PLATTED. THE PROPERTY DESCRIBED ON THIS PLAT LIES WITHIN THE PLATTING JURISDICTION OF: EDDY COUNTY AND CARLSBAD PLANNING AND PLATTING AREA
SUBSCRIBED, SWORN TO AND ACKNOWLEDGED

ACKNOWLEDGMENT:
ON THIS _____ DAY OF _____, 20_____, BEFORE ME PERSONALLY

APPEARED GERRY WASHBURN, PRESIDENT OF THE BOARD OF EDUCATION, KNOWN TO ME TO BE THE PERSON(S) DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THAT THEY EXECUTED THE SAME AS THEIR FREE ACT AND DEED. WITNESS MY HAND AND OFFICIAL SEAL THE DAY, MONTH AND YEAR LAST ABOVE WRITTEN.

NOTARY PUBLIC _____

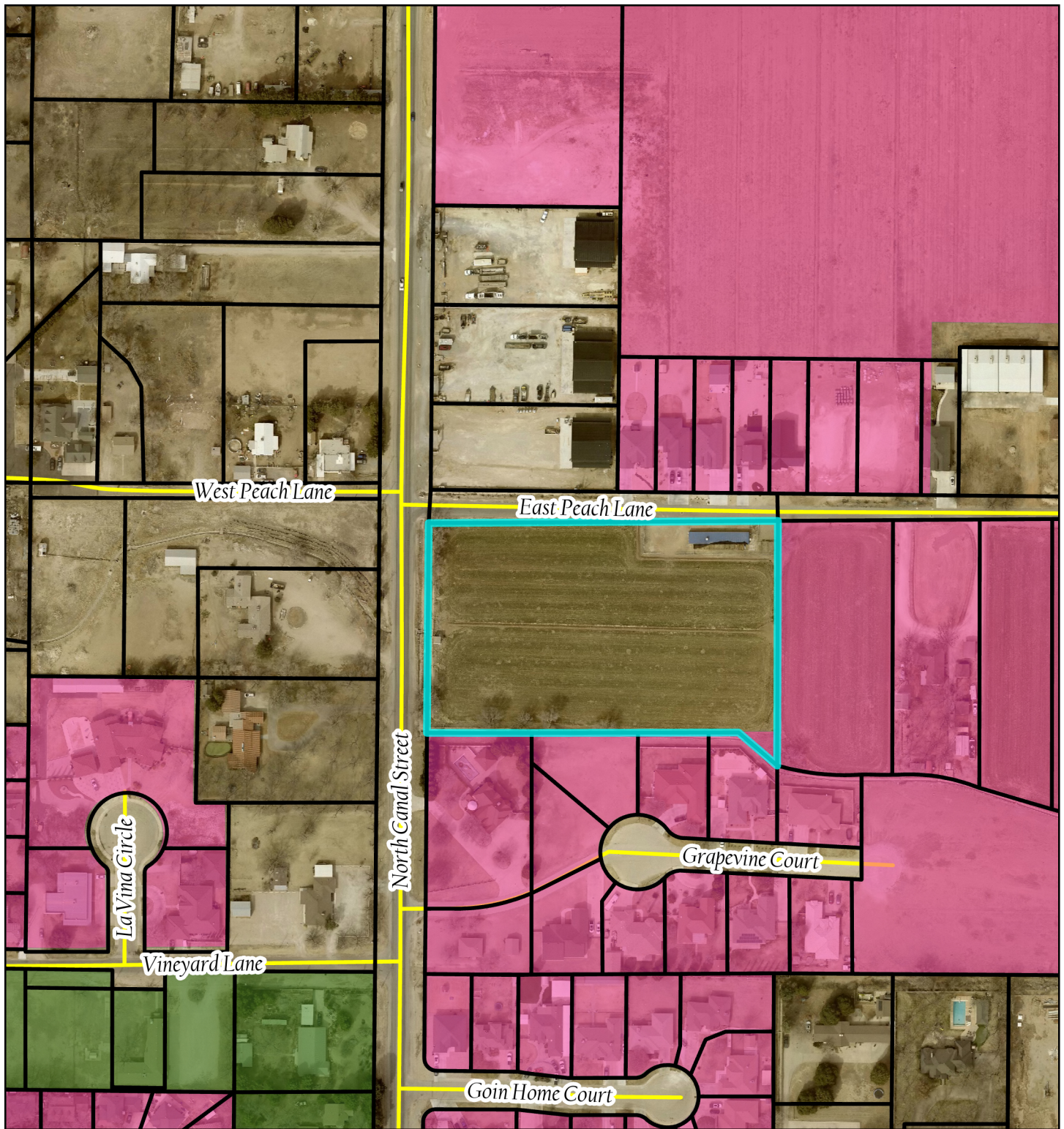


Scale: 1:2,703

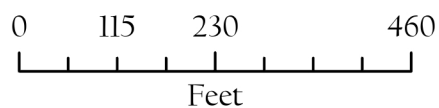
1 inch = 225 feet

N Canal St & E Peach Ln - Annex
Carlsbad, NM

Date: 11/17/2025



- Parcel
- Zoning
 - R-1
 - R-R
- Polygon Notes



IMPORTANT: Maps, products and data
are NOT surveyor quality and
are only to be used as a reference.





**CITY OF CARLSBAD
AGENDA BRIEFING
MEMORANDUM**

Council Meeting Date: February 10, 2026

DEPARTMENT: Planning & Zoning	BY: Jeff Patterson	DATE: 02/03/2026
SUBJECT: Consider Approval of Ordinance 2026-11, an Ordinance applying "R-2" Residential 2 District zoning to approximately 4.40 acres of property located at the southeast corner of the intersection between North Canal Street and East Peach Lane Owner: Board of Education A. Public Hearing B. Consider Approval of Ordinance 2026-11		
BACKGROUND, ANALYSIS AND IMPACT: (Safety and Welfare/Financial/Personnel/Infrastructure/etc.) Applicant: Linda Wilson P.O. Box 1479 Carlsbad, NM 88221 Owner: Board of Education 408 N Canyon St Carlsbad, NM 88220 Request for Zoning District Application from County to "R-2" Residential for approximately 4.40 acres located at the southeast corner of N. Canal St. & Peach Ln. The properties to the north and west are located outside of City Limits, and the properties to the east & south are zoned "R-1" Residential 1 District. This change would create a spot zone. Sec. 56-40(c) of the Zoning Ordinance states: <i>(c) Residential 2 (R-2) district. The Residential 2 District is intended to accommodate higher density single-family, duplex, multiple-family, and mobile home parks and subdivisions and to provide land-use protection for areas that develop in such a manner.</i> Comprehensive Plan: Strategy 2040 goals and policies that are applicable to this request are: Chapter 4: Housing & Neighborhoods		

Objectives:

- *To preserve the character, identity, and integrity of established neighborhoods.*
- *To encourage the on-going maintenance of rental and owner-occupied properties.*
- *To ensure public reinvestment and improvements in existing neighborhoods.*

Chapter 5: Land Use

Objectives:

- *To identify areas of opportunity for infill and redevelopment.*
- *To identify new growth areas that would be appropriate for new residential and commercial development.*
- *To encourage redevelopment of vacant or underutilized properties for residential, commercial, or mixed-use development.*

PLANNING STAFF RECOMMENDATION: After review of the application and staff comments, planning staff recommends approval of this request based on the following findings:

(a) The proposed amendment **will not** adversely impact the public health, safety or general welfare and **will** promote the original purposes of the Zoning Ordinance; and

(b) The proposed amendment **does** respond to changed conditions, such as changes in public capital investments, road locations or functional classification, population trends, density, use or further studies that have been completed since adoption of the Zoning Ordinance; and

(c) The proposed amendment **is not** necessary in order to respond to State and/or Federal legislation; and

(d) The proposed amendment **does** provide additional flexibility in meeting the objectives of this Zoning Ordinance without lowering the standards of the Zoning Ordinance; and

(e) The proposed amendment **is** in substantial compliance with the City's Comprehensive Plan or other City Master Plan; and

(f) The proposed amendment **will not** adversely affect the implementation of the goals and policies of the City's Comprehensive Plan or other City Master Plan; and

(g) The proposed amendment **will not** correct a mistake in the Official Zoning Map or the text of the Zoning Ordinance; and

(h) The proposed amendment **does** respond to changes in the City's Comprehensive Plan or other City Master Plan including, but not limited to, changes in land use assumptions, surrounding uses, population forecasts, rates of land consumption, anticipated community needs or other factors.

DEPARTMENT COMMENTS:

Public Works: Recommends approval

Utilities Department: Recommends approval

Building Department: Recommends approval

Fire Department: Recommends approval

Code Enforcement: No Comment

Legal Department: Recommends approval

Planning Department: Recommend approval

Police Department: No Comment

Project Department: Recommend approval

DEPARTMENT RECOMMENDATION:

Based on the review of the application materials and staff comments, the Planning Department recommends approval.

BOARD/COMMISSION/COMMITTEE ACTION:

-

Reviewed by:

City Manager: Wendy D Austin

Date: 2/5/2026

Attachments:

1. Ordinance 2026-__ - Application of Zoning - Canal & Peach (8)

ORDINANCE NO. 2026-11

AN ORDINANCE APPLYING "R-2" RESIDENTIAL 2 DISTRICT TO AN APPROXIMATELY 4.40 ACRE PROPERTY, LOCATED AT THE SOUTHEAST CORNER OF N. CANAL ST. & E. PEACH LN., LEGALLY DESCRIBED AS LOT 6, BLOCK 11, LA HUERTA SUBDIVISION; PURSUANT TO SECTION 3-21-1 ET. SEQ. NMSA 1978 AND SECTIONS 56-150(B) AND 56-140(I), CARLSBAD CODE OF ORDINANCES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, EDDY COUNTY, NEW MEXICO, that:

The official zoning map of the City is hereby amended to apply zoning district "R-2" Residential 2 District to an approximately 4.40 acre property, located at the southeast corner of N. Canal St. & E. Peach Ln., legally described as:

LOT 6, BLOCK 11, LA HUERTA SUBDIVISION

INTRODUCED, PASSED, ADOPTED AND APPROVED this 10th day of February, 2026.

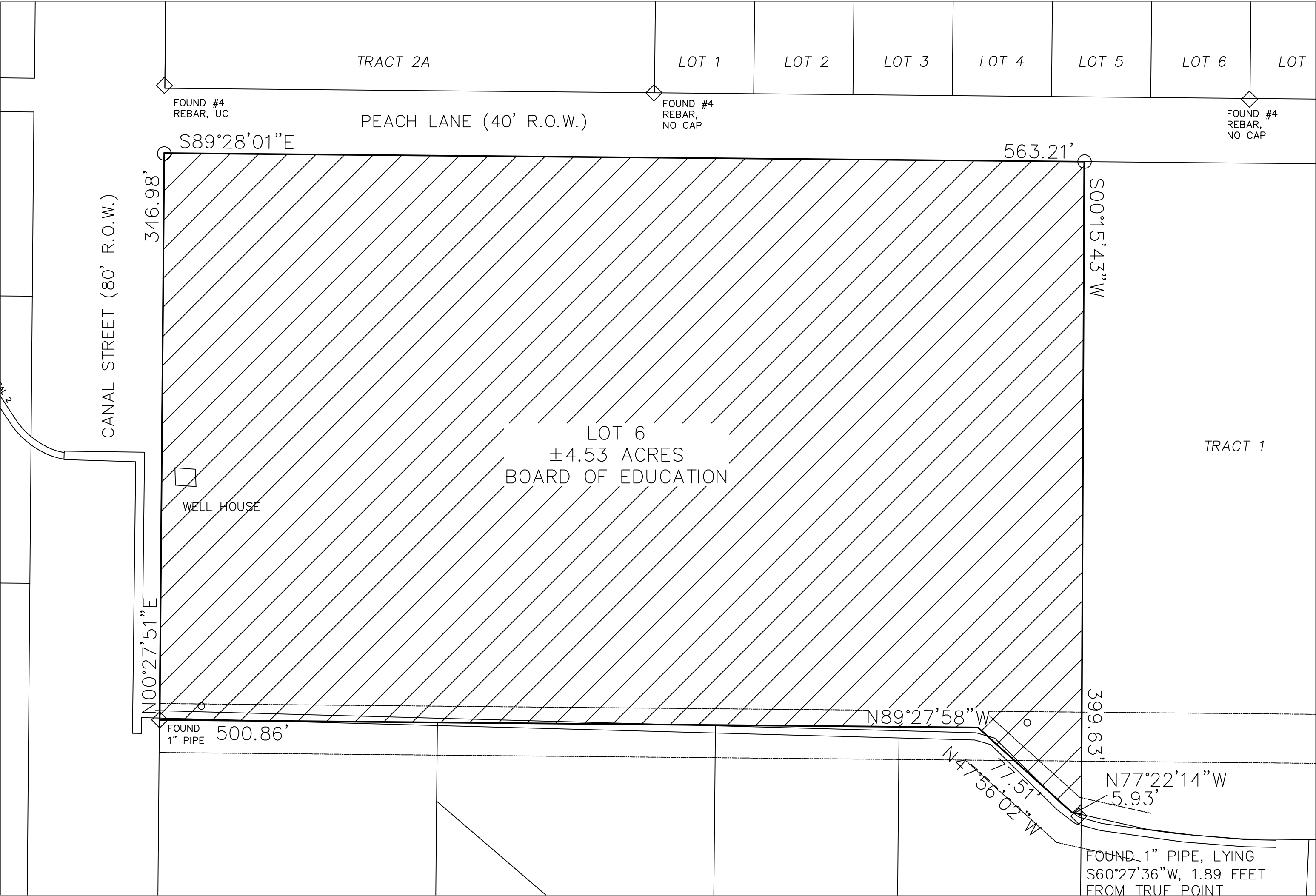
RICHARD D. LOPEZ, MAYOR

ATTEST:

CITY CLERK

ANNEXATION PLAT

LOT 6, BLOCK 11, LA HUEARTA SUBDIVISION, LESS THE NORTH 40 FEET, AND THAT PART OF LOT 8, BLOCK 11 LYING NORTH AND EAST OF THE C.I.D. DITCH, AS SHOWN ON THE OFFICIAL PLAT THEREOF ON FILE (CABINET 2, SLIDE 96-1) IN THE OFFICE OF THE COUNTY CLERK OF EDDY COUNTY, NEW MEXICO.



ANNEXATION ORDINANCE NUMBER _____

ESTABLISHMENT OF ZONING DISTRICT RESIDENTIAL 1 (R-1)

APPROVED AND ADOPTED BY
APPROVAL BY THE CITY PLANNING AND ZONING COMMISSION
THIS IS TO CERTIFY THAT THIS PLAT HAS BEEN INSPECTED AND APPROVED BY THE PLANNING AND ZONING COMMISSION, OF THE CITY OF CARLSBAD, COUNTY OF EDDY, STATE OF NEW MEXICO DURING A REGULARLY SCHEDULED MEETING ON

THIS _____ DAY OF _____, 20____.

CHAIRMAN _____ SECRETARY _____

THE CITY OF CARLSBAD
THIS IS TO CERTIFY THAT THIS PLATTED REQUEST HAS BEEN APPROVED BY THE CITY COUNCIL OF THE CITY OF CARLSBAD, COUNTY OF EDDY, STATE OF NEW MEXICO, DURING A REGULARLY SCHEDULED MEETING HELD ON

THIS _____ DAY OF _____, 20____.

MAYOR _____ CITY CLERK _____

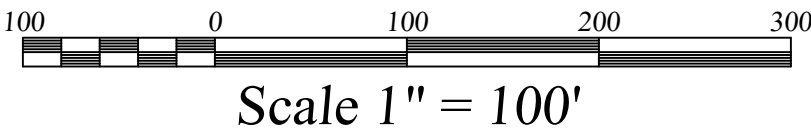
R&R SURVEYING LLC
A LAND SURVEYING COMPANY
SERVING CARLSBAD AREA FOR 20+ YEARS
423 W. GREEN ST, CARLSBAD, NM 88220

INDEXING INFORMATION FOR COUNTY CLERK
SECTION 30 TOWNSHIP 21 SOUTH RANGE 27 EAST N.M.P.M.
OWNER: BOARD OF EDUCATION

AREA: ±4.53 ACRES
DATE: NOVEMBER 12, 2025
SUBDIVISION SEE LEGAL DESCRIPTION

I, MELVIN R. PYEATT, JR., NEW MEXICO REGISTERED PROFESSIONAL SURVEYOR NO. 20251, CERTIFY THAT THIS SURVEY PLAT AND THE ACTUAL SURVEY ON THE GROUND UPON WHICH IT IS BASED WAS PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION; THAT I AM RESPONSIBLE FOR THIS SURVEY; THAT THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO; AND THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT THIS PLAT IS AN ANNEXATION PLAT AS DEFINED BY THE NEW MEXICO SUBDIVISION ACT AND THAT THIS IS A BOUNDARY SURVEY PLAT OF EXISTING TRACT(S) OF LAND, MELVIN R. PYEATT, JR., 423 W. GREENE ST. SUITE 1, CARLSBAD, N.M., 88220, CERTIFICATE NO. 20251, TELE. 575-885-6867, FAX 575-885-6867

STATE OF NEW MEXICO, COUNTY OF EDDY, I HERE BY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD ON



LEGEND
CORNER FOUND AS NOTED
SET #4 REBAR, CAP 20251
NEW & OLD EASEMENTS



BOARD OF EDUCATION
GERRY WASHBURN, PRESIDENT OF THE BOARD OF EDUCATION

OWNER
STREET ADDRESS
CITY, STATE, ZIP

OWNERS STATEMENT AND AFFIDAVIT
STATE OF _____
COUNTY OF _____
THE ABOVE SIGNED BEING FIRST DULY SWORN ON OATH, STATE: AS THE OWNERS AND PROPRIETORS WE HAVE OF OUR OWN FREE WILL AND CONSENT CAUSED THIS PLAT WITH ITS ANNEXATION TO BE PLATTED. THE PROPERTY DESCRIBED ON THIS PLAT LIES WITHIN THE PLATTING JURISDICTION OF: EDDY COUNTY AND CARLSBAD PLANNING AND PLATTING AREA
SUBSCRIBED, SWORN TO AND ACKNOWLEDGED

ACKNOWLEDGMENT:
ON THIS _____ DAY OF _____, 20____, BEFORE ME PERSONALLY
APPEARED GERRY WASHBURN, PRESIDENT OF THE BOARD OF EDUCATION, KNOWN TO ME TO BE THE PERSON(S) DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THAT THEY EXECUTED THE SAME AS THEIR FREE ACT AND DEED. WITNESS MY HAND AND OFFICIAL SEAL THE DAY, MONTH AND YEAR LAST ABOVE WRITTEN.

NOTARY PUBLIC _____

**CITY OF CARLSBAD**

**Planning, Engineering, and
Regulation Department**

PO Box 1569, Carlsbad, NM 88221

Phone (575) 885-1185

Fax (575) 628-8379

ZONING CHANGE APPLICATION

Sec. 56-150(b)

Application Date: **11/05/2025**

Fee Paid (\$100.00): 100.00

Existing Zoning: County

Proposed Zoning: R-2

APPLICANT INFORMATION :

NAME

ADDRESS

Property owner

CITY

STATE

ZIP

PHONE

EMAIL

PROPERTY OWNER INFORMATION (attach separate sheet for multiple owners):

Clay and Linda Wilson Irrevocable Trust PO Box 1478

NAME

ADDRESS

Carlsbad N.M. 88220 575-706-1841 Lwilson@mesquiteswd.net

CITY

STATE

ZIP

PHONE

EMAIL

* A signed affidavit from the property owner (s), consenting to submittal of the application, must be included with the application.

LEGAL DESCRIPTION AND/OR STREET ADDRESS OF PROPERTY (INCLUDE A MEETS AND BOUNDS DESCRIPTION FOR UNPLATTED LAND, ATTACH SEPARATE SHEET, IF NECESSARY):

N. Canal St. & Peach Ln.

Lot 6 less 40'

11

La huerta

ADDRESS

LOT

BLOCK

SUBDIVISION

11-15-16

Linda f Wilson

ADDITIONAL PROCEDURAL REQUIREMENTS FOR ZONING CHANGES:

- 1) **PRESENCE AT MEETING:** The Planning and Zoning Commission will vote to recommend to the City Council approval or denial of request. Applicant or his/her representative must be present to address any questions that Planning and Zoning Commissioners may have.
- 2) **CITY COUNCIL SETS A HEARING DATE:** After the Planning and Zoning Commission has made a recommendation on the request, the City Council (at their next regular meeting) will set a date for a public hearing. The date will be set for a regularly scheduled City Council meeting a minimum of 30 days from that date. A “notice of public hearing” is published in the Current Argus at least 30 days prior to the hearing.
- 3) **NOTIFICATION:** The applicant shall mail notice of the Planning and Zoning Commission meeting, via certified mail, to all property owners within one-hundred feet (100’) of the subject site. Evidence of such notification shall be provided with the application. In addition, the applicant shall post a sign, provided by the City, at the property at least 5 days prior to the public hearing. At least fifteen (15) days prior to the City Council hearing, the City will notify adjacent property owners within 100’ of the subject property via first-class mail for properties greater than one (1) block in size, or via certified mail for properties one (1) block or less in size. The notification will include a description of the request, applicant’s information, legal description of subject property, and the date of the hearing.
- 4) **PUBLIC HEARING:** The Public Hearing will be held during a regularly scheduled City Council meeting, and the applicant or his/her representative **MUST BE PRESENT** to address any questions that the Mayor or Council members may have.
- 5) **ZONING CHANGE IS FINAL:** If the City Council approves the zone change, the ordinance is published in the Current Argus. The change is considered final five (5) days after publication.

REASON FOR THE REQUEST

An amendment to the Official Zoning Map or to the Text of the Zoning Ordinance must be justified by one or more of the following. Check all that apply:

- ☐ The proposed amendment will not adversely impact the public health, safety or general welfare and will or will not promote the original purposes of the Zoning Ordinance.
- ☐ The proposed amendment responds to changed conditions, such as changes in public capital investments, road locations or functional classification, population trends, density, use or further studies that have been completed since adoption of the Zoning Ordinance.
- ☐ The proposed amendment is necessary in order to respond to State and/or Federal legislation.
- ☐ The proposed amendment provides additional flexibility in meeting the objectives of this Zoning Ordinance without lowering the standards of the Zoning Ordinance.
- ☐ The proposed amendment is in substantial compliance with the City's Comprehensive Plan or other City Master Plan.
- ☐ The proposed amendment will not adversely affect the implementation of the goals and policies of the City's Comprehensive Plan or other City Master Plan.
- ☐ The proposed amendment will correct a mistake in the Official Zoning Map or the text of the Zoning Ordinance.
- ☐ The proposed amendment is justified in order to respond to changes in the City's Comprehensive Plan or other City Master Plan including, but not limited to, changes in land use assumptions, surrounding uses, population forecasts, rates of land consumption, anticipated community needs or other factors.

FOR OFFICIAL USE ONLY:**Required prior to P & Z:**

Complete Application Including:

☐ Map ☐ Fee ☐ Letter ☐ Notification ☐ Sign Agreement
Required prior to City Council:

Council Hearing Date: _____

Publication Date: _____

Property Owner Notification Sent (within 100' minimum.): _____

☐ ABM ☐ Staff Comments ☐ Application Packet ☐ Draft Ordinance ☐ P&Z Minutes

 Council Action: ☐ Approved ☐ Denied ☐ Other Ordinance No.: _____

CITY OF CARLSBAD
AFFIDAVIT BY PROPERTY OWNER(S)

IF AN APPLICATION IS MADE BY SOMEONE OTHER THAN THE PROPERTY OWNER
 THIS FORM MUST ACCOMPANY THE APPLICATION MATERIALS.

APPLICATION TYPE:

☒ ZONING CHANGE ☐ CONDITIONAL USE ☐ VARIANCE ☐ TEMPORARY USE

STATE OF NEW MEXICO)

) SS

COUNTY OF EDDY)

I (WE) HEREBY CERTIFY that I am (we are) the owners of record of the property described as follows:

ADDRESS OF PROPERTY: 1504 North Canal Street, Carlsbad, NM 88220
STREET ADDRESS

LEGAL DESSCRPTION: La Huerta (Carlsbad-Out) Lot 6 Block 11 Lot 6 Less N 40'
SUBDIVISION BLOCK LOT OR TRACT

I (WE) HAVE AUTHORIZED the following individuals to act as my (our) agent with regard to this application:

AGENT: Linda Wilson 575-706-1841
NAME PHONE

P.O. Box 1479, Carlsbad, NM 88220
ADDRESS

I (WE) UNDERSTAND, CONCUR AND AFFIRM:

That this application may be approved, approved with conditions or denied and that, as the property owner, it is my responsibility to ensure that any conditions are complied with and to ensure that the property is maintained in a condition so as not to jeopardize the health, safety or welfare of others and that compliance with all applicable City ordinances is required, and

I (WE) HEREBY EXECUTE THIS AFFIDAVIT in support of the proposed application as presented:

OWNER:

BY: Gerry C Washburn

SIGNATURE

BY: Gerry C Washburn

PRINTED NAME

ACKNOWLEDGED, SUBSCRIBED, AND SWORN

to before me this 12 day of November

20 25, by Gerry C. Washburn

Notary Public Cynthia A. Romero

My commission expires: 10/11/27

(ADDITIONAL OWNERS:
 ATTACH SEPARATE SHEETS
 AS NECESSARY)



STATE OF NEW MEXICO
 NOTARY PUBLIC
 CYNTHIA A. ROMERO
 COMMISSION # 1061933
 EXP. 10/11/2027

CO. 1000 1000 1000
CANTON A. ROL. 100
NOTARY PUBLIC
STATE OF NEW MEXICO

NOTIFICATION SIGN POSTING AGREEMENT

Notification of Public Hearings before the City of Carlsbad Planning and Zoning Commission is required pursuant to Sec. 56-140(i).

- Signs shall be posted a minimum of 5 days prior to and shall be removed a maximum of 5 days after the public hearing.
- If the sign is not posted as required, the application will be delayed and will not be considered at the public hearing as scheduled.
- The sign shall be posted at the street side property line with a secure stake provided by the applicant.

I have read and understand these requirements. I understand where the sign is to be located and my obligation to post the sign prior to the public hearing and remove it afterwards.



APPLICANT SIGNATURE

11-17-2025
DATE

Sign issued by: _____
Staff Member

Notification Agreement Rev. 10/11

This letter serves as legal notification of a pending action before the City of Carlsbad Planning and Zoning Commission in accordance with Code of Ordinances Sec. 56-140(i). You are being notified because you are a property owner within one-hundred feet (100') of the subject site.

Applicant: Clay and Linda Wilson Irrevocable trust PO box 1479 575-706-1841
Name Address Phone

Subject Site Location: Property at the southeast corner of Peach Ln. and Canal St.

The proposed action is a:

☒ Zoning Change from County to R-2 in accordance with Sec. 56-150(b).

☐ Variance/Appeal from Sec. _____ in accordance with Sec. 56-150(c).

The purpose of the variance/appeal is:

☐ Conditional Use Permit in accordance with Sec. 56-150(f). The purpose of the permit is for a:

☐ Home Occupation: _____

☐ Other Use: _____

The Planning and Zoning Commission will consider this request at a Public Hearing on:

Date: 12/1/2025

Time: 5:00pm

Place: City Annex Planning Room

114 S. Halagueno St.

Carlsbad, NM 88220

The Code of Ordinances can be found on the City's website www.cityofcarlsbadnm.com. For details about this request contact the applicant OR contact the City Planner at 575-885-1185 or via email at jepatterson@cityofcarlsbadnm.com.

Sincerely,



Applicant/Agent

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To

Tru line
Street and Apt. No., or PO Box No.

City, State, ZIP+4®
Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To

Fredericks Joseph Mitchell
Street and Apt. No., or PO Box No.

City, State, ZIP+4®
Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To

Oval Street John & Stephanie
Street and Apt. No., or PO Box No.

City, State, ZIP+4®
Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To

Fygate Gerald and Con
Street and Apt. No., or PO Box No.

City, State, ZIP+4®
Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To

Monument rentals
Street and Apt. No., or PO Box No.

City, State, ZIP+4®
Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To

Blossom Court Saci
Street and Apt. No., or PO Box No.

City, State, ZIP+4®
Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To Taskmaster LLC

Street and Apt. No., or PO Box No. 204 Grapevine

City, State, ZIP+4® Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To M. J. Schell, Dianne J. Menoey

Street and Apt. No., or PO Box No. 208 Carapene Court

City, State, ZIP+4® Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To Blenden Valera Sean

Street and Apt. No., or PO Box No. 1504 D. Canal St.

City, State, ZIP+4® Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To Ely, Jay Jennifer

Street and Apt. No., or PO Box No. 112 E. Peach Lane

City, State, ZIP+4® Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To K. L. Mc Michale

Street and Apt. No., or PO Box No. 112 E. Peach Ln

City, State, ZIP+4® Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Carlsbad, NM 88220

Certified Mail Fee \$5.30
\$0.00
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.78

Total Postage and Fees \$6.08

Sent To McCormick James

Street and Apt. No., or PO Box No. 204 Grapevine Court

City, State, ZIP+4® Carlsbad NM 88220

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions



9589 0710 5270 1673 5799 37

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

001150007 NH 88220

OFFICIAL USE

Certified Mail Fee \$5.30
\$
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$

Postage \$0.78

Total Postage and Fees \$

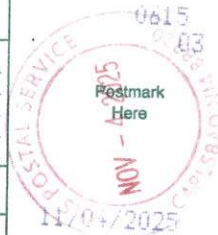
Sent To

Street and Apt. No., or PO Box No.

City, State, ZIP+4®

PS Form 3800, January 2023 PSN 7530-02-000-9047

See Reverse for Instructions



Dahl Adam: Penialle
206 Grapevine Ct
Carlsbad NH 88220



CITY OF CARLSBAD
Planning, Engineering, and Regulation Department
PO Box 1569, Carlsbad, NM 88221
Phone (575) 885-1185
Fax (575) 628-8379

ZONING CHANGE APPLICATION

Sec. 56-150(b)

PROCESS FOR ACCEPTANCE AND REVIEW OF PLANNING AND ZONING COMMISSION MATTERS

1. The Planning and Zoning Commission's regularly scheduled meetings are on the **FIRST MONDAY OF THE MONTH**. Applicant should obtain an Application Packet for the particular type of request (Zone Change, Subdivision, Variance, Annexation, Conditional Use, etc.) from the City of Carlsbad, Planning, Engineering, and Regulation Office.
2. **Applicant must submit a completed Application to the Planning, Engineering, and Regulation Office on, or before, the FIRST FRIDAY OF THE MONTH prior to the desired Commission meeting.** The minimum application packet submittal is one (1) copy of the Application with original signatures and all required supporting documents. A letter of explanation or clarification may also be provided. The required non-refundable application fee is due with submittal of the application.

The desired maximum size for all documents is 11"x17". **However, if the applicant wishes to support his or her application with larger size documents, an original and eight (8) copies need to be provided.** Separate arrangements for copying these large documents may be possible, but will incur additional costs.

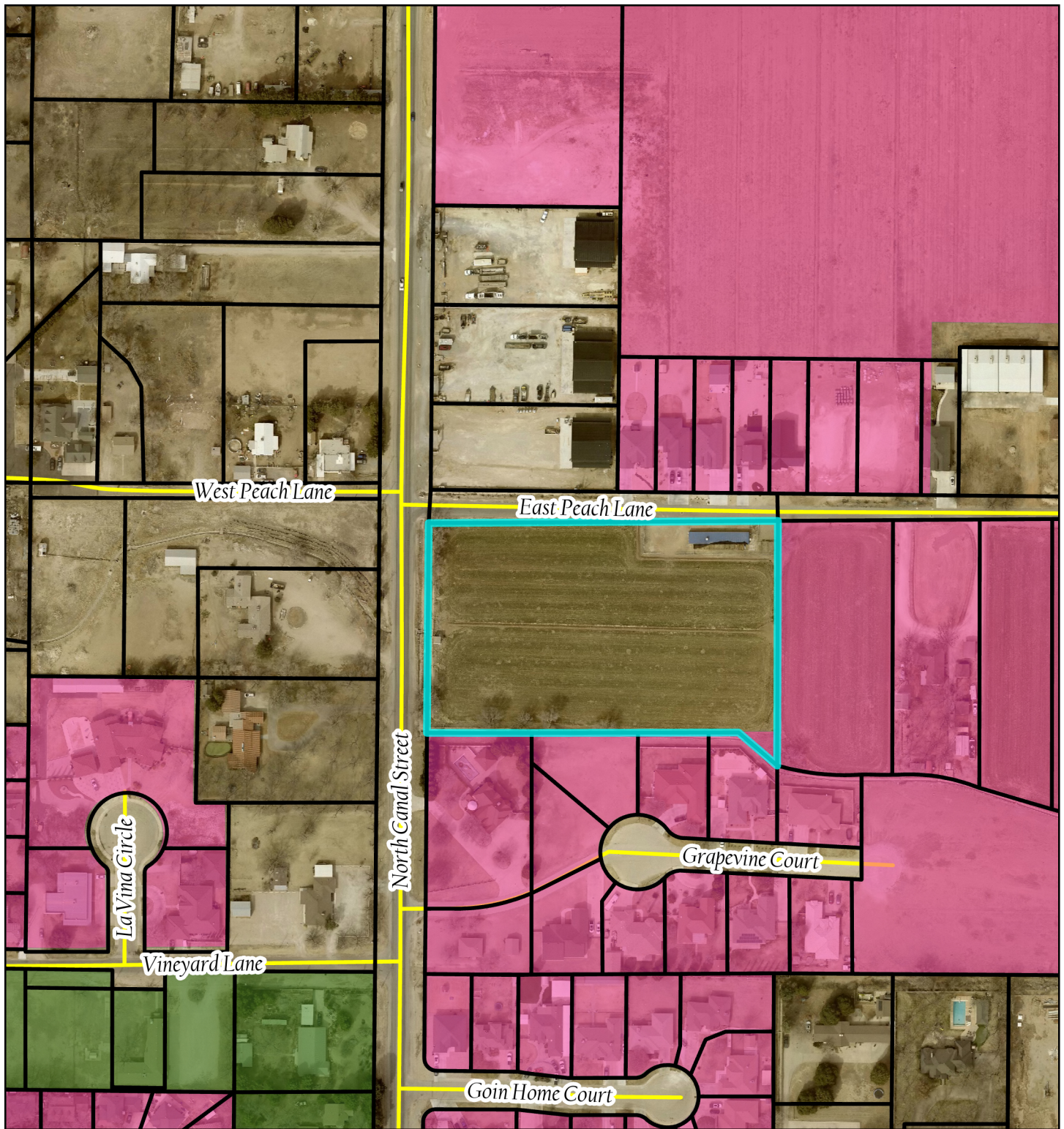
3. The Planning, Engineering, and Regulation Office will give the Application an initial cursory review. If deficiencies or questions are noted, the Applicant will be advised and provided an opportunity to supplement the Application. If the Applicant fails to complete and resubmit the application prior to the above deadline, the matter will not be heard until the next subsequent Commission meeting. The original application fee will be retained and will suffice for the specific original application for a period of 90-days from the date of the original application.
4. Applications appearing complete will be set for full evaluation by City Staff prior to the Commission meeting. The purpose of this evaluation is to develop and provide a full briefing report for the Commission. Applicants will be advised of deficiencies noted during this review and will be afforded opportunity to supplement their application during their presentation to the Commission, if they so desire.

Scale: 1:2,703

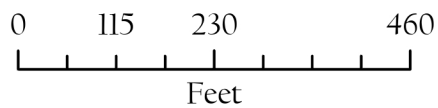
1 inch = 225 feet

N Canal St & E Peach Ln - Annex
Carlsbad, NM

Date: 11/17/2025



- Parcel
- Zoning
 - R-1
 - R-R
- Polygon Notes



IMPORTANT: Maps, products and data
are NOT surveyor quality and
are only to be used as a reference.





**CITY OF CARLSBAD
AGENDA BRIEFING
MEMORANDUM**

Council Meeting Date: February 10, 2026

DEPARTMENT: Planning & Zoning	BY: Jeff Patterson	DATE: 02/03/2026
SUBJECT: Consider Approval of Ordinance 2026-12, an Ordinance changing the zoning from "C-2" Commercial 2 District to "R-1" Residential 1 District for property located at 3040 and 3042 Carver Street Owner: Gerald Croley A. Public Hearing B. Consider Approval of Ordinance 2025-12		
BACKGROUND, ANALYSIS AND IMPACT: (Safety and Welfare/Financial/Personnel/Infrastructure/etc.) Applicant/Owner: Gerald B Croley 3040 Carver Street Carlsbad, NM 88220 This is a request to change the zoning from "C-2" Commercial District to "R-1" Residential for the 0.35 acre property located at 3042 Carver Street. The properties to the south, west and east are zoned C-2 Commercial District. The properties to the north and west are zoned R-1 Residential District. This change would not create a spot zone. Sec. 56-40(b) of the Zoning Ordinance states: (b) <i>Residential 1 (R-1) district.</i> The residential 1 district is intended to accommodate moderate density single-family residential development and to provide land-use protection for areas that develop in such a manner. There shall be a maximum of one primary residence per lot for R-1 Residential District Zoning. Comprehensive Plan: Strategy 2040 goals and policies that are applicable to this request are: Chapter 4: Housing & Neighborhoods Objectives: • <i>To preserve the character, identity, and integrity of established neighborhoods.</i> • <i>To encourage the on-going maintenance of rental and owner-occupied properties.</i>		

- *To ensure public reinvestment and improvements in existing neighborhoods.*

Chapter 5: Land Use

Objectives:

- *To address the City's rapid growth rate and resultant need for new residential development.*
- *To identify areas of opportunity for infill and redevelopment.*
- *To identify new growth areas that would be appropriate for new residential and commercial development.*
- *To encourage redevelopment of vacant or underutilized properties for residential, commercial, or mixed-use development.*

PLANNING STAFF RECOMMENDATION: After review of the application and staff comments, planning staff recommends approval of this request based on the following findings:

(a) The proposed amendment **will not** adversely impact the public health, safety or general welfare and **will** promote the original purposes of the Zoning Ordinance; and

(b) The proposed amendment **does** respond to changed conditions, such as changes in public capital investments, road locations or functional classification, population trends, density, use or further studies that have been completed since adoption of the Zoning Ordinance; and

(c) The proposed amendment **is not** necessary in order to respond to State and/or Federal legislation; and

(d) The proposed amendment **does** provide additional flexibility in meeting the objectives of this Zoning Ordinance without lowering the standards of the Zoning Ordinance; and

(e) The proposed amendment **is** in substantial compliance with the City's Comprehensive Plan or other City Master Plan; and

(f) The proposed amendment **will not** adversely affect the implementation of the goals and policies of the City's Comprehensive Plan or other City Master Plan; and

(g) The proposed amendment **will not** correct a mistake in the Official Zoning Map or the text of the Zoning Ordinance; and

(h) The proposed amendment **does** respond to changes in the City's Comprehensive Plan or other City Master Plan including, but not limited to, changes in land use assumptions, surrounding uses, population forecasts, rates of land consumption, anticipated community needs or other factors.

DEPARTMENT COMMENTS:

Public Works: Recommends approval

Utilities Department: Recommends approval if requirements can be met. No sewer currently available. Recommends installing an easement to the south and a lift station. Septic not

allowed due to lot size.

Building Department: Recommends approval

Fire Department: Recommends approval

Code Enforcement: No comment

Legal Department: Recommends approval

Planning Department: Recommend approval

Police Department: Recommend approval

Project Department: Recommend approval

DEPARTMENT RECOMMENDATION:

The applicant brought their request before the Planning and Zoning Commission at the January 5, 2026, regular meeting. The Commission considered this request along with staff comments and provided materials, and voted to recommend **approval** with a vote of four (4) in favor of approval, none (0) against, none (0) absent, and none (0) abstain.

BOARD/COMMISSION/COMMITTEE ACTION:

Planning & Zoning Commission - APPROVED

Reviewed by:

City Manager: Wendy D Austin

Date: 2/5/2026

Attachments:

1. Ordinance 2026-__-Zone Change -3042 Carver St - C-2 to R-1

ORDINANCE NO. 2026-12

AN ORDINANCE REZONING PART OF "C-2"
COMMERCIAL 2 DISTRICT TO "R-1"
RESIDENTIAL 1 DISTRICT FOR
APPROXIMATELY 0.35 ACRES, LOCATED AT
3040 & 3042 CARVER ST., LEGALLY DESCRIBED
AS TRACT 72B & TRACT 72C, TRACT 72
SUBDIVISION PURSUANT TO SECTION 3-21-1
ET. SEQ. NMSA 1978 AND SECTIONS 56-150(B)
AND 56-140(I), CARLSBAD CODE OF
ORDINANCES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD,
EDDY COUNTY, NEW MEXICO, that:

The official zoning map of the City is hereby amended to rezone part of "C-2" Commercial 2 District
to "R-1" Residential 1 District, for approximately 0.35 acres, located at 3040 & 3042 Carver St.,
legally described as:

TRACT 72B & TRACT 72C, TRACT 72 SUBDIVISION

INTRODUCED, PASSED, ADOPTED AND APPROVED this 10th day of February, 2026.

RICHARD D. LOPEZ, MAYOR

ATTEST:

CITY CLERK

**LINKED MINUTES OF A REGULAR MEETING OF THE PLANNING AND
ZONING COMMISSION OF THE CITY OF CARLSBAD, NEW MEXICO, HELD IN
THE JANELL WHITLOCK MUNICIPAL COMPLEX BUILDING ON JANUARY 5,
2026, AT 5:00 P.M.**

Present:	James McCormick	Chairperson
	Trent Cornum	Commissioner
	Valerie Branson	Commissioner
	Linda Wilson	Commissioner
Absent:		
Also Present:	Jeff Patterson	Planning Director
	Trysha Ortiz	Deputy Planning Director
	Barbara Hodgson	City Attorney
	Ken Ahrens	Deputy City Manager
	Jalynn Dominguez	Open Meetings Act Manager
	Stephan Brown	Compliance Clerk
	Miguel Martinez	Associate Planner
	Marie Blea	Representative for Jimmy Fuson
	Joy Ainsworth	Representative for Jimmy Fuson
	Gerald Cruley	3042 Carver Street
	Lonnie Wilhile	Smith Engineering
	Scott Hicks	Smith Engineering

Time Stamps and headings below correspond to recording of meeting and the recording is hereby made a part of the official record.

0:00:00 **Call Meeting to Order**

0:00:40 **1. ROLL CALL AND DETERMINATION OF QUORUM**

Roll was called, determining the presence of a quorum.

0:01:00 **2. APPROVAL OF MEETING MINUTES - DECEMBER 1, 2025**

0:01:12 **MOTION**

The motion was made by Commissioner Wilson and seconded by Commissioner Cornum to approve meeting minutes from December 1, 2025.

0:01:16 **VOTE**

The vote was as follows: Yes - McCormick, Cornum, Wilson, Branson; No - None; Absent - None; the motion carried.

0:01:28 **3. REMOVE FROM TABLE A CONSIDERATION OF APPROVAL OF THE FUSON TRACTS SUBDIVISION PLAT, CREATING 3 NEW LOTS ALONG HIDALGO ROAD, ZONED "R-R" RURAL RESIDENTIAL DISTRICT**

0:01:42 **MOTION**

The motion was made by Commissioner Wilson and seconded by Commissioner Cornum to Remove from Table a Consideration of approval of the Fuson Tracts Subdivision plat, creating 3 new lots along Hidalgo Road, zoned "R-R" Rural Residential District

0:01:49 **VOTE**

The vote was as follows: Yes - McCormick, Cornum, Wilson, Branson; No - None; Absent - None; the motion carried.

0:02:03 **4. CONSIDER APPROVAL OF THE FUSON TRACTS SUBDIVISION PLAT, CREATING 3 NEW LOTS ALONG HIDALGO ROAD, ZONED "R-R" RURAL RESIDENTIAL DISTRICT**

Mr. Patterson stated that this item is a request for approval of a preliminary plat for the Fuson Tracts, located at 3506 Hidalgo Road, which proposes the creation of three new tracts. He explained that the request meets the City's minimum acreage and street frontage requirements. He noted that the applicant has not yet submitted construction or infrastructure design plans for the development. **Mr. Patterson** stated that Planning staff recommends approval of the preliminary plat subject to the following conditions the measurements on the plat must be corrected, as the lot sizes and line distances do not match the descriptions provided; the notes and observations on the plat must be revised, as the building setbacks are incorrect; clarification is required regarding the statement indicating that the City will supply water to the development; and the misspelling of "Hidalgo" on the plat must be corrected.

Chairman McCormick asked Marie Blea to provide additional information regarding the intended use of the property and whether she was aware of the conditions outlined by staff. **Ms. Blea** stated that she was not aware of the conditions but explained that the surveyor is responsible for the plat and that the corrections will be made. She noted that two of the lots have already been sold and that the remaining property will be developed at a later date.

0:06:02 **Chairman McCormick asked if anyone would like to speak regarding the item. No one appeared, and the Chairman declared the public hearing closed and reconvened the Planning and Zoning Commission into regular session.**

0:06:37 **MOTION**

The motion was made by Commissioner Cornum and seconded by Commissioner Branson to approve the Fuson Tracts Subdivision plat, creating 3 new lots along Hidalgo Road, zoned "R-R" Rural Residential District

0:06:43 **VOTE**

The vote was as follows: Yes - McCormick, Cornum, Wilson, Branson; No - None; Absent - None; the motion carried.

0:06:58 **5. CONSIDER RECOMMENDATION TO CITY COUNCIL REGARDING A REQUEST TO CHANGE THE ZONING TO APPROXIMATELY 0.35 ACRES LOCATED AT 3040 & 3042 CARVER ST, LEGALLY DESCRIBED AS TRACT 72B & TRACT 72C, TRACT 72 SUBDIVISION, FROM "C-2" COMMERCIAL 2 DISTRICT TO "R1" RESIDENTIAL 1 DISTRICT**

Mr. Patterson stated that this item is a request to rezone the properties located at 3040 and 3042 Carver Street from the "C-2" Commercial 2 District to the "R-1" Residential 1 District. He explained that the properties to the east and south are zoned "C-2" Commercial 2 District, while the properties to the west and north are zoned "R-1" Residential 1 District and "C-2" Commercial 2 District. He noted that the proposed rezoning would not constitute spot zoning and that Planning staff recommends approval of the request.

Chairman McCormick asked Gerald Cruley about the intended use of the property. **Mr. Cruley** stated that he plans to either construct a single-family residence or place a mobile home on the property.

Mr. Patterson stated that the Utilities Department recommends installing an easement to the south and further recommends the installation of a pump or lift station, as there is no sewer line currently available adjacent to the property. **Mr. Cruley** asked what alternatives would be available if he is unable to obtain approval from the neighboring property owner for the easement. **Mr. Patterson** responded that he could arrange a meeting with the Utilities Director to discuss other available options in that area.

Chairman McCormick asked Mr. Cruley to indicate where the proposed easement would be located. **Mr. Cruley** explained that there is an existing sewer line on Rose Street, with neighboring properties on both sides. He stated that one option would require crossing a neighbor's yard, while the other would require crossing concrete and a driveway. **Mr. Patterson** noted that Mr. Cruley would need permission from the property owner to the south, located at the corner of Carver Street and Rose Street.

Chairman McCormick clarified that the request before the Commission is strictly a zoning change and that the sewer condition would exist regardless of whether the zoning remains the same or is changed. He stated, for the record, that Mr. Cruley is fully aware of the utility issue. **Mr. Patterson** confirmed that this is not a condition of approval but information provided by the Utilities Department to inform the applicant.

0:14:50 **Chairman McCormick asked if anyone would like to speak regarding the item. No one appeared and the Chairman declared the public hearing closed and reconvened the Planning and Zoning Commission into regular session.**

0:15:17 **MOTION**

The motion was made by Commissioner Wilson and seconded by Commissioner Cornum to approve of a recommendation to City Council regarding a request to change the zoning to approximately 0.35 acres located at 3040 & 3042 Carver St, legally described as Tract 72B & Tract 72C, Tract 72 Subdivision, from "C-2" Commercial 2 District to "R-1" Residential 1 District

0:15:22 **VOTE**

The vote was as follows: Yes - McCormick, Cornum, Wilson, Branson; No - None; Absent - None; the motion carried.

0:16:24 **6. CONSIDER APPROVAL OF THE AVALON VILLAGE DEVELOPMENT PRELIMINARY PLAT, CREATING 98 NEW LOTS LOCATED IN THE CARLSTON RANCH DEVELOPMENT, ZONED "PUD" PLANNING UNIT DEVELOPMENT DISTRICT**

Mr. Patterson stated that this item is a housing initiative intended to provide new housing units marketed as workforce or attainable housing. He explained that the City is currently in negotiations with the Carlston Ranch Development team for the donation of two tracts within the Carlston Ranch master-planned community, which will serve as the project site. **Mr. Patterson** stated that the City will serve as the developer of the proposed housing project, to be known as Avalon Village. He said the Avalon Village project will create 98 new residential lots. He explained that the two tracts total approximately 20.51 acres and are located just east of the intersection of Aviation Way and National Parks Highway. He further stated that a request was submitted to the Planning Director to change the land use designation of the two tracts from Light Industrial to Single-Family Residential, and that this request has been approved. **Mr. Patterson** said that upon approval of the donation agreement, the City will use the Avalon Village preliminary plan to prepare construction plans for the installation of the required infrastructure for the development. He said that the City will act as the developer for the project and will be responsible for hiring a contractor to construct the infrastructure, and that the project will be built in two phases. He mentioned that phase one will create 56 residential lots and include the construction of three new streets.

Chairman McCormick asked whether the property would be conveyed to the City for development as part of the larger Carlston Ranch subdivision plan. **Mr. Patterson** confirmed that the property will be donated in full to the City and that the City will own the property once the donation is complete.

Commissioner Cornum asked what the City's role will be after the infrastructure and utilities are installed. **Mr. Patterson** stated that a third party will take over once the infrastructure is completed, and private contractors will construct and sell the homes.

Chairman McCormick asked Mr. Patterson to verify that the property will remain with the City and will not revert to Carlston Ranch Developers after development. **Mr.**

Patterson confirmed that the City will not fund the infrastructure only to return the property to the developer. **Chairman McCormick** also noted that once the infrastructure is installed, the surrounding Carlston Ranch subdivision will benefit from the improvements. **Mr. Patterson** agreed and stated that adjacent properties will benefit as infrastructure is extended.

0:21:27 **Chairman McCormick asked if anyone would like to speak regarding the item. No one appeared and the Chairman declared the public hearing closed and reconvened the Planning and Zoning Commission into regular session.**

0:21:54 **MOTION**

The motion was made by Commissioner Branson and seconded by Commissioner Wilson to approve of the Avalon Village Development preliminary plat, creating 98 new lots located in the Carlston Ranch Development, zoned "PUD" Planning Unit Development District

0:21:58 **VOTE**

The vote was as follows: Yes - McCormick, Cornum, Wilson, Branson; No - None; Absent - None; the motion carried.

0:22:12 **7. CONSIDER APPROVAL OF THE C-HILL SUBDIVISION UNIT 1 PRELIMINARY PLAT, CREATING 10 NEW LOTS LOCATED NORTH OF CHURCH ST., WEST OF MIEHLS DR., ZONED "R-R" RURAL RESIDENTIAL DISTRICT**

The applicant was not present for this agenda item.

Chairman McCormick stated the applicant needs to be present for the discussion.

0:23:27 **MOTION**

The motion was made by Chairman McCormick and seconded by Commissioner Branson to table the approval of the C-Hill Subdivision Unit 1 preliminary plat, creating 10 new lots located north of Church St., west of Miehl's Dr., zoned "R-R" Rural Residential District

0:23:34 **VOTE**

The vote was as follows: Yes - McCormick, Cornum, Wilson, Branson; No - None; Absent - None; the motion carried.

0:23:55 **8. CONSIDER APPROVAL OF THE CARLSBAD MUNICIPAL SCHOOLS TEACHERAGE DEVELOPMENT PRELIMINARY PLAT, CREATING 35 NEW LOTS LOCATED ON SANDY RIDGE DR., ZONED "R-2" RESIDENTIAL 2 DISTRICT**

Mr. Patterson stated that this item is a request for approval of a preliminary plat for the Carlsbad Municipal Schools Teachers Development Program, which proposes the creation of 35 new residential lots. He stated that the applicant has submitted construction and infrastructure design plans, which are currently under review by City staff. **Mr. Patterson** noted that City water and sewer services are available and can be extended to serve the development. He further stated that the east portion of the subdivision is located within an AH Flood Zone and that the design professional is aware of this condition and has designed the project accordingly. **Mr. Patterson** stated that Planning staff recommends approval of the preliminary plat subject to the following conditions: the developer and engineer shall complete and submit final construction plans for review and approval by City staff; the developer shall provide water and sewer modeling demonstrating anticipated usage and load capacities upon connection to City services; the developer and engineer shall continue to coordinate with City staff regarding the design and installation of infrastructure; and the City's Infrastructure Inspector shall monitor the installation of all approved infrastructure. He also noted that the Utilities Department requests that the utility easement be dedicated once the utilities are installed, and that the Planning Department recommends the street be designated as one-way traffic.

Chairman McCormick asked Scott Hicks if he understood the conditions of approval. **Mr. Hicks**, representative of Smith Engineering, stated that he did understand. He explained that the request was previously approved in 2020, but the project did not meet the required timeline, which triggered the statute of limitations and required the applicant to return to the Planning and Zoning Commission. **Mr. Hicks** stated that the property owner would prefer not to have a one-way street and would like to utilize 6th Street for access to the teachers' development.

0:31:53 **Chairman McCormick asked if anyone would like to speak regarding the item. No one appeared and the Chairman declared the public hearing closed and reconvened the Planning and Zoning Commission into regular session.**

0:32:11 **MOTION**

The motion was made by Commissioner Wilson and seconded by Commissioner Branson to approve of the Carlsbad Municipal Schools Teacherage Development preliminary plat, creating 35 new lots located on Sandy Ridge Dr., zoned "R-2" Residential 2 District

0:32:17 **VOTE**

The vote was as follows: Yes - McCormick, Cornum, Wilson, Branson; No - None; Absent - None; the motion carried.

0:32:32 **9. CONSIDER APPROVAL OF THE CITY OF CARLSBAD KIRCHER STREET LAND DIVISION SUBDIVISION PLAT, CREATING 2 NEW**

**LOTS LOCATED ON THE SOUTHEAST CORNER OF KIRCHER ST. & BOYD DR.,
ZONED "R-R" RURAL RESIDENTIAL DISTRICT**

Mr. Patterson stated that this item is a proposal to create two new tracts at the southeast corner of Kircher Street and Boyd Drive. He explained that this would typically qualify as a summary subdivision, as one tract is being divided into two. He said the summary subdivision process has resulted in the creation of Tract A-1 and Tract A-2 on this property. **Mr. Patterson** further stated that a Request for Proposals (RFP) has been issued to select a developer to construct affordable housing apartments at this location. He noted that the property is currently undergoing the rezoning process.

0:35:07 **Chairman McCormick asked if anyone would like to speak regarding the item. No one appeared and the Chairman declared the public hearing closed and reconvened the Planning and Zoning Commission into regular session.**

0:35:27 **MOTION**

The motion was made by Commissioner Branson and seconded by Commissioner Cornum to approve of the City of Carlsbad Kircher Street Land Division Subdivision plat, creating 2 new lots located on the southeast corner of Kircher St. & Boyd Dr., zoned "R-R" Rural Residential District

0:35:32 **VOTE**

The vote was as follows: Yes - McCormick, Cornum, Wilson, Branson; No - None; Absent - None; the motion carried.

0:35:52 **10. REPORT OF SUMMARY REVIEW SUBDIVISIONS**

There were no questions regarding the summary review subdivision.

0:36:30 **Adjourned**

With no further business to discuss, Chairman McCormick declared the meeting adjourned at 5:38 PM.

James McCormick, Chairperson

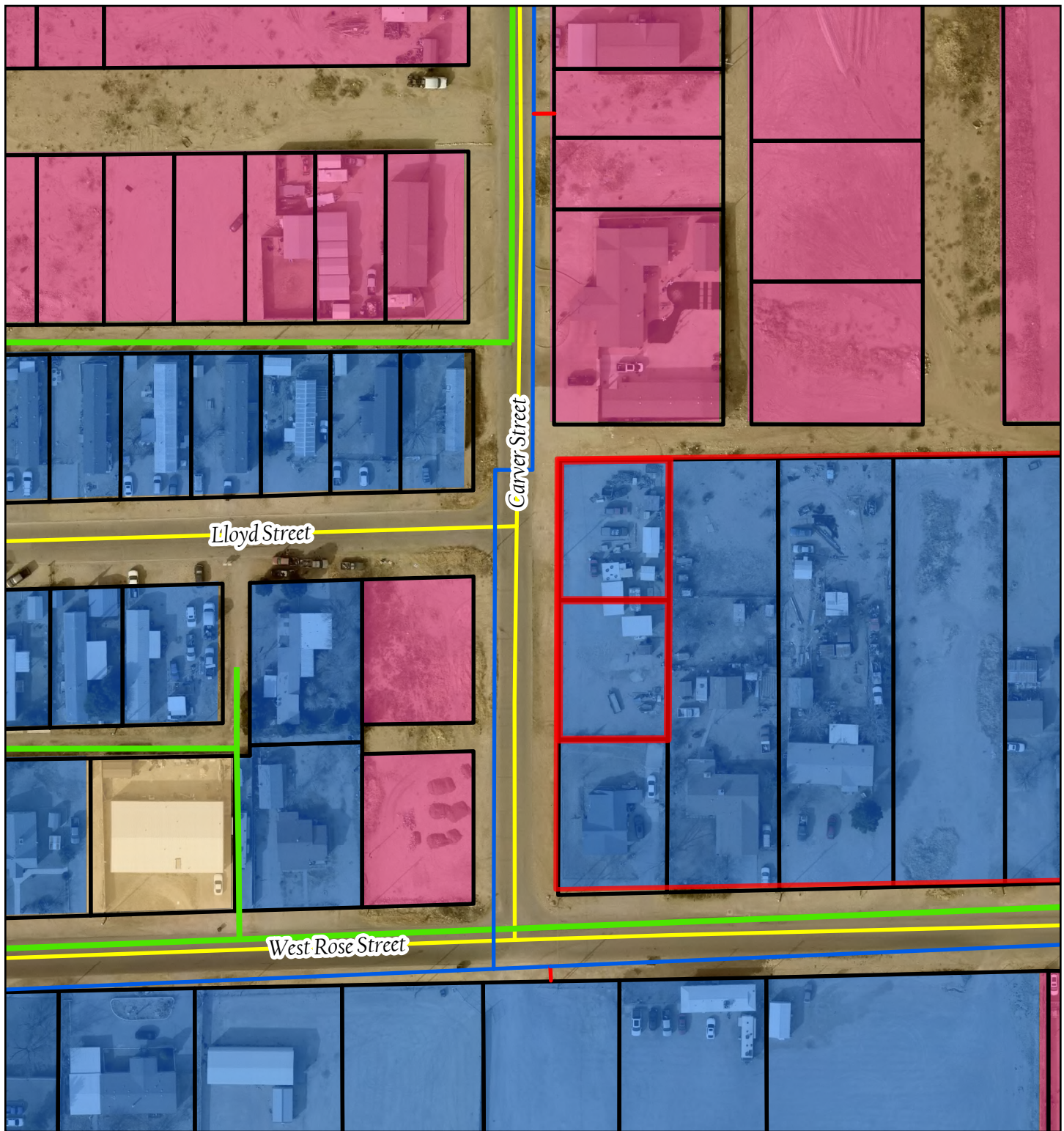
Date

Scale: 1:1,200

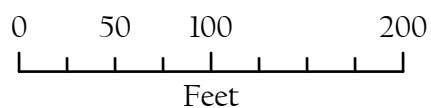
1 inch = 100 feet

3042 Carver St - Zone Change
Carlsbad, NM

Date: 1/6/2026



- Parcel
- Zoning
- C-2
- R-1
- R-2
- Sewer Main
- Fire Hydrant Line
- Water Main
- Polygon Notes



IMPORTANT: Maps, products and data
are NOT surveyor quality and
are only to be used as a reference.



**CITY OF CARLSBAD**

*Planning, Engineering, and
Regulation Department*

PO Box 1569, Carlsbad, NM 88221

Phone (575) 885-1185

Fax (575) 628-8379

ZONING CHANGE APPLICATION

Sec. 56-150(b)

Application Date: 12/10/25

Existing Zoning: C-2

Fee Paid (\$100.00): 100.00

Proposed Zoning: R-1

APPLICANT INFORMATION:

Gerald B Croley

NAME

3042 Carver Street

ADDRESS

Carlsbad NM 88220

CITY

STATE

ZIP

PHONE

EMAIL

PROPERTY OWNER INFORMATION (attach separate sheet for multiple owners):

NAME

ADDRESS

CITY

STATE

ZIP

PHONE

EMAIL

* A signed affidavit from the property owner(s), consenting to submittal of the application, must be included with the application.

**LEGAL DESCRIPTION AND/OR STREET ADDRESS OF PROPERTY (INCLUDE A MEETS AND BOUNDS
DESCRIPTION FOR UNPLATTED LAND, ATTACH SEPARATE SHEET, IF NECESSARY):**

3042 Carver Street

ADDRESS

LOT

BLOCK

SUBDIVISION

REASON FOR THE REQUEST

An amendment to the Official Zoning Map or to the Text of the Zoning Ordinance must be justified by one or more of the following. Check all that apply:

- ☒ The proposed amendment will not adversely impact the public health, safety or general welfare and will or will not promote the original purposes of the Zoning Ordinance.
- ☐ The proposed amendment responds to changed conditions, such as changes in public capital investments, road locations or functional classification, population trends, density, use or further studies that have been completed since adoption of the Zoning Ordinance.
- ☐ The proposed amendment is necessary in order to respond to State and/or Federal legislation.
- ☐ The proposed amendment provides additional flexibility in meeting the objectives of this Zoning Ordinance without lowering the standards of the Zoning Ordinance.
- ☐ The proposed amendment is in substantial compliance with the City's Comprehensive Plan or other City Master Plan.
- ☐ The proposed amendment will not adversely affect the implementation of the goals and policies of the City's Comprehensive Plan or other City Master Plan.
- ☐ The proposed amendment will correct a mistake in the Official Zoning Map or the text of the Zoning Ordinance.
- ☐ The proposed amendment is justified in order to respond to changes in the City's Comprehensive Plan or other City Master Plan including, but not limited to, changes in land use assumptions, surrounding uses, population forecasts, rates of land consumption, anticipated community needs or other factors.

FOR OFFICIAL USE ONLY:**Required prior to P & Z:**

Complete Application Including: ☐ Map ☐ Fee ☐ Letter ☐ Notification ☐ Sign Agreement

Required prior to City Council:

Council Hearing Date: _____ Publication Date: _____

Property Owner Notification Sent (within 100' minimum.): _____

☐ ABM ☐ Staff Comments ☐ Application Packet ☐ Draft Ordinance ☐ P&Z Minutes

Council Action: ☐ Approved ☐ Denied ☐ Other Ordinance No.: _____

**CITY OF CARLSBAD
AFFIDAVIT BY PROPERTY OWNER(S)**

**IF AN APPLICATION IS MADE BY SOMEONE OTHER THAN THE PROPERTY OWNER
THIS FORM MUST ACCOMPANY THE APPLICATION MATERIALS.**

APPLICATION TYPE:

☒ **ZONING CHANGE** ☐ **CONDITIONAL USE** ☐ **VARIANCE** ☐ **TEMPORARY USE**

STATE OF NEW MEXICO))
COUNTY OF EDDY)) SS

I (WE) HEREBY CERTIFY that I am (we are) the owners of record of the property described as follows:

ADDRESS OF PROPERTY: 3042 Carver Street Carlsbad, NM 88220
STREET ADDRESS

LEGAL DESSCRPTION: _____
SUBDIVISION BLOCK LOT OR TRACT

I (WE) HAVE AUTHORIZED the following individuals to act as my (our) agent with regard to this application.

AGENT: _____
NAME PHONE

ADDRESS

I (WE) UNDERSTAND, CONCUR AND AFFIRM:

That this application may be approved, approved with conditions or denied and that, as the property owner, it is my responsibility to ensure that any conditions are complied with and to ensure that the property is maintained in a condition so as not to jeopardize the health, safety or welfare of others and that compliance with all applicable City ordinances is required, and

I (WE) HEREBY EXECUTE THIS AFFIDAVIT in support of the proposed application as presented:

OWNER 1:

BY: Gerald B Croley
SIGNATURE

BY: Gerald B Croley
PRINTED NAME

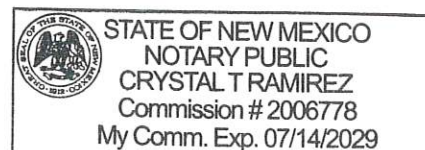
ACKNOWLEDGED, SUBSCRIBED, AND SWORN

to before me this 10th day of December,
20 25, by _____.

Notary Public Crystal T Ramirez

My commission expires: 07-14-2029

**(ADDITIONAL OWNERS:
ATTACH SEPARATE SHEETS
AS NECESSARY)**



NOTIFICATION SIGN POSTING AGREEMENT

Notification of Public Hearings before the City of Carlsbad Planning and Zoning Commission is required pursuant to Sec. 56-140(i).

- Signs shall be posted a minimum of 5 days prior to and shall be removed a maximum of 5 days after the public hearing.
- If the sign is not posted as required, the application will be delayed and will not be considered at the public hearing as scheduled.
- The sign shall be posted at the street side property line with a secure stake provided by the applicant.

I have read and understand these requirements. I understand where the sign is to be located and my obligation to post the sign prior to the public hearing and remove it afterwards.


APPLICANT SIGNATURE

DATE

Sign issued by: _____
Staff Member

Notification Agreement Rev. 10/11

Date: 12-10-25

Dear Property Owner,

This letter serves as legal notification of a pending action before the City of Carlsbad Planning and Zoning Commission in accordance with Code of Ordinances Sec. 56-140(i). You are being notified because you are a property owner within one-hundred feet (100') of the subject site.

*Applicant: Gerard B Culey 3042 Carver St 575-706-7789
Name Address Phone
*Subject Site Location: 3042 Carver St

The proposed action is a:

☒ Zoning Change from C-2 to R-1 in accordance with Sec. 56-150(b).

☐ Variance/Appeal from Sec. _____ in accordance with Sec. 56-150(c).

The purpose of the variance/appeal is:

☐ Conditional Use Permit in accordance with Sec. 56-150(f). The purpose of the permit is for a:

☐ Home Occupation: _____

☐ Other Use: _____

The Planning and Zoning Commission will consider this request at a Public Hearing on:

Date: 1-5-2026Time: **5:00pm**Place: **City Annex Planning Room****114 S. Halagueno St.****Carlsbad, NM 88220**

The Code of Ordinances can be found on the City's website www.cityofcarlsbadnm.com.

For details about this request contact the applicant OR contact the City Planner at 575-885-1185 or via email at jepatterson@cityofcarlsbadnm.com.

Sincerely,



Applicant/Agent

9589 0710 5270 3761 8634 85

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
Domestic Mail Only	
For delivery information, visit our website at www.usps.com	
Carlsbad, NH 03220	
Certified Mail Fee \$5.30	0615 04
Extra Services & Fees (check box, add fee as appropriate)	
☐ Return Receipt (hardcopy) \$0.00	
☐ Return Receipt (electronic) \$0.00	
☐ Certified Mail Restricted Delivery \$0.00	
☐ Adult Signature Required \$0.00	
☐ Adult Signature Restricted Delivery \$0.00	
Postage \$0.78	Postmark Here
Total Postage and Fees \$6.08	12/10/2025
Sent To	
Street and Apt. No., or PO Box No.	
City, State, ZIP+4®	
PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions	

9589 0710 5270 3761 8634 78

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
Domestic Mail Only	
For delivery information, visit our website at www.usps.com	
Carlsbad, NH 03220	
Certified Mail Fee \$5.30	0615 04
Extra Services & Fees (check box, add fee as appropriate)	
☐ Return Receipt (hardcopy) \$0.00	
☐ Return Receipt (electronic) \$0.00	
☐ Certified Mail Restricted Delivery \$0.00	
☐ Adult Signature Required \$0.00	
☐ Adult Signature Restricted Delivery \$0.00	
Postage \$0.78	Postmark Here
Total Postage and Fees \$6.08	12/10/2025
Sent To	
Street and Apt. No., or PO Box No.	
City, State, ZIP+4®	
PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions	

9589 0710 5270 3761 8634 08

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
Domestic Mail Only	
For delivery information, visit our website at www.usps.com	
Carlsbad, NH 03220	
Certified Mail Fee \$5.30	0615 04
Extra Services & Fees (check box, add fee as appropriate)	
☐ Return Receipt (hardcopy) \$0.00	
☐ Return Receipt (electronic) \$0.00	
☐ Certified Mail Restricted Delivery \$0.00	
☐ Adult Signature Required \$0.00	
☐ Adult Signature Restricted Delivery \$0.00	
Postage \$0.78	Postmark Here
Total Postage and Fees \$6.08	12/10/2025
Sent To	
Street and Apt. No., or PO Box No.	
City, State, ZIP+4®	
PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions	

9589 0710 5270 3761 8634 92

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
Domestic Mail Only	
For delivery information, visit our website at www.usps.com	
Carlsbad, NH 03220	
Certified Mail Fee \$5.30	0615 04
Extra Services & Fees (check box, add fee as appropriate)	
☐ Return Receipt (hardcopy) \$0.00	
☐ Return Receipt (electronic) \$0.00	
☐ Certified Mail Restricted Delivery \$0.00	
☐ Adult Signature Required \$0.00	
☐ Adult Signature Restricted Delivery \$0.00	
Postage \$0.78	Postmark Here
Total Postage and Fees \$6.08	12/10/2025
Sent To	
Street and Apt. No., or PO Box No.	
City, State, ZIP+4®	
PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions	

9589 0710 5270 3761 8634 92

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
Domestic Mail Only	
For delivery information, visit our website at www.usps.com	
Carlsbad, NH 03220	
Certified Mail Fee \$5.30	0615 04
Extra Services & Fees (check box, add fee as appropriate)	
☐ Return Receipt (hardcopy) \$0.00	
☐ Return Receipt (electronic) \$0.00	
☐ Certified Mail Restricted Delivery \$0.00	
☐ Adult Signature Required \$0.00	
☐ Adult Signature Restricted Delivery \$0.00	
Postage \$0.78	Postmark Here
Total Postage and Fees \$6.08	12/10/2025
Sent To	
Street and Apt. No., or PO Box No.	
City, State, ZIP+4®	
PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions	

PUBLIC COMMENTS AND ANNOUNCEMENTS

**NO DOCUMENT FOR
THIS AGENDA ITEM**

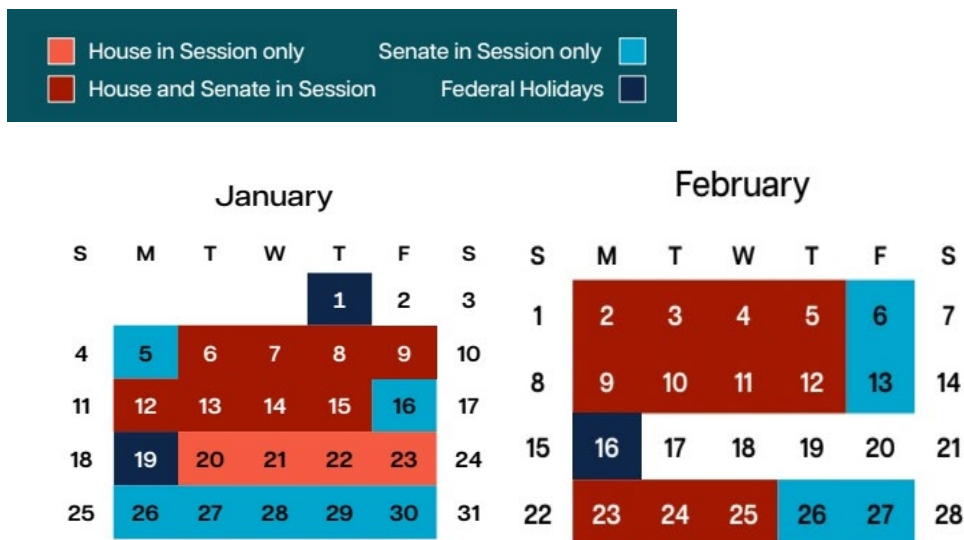
Committee Reports



MEMORANDUM

TO: Mayor Lopez, City of Carlsbad
FROM: Jeff Murray
RE: Monthly Consulting Report, January 2026

Congressional Schedule



U.S. Government Affairs Report: January 2026

Issue priorities for January: FY26 Appropriations

FY26 Appropriations

The deadline to finish the FY26 funding is January 30.

The U.S. Senate passed the [Fiscal Year 2026 Energy and Water Development Appropriations Act](#) (H.R. 4553) on January 15, 2026, with an 82-15 vote, sending the \$58 billion package to the President for signature which he signed on January

23. This bipartisan legislation funds the DOE, including defense environmental cleanup, and generally favors nuclear energy and grid security over certain renewable programs.

Key details regarding the FY26 Energy and Water Appropriations:

- **Total Funding:** The bill provides \$58.039 billion in total discretionary funding, consisting of \$34.226 billion for defense and \$23.813 billion for non-defense programs.
-
- **WIPP:** The Department of Energy (DOE) receives over \$49 billion, with significant focus on nuclear modernization and cleanup. Specific WIPP line-items are in the detailed report, the bill prioritizes national security and defense environmental cleanup programs. The [Waste Isolation Pilot Plant \(WIPP\)](#) is slated to receive over \$415 million in FY2026 for operations, including \$2 million for a new hoisting project.
- **WIPP Road Repairs:** Energy and Water FY26 legislation included \$10 million to improve roads leading to and from the Waste Isolation Pilot Plant (WIPP) in southeastern New Mexico, through recommended payments from the U.S. Department of Energy (DOE) to the State of New Mexico. Sen Heinrich (a Member of the Appropriations Committee) has been a steadfast advocate for appropriating these funds. ***This will be the first time that funds have been appropriated for this purpose since 2014.*** These repairs will improve safety for WIPP workers, shipments, and the surrounding communities.

DOE RELEASES REQUEST FOR INFORMATION ON ESTABLISHMENT OF NUCLEAR LIFECYCLE CAMPUSES

In a new Request for Information (RFI) released January 28, the U.S. Department of Energy (DOE) is seeking input from states interested in hosting potential Nuclear Lifecycle Innovation Campuses to anchor integrated, full-cycle nuclear ecosystems that could co-locate and support the whole the entire nuclear value chain while exploring durable pathways for managing used nuclear materials in a safe, secure and fiscally responsible manner. DOE is exploring this concept as a private-sector led initiative where campuses must support functions such as fuel

fabrication, enrichment, reprocessing used nuclear fuel and disposition of waste, and could additionally support functions such as advanced reactor deployment, power generation, advanced manufacturing, and co-located data centers.

States are invited to indicate their interest and provide constructive feedback on the structure of the Innovation Campuses by submitting a clear articulation of their strategic priorities-- such as workforce development, infrastructure investment, economic diversification, or technology leadership-- along with their proposed appropriate scope of the Innovation Campuses and the specific funding structures, risk-sharing approaches, and other support, incentives, or federal partnerships they would require to successfully host and sustain an Innovation Campus.

DOE is seeking information on approaches that (1) prioritize private and state capital; (2) rely on targeted, conditional, and time-limited federal support, subject to the availability of appropriations and statutory authority; and (3) include robust financial assurances to protect federal taxpayers from open-ended liabilities. DOE envisions significant workforce development, environmental safeguards, and proliferation-resistant operations.

Responses to the RFI are requested no later than April 1, 2026. States are strongly encouraged to respond as soon as possible, as submissions will be reviewed on a rolling basis.

ADDRESSES: Responses should be submitted electronically to nlic-rfi@nuclear.energy.gov and include “Nuclear Lifecycle Innovation Campus RFI Response” in the subject line of the email.

[Read the full RFI here.](#)

Activities:

NACo	We attended the NACo county representatives Federal issues meeting.
------	---

NM Congressional Delegation

We reached out to discuss preliminary scheduling to discuss 2026 priorities including FY27 requests.

Center Forward

Continued discussions about a possible Congressional staff trip to NM to discuss energy issues.