VILLAGE OF MAGDALENA

P.O. BOX 145 / 108 N. MAIN STREET
MAGDALENA, NM 87825
P. 575.854.2261 F. 575.854.2273
WWW.VILLAGEOFMAGDALENA.COM

AGENDA

NOTICE OF REGULAR MEETING OF THE VILLAGE OF MAGDALENA BOARD OF TRUSTEES
MONDAY, SEPTEMBER 14, 2026, AT 5:00 PM
VILLAGE HALL 108 N. MAIN STREET

MEMBERS OF THE PUBLIC WHO WISH TO ATTEND AND LISTEN TO THE MEETING VIA ZOOM MAY DO SO AT THE FOLLOWING LINK – THE LINK IS ALSO PROVIDED ON THE VILLAGE WEBSITE:
https://us06web.zoom.us/j/2848694212?pwd=MVE4QjdhR2NQVFozQnZMbTlaRUtrQT09
Meeting ID: 284 869 4212
Passcode: MAGDALENA

PLEASE SILENCE ALL ELECTRONIC DEVICES

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1. CALL TO ORDER
2. ROLL CALL & ESTABLISHMENT OF QUORUM
3. PLEDGE OF ALLEGIANCE
4. APPROVAL OF AGENDA
5. APPROVAL OF MINUTES
    a. REGULAR MEETING – AUGUST 24, 2026
6. MAYOR'S REPORT
7. CLERK'S REPORT
8. DEPARTMENT REPORTS
    a. EMS
    b. FIRE
    c. MARSHAL
    d. JUDGE
    e. PUBLIC WORKS
    f. LIBRARY
9. DISCUSSION & POSSIBLE DECISION REGARDING LIFE CYCLE COSTING FOR THE REPAIR AND REPLACEMENT SCHEDULE FOR WATER & WASTEWATER
10. PUBLIC HEARING - DISCUSSION REGARDING APPROVAL OF ORDINANCE NO. 2026-01, AN ORDINANCE CONCERNING WATER, WASTEWATER AND SOLID WASTE SERVICE PROVIDED BY THE VILLAGE OF MAGDALENA; AMENDING AND REPEALING ORDINANCES CONCERNING WATER, WASTEWATER AND SEWER SERVICE; PROVIDING FOR IMPOSITION AND COLLECTION OF FEES, CONNECTION CHARGES, DEPOSITS, AND FINES; DEFINING APPLICATION AND SERVICE POLICIES; AND PRESCRIBING PENALTIES FOR VIOLATIONS OF ITS PROVISIONS; REPEALING PREVIOUS ORDINANCES

- **MOTION & ROLL CALL VOTE TO RECESS FROM THE REGULAR MEETING & TO GO INTO A PUBLIC HEARING**

- **MOTION & ROLL CALL VOTE TO GO BACK INTO REGULAR SESSION**

11. **FINAL CONSIDERATON – DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF ORDINANCE NO. 2026-01, AN ORDINANCE CONCERNING WATER, WASTEWATER AND SOLID WASTE SERVICE PROVIDED BY THE VILLAGE OF MAGDALENA; AMENDING AND REPEALING ORDINANCES CONCERNING WATER, WASTEWATER AND SEWER SERVICE; PROVIDING FOR IMPOSITION AND COLLECTION OF FEES, CONNECTION CHARGES, DEPOSITS, AND FINES; DEFINING APPLICATION AND SERVICE POLICIES; AND PRESCRIBING PENALTIES FOR VIOLATIONS OF ITS PROVISIONS; REPEALING PREVIOUS ORDINANCES**

12. **EXECUTIVE SESSION – THE FOLLOWING MATTERS WILL BE DISCUSSED IN CLOSED SESSION: MOTION & ROLL CALL VOTE TO GO INTO EXECUTIVE SESSION AND THAT, PURSUANT TO NEW MEXICO STATE STATUTES SECTION 10-15-1. NO ACTION WILL BE TAKEN IN EXECUTIVE SESSION AND ONLY THE FOLLOWING MATTER WILL BE DISCUSSED IN CLOSED SESSION:**

    a. **NMSA 10-15-1(H)(2) LIMITED PERSONNEL MATTERS**

        i. **DEPUTY MARSHAL – SCOTT SCARBOROUGH**

- **MOTION & ROLL CALL VOTE TO RETURN TO THE REGULAR SESSION**

- **MOTION & ROLL CALL VOTE THAT MATTERS DISCUSSED IN CLOSED SESSION WERE LIMITED TO THOSE SPECIFIED IN THE MOTION FOR CLOSURE, AND THAT NO FINAL ACTION WAS TAKEN, AS PER NEW MEXICO STATUTES SECTION 10-15-1**

13. **DISCUSSION & POSSIBLE DECISION REGARDING HIRING A CERTIFIED DEPUTY MARSHAL**

14. **INPUT FROM VILLAGE OF MAGDALENA MAYOR & BOARD OF TRUSTEES**

15. **PUBLIC INPUT – 1 TOPIC PER PERSON - 3 MINUTE LIMIT**

    PUBLIC COMMENT MAY BE MADE IN PERSON OR VIA EMAIL (IF LESS THAN 3 MINUTES). EMAIL COMMENTS MAY BE MADE BY EMAILING COMMENTS TO: clerk@villageofmagdalena.com and/or mayor@villageofmagdalena.com THE DEADLINE FOR WRITTEN PUBLIC COMMENTS TO BE RECEIVED IS MONDAY, SEPTEMBER 14, 2026, AT 12:00 PM. THE EMAILED PUBLIC COMMENT MUST CONTAIN THE AUTHOR'S NAME AND PHYSICAL ADDRESS AND WILL BE ENTERED AND/OR READ INTO THE MEETING MINUTES

16. **ADJOURNMENT**

NOTE: THIS AGENDA IS SUBJECT TO REVISION FOR UP TO 72 HOURS PRIOR TO THE SCHEDULED MEETING DATE AND TIME (NMSA 10-15-1 F). A COPY OF THE AGENDA MAY BE PICKED UP AT THE VILLAGE OFFICE, 108 N. MAIN STREET, MAGDALENA, NM 87825. PUBLIC DOCUMENTS, INCLUDING THE AGENDA AND MINUTES, CAN BE PROVIDED IN VARIOUS ACCESSIBLE FORMATS. PLEASE CONTACT THE VILLAGE CLERK/TREASURER IF A SUMMARY OR OTHER TYPE OF ACCESSIBLE FORMAT IS NEEDED. IF YOU ARE AN INDIVIDUAL WITH DISABILITY WHO IS IN NEED OF A READER, AMPLIFIER, QUALIFIED SIGN LANGUAGE INTERPRETER OR ANY OTHER FORM OF AUXILIARY AID OR SERVICE TO ATTEND OR PARTICIPATE IN THE MEETING, PLEASE CONTACT THE VILLAGE CLERK AT (575)854-2261 OR VIA EMAIL AT CLERK@VILLAGEOFMAGDALENA.COM AT LEAST ONE WEEK PRIOR TO THE MEETING OR AS SOON AS POSSIBLE.

DRAFT

MINUTES OF REGULAR MEETING OF THE VILLAGE OF MAGDALENA BOARD OF TRUSTEES
MONDAY, AUGUST 24, 2026, AT 5:00 PM
VILLAGE HALL 108 N. MAIN STREET

MEMBERS OF THE PUBLIC WHO WISH TO ATTEND AND LISTEN TO THE MEETING VIA ZOOM MAY DO SO AT THE FOLLOWING LINK – THE LINK IS ALSO PROVIDED ON THE VILLAGE WEBSITE:
https://us02web.zoom.us/j/2848694212?pwd=MVE4QjdhR2NQVFozQnZMbTlaRUtrQT09
Meeting ID: **284 869 4212**
Passcode: **MAGDALENA**

CALL TO ORDER: Mayor Michael Thompson called the Regular Meeting to order at 5:00 p.m.

PRESENT: Mayor Michael Thompson, Trustee James Nelson, Trustee Teri Winchester, Trustee Pete Emery, Trustee Ray Olmsted, Juanita Puente-Clerk/Treasurer, Carleen Gomez- Deputy Clerk

PARTICIPATING VIA ZOOM VIDEO CONFERENCE: Attorney Darrell Mori, Michael Steininger- Finance Officer, Michael Miller

GUESTS: Melissa Olmsted, John Wendelken, Lea Graham, Charlie Blaylock–Fire Chief, Pat McCombs, Deborah Lawless–Assistant Clerk II

PLEDGE OF ALLEGIANCE: Mayor Thompson requested that Fire Chief Charlie Blaylock lead the gallery in reciting the Pledge of Allegiance.

APPROVAL OF AGENDA: Trustee Teri Winchester moved to approve the agenda as presented and Trustee Pete Emery seconded the motion. The motion carried unanimously.

APPROVAL OF MINUTES:

a. **REGULAR MEETING – AUGUST 10, 2026**
   Trustee Ray Olmsted moved to approve the minutes of August 10, 2026, Regular Meeting, as presented. Trustee Pete Emery seconded the motion. The motion carried unanimously.

MAYOR'S REPORT

Mayor Thompson reported that the proposed Utility Ordinance will be considered on September 14, 2026, meeting rather than the previously announced date. The meeting will provide an opportunity for discussion by the Board and the public. Mayor Thompson explained that the required notice must be published at least 14 days prior to action on the ordinance.

Mayor Thompson reported that he would be attending the New Mexico Municipal League Annual Conference in Las Cruses and would return at the end of the week.

Mayor Thompson discussed implementation of the FinalSite emergency notification system. The Village needs to begin collecting residents' names, telephone numbers and/or email addresses and preferred language for emergency and urgent notifications. This will be needed to begin building the contact list. Notices will be posted in various locations and via MagEBoard.

Mayor Thompson also reported on a successful Library event held at the rodeo grounds the previous Saturday. Approximately 100 people attended the event, which included inflatable activities and an ice cream social.

The carpets in Village Hall were recently professionally cleaned.

CLERK'S REPORT

Clerk/Treasurer, Juanita Puente discussed implementation of the FinalSite notification system and the need to develop appropriate wording for notices requesting contact information. The contact list will continue to grow and will be updated as additional residents enroll. Fire Chief, Charlie Blaylock stated that he can send out a letter to the Hop Canyon area residents to get their information and phone number. He stated that he would send the letter to Village Hall before sending it out and putting it on MagEBoard.

Clerk/Treasurer, Juanita Puente reported that repairs and maintenance at the Senior Center have been substantially completed. Additional electrical work is still needed.

Ms. Puente reported that the application for Water Trust Board funding for water system improvements is currently being processed. Supporting documentation is being gathered and uploaded as part of the application process.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF QUOTE FOR BUNKER GEAR AND UNIFORMS FOR HOP CANYON FIRE DEPARTMENT

Chief Blaylock explained that the department has two new full-time EMT's and two volunteer part-time EMT's, requiring additional uniforms. Approximately $1,400 of the quote is for uniforms.

The existing bunker gear was issued in approximately 2016 and has reached the end of its service life. Much of the existing gear was also not originally sized for the personnel currently using it. Department personnel have now been properly measured for replacement gear.

Funding will come from Fire Protection Funds, including available carryover funds. The Board also discussed procurement requirements and use of a Statewide Price Agreement.

Trustee Ray Olmsted moved to approve the quote for bunker gear and uniforms. Trustee Teri Winchester seconded the motion. The motion carried unanimously.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF QUOTE FOR RADIOS FOR MAGDALENA & HOP CANYON FIRE DEPARTMENTS

Chief Blaylock presented a quote of $150,889.44 for radios and related communications equipment for the Magdalena & Hop Canyon Fire Departments. The purchase is available through a Statewide Price Agreement.

Chief Blaylock explained that current radio and pager reception is inadequate, particularly in mountainous areas and known dead zones. The proposed equipment would improve paging capabilities and allow personnel to communicate on both the existing VHF system used by Socorro dispatch and the 700 MHz system used by other agencies. The dual-band capability would improve direct communication with agencies including the U.S. Forest Service, Socorro County Sheriff's Office, New Mexico State Police & other agencies.

Funding is expected through the State Fire Marshal carryover funds.

Trustee Pete Emery moved to approve the quote for radios and related communication equipment for the Magdalena & Hop Canyon Fire Departments. Trustee Jim Nelson seconded the motion. The motion carried unanimously.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF REQUEST TO DISPOSE OF DAMAGED, EXPIRED, OBSOLETE & UNSERVICEABLE EQUIPMENT FOR MAGDALENA & HOP CANYON FIRE DEPARTMENTS
Chief Blaylock explained that the equipment proposed for disposal is older equipment being stored by the departments and is not equipment currently being used by personnel.

The department has identified a company that accepts expired fire gear, decontaminates or processes it and repurposes materials into other products. The company provides shipping materials and a Certificate of Destruction.

The Board requested that a copy of the Certificate of Destruction be provided to the Village for our records.

Trustee Teri Winchester moved to approve the request to dispose of damaged, expired, obsolete & unserviceable equipment. Trustee Jim Nelson seconded the motion. The motion carried unanimously.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF RESOLUTION NO. 2026-18, A RESOLUTION AUTHORIZING THE 2027 FILING OF AN APPLICATION FOR FINANCIAL ASSISTANCE FROM THE NEW MEXICO WATER TRUST BOARD
Mayor Thompson discussed Resolution No. 2026-18, authorizing the 2027 filing of an application for financial assistance from the New Mexico Water Trust Board.

The Village has completed the Preliminary Engineering Report (PER) for the water system project. The next phase is design work associated with replacement and improvements to the Village water distribution system.

The Village is seeking approximately $1,850,000.000 for the design phase. The proposed funding is a 100% Grant with no Village match required.

The Village is working with the South-Central Council of Governments on the application. If funding is awarded, the Village will subsequently select a qualified engineering firm through an appropriate procurement method.

Trustee Pete Emery moved to approve Resolution No. 2026-18. Trustee Jim Nelson seconded the motion.

Mayor Thompson requested a roll-call vote:
Trustee James Nelson – Aye
Trustee Teri Winchester – Aye
Trustee Pete Emery – Aye
Trustee Ray Olmsted - Aye
The motion carried unanimously.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF NOTICE OF INTENT TO APPLY FOR 2027 WATER TRUST BOARD FUNDING DESIGN ONLY APPLICATION FOR $1,850,000.00
Mayor Thompson reported that the Notice of Intent to Apply for Water Trust Board funding has already been submitted as of July 31, 2026, prior to the deadline.

The Notice of Intent does not require the Village to accept funding, but it is required before the Village can submit the full application. Resolution No. 2026-18, approved under a previous agenda, provides the necessary governing-body authorization.

No further action was taken.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF NEW MEXICO CAPITAL OUTLAY EMERGENCY GRANT AGREEMENT FOR THE MAGDALENA SENIOR CENTER #A24-I2023-2 IN THE AMOUNT $38,885.28 FOR EMERGENCY REQUESTS TO PLAN, DESIGN, RENOVATE, IMPROVE, EQUIP, AND FURNISH SENIOR CENTER, INCLUDING DELIVERY AND INSTALLATION OF BUILDING SYSTEMS AND PURCHASE AND INSTALLATION OF MEALS EQUIPMENT, AND TO PURCHASE AND EQUIP VEHICLES FOR SENIOR CENTERS STATEWIDE
The Board considered the New Mexico Capital Outlay Emergency Grant Agreement A24-I12023-2 in the amount of $38,885.28 for improvements to the Magdalena Senior Center.

Clerk/Treasurer Juanita Puente explained that the funding will be used primarily for garage/carport doors and replacement windows. Other items requested, including cameras and lighting, were not included in this grant. The Village is addressing some of those needs separately.

The Board also discussed future Senior Center improvements that may be addressed through the Senior Center ICIP and future Capital Outlay requests.

Trustee Jim Nelson made a motion to approve Grant Agreement A24-I2023-2. Trustee Ray Olmsted seconded the motion. The motion carried unanimously.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF NEW MEXICO CAPITAL OUTLAY GRANT AGREEMENT CAPITAL APPROPRIATION PROJECT #26-K3073 TO PURCHASE AND EQUIP PORTABLE AND MOBILE BASE STATION RADIOS FOR THE MARSHAL'S OFFICE IN THE AMOUNT OF $180,000.00
The Board considered Capital Appropriation Project 26-K3073 in the amount of $180,000.00 to purchase and equip portable and mobile base-station radios for the Marshal's Office.

The Grant requires no Village Match.

The Board discussed the need to ensure that equipment purchased under the grant is compatible with the 700 MHz communications system and other emergency communications equipment.

The Board clarified that approval of the item accepts the Grant funding; equipment purchases will still be subject to applicable procurement requirements and State approval.

Trustee Ray Olmsted moved to approve the New Mexico Capital Outlay Grant Agreement for Project 26-K3073. Trustee Pete Emery seconded the motion. The motion carried unanimously.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF NEW MEXICO CAPITAL OUTLAY GRANT AGREEMENT CAPITAL APPROPRIATION PROJECT #26-K3075 TO PURCHASE AND EQUIP RADAR SYSTEMS, PRINTERS AND COMPUTERS FOR MARSHAL'S OFFICE VEHICLES IN MAGDALENA FOR $80,000.00
The Board considered Capital Appropriation Project 26-K3075 in the amount of $80,000.00 to purchase and equip radar systems, printers and computers for the Marshal's Office vehicles.

The Grant requires no Village match.

Discussion included the need to update equipment available to Marshal's Office personnel and provide officers with appropriate equipment in their vehicles.

Trustee Ray Olmstead moved to approve the New Mexico Capital Appropriation Project 26-K3075. Trustee Pete Emery seconded the motion. The motion carried unanimously.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF NEW MEXICO CAPITAL OUTLAY GRANT AGREEMENT CAPITAL APPROPRIATION PROJECT #26-K3074 TO PURCHASE AND EQUIP MOBILE REPEATERS FOR MARSHAL'S OFFICE VEHICLES IN MAGDALENA IN THE AMOUNT OF $44,000.00

The Board considered Capital Appropriation Project 26-K3074 in the amount of $44,000.00 to purchase and equip mobile repeaters for Marshal's Office vehicles.

The Grant requires no Village match and is part of the group of equipment grants intended to improve communications and equipment available to the Marshal's Office.

Trustee Pete Emery made a motion to approve Capital Appropriation Project 26-K3074 in the amount of $44,000.00. Trustee Jim Nelson seconded the motion. The motion carried unanimously.

INPUT FROM VILLAGE OF MAGDALENA MAYOR & BOARD OF TRUSTEES

Trustee Jim Nelson asked about the status of the Village's generators and the requirement that they be started and exercised on a regular schedule. Discussion included training Village employees to perform routine generator checks and the need to verify training requirements and warranty conditions. The Board agreed that documentation regarding qualifications, training and warranty requirements should be obtained.

Trustee Pete Emery discussed the Village's Asset Management Plan and lifecycle costing. He emphasized the need to better document operation and maintenance activities, including emergency repairs that may occur without a normal work order.

The Board discussed implementing a system for employees to record work performed, time spent and maintenance activities so the Village can better track costs and identify maintenance priorities.

The Board also discussed:

- Developing a five-year or longer capital improvements plan for water and wastewater infrastructure;
- Tracking maintenance and labor associated with the airport and other Village facilities;
- Creating business-case evaluations for equipment and infrastructure needs;
- Establishing a recurring list of annual maintenance activities;
- Improving the work order and follow-up process;
- Tracking meter maintenance and nonfunctioning meters; and
- Developing standard operating procedures to preserve institutional knowledge and provide guidance to employees.

Clerk/Treasurer, Juanita Puente suggested maintaining an annual list of recurring Village maintenance activities, such as mowing alley ways, clearing vegetation around signs and intersections, sewer jetting and other routine work. Completed work should be dated and documented.

Trustee Ray Olmsted stated that he is working on updating the Ordinance for trash and Village cleanup. He is hoping to have it completed by the next regular meeting. The proposed Ordinance will also need attorney review.

INPUT FROM VILLAGE OF MAGDALENA MAYOR & BOARD OF TRUSTEES
PUBLIC INPUT – 1 TOPIC PER PERSON - 3 MINUTE LIMIT
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Patrick McCombs asked about the status of the previous proposal involving the Socorro County Sheriff's Office and law enforcement coverage for Magdalena.

Mayor Thompson reported that the Sheriff's previous proposal had been withdrawn. The Sheriff has offered to assist the Village with recruiting certified deputies and aid when needed. The Village continues to advertise for deputies. The Board previously approved a $4,000 incentive for certified deputies who remain employed with the Village for at least two years.

Discussion followed regarding the Village's intention to adequately staff the Marshal's Office and the difficulty of recruiting certified law enforcement officers for Magdalena. The Village is currently recruiting deputies rather than directly recruiting a new Marshal. If the current Marshal retires, the Village will then consider qualified personnel for appointments as Marshal.

A member of the public also asked what law enforcement coverage is available when the Marshal is away or off duty. It was explained that 911 is notified when the Marshal is unavailable and calls will then be dispatched to the New Mexico State Police or Socorro County Sheriff's Office.

ADJOURNMENT

Trustee Ray Olmsted moved to adjourn the meeting at 6:17 pm and Trustee Teri Winchester seconded the motion. The motion carried unanimously.

Respectfully Submitted,

Juanita Puente
Clerk/Treasurer

Michael Thompson
Mayor

Minutes Taken By:
Deborah Lawless
Assistant Clerk II

Outlook

Re: Monthly Reports, EMS

From James Nelson <jcnelson@gilanet.com>
Date Wed 9/9/2026 5:47 PM
To Debbie Lawless <dlawless@villageofmagdalena.com>

11 EMS calls in August.

Jim Nelson

EMS director

On 9/9/2026 3:34 PM, Debbie Lawless wrote:

> Hello,
> We still need the August 2026 Monthly report for your department.
>
> Thank you,

Deborah Lawless
Assistant Clerk II
Court Clerk
Police Data Entry Clerk

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dlawless@villageofmagdalena.com

VoM Clerk

From: MVFD Chief <magvfdchief@gmail.com>
Sent: Wednesday, September 9, 2026 7:12 PM
To: Carleen Gomez; Debbie Lawless; Rosemary Wilburn; Michael Thompson; VoM Clerk
Subject: Re: Department Monthly Report

Below is the August 2026 monthly report that was sent on September 3rd.

Charlie Blaylock, Fire Chief

Magdalena Volunteer Fire Department

682-999-7097

magvfdchief@gmail.com

On Thu, Sep 3, 2026, 12:45 PM MVFD Chief <magvfdchief@gmail.com> wrote:

Good afternoon,

In the month of August, 2026, MVFD responded to four fire incidents, including two brush fires and two vehicle accidents for extrication and assistance.

MVFD also received approval to utilize funds for new bunker gear and radios for both stations as well as completing carryover funds letters.

Volunteers also attended the Library End of Summer event, bringing an engine and providing water for the slide as well as additional safety monitoring.

During August MVFD volunteers also attended Staff Day breakfast and two fire drills at the Magdalena Schools campus, bringing engines, observing building evacuation and inspecting entire school footprint, engine access, emergency water supplies and propane/power shutoffs.

Thank you,

Charlie Blaylock, Fire Chief

Magdalena Volunteer Fire Department

682-999-7097

magvfdchief@gmail.com

MAGDALENA MARSHAL DEPARTMENT

MONTHLY VEHICLE EXPENDITURE REPORT

For the month of : AUG Year: 2026

License Number:_____

Make and Model:_ FORD E)F 150

Training & Maitenance on Units

Report due in NO LATER THAN THE 10th OF THE MONTH

Date	Beginning Mileage	Ending Mileage	Miles Traveled	Fuel Gallons	Amount	Motor Oil Quarts	Amount
1							
2							
3	11717	11951	234	19.6	84.65		
4							
5							
6							
7							
8							
9							
10							
11							
12							
13							
14							
15							
16							
17							
18							
19	11951	12152	201	20.2	91.18		
20							
21							
22							
23							
24							
25							
26							
27							
28					56		
29							
30							
31							
Totals			435	39.8	175.83		

Maintenance Section

01 Chassis Maintenance
02 Electrical Maintenance
03 Engine Maintenance
04 General Supplies
05 Interior Maintenance
06 Lubrication
07 Miscellaneous
09 Tire Purchase
10 Tire Repair 15
11 Wash and Wax

(Attach Copy of Invoices)

Invoice No.:_____Amt.$

10

Invoice No.:_____Amt.$____

Date

Invoice No.:_____Amt.$____

Code:____ Date:_____

Invoice No.:_____Amt.$____

Code:____ Date:_____

Invoice No.:_____Amt.$____

Code:____ Date:_____

Invoice No.:_____Amt.$____

Code:____ Date:_____

Invoice No.:_____Amt.$____

Code:____ Date:_____

Invoice No.:_____Amt.$____

Code:____ Date:_____

Invoice No.:_____Amt.$____

I certify that the above is correct to the best of my knowledge.

Signature: _____ **Title:** MARSHAL

August Monthly 2026

1 Road Test

I criminal Damage Report

2 Assist Magdalena School Drills

1 Citation Littering

1 CYFD Report

1 Speeding Citation $75.00

2 Warnings on Speed

1 Warning Citation School Bus Violation

1 Civil Complaint

2 Dog Complaints

JUDGE'S REPORT

AUGUST 2026

The Magdalena Municipal Court continues to follow all required COVID guidelines set forth by the Supreme Court of the State of New Mexico. At this time, most court cases continue to be heard telephonically with some trials held in person.

Cases heard in AUGUST 2026

08/10/2026
Dog running at large
Total: $0.00
Judge dismissed with warning of $300 fine for further offenses.

Joint Utility Report

August 2026

Routine

- Monthly Water samples
- Trash 2x per week
- Monthly Vehicle and Equipment cleaning and fluid checks
- Well rounds and screen cleaning 4x per week
- Meter reads and shut offs
- Residual checks 2x per week

Non- Routine

- Pave water line on Pine
- Got Scada recalibrated and back online
- Mowed and fixed roads between main and pine
- Hand monitor wells and tanks due to thunderstorms must turn breakers for well pumps off
- Cut and groom runway at airport.
- Handed out lead and copper sample bottle and almost got all bottles back to send for testing
- Installed pressure reducer by Benjaman well
- Mowed and trimmed around village hall, library, senior center
- Leveled pad for small uhaul container for food distribution group

Librarian's Report
August 2026

Days Open: 26	**Days Closed: none**	**# of Visitors: 392**
New Library Cards	6	**Volunteers: 10**
Museum Visitors	8	**Volunteer Hours: 5**

Events:

Number of Events: 10	Family Event Attendees:	Adult Event Attendees:
Total Attendees: 131	100	31

Date:	Event:	# of People:
8/1	Film	1
8/3	Photo club	3
8/6	Book Club	6
8/8	Film Club	1
8/10	Photo Club	4
8/13	Friends of the Library	4
8/17	Photo Club	5
8/22	Street Party	98
8/24	Photo club	3
8/27	Book Club	6

PHYSICAL		DIGITAL	
# of Books	156	# of eBooks	A; 62, J: 0, YA: 4
# of Books on CD	0	# of Online Audio	A: 83, J: 6, YA: 1
# of DVDs	97		
# of Library of Things	4		
# of Literacy Kits	1		
# of Talking Books	1		
# Of Museum Passes	1		
Total Physical	260	**Total Digital**	156
Total Circulation	416		

ILL Processed	1

# Computer Sign ins: 29	Reference Questions: 14

MAINTENANCE ISSUES:

- Work order to remove glass doors and windows stored in library closet: In process; maintenance staff is looking for alternative storage
- Work order to replace burned out fluorescent bulbs: in process; bulbs on order
- Work order to fix receptacle that doesn't work: in process; status unknown but maintenance staff has visited the library to clarify what needs to be done

Narrative:

→ 8/4: Jeri visited MMSD library to collaborate and assist the school librarian

→ 8/22: The street party was a success! Many families that came are not ones we usually see at the library, so we are hoping the event generated some new interest in the library and the services it now offers.

→ The Library of Things (LOT) is up and running and has generated a lot of interest. We hope to see those borrowing numbers increase as the word gets out.

→ The Seed Library is still going strong with patrons doing fall planting and saving seeds for the spring.

→ Jeri developed a new flyer detailing the services offered at the library (attached).

→ The new website Jeri created is up and running!

Upcoming Events:

☺ Trunk or Treat 10/ 29

☺ 10/10 Honey and bees demonstration

☺ 10/17 Irish Singers

Respectfully Submitted,

Jennifer Armstrong, Louise Hall, Assistant Librarians

Jeri Hurd, Library Director

Supporting information for repair and replacement schedules

The repair and replacement schedule concentrates on operations and maintenance utilizing internal revenues from utility billing, tap fees, penalties, reconnects and sales. Employee salaries and benefits, equipment purchases, supplies and professional services are supported by utility revenue. Ideally, the water and wastewater funds are self-supporting, growing over time to help finance capital enhancements to the system. Our water and wastewater have not been self-supportive in the last few years, necessitating transfers in to balance the funds. Michael Steininger has been instrumental in providing historical expenditure data in order to set up a tentative repair and replacement schedule. The rate schedule must support the utility to be eligible for loans and grants, enabling capital growth and replacement.

2026 Water

Water samples collected monthly and tested by Eurofins, paid for with three cents/gallon pumped water as part of water conservation fee.

Hydrants flow tested and lubricated annually by the volunteer fire department.

Our system manager, Jacob Finch, Big Country Waterworks, recommends we replace the Steiner chlorine injection system at the Benjamin well with a diaphragm pump. The diaphragm pump should be able to inject chlorine through the high head pressure at the Benjamin well. This was noted as a deficiency in the December 2024 BHI PER.

Hydrant #34, 900 Las Tuzas, failed the flow test 9/17/24. Higher density housing area with few hydrants. Utility ascertaining issue and may replace hydrant or get a build kit. Hydrant quote included with packet.

A review of work orders from 8/2025-8/2026 revealed we replaced 10 meters and two new taps in that time period. An additional 15(?) meters had the same reading month to month, and may need to be replaced. Meters have a suggested life span of 10-15yrs, and with almost 500 customers, we may need to start a replacement schedule.

Chemicals, chlorine, for wellhouse injection. FY2025/26, $1035. FY2024/25, $1680. As needed.

SCADA. The system had been down for some time, zapped by lightning. Now repaired, haven't been billed yet. In 6/2025 spent $32692 on a computer system and $1500 on a transmitter. The SCADA was installed in 2017, the expected life for electronics, 7-10 years, maybe we were due.

2027 recurring as above with the following additions.

Hydrant #3, 104 N Main. Failed flow test 9/17/24. Reiss says it will work, but then gets clogged. Adjacent to library and historical buildings area. Hydrant on Main and Riley Rd nearby. Possibly can include in 2028 ICIP system upgrade.

Middle Hilltop, South Hilltop, and Steers tanks due for five year internal inspections. Last inspected 9/2022. Jake says best to team up with neighboring utility, can get a better deal that way.

The EPA is requiring all water piping to be stored in a rodent proof building by 2027. We have this scheduled for a 2028 ICIP. We may be forced to scramble.

2028 recurring as above with the following additions.

Hydrant #40, M Mountain and 10th, failed since 9/17/2024. Low volume housing area with adjacent hydrants on each side. Lower priority.

The 1997 line upgrades on 107 and 10th St show a hydrant placement "planned, but not installed" across from the Magdalena Clinic, where the road bends to the 10th St straight away. Installing a hydrant here may be a better option than repairing #40.

2029 recurring as above with the following additions.

A hydrant formal flow and pressure test is required every five years. The last test was performed 9/17/24 by High Plains Fire Sevices.

2030 recurring as above.

2026 Wastewater

Ground water samples are taken to Eurofins every quarter. The FY2025/26 aggregate fees, $1857, were less than the FY2024/25 fees, $2736. There may have been additional testing needed, not sure.

The transducer is required to be calibrated yearly. Last calibrated 11/24/25 for $1282.

Jake has been trying to establish a fall/winter jetting schedule of the mains, as that is when the roots grow fastest. Our jetting has currently been reactive, will attempt transition to proactive. Currently storing and heating the jetter in the community center in the wintertime, high propane expense. Hope to build adjacent jetter sized heated shed adjacent to new pipe storage, cut costs.

Lagoons maintenance. Primarily man hours, not well documented. Time spent cleaning screens, keeping weeds down, repairing perimeter fence damaged by wildlife and people.

2027-30 recurring as above.

Year	Item	Brief Description	Est. Cost	Method of Estimation	One Time/Recurrin	Time Period
2026	monthly water samples	Eurofins Environmental testing	*	*pd w/$.03/gal pumped H2O cons. Fee	recurring	monthly
	hydrants	flow test and lubrication	MVFD	volunteer labor	recurring, tested 4/20/26.	annual
	chlorine pump	replace Steiner w/diaphragm pump, Benjamin			one time	as needed
	meter replacements, 12+	8/25-26, replaced 10 + 2 taps + (15?) same reading	$4800+	$400/residential, $2300-3200/larger	recurring	as needed & establish schedu
	hydrant #34 900 Las Tuzas	failure since 9/17/24-high density area, few hydrants	<$4000	Mueller rep, build kit or replace	one time	
	chemicals	primarily chlorine	$1100-1700	2025/26, $1035 2024/25, $1680	recurring	as needed
	SCADA	system down-lightning, repaired, not billed yet		$32692, 6/2025, computer system	one time	
2027	monthly water samples	Eurofins Environmental testing	*	*pd w/$.03/gal pumped H2O cons. Fee	recurring	monthly
	hydrants	flow test and lubrication	MVFD	volunteer labor	recurring	annual
	meter replacements, #tbd	as needed, try and establish replacement schedule		historical cost + 5% inflation	recurring	as needed, as scheduled
	storage tanks internal insp.	internal inspection, schedule w/neighboring utility	$4500, 4 tks	current cost per Jake, team w/utility	recurring, last 9/2022	every five years
	hydrant #3 104 N Main	failure since at least 9/17/24--historical buildings		Mueller rep, build kit or replace	one time	
	chemicals	primarily chlorine			recurring	as needed
	utility storage building	EPA required by 2027, village ICIP for 2028	$150,000	ICIP estimation, F Y 2028-32	one time	
2028	monthly water samples	Eurofins Environmental testing	*	*pd w/$.03/gal pumped H2O cons. Fee	recurring	monthly
	hydrants	flow test and lubrication	MVFD	volunteer labor	recurring	annual
	hydrant #40 M Mtn & 10th	low volume housing, three other hydrants on 10th		Mueller rep, new hydrant only	one time	
and/or	hydrant, new- Mag Clinic/10	planned/recommended, 1997 Engineers Inc As Built		research costs-hydrant, pad, iso valve	one time	
	meter replacements, #tbd	as needed, try and establish replacement schedule		2027 cost + 5% inflation	recurring	as needed, as scheduled
	chemicals	primarily chlorine			recurring	as needed
2029	monthly water samples	Eurofins Environmental testing	*	*pd w/$.03/gal pumped H2O cons. Fee	recurring	monthly
	hydrants	flow test and lubrication	MVFD	volunteer labor	recurring	annual
	required hydrant flow test	formal flow and pressure test	$5,300	HP Fire Serv., unofficial quote 9/2026	recurring, last 9/17/24	every five years
	meter replacements, #tbd	as needed, establish replacement schedule		2028 cost + 5% inflation	recurring	as needed, as scheduled
	chemicals	primarily chlorine			recurring	as needed
2030	monthly water samples	Eurofins Environmental testing	*	*pd w/$.03/gal pumped H2O cons. Fee	recurring	monthly
	hydrants	flow test and lubrication	MVFD	volunteer labor	recurring	annual
	meter replacements, #tbd	as needed, establish replacement schedule		2029 cost + 5% inflation	recurring	as needed, as scheduled
	chemicals	primarily chlorine			recurring	as needed

Estimate

BILL TO: **MAGDALENA, VILLAGE OF**

P.O. BOX 145
MAGDALENA, NM 87825
P: (575) 854-2261
F: (575) 854-2273

SHIP TO: **MAGDALENA, VILLAGE OF**

STEVE
108 N. MAIN ST.
MAGDALENA, NM 87825
P: (575) 854-2261
F: (575) 854-2273

BAKER UTILITY SUPPLY CORP.
4320 2ND ST NW
ALBUQUERQUE, NM 87107-4038
UNITED STATES
P: (505) 884-0990
F: (505) 881-4615

Order Info	
Quote #:	**097271**
Order Date:	9/3/2026
Customer #:	AM8542261
Customer PO:	MUELLER FH QTE
Job Name:	

Shipping Info	
Ship Date:	9/3/2026
Ship Via:	ROUTE 3
Freight Terms:	
Sales Rep:	EE
Entered By:	mfernandez

Quantity Ordered	UOM	Item #	Description	Amount	
				Unit Price	Extended
1	EA	FHMU-A4240	MUELLER #A423 HYD- 4' - 0" BURY, 6" MJ, 5-1/4" VO, 3-WAY, YELLOW	3900.00	3900.00
1	EA	FHMU-A4246	MUELLER #A423 HYD- 4' - 6" BURY, 6" MJ, 5-1/4" VO, 3-WAY, YELLOW	3925.00	3925.00
1	EA	FHMU-A4250	MUELLER #A423 HYD- 5' - 0" BURY, 6" MJ, 5-1/4" VO, 3-WAY, YELLOW	3975.00	3975.00

Freight	Subtotal	Sales Tax	Charges	Total Amount
0.00000	11800.00000	.00	.00	11800.00

SEE ATTACHED TERMS AND CONDITIONS

Signature: _____

Print Name: _____ Date: _____

Year	Item	Brief Description	Est. Cost	Method of Estimation	One Time/Recurring	Time Period
2026	groundwater samples	Eurofins Environmental	$2,604	2025/26, $1857 2024/25, $2736	recurring	quarterly
	transducer calibration	required yearly, have been using Yukon Associates	$1,346	$1282 on 11/24/25 + 5%	recurring	annual, 11/24 in 2025
	mains jetting	fall/winter system jetting		man hours + jetter maintenance	recurring	schedule tbd
	lagoons maintenance	fencing, grounds, screens		man hours + supplies	recurring	weekly
2027	groundwater samples	Eurofins Environmental	$2,734	2026 price + 5%	recurring	quarterly
	transducer calibration	required yearly	$1,413	2026 price + 5%	recurring	annual
	mains jetting	fall/winter system jetting		man hours + jetter maintenance	recurring	schedule tbd
	lagoons maintenance	fencing, grounds, screens		man hours + supplies	recurring	weekly
2028	groundwater samples	Eurofins Environmental		2027 price + 5%	recurring	quarterly
	transducer calibration	required yearly		2027 price + 5%	recurring	annual
	mains jetting	fall/winter system jetting		man hours + jetter maintenance	recurring	schedule tbd
	lagoons maintenance	fencing, grounds, screens		man hours + supplies	recurring	weekly
2029	groundwater samples	Eurofins Environmental		2028 price + 5%	recurring	quarterly
	transducer calibration	required yearly		2028 price + 5%	recurring	annual
	mains jetting	fall/winter system jetting		man hours + jetter maintenance	recurring	schedule tbd
	lagoons maintenance	fencing, grounds, screens		man hours + supplies	recurring	weekly
2030	groundwater samples	Eurofins Environmental		2029 price + 5%	recurring	quarterly
	transducer calibration	required yearly		2029 price + 5%	recurring	annual
	mains jetting	fall/winter system jetting		man hours + jetter maintenance	recurring	schedule tbd
	lagoons maintenance	fencing, grounds, screens		man hours + supplies	recurring	weekly

THE GOVERNING BODY OF THE VILLAGE OF MAGDALENA

ORDINANCE NO. 2026-01

AN ORDINANCE CONCERNING WATER, WASTEWATER AND SOLID WASTE SERVICE PROVIDED BY THE VILLAGE OF MAGDALENA; AMENDING AND REPEALING ORDINANCES CONCERNING WATER, WASTEWATER AND SEWER SERVICE; PROVIDING FOR IMPOSITION AND COLLECTION OF FEES, CONNECTION CHARGES, DEPOSITS, AND FINES; DEFINING APPLICATION AND SERVICE POLICIES; AND PRESCRIBING PENALTIES FOR VIOLATIONS OF ITS PROVISIONS; REPEALING PREVIOUS ORDINANCES

BE IT ORDAINED BY THE GOVERNING BODY OF THE VILLAGE OF MAGDALENA, NEW MEXICO, THAT:

SECTION ONE - MUNICIPAL UTILITY DECLARED

It is necessary and for the best interests of the Village of Magdalena (hereinafter "Village" or "the Village") and the inhabitants thereof that the Village-owned water system, wastewater system, and solid waste disposal system constitute a public utility system operated for the benefit of its citizens.

SECTION TWO - SEVERABILITY

If any section, paragraph, clause or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a Court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions.

SECTION THREE - SINGLE INVOICE

A. Single Invoicing. Water, wastewater and solid waste services shall be invoiced on single monthly invoice. Termination of one utility service shall result in termination of all utility services unless otherwise specified herein, and termination of utility service for a portion of a structure shall be termination of utility services for all of the structure.

B. Minimum Charge. Should water, wastewater or solid waste service not be used during a billing month, the minimum rate shall be charged on the monthly invoice.

C. Separate Utility Service. When it is not otherwise possible for the Village to furnish all utility service, separate utility service may be permitted upon application to the Village utility office. If separate utility service is permitted, the customer shall be charged only for the services provided.

D. Wastewater and Water Service. Wastewater service shall not be provided unless water service is also provided.

SECTION FOUR - APPLICATION FOR UTILITY SERVICE; DEPOSIT REQUIREMENTS

A. Application for Utility Service, How Made. Before utility service is provided, application must be made at the Village utility office on printed forms furnished for that purpose. Every application must be signed by the owner of the property to be served, or by an authorized agent. The application must state fully and truthfully the purposes for which the utility service is to be used, the name and address of the person, firm or corporation to receive an invoice for such service, the description of lot and block or tract, and the name of the street on which property fronts. The applicant shall, by making application, agree to be governed by this Ordinance, to the rules and regulations of the Village, and state and federal laws and regulations.

B. Utility Service Contract. The application, when approved by the Village, shall constitute a contract between the utility customer and the Village to furnish utility services within the Village limits or, when applicable, within the Existing Service Area ("ESA") outside of the Village. The contract shall constitute an agreement on the part of the applicant to pay the stipulated rates, and agree to periodic adjustments in the rates. The contract shall reserve to the Village the right to enforce and collect rates and penalties in the manner provided for herein; to temporarily discontinue service at any time without notice to the customer for maintenance, repair, conservation or emergency or as a consequence of failure to pay for the utility services provided. The agreement shall also provide that the utility department of the Village, or the officials or employees thereof shall not be responsible for any damages by water or otherwise resulting from defective plumbing, broken or faulty service, or condition of the water itself, or any substance that may be mixed with, or be in the water, as delivered to the customer.

C. Non-Standard Service. Non-standard utility services may be provided on application to the Village Clerk. Non-standard utility services include, but are not limited to, the following: (i) service to customers living outside of the ESA but requesting trash collection service; (ii) requests for multiple trash collection trips; (iii) requests for additional or larger trash bins; or (iv) requests for any non-standard service.

D. Decision. An application for non-standard utility service may be approved, denied, or approved with conditions.

E. Application Fee. Each application for utility service shall be accompanied by the application fee and deposit as set forth in APPENDIX A.

F. Deposits, Return. Meter deposits will be refunded to customers in good standing for five (5) years.

G. Additional Deposit. Customers with a history of late payments or disconnections may be required to post an additional deposit in an amount sufficient to cover two months total utility billing based on a twelve month average of that account, but not less than the current minimum stated in APPENDIX A.

H. Security Deposit. All utility deposits shall be retained by the Village to be applied against unpaid charges for utility service. Upon payment in full of all charges for utility service and discontinuance of utility service, such deposit or the balance thereof after application to unpaid charges, shall be refunded, without interest.

SECTION FIVE - DISCONTINUANCE OF SERVICE

A. Written Request. A customer may discontinue utility service at any time by making a written request to the Village Clerk. Only the applicant or an agent may request discontinuance. The written request must state the date service is to be discontinued and the address to send the final bill or refund of deposit. There is no fee for voluntary discontinuance of utility service provided the account is in good standing and a written request is made.

B. Improper Disposal of Solid Waste. Utility service may be discontinued by the Village if it finds that unacceptable solid waste has been deposited. Improper disposal of unacceptable waste may constitute a felony under NMSA 1978, Section 74-9-37(B).

SECTION SIX – VILLAGE'S RESPONSIBILITIES

A. Installation. A water line may be installed from the water main to a stopcock located just within a customer's property line next to the street curb. A liquid waste line may be installed from a liquid waste line on a customer's property line to the sewer main. The water or wastewater line shall not exceed twenty (20) feet in length. Longer lines may be provided if the customer bears the additional cost.

B. Maintenance and Repair.

(1) The Village shall be responsible for the maintenance, repair and clearing of all Village water and wastewater mains, but shall not be responsible for the customer's service lines.

(2) If blockage occurs in a Village sewer line, the customer will notify the Village immediately. The Village will determine whether the blockage is on the Village's or the customer's side. The customer shall be responsible for clearing blockages on the customer's service lines. The Village will not be responsible for damage to the customer's service lines caused by a plumber contracted by the customer.

C. Meter Box, Stopcock. The Village shall be responsible for the installation, maintenance, and repair of the meter box and curbside stopcock.

D. Water Meter. The Village shall be responsible for the installation, maintenance, repair, inspection, calibration for accuracy, and replacement of a water meter and service line from the meter to the main. Each customer may request one (1) free field test on their meter per year; the second and subsequent field test shall incur a $50.00 charge, unless the second or subsequent test determines that the meter is defective. Defective meters will be replaced at no cost to the customer. If the customer requests a new meter, it will be replaced at-cost.

E. Regulatory Requirements. The Village shall be responsible for meeting all federal and state regulatory requirements for the proper maintenance and management of its utility service systems.

F. Leaks. Every attempt will be made to notify customers of unusually high usage once it comes to the Village's attention.

G. Solid Waste Collection. The Village shall be responsible for trash collection service as follows:
(1) Prompt, dependable collection as scheduled each week;

(2) Clean up of employee-caused collection spills;
(3) Routine maintenance, repair, and inventory of trash bins;
(4) Prompt customer notification of and reason for failure to collect trash; and
(5) Proper sanitation of recycled trash bins prior to reissuing

SECTION SEVEN - CUSTOMER RESPONSIBILITIES

A. Yard Lines. Utility customers shall be responsible for the installation, maintenance and repair of all water service lines between the meter and the point of use, and for the installation, proper operation, maintenance and repair of all plumbing fixtures, and shall provide an emergency valve placed upon such line between the meter and the customer's premises. Service lines installed without an emergency valve prior to the enactment of this requirement shall be retrofitted prior to any reconnection. A customer who retrofits with an emergency valve shall receive a one-time credit of thirty dollars ($30). Verification of the new installation must be made by Village utility personnel.

B. Liquid Waste Systems. The customer shall be responsible for the installation, maintenance, repair, and clearing of all liquid waste lines between point of use and up to the sewer main line and for the installation, maintenance and repair of all plumbing fixtures. Each solid waste line must have a clean-out. Customers without clean outs installed prior to the enactment of this requirement shall retrofit with clean outs prior to any reconnection or change in service. A customer who retrofits to provide liquid waste clean outs shall receive a one-time credit of ten dollars ($10). Verification of the new installation must be made by Village utility personnel.

C. Solid Waste Collection.

(1) The customer shall make their Village-provided trash bin accessible for trash collection. All trash bins shall be placed at their designated collection curb site no later than 8:00 am on the day scheduled for trash collection in their area. Customers whose residence is accessible by cross streets may choose the street curb which is most convenient for them, but once designated, no change will be made without written request and approval. The customer shall be responsible for keeping all trash picked up from around the designated trash collection site.

(2) The customer shall be responsible for the care and cleaning of the Village-provided trash bin. This includes the periodic washing of the trash bin, placing all trash in sealed trash bags before depositing it in the trash bin, and not depositing any toxic or hazardous waste or any hot or flammable objects in the trash bin. Cardboard items may be placed in the trash bin if folded to fit with the lid closed. All trash is to be placed inside the Village-provided trash bin, and the bins shall not to be filled to overflowing. If one trash bin is not sufficient, the customer may request an extra bin or bins for an additional charge as described in APPENDIX A.

(3) The Village will not collect any trash not placed in a Village-provided trash bin. Failure to comply with proper care and maintenance of a Village-provided trash bin may result in a written notice from the Village utility office citing the steps necessary to comply. If no action is taken to correct the noncompliance, charges may be assessed as prescribed in APPENDIX A.

SECTION EIGHT - MONTHLY SERVICE RATES: BILLING; DUE DATE; DELINQUENCY

A. Water, Wastewater and Solid Waste Rates. Monthly service rates for water, wastewater, and trash service are set forth in APPENDIX A. These rates become effective on the first of the month following the enactment of this Ordinance. Rates may be reviewed annually, but in no case less than bi-annually to insure that the rates are just and reasonable.

B. Invoices.

(1) Invoices for water, sewer, and trash service will be mailed to customers by first class mail or bulk mail service on or about the first (1st) day of the month and shall be due upon receipt. Invoices become delinquent at 5:00 p.m. on the 20th day of the month.

(2) Once an invoice becomes delinquent, a past due penalty as prescribed in APPENDIX A shall be due along with the unpaid balance.

(3) A notice of delinquency shall be mailed to the customer if any account remains unpaid fifteen (15) days following the date due. Service may be discontinued requiring payment and warning that and payable, utility service may be discontinued fifteen (15) days after the Notice of Delinquency is mailed. The notice shall contain the address and phone number of the Village utility office and the name of the Village Clerk or other employee designated to investigate complaints, resolve disputed billing and negotiate delayed payments, if justified.

(4) Service shall not be disconnected on a Friday or the day preceding a holiday. The utility customer will always have one working day following disconnection to pay the outstanding charges and have service restored.

(5) Utility service shall not be resumed for a customer who is delinquent unless full payment has been received of the unpaid balance plus the past due penalty, disconnection charges, and additional deposit, as applicable.

(6) Any attempt by the disconnected customer to reconnect to Village water service by tampering with the water meter, bypassing the meter or by any other unauthorized means of connection to water service shall be unlawful, as stated in Section 23, and subject to penalty set forth in Section 24. A disconnect fee for removal of a bypass connection and any actual cost to repair damages to the utility system caused by the tampering shall be due and payable.

(7) Invoices charging for additional trips to collect trash not picked up during a discontinuance of service shall be invoiced according to the number of additional trips necessary to collect and remove the accumulated trash.

(8) The Village may use collection agencies to collect delinquencies, and may report such delinquencies to credit bureaus.

SECTION NINE – RESERVED

SECTION TEN - ADDRESS FOR PAYMENTS

All utility payments are to be made either through the mail to the Village of Magdalena, P.O. Box 145, Magdalena, NM. 87825; in person at the Village of Magdalena utility office during regular office hours; in a designated Drop Box; by credit/debit card over the phone; or online through the Village of Magdalena website.

SECTION ELEVEN - RETURNED CHECKS

Upon receipt of a returned check, the Village staff will assess a Non-Sufficient Fund (NSF) Fee as set forth in APPENDIX A. Notice will be mailed to the customer of the failure of payment, the NSF fee, the outstanding balance due, and the date the service will be subject to disconnection for non-payment. The disconnection date will be on or around the twenty-fifth (25th) of the month following the due date, but not less than seven (7) days from the date the NSF notice is mailed. Unless prior request not to do so has been made by the utility customer, the NSF check will be submitted to the Village bank for a second time. If the check is returned a second time, action will proceed as described in the NSF notice. If the check is good for payment, no further action will be taken. It is the responsibility of the utility customer to verify that the Village has received payment before the disconnect date stated in the NSF notice.

SECTION TWELVE- PAYMENT ARRANGEMENTS

No more often than once in a two-year period, Payment Arrangements (PA) may be made on an outstanding account balance. The request for a PA must be made with the Village Clerk who may approve a PA on up to fifty percent (50%) of an outstanding account balance under $1,000. A PA on over 50% of the outstanding account balance under $1,000.00 must be approved by the Mayor or his designee. If the amount owed is $1,000 or more, the PA must be made by the Board of Trustees. A PA shall not reduce any portion of the outstanding balance, including returned check fees, disconnection fees, account deposits, or any other account charges. Instead, a PA schedules the payments without the possibility of a disconnection so long as the PA is being followed. The Village Clerk can extend the outstanding account balance for a period of up to three months. Any period of time beyond three months must be approved by the Mayor or his designee. Payment arrangements made on the outstanding balance will be due with the next billing of monthly service charges, but will not extend the due date of the monthly service charges not included in the payment arrangement.

The Payment Arrangement is a contract, and must be in writing and signed by the utility customer and the Village Clerk or other designated Village employee.

SECTION THIRTEEN -INOPERATIVE METER

In the event that the water meter is found to be inoperative, the next billing for water and wastewater shall be based the average monthly usage for the preceding twelve months. In the event that the Village is unable to repair or replace the meter before the next monthly reading, billing for the subsequent month for water and wastewater shall also be based on the average usage reading for that account for the prior twelve months.

SECTION FOURTEEN - VILLAGE AUTHORITY TO RESTRICT WATER USE

The Village reserves the right, in case of drought, lack of rainfall or other emergency, to regulate the use of water for irrigation, sprinkling, car washing or for any other use not necessary for the preservation of life. The Village Council, in its discretion, may at any time, declare a water emergency by giving public notice within the Village. Any person, firm or corporation violating such order shall be guilty of a misdemeanor and shall further be subject to a fine as set forth in APPENDIX A, and double the first offense charge for each subsequent offense. The Village may discontinue service for persons found guilty of violating this section. Service will not be restored until all such charges and any unpaid balances are paid in full, and upon full compliance with this Ordinance.

SECTION FIFTEEN – RESERVED

SECTION SIXTEEN - UTILITY ACCOUNTS

A. Multiunit residential and multiunit general service units which are under common ownership may be treated as a single customer. Otherwise, each utility account shall be located on separate property unless otherwise authorized by the Village. The customer may be furnished utility service from the Village through a single master water meter or sewer tap at the rates specified in Appendix A.

B. The Village, upon determination that unnecessary expense and undue burden or other unreasonable difficulty would be caused by the requirement set forth in this Section 16 that a single meter be required for each residential or general service unit, may permit and direct that utility service be provided through one (1) or more water meters or sewer tap of adequate size installed by the Village and paid for by the user as provided in this Section 16 to serve two (2) or more units.

C. The Village may enter into separate contracts, notwithstanding Section Three pertaining to nonseparable charges, and provide water service to separate meters for sprinkling and lawn watering if the customer can demonstrate that the installation of a separate meter will provide an equitable sewer service charge to such customer. Sprinkling meters shall be subject to periodic inspection by the Village.

D. The Village may authorize utility service to separate water meters or sewer taps installed within mobile home parks as an exception to this Section.

SECTION SEVENTEEN – SOLID WASTE COLLECTION AND DISPOSAL

A. Acceptable Trash. The Village shall pick up and dispose of household solid waste which is properly placed in a sealed trash bag and placed in trash bins. Acceptable trash is defined in APPENDIX B.

B. Unacceptable Trash. The Village will not pick up and dispose of any unacceptable trash such as old car bodies, hazardous waste, or infectious waste. Unacceptable trash is defined in APPENDIX B. For instructions on the proper disposal of these items, call the Village utility office.

C. Ashes. Ashes may be disposed of at the Transfer Station during normal business hours free of charge. Disposal of ashes outside of the Transfer Station shall be unlawful and shall punished as set forth in this Ordinance.

D. Penalties for Improper Disposal. Improper disposal of unacceptable trash or disposal of trash in places other than the transfer station is a violation of this ordinance, punishable as specified in NMSA 1978, Section 74-9-37, and subject to civil penalties under NMSA 1978, Secs. 4-9-36 and 74-9-38.

E. Village-provided Trash Bins. Trash bins are the property of the Village. Trash bins are numbered and the numbers are recorded for inventory purposes. Each customer shall be required to sign for a bin or bins and thereby accepts responsibility for said bin. The Customer's responsibility does not include normal maintenance. See Section 7 of this Ordinance. Upon discontinuance of utility service, the bin will be returned to the Village in good condition, reasonable wear and tear excepted. A bin may be replaced upon request. A thirty dollar ($30) replacement charge will be imposed on each replacement bin. The customer shall sign for the replacement bin.

F. Transfer Station. Trash that is not picked up by the Village may be taken to the Transfer Station. In general, waste deposited at the Transfer Station must be acceptable waste, with a few exceptions described in APPENDIX B. The transfer station is operated by a private contractor. For specific details, contact the

contractor or the Village utility office.

SECTION EIGHTEEN – WATER AND WASTEWATER CONNECTION CHARGES

A. New Water Service Tap. A person may request new water service by making application to the utility office. Each applicant for a new water service connection shall pay a connection charge in an amount specified by the Village. The Village will recover any of its costs to create the new connection, such as the cost to tap the water main, lay a secondary distribution line from the water main to a point just outside the applicant's property adjacent to the street curb, and for the installation of the meter box, water meter and curbside stopcock.

B. Each applicant for sewer service connection shall pay a connection charge for tapping into the sewer main.

C. The Village shall not be responsible to provide utility service that will require line extensions of more than twenty (20) feet from existing main lines or connections at a higher elevation and pressure zone than existing storage facilities. If such connections are approved by the Village, all of the costs in making the connection and obtaining the proper pressure shall be borne by the customer.

SECTION NINETEEN – EXISTING SERVICE AREA

A. The ESA is defined as the area within the Village boundary plus areas outside the municipal boundary where water service is provided by the Village as described on a map maintained by the utility department of the ESA.

B. Conditional Use. Customers outside of the ESA shall be subject to the following conditions:

(1) Rates. Customers outside of the ESA shall pay customer and capacity charges and volume charges at one hundred twenty five percent (125) percent of the rate charged to customers within the ESA. The ESA rate also applies when service originates in the Village but terminates in the ESA.

(2) Annexation. A customer served in the ESA shall agree to the annexation of the property by petition to be served by the Village of Magdalena at such time as the Village government may determine that the growth and expansion of the Village requires such annexation;

(3) Village Ordinances. The customer agrees to comply with all applicable ordinances, rules and regulations of the Village of Magdalena pertaining to utility service;

(4) Bond, Deposit. The customer agrees to furnish a bond or other security in such form as the Village may require to guarantee payment for utility services;

(5) Line extension. The customer agrees to pay in advance for any line extension required to serve the property pursuant to the rules and regulations of the Village of Magdalena and Section 18 of this Ordinance;

(6) Easements. The customer provides any and all easements (which shall be dedicated to the Village of Magdalena and be in such form as the Village may require) as may be necessary to provide utility service to the property to be served;

(7) Equipment. The customer provides all lines, meters, and other facilities required to serve the premises, which shall meet or exceed village standards and specifications and shall be subject to Village installation and inspection procedures;

(8) The customer acknowledges that the Village is not required to provide fire protection or other village services to the property to be served;

(9) The customer agrees that water use may be curtailed in the event of drought, lack of rainfall or other emergency;

(10) The customer understands and agrees that utility service is provided only for the owner's single-family residential unit and that no connection will be made to provide utility service to any building or structure other than the owner's single-family residential unit and related accessory structures; and

(11) The customer agrees to abide by the rules and regulations of the Village of Magdalena and failure to do so shall be cause for termination of utility service to the property.

D. Agreement required. Service outside of the ESA shall only be provided pursuant to a written agreement with the Village. Any such agreement shall be in writing, by and between the owner and the Village Council, shall be approved by the Village Attorney, shall include all restrictions or conditions imposed by Village Council, shall require the owner of the property to be served, among other things, to agree to all of the conditions set forth in Section Nineteen (19) , herein, and further require the owner of the property to be served to agree:

(1) That there may not be adequate water pressure available to serve the premises and owner must therefore, at owner's expense, provide supplemental pumping, pressure and water storage facilities to be located on owner's premises;

(2) That the supply of water available to serve the premises may be severely limited or interrupted from time to time; and

(3) That, in the event of water shortage or emergency, water use may be curtailed as necessary.

SECTION TWENTY - EXTENSION OF UTILITY SERVICE OUTSIDE OF THE ESA

A. Adequate Facilities Required. Expansion of the ESA shall be restricted to those pressure zones for which facilities are adequate to serve the additional demand, except in those instances where the Village shall determine that extraordinary circumstances exist and that the extension of municipal utility service beyond the boundaries of the ESA is in the best interests of the citizens of Magdalena.

B. Review of ESA Boundaries. The boundaries of the ESA shall be reviewed periodically, and amended if necessary, to assure that ample amounts of serviceable land remain available for development.

C. Expansion of the ESA. Future expansion by the Village which is aimed at serving new areas or improving service to areas already serviced, shall be allowed only after finding that a need for the expansion exists and, in the case of new service, after the cost of providing new service, is weighed against revenues to be derived from new customers.

D. Annexation. Future annexation by the Village shall be taken only after due consideration is given to the constraints of the water delivery system, the wastewater system, and solid waste collection service.

E. Lateral Restriction. Utility service may not be provided to single-family residential units beyond the ESA boundaries if the property to be served is greater than the elevation of the appropriate tank or that the Village water or sewer line is more than six hundred (600) feet from the residential unit.

F. Transmission Lines. Customer-provided transmission lines outside of the ESA or Village limits become Village property.

SECTION TWENTY-ONE – BULK SERVICE

A. Bulk Rates. The Village may establish utility rates and reasonable rate classifications for bulk utility users taking water through master meters.

B. Bulk User Contracts. Bulk user contracts shall be in writing, and require that the utility user shall:

(1) Abide by all terms and conditions of any applicable Village ordinance, rule, or regulation which pertains to the providing of utility service;

(2) Require that a large commercial or other large user, whether within or outside the ESA, reasonably expected to utilize 75 thousand gallons or more per billing period or month provide bond or security to guarantee payment of utility service;

(3) Require that the bulk user, whether within or outside the ESA, shall provide the Village a projection of the impact of their water and/or sewer usage over a ten year period, on water supplies utilized by the Village. Such projections shall be provided to the Village at the time the potential user makes application for water service.

(4) Unless specifically otherwise authorized by the Village Council, pay by cash in advance and prior to installation all costs and expenses which the Village may incur to provide utility service to the point of delivery, including, but not necessarily limited to: the cost and expense of utility lines, extensions, meters, meter back-flow preventer, engineering, licenses, permits, fees, legal expenses and the cost and expense of obtaining easements and rights-of-way;

(5) Pay for any update to the cost-of-service study which may be required to determine the cost at which utility service should be provided to the bulk user;

(6) Agree that all utility lines and facilities shall be installed in publicly dedicated streets, or within rights of way or easements which are or will be assigned easily and readily to the Village of Magdalena without cost to the Village upon annexation to the Village of the property to be served;

(7) Agree that all utility lines and facilities which may be installed by the user beyond the Village water meter or sewer tap, including, but not necessarily limited to, pipes, lines, equipment, regulators, meters, meter cans and stubs, shall meet or exceed the standards established by the Village for such installation at the time of installation and shall be installed and maintained pursuant to Village inspection procedures;

(8) Agree that all lines and facilities shall be certified and properly installed by a licensed and qualified contractor and that all installation shall be inspected by a qualified inspector or engineer acceptable to the Village of Magdalena;

(9) Agree to, periodically at such times and in such form as may be requested by the Village, provide the Village with a list of all utility users served through the bulk rate user, identified by customer name, address, and phone number, the bulk rate meter number description of the property to be served, and such other information as the Village may require;

(10) Agree that the bulk rate user, shall, in case of drought, water shortage, or other emergency, be subject to the same curtailment or restriction upon use of water as are other persons and entities who receive water

from the water system of the Village of Magdalena.

SECTION TWENTY-TWO - ILLEGAL CONNECTION OR EXCAVATION; PENALTY

It is unlawful for any person, other than an authorized Village employee, to:

(a) make connection with Village water mains or sewer mains;

(b) tap a Village water main or sewer main or secondary line between the water main and the water curb cock or between the sewer main and customer property line;

(c) excavate or lay pipe in or upon any Village street or Village property;

(d) turn water on or off at the Village curb cock or at the water meter; or

(e) connect, disconnect, recalibrate, bypass, impede or tamper with a Village water meter.

Any person convicted in Magdalena Municipal Court of violating this section shall be punished as prescribed in Section 24 of this Ordinance.

SECTION TWENTY-THREE - DAMAGING OR INTERFERING WITH VILLAGE-OWNED UTILITY EQUIPMENT

A. Water System

(1) Seals placed upon meters, boxes, doors or any other appurtenances or equipment of the utility department shall not be broken by persons unauthorized to do so.

(2) It shall be unlawful for any persons to open, close, interfere with, or to attach to or connect with any fire hydrant, stop valve, or stopcock belonging to the Village water system, or to damage any machinery, pipe, tools, valve, manhole, stopcock, meter or meter box, connected with the said water system, any object, material, debris, or structure of any kind so as to prevent free access to the same at all times, or to deface or disturb, or tie horses or other animals to fire hydrants, or injure any building, structure, or to trespass upon the tank, tank site or other corporate property of the Village water system.

B. Wastewater System

(1) It shall be unlawful for any person to discharge commercial or industrial waste, refuse, or sewage into the public sewer system of the Village without first obtaining a permit from the Village. A permit may be authorized only if the Village has first determined that such waste, refuse, or sewage does not contain ingredients that will violate the Village's permit from the NMED or that will affect functioning of the sewage disposal works.

(2) Depositing Prohibited Material; Tampering with Connections.

(a) It shall be unlawful for a person to deposit or throw into any sewer line, manhole, or drain or inlet any straw, shavings, ashes, rocks, stones, bricks, dead animals, or any kind of rubbish

or substance which shall or may cause the drain or sewer line to be choked up or stopped.

(b) It shall be unlawful for any person to willfully tamper with the connections leading to the main lateral of the sewer system, or shall shut off any connection properly made, or shall reopen any connections which have been discontinued by the proper authorities.

(3) Greywater. It shall be unlawful for any person to discharge waste water from sink, tub, bathtub, shower, washing machine, or dishwasher onto the ground instead of into the sewer system, except a grey water systems meeting NMED standards. Such person shall be guilty of a misdemeanor, and upon conviction thereof shall be punished as prescribed Section 24 of this Ordinance, and in addition shall be liable for all costs for repairing the damage to the wastewater system caused by such act.

(4) Solid Waste Receptacles. It shall be unlawful for any person(s) to vandalize or damage any Village owned trash receptacle. Such vandalism may include but will not be limited to defacing, breaking or attempting to break any part of said receptacle. Damages will be assessed based on current market value of replacement part or parts.

(5) Fire Hydrants

(a) Fire hydrants are provided for the sole purpose of extinguishing fires and are to be opened and used only by the water and fire departments or for such purposes as may be specifically designated by the water department and then only by a duly authorized agent of the department.

(b) To ensure the safety and efficiency of the fire protection, any person authorized to open the same, for any purpose, shall use only an approved spanner wrench to open or close hydrants.

(c) Any person, firm or individual violating the provisions of this subsection 24 subsection shall be deemed guilty of a misdemeanor and shall be punished by a fine as set forth in Section 24.

SECTION TWENTY-FOUR - PENALTY

Any person convicted of a violation of this Ordinance shall be punished by a fine of not more than three hundred dollars ($300) or by imprisonment not to exceed four (4) days, or both fine and imprisonment.

SECTION TWENTY-FIVE - FAILURE TO PROPERLY DISPOSE OF SOLID WASTE

A. The Village may remove refuse from real property and make a charge against the real property specially benefited by the removal of the refuse, if:

(1) any person owning or controlling real property allows refuse to be deposited upon his property other than in the proper receptacle and fails to remove the refuse or to place the refuse in the proper receptacle within forty-eight hours after the refuse is deposited on the real property; or

(2) the owner owning or controlling real property refuses to use the refuse collection service provided by the municipality.

B. If any person, owning or controlling the real property, fails or refuses to pay (i) the charge imposed for the collection and disposal of refuse; or (ii) the charge made against the real property specially benefited by the removal of refuse, the Village may make an assessment against the real property.

SECTION TWENTY-SIX - ASSESSMENT ROLL

A. To collect the assessment authorized in Section 25, the Village Council shall prepare an assessment roll. The assessment roll shall list, in columns:
(1) the name of the owner, if known, of the parcel of real estate being assessed;
(2) a description of the parcel of real estate being assessed;
(3) the amount assessed against each parcel of real estate; and
(4) describe, in general terms, the removal and what was removed from the real estate being assessed.

B. The municipal clerk shall publish a notice stating that the assessment roll for delinquent refuse collection charges due the Village is on file in the office of the municipal clerk and the time and place when the Village Council will hear appeals or protests by any person aggrieved by the assessment. The notice shall be published once not less than ten nor more than twenty days before the day of the protest hearing. If the address of the owner of the real property is known, a copy of the notice shall be mailed by certified mail, return receipt requested, to the known address of the owner of the real property being assessed.

SECTION TWENTY-SEVEN - PROTEST HEARING

A. At the protest hearing authorized by Section 26, any interested person may protest to the Village Council the: (i) regularity of the proceedings; (ii) the amount assessed against the real estate; or (iii) the correctness of the amount of the assessment.

B. The Village Council shall: (i) determine the regularity of the proceedings; (ii) correct any errors found in the assessment; and (iii) by resolution, confirm the proceedings and the assessments. The proceedings and assessments so confirmed shall be deemed to be the final determination as to the regularity, validity and correctness of the assessment.

SECTION TWENTY-EIGHT - DELINQUENT ASSESSMENT LIST

On or before October 1, of each year, the municipal clerk shall certify to the Village Council a list containing any delinquent assessment with penalty added for nonpayment of the assessment at the rate of one percent per month of any assessment confirmed by resolution as provided in NMSA 1978 Sec. 3-48-6 and describe the parcel of real estate to which the assessment is applicable. After the certified list is accepted by the Village Council, the assessment shall be a lien, when processed, against the parcel of real estate and shall be processed as provided in NMSA 1978 Sec. 3-36-1 through 3-36-7. Any such lien shall be a lien superior to all other liens except general property taxes upon the property so charged and a personal liability of the owner of the property so charged.

SECTION TWENTY-NINE - REPEAL

Upon the effective date of this Ordinance, the following are repealed in their entirely: Ordinance No. 1995-1, and amendments to that Ordinance enacted in 2009, 2017 and 2021. To the extent there is a conflict between any provision of this Ordinance and any provision of a previously-enacted Utility Ordinance that is not expressly repealed by this Ordinance or otherwise addressed in this Ordinance, the provisions of this Ordinance shall apply.

SECTION THIRTY – RATE REVISIONS

APPENDIX A and resulting changes to the Ordinance may be amended by Resolution of the Board of Trustees without otherwise amending this joint utility Ordinance. The New Mexico Governmental Gross Receipts Tax and other taxes, if applicable, shall be added to the rates and charges established in APPENDIX A.

APPENDIX A

FEES AND CHARGES	AS OF AUGUST 2026	RATE CODE
METER DEPOSIT (RESIDENTIAL)	$125.00	METER
METER DEPOSIT (COMMERCIAL)	$250.00	METER
GARBAGE DEPOSIT (GARBAGE CUSTOMERS ONLY)	$50.00	
DISCONNECTION FEE	$25.00	DRF
RECONNECT FEE	$25.00	DRF
NON-SUFFIENT FUND (NSF) FEE	$30.00	NSF
PAST DUE PENALTY	$10.00	PDP
WATER TAP FEE	$1,080.00	WTAP
SEWER TAP FEE	$1,200.00	STAP
TRASH BIN REPLACEMENT FEE	$30.00	
WATER METER FIELD TEST FEE	$25.00	
WATER METER REPLACEMENT FEE	At Cost	

RATES WITHIN VILLAGE LIMITS - WATER, ALL CUSTOMERS

METER SIZE (INCHES)

3/4 OR 5/8 {FIRST 1999 GALLONS)	$27.30	WA
1 (FIRST 1999 GALLONS)	$29.93	NONE
1.5 (FIRST 1999 GALLONS)	$32.59	WA1.5
2 (FIRST 1999 GALLONS)	$37.65	W2"
3 (FIRST 1999 GALLONS)	$42.83	W3"
4 (FIRST 1999 GALLONS)	$53.13	W4"
6 (FIRST 1999 GALLONS)	$63.48	NONE
EACH 1,000 GALLONS THEREAFTER UP TO 5,000 GALLONS	$4.00	
EACH 1,000 GALLONS THEREAFTER UP TO 8,000 GALLONS	$5.65	
EACH 1,000 GALLONS THEREAFTER UP TO 15,000 GALLONS	$7.15	
EACH 1,000 GALLONS THEREAFTER UP TO 25,000 GALLONS	$9.44	
EACH 1,000 GALLONS THEREAFTER (EXCLUDING SCHOOL)	$12.52	
HYDRANT RATE per 1,000 GALLONS	$27.30	HYD
SPRINKLER RATE: FIRST 2,000 GALLONS	$27.30	WSPR

SPRINKLER RATE: EACH 1,000 GALLONS THEREAFTER	$12.67	WSPR

RATES OUTSIDE VILLAGE LIMITS

NOTE: RATES ARE 125% OF RATES WITHIN VILLAGE LIMITS

METER SIZE (INCHES)

3/4 OR 5/8 {FIRST 1999 GALLONS)	$34.13	WA
EACH 1,000 GALLONS THEREAFTER UP TO 5,000 GALLONS	$5.00	
EACH 1,000 GALLONS THEREAFTER UP TO 8,000 GALLONS	$7.06	
EACH 1,000 GALLONS THEREAFTER UP TO 15,000 GALLONS	$8.94	
EACH 1,000 GALLONS THEREAFTER UP TO 25,000 GALLONS	$11.80	
EACH 1,000 GALLONS THEREAFTER	$15.65	

SEWER - ALL CUSTOMERS RESIDENTIAL

WINTER RATES: SEPTEMBER THRU APRIL

BASE RATE-FIRST 2,000 GALLONS OF WATER USAGE	$18.11	SWIN
EACH 1,000 GALLONS THEREAFTER UP TO 5,000 GALLONS	$2.15	
EACH 1,000 GALLONS THEREAFTER UP TO 8,000 GALLONS	$2.51	
EACH 1,000 GALLONS THEREAFTER	$2.72	

SEWER - ALL CUSTOMERS RESIDENTIAL

SUMMER RATES: MAY THRU AUGUST

BASE RATE-FIRST 2,000 GALLONS OF WATER USAGE	$18.11	SSUM
EACH 1,000 GALLONS THEREAFTER UP TO 5,000 GALLONS	$1.43	
EACH 1,000 GALLONS THEREAFTER UP TO 8,000 GALLONS	$1.79	
EACH 1,000 GALLONS THEREAFTER	$1.86	

TRASH

SENIOR RATE: (TO QUALIFY ALL RESIDENTS OF THE HOUSEHOLD MUST BE 65 YEARS OF AGE OR OVER)

ONE (1) BIN	$19.16	GBSN

RESIDENTIAL RATE- IN VILLAGE LIMITS

ONE (1) BIN/PER MONTH	$25.10	GBRE
EACH ADDITIONAL BIN/PER MONTH	$21.74	GBRE

RESIDENTIAL RATE - OUTSIDE VILLAGE LIMITS

ONE (1) BIN/PER MONTH	$37.64	GORE
EACH ADDITIONAL BIN/PER MONTH	$25.10	GORE

BUSINESS/COMMERCIAL RATE (ONE PICK-UP PER WEEK)

ONE (1) BIN/PER MONTH	$27.98	GBC2
TWO (2) BINS/PER MONTH	$36.45	GBC2
EACH ADDITIONAL BIN/PER MONTH	$23.99	GBC+

BUSNIESS/COMMERCIAL RATE (TWO PICK-UPS PER WEEK)

ONE (1) BIN/PER MONTH	$34.71	GC2P
TWO (2) BINS/PER MONTH	$50.16	GC2P
EACH ADDITIONAL BIN/PER MONTH	$26.29	GC2+

GOVERNMENT/SCHOOLS (TWO PICK-UPS PER WEEK)

TEN (10) BINS/PER MONTH	$293.70	GBGS
EACH ADDITIONAL BIN/PER MONTH	$26.29	GBGS

ALL WATER/SEWER/TRASH RATES WILL BE ANNUALLY REVIEWED AND RAISED IF AN INCREASE. IS NECESSARY

ORDINANCE NO. 2026-01
VILLAGE OF MAGDALENA

APPENDIX B

DEFINITIONS:

EXISTING SERVICE AREA (ESA)

Water - The ESA for water service covers approximately 1 and 1/2 sections of land (approximately 1,000 acres). Specifically, the area includes the S 1/2 Section 22, N 1/2 Section 27, W 1/2 NW 1/4 Section 26, NW 1/4 NW 1/4 SW 1/4 Section 26, all T2S, R4W. An additional corridor which extends approximately one and one half miles east along Highway 60 is in Section 23, T2S, R4W. The majority of the residents are in the S 1/2 Section 22 and the N 1/2 Section 27.

The ground elevation within the present service area ranges from a high of approximately 6730 at the base of the 200,000 storage tank south of the Village to a low of approximately 6410 at the Trujillo well. The users east of the Trujillo well are at a ground elevation of approximately 6370. ESA does not extend to an elevation higher than the base of the 200,000 storage tank south of the Village.

Sewer - The ESA for sewer service is located throughout most of the developed areas of Magdalena, which covers approximately 1 and 1/2 sections (1,000 acres) of land.

Specifically, the service area includes parts or all of the S 1/2 Section 22, the N 1/2 Section 27, the W 1/2 NW 1/4 Section 26, the NW 1/4 NW 1/4 SW 1/4 Section 26, all in Township 2 South, Range 4 West.

Trash - The proposed service area for solid waste collection will be the Village of Magdalena limits provided the truck can safely reach the collection point. The feasibility of collection will be determined by the Public Works Director.

TRASH & REFUSE COLLECTION AND DISPOSAL

Acceptable Trash - Any trash generated from normal household activities which is placed in a plastic bag for sanitary purposes and is not listed under the description of unacceptable trash is acceptable. Cardboard does not have to be bagged in plastic to be placed in a Village of Magdalena provided trash bin.

Unacceptable Trash - Trash should not exceed weight limit of particular container: 200 pounds for a 90 gallon container and 150 pounds for a 60 gallon container. No tires, batteries, corrosive or flammable items, toxic, medical or hazardous waste (including hypodermic needles), or building materials will be accepted in the trash bins. For information on the disposal of unacceptable trash,

call the Village utility office.

Note: Acceptable and unacceptable trash definitions could change at any time due to mandates imposed on the Village of Magdalena. For the latest information, please contact the Village utility office.

PASSED, APPROVED & ADOPTED by the Village of Magdalena, Board of Trustees on this _____ day of _____, 2026.

APPROVED:

_____

Michael Thompson, Mayor

Attest:

_____

Juanita Puente, Clerk/Treasurer