

STATE OF NEW MEXICO

**ALCALDE MUTUAL DOMESTIC WATER USERS
ASSOCIATION**

**INDEPENDENT ACCOUNTANTS' REPORT ON
APPLYING AGREED UPON PROCEDURES REPORT**

YEAR ENDED December 31, 2012

**JOSEPH M. SALAZAR CPA
P.O. BOX 1744
ESPANOLA, NEW MEXICO 87532
PHONE/FAX 505-747-2775**

STATE OF NEW MEXICO

ALCALDE MUTUAL DOMESTIC WATER USERS ASSOCIATION

TABLE OF CONTENTS

December 31, 2012

Title page	i
Table of Contents	ii
Official Roster	iii
Independent Accountants Report on Applying Agreed Upon Procedures	1-6
Schedule of Revenues and Expenditures-Budget and Actual (Cash Basis)	7
Schedule of Findings and Responses	8-13
Status of Prior Year Finding	14
Exit Conference	15

STATE OF NEW MEXICO

ALCALDE MUTUAL DOMESTIC WATER USERS ASSOCIATION

Official Roster

December 31, 2012

Name

Title

Board of Directors

Alfredo Montoya

President

David Archuleta

Secretary

David Honaberger

Treasurer

Rosiland Martinez

Member

Matthew Valdez

Member

Staff

Matthew Valdez

Water System
Operator

JOSEPH M. SALAZAR
CERTIFIED PUBLIC ACCOUNTANT
P.O. BOX 1744
Española, New Mexico 87532
Phone/Fax 505-747-2775

**INDEPENDENT ACCOUNTANTS' REPORT
ON APPLYING AGREED UPON PROCEDURES**

Alfredo Montoya, President
Alcalde Mutual Domestic Water Users Association
and
Honorable Hector H. Balderas
New Mexico State Auditor

We have performed the procedures enumerated below for the Alcalde Mutual Domestic Water Users Association (Association) for the year ended December 31, 2012. The Association was determined to be a Tier 4 entity under the Audit Act Section 12-6-3 (B) NMSA 1978 and Section 2.2.2.16 NMAC. The procedures were agreed to by the Association through the Office of the New Mexico State Auditor. The Alcalde Mutual Domestic Water Users Association management is responsible for the organization's accounting records. This agreed-upon procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of those parties specified in the report. Consequently, we make no representations regarding the sufficiency of the procedures described below either for the purposes for which this report has been requested or for any other purpose. Our procedures and findings are as follows:

1. Cash

Procedures

- a) Determine whether bank reconciliations are being performed in a timely manner and whether all bank and investment statements for the fiscal year are complete and on-hand.
- b) Perform a random test of bank reconciliations for accuracy. Also, trace ending balances to the general ledger, supporting documentation and the financial reporting submitted to DFA-Local Government Division.
- c) Determine whether the local public body's financial institution have provided it with 50% of pledged collateral on all uninsured deposits as required by Section 6-10-17 NMSA1978, NM Public Money Act, if applicable.

Findings

- a) The Association has a checking accounts and a certificate of deposit account. Bank statements were available for the checking account. The bank only provides statements for the certificate of deposit only when the certificate of deposit becomes due annually and end of calendar year. The checking account was reconciled on a monthly basis. All bank statements and reconciliations were complete and on-hand for the entire year.
- b) We tested the bank reconciliations for the months of February and November of 2012 and traced to the general ledger. No exceptions were noted. The Association did not prepare and submit financial reports to DFA local government division. (see finding 2010-1)
- c) The two bank accounts had FDIC coverage of \$250,000. The bank accounts never exceeded uninsured limits and, therefore, pledged collateral was not required on any of the bank accounts at any time during the year.

2. Capital Assets

Procedures

Verify that the local public body is performing a yearly inventory as required by Section 12-6-10 NMSA 1978.

Findings

The Association did not perform a yearly inventory as required by State Statute. The Association did not have a complete listing of its capital assets as of December 31, 2012. (See finding 2010-5)

3. Revenues

Procedures

Identify the nature and amount of revenue from sources by reviewing the budget, agreements, rate schedules and underlying documentation.

- a) Perform an analytical review, test actual revenue compared to budgeted revenue for the year for each type of revenue.

Select a sample of revenues based on auditor judgment and test using the following attributes:

- b) Amount recorded in the general ledger agrees to the supporting documentation and the bank statements.
- c) Proper recording of classification, amounts, and period per review of supporting documentation and the general ledger. Perform this revenue work on the same accounting basis that the local public body keeps its accounting records on, cash basis, modified accrual basis, or accrual basis.

Findings:

- a) We were provided financial statements (balance sheet and income statement for the year ended December 31, 2012). The income statement had five revenue accounts which were water revenue, interest income, Reconnect fees income, installation and hook-up fees and other income. The Association did not prepare a budget for the year than ended December 31, 2012. We were unable to perform an analytical review and test actual revenues compared to budgeted revenues for the year for the three types of revenues.
- b) Amounts recorded in the general ledger agreed to supporting documentation (deposit slips and bank statements). No exceptions noted
- c) Amounts were recorded on a cash basis to the five revenue accounts on a monthly basis. We tested approximately eight months of deposit slip amounts by totaling the amounts per deposit slips on the bank statements to the total amount posted to the general ledger which was approximately 88% of the total revenues. No exceptions noted.

4. Expenditures

Procedures

Select a sample of cash disbursements based on auditor judgment and test using the following attributes:

- a) Determine that amount recorded as disbursed agrees to adequate supporting documentation. Verify that amount, payee, date and description agree to the vendor's invoice, purchase order, contract and canceled check, as appropriate.
- b) Determine that disbursements were properly authorized and approved in compliance with the budget, legal requirements and established policies and procedures.

- c) Determine that the bid process (or request for proposal process if applicable, purchase order, contracts and agreements were processed in accordance with the New Mexico Procurement Code Section 13-1-28 through 13-1-199 NMSA 1978) and State Purchasing Regulations (1.4.1 NMAC) and Regulations Governing the Per Diem and Mileage Act (2.42.2 NMAC).

Findings

- a) Our test of 35 transactions for approximately 51% of the total expenditure amount for the fiscal year revealed that amounts recorded as disbursed agreed to the supporting documentation. The documentation agrees as to amount, payee, date and description agree to the vendor's invoice. No exceptions noted. Association did not use purchase orders or contracts. Unable to determine compliance with the procurement code. (See finding 2010-2)
- b) Association disbursements were authorized disbursements for the operations of the association and approved in compliance with legal requirements and established policies and procedures. We could not test compliance with the budget since one was not established for 2012.(See findings 2010-1)
- c) Association did not maintain documentation to demonstrate compliance with the bid process (request for proposal process, if applicable), purchase orders, contracts and agreements were processed in accordance with the New Mexico Procurement Code (section 13-1-28 through 13-1-99 NMSA 1978) and State purchase regulations.(See finding 2010-2)

5. Journal Entries

Procedures

If non-routine journal entries, such as adjustment or reclassification, are posted to the general ledger, test significant items for the following attribute:

- a) Journal entries appear reasonable and have supporting documentation.
- b) The local public body has procedures that require journal entries to be reviewed and there is evidence the reviews are being performed.

Findings

The Association's fee accountant on a monthly basis prepares routine journal entries to record interest income earned for the month, reclassifying gross receipt tax from water revenue and to record returned checks.

Reviewed the monthly listing of journal entries for reasonableness and supporting documentation for the entire 2012 fiscal year. No exceptions were noted. The Association does not have procedures that require the review of journal entries. (See finding 2010-4)

6. Budget

Procedures

Obtain the original fiscal year budget and all budget amendments made throughout the fiscal year and perform the following:

- a) Verify, through a review of minutes and correspondence, that the original budget and subsequent budget adjustments were approved by the local public body's governing body and DFA-LGD.
- b) Determine if the total actual expenditures exceeded the final budget at the legal level of budgetary control; if so report a compliance finding.
- c) From the original and final approved budgets and general ledger, prepare a schedule of revenues and expenditures – budget and actual on the budgetary basis used by the local public body (cash, actual or modified accrual basis) for each individual fund.

Findings

- a) The Association did not prepare and submitted an approved budget by the Board for approval to DFA-LGD for the year ended December 31, 2012. (See finding 2010-1)
- b) Unable to determine that total actual expenditures did not exceed the final budget at the legal level of budgetary control since a budget was not prepared and submitted for approval.
- c) A schedule of revenues and expenses was prepared from the Association's records on a cash budgetary basis. This schedule is included herein as Exhibit A. The Association did not submit a budget report for approval and no quarterly reports for the year ended December 31, 2012 to DFA-LGD.

Other

Procedures

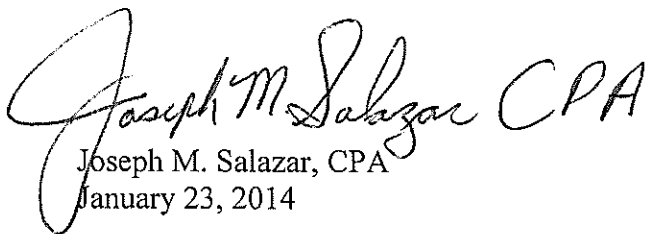
If information comes to the IPA's attention (regardless of materiality) indicating any fraud, illegal acts, noncompliance, or any internal control deficiencies, such instances must be disclosed in the report as required by Section 12-6-6 NMSA 1978. The finding must include the required contents per Section 2.2.2.1-(1) (3) (C) NMAC.

Findings

No exceptions or information were noted as a result of applying the procedures described above (regardless of materiality) indicating fraud or illegal acts. However, see the Schedule of Findings and Responses related to budget, procurement code compliance, segregation of duties, physical inventory of capital assets, late agreed upon procedures report, and late submission of IPA recommendation form.

We were not engaged to, and did not conduct an audit, the objective of which would be the expression of an opinion on the accounting records. Accordingly, we do not express such an opinion. Had we performed additional procedures, other matters might have come to our attention that would have been reported to you.

This report is intended solely for the information and use of Alcalde Mutual Domestic Water Users Association, the New Mexico State Auditor's Office and the DFA-Local Government Division and is not intended to be and should not be used by anyone other than those specified parties.


Joseph M. Salazar, CPA
January 23, 2014

STATE OF NEW MEXICO Exhibit A
ALCALDE MUTUAL DOMESTIC WATER USERS ASSOCIATION
SCHEDULE REVENUE AND EXPENSES- BUDGET AND ACTUAL (CASH BASIS)
FOR YEAR ENDED DECEMBER 31,2012

	Budget Amounts		Actual Amounts	Variance with Final Budget
	<u>Original</u>	<u>Final</u>		
REVENUES				
Water revenue	-	-	\$ 80,381	-
Interest income	-	-	542	-
Installation and hook-up fee	-	-	4,175	-
Re-connect fees income	-	-	213	-
Other income	-	-	2,592	-
Total revenues	-	-	\$ 87,903	-
Expenses				
Wages	-	-	\$ 12,000	-
Contract labor	-	-	6,221	-
Payroll taxes	-	-	1,347	-
Water conservation fee	-	-	560	-
Accounting	-	-	12,915	-
Bad debt	-	-	96	-
Dues	-	-	434	-
Penalties	-	-	69	-
Interest expense	-	-	864	-
Insurance	-	-	4,008	-
Miscellaneous expenses	-	-	265	-
Office expense	-	-	2,623	-
Postage	-	-	1,490	-
Re-connect fees	-	-	175	-
Repairs-well	-	-	22,514	-
Maintenance	-	-	12,365	-
Parts and materials	-	-	5,054	-
Tools	-	-	306	-
Supplies	-	-	11,788	-
Travel	-	-	49	-
Electrical service	-	-	20,262	-
Total expenses	-	-	115,405	-
Revenue over (under) expenses	-	-	\$ (27,502)	-

**STATE OF NEW MEXICO
ALCALDE MUTUAL DOMESTIC WATER USERS ASSOCIATION
Schedule of Findings and Reponses
YEAR ENDED DECEMBER 31, 2012**

Current Year Findings

2010-1 Budget Submission/Approved and Quarterly Financial Reports to DFA-LGD

Criteria

Section 6-6-2 (A) NMSA 1978 requires each local public body to furnish and file with the DFA-LGD on or before May 1, of each year, a proposed budget for the next fiscal year. Upon receipt of budget approval by DFA-LGD, the local public body shall cause such budget to be made part of the minutes of the such body and to submit periodic financial reports, at least quarterly, to the DFA-LGD. Section 6-6-3 NMSA, 1978 states that every local public body shall make all reports as may be required by the Department of Finance and Administration-Local Government Division (DFA-LGD) and conform to the rules and regulations adopted by the DFA-LGD.

Condition

Alcalde Mutual Water Users Association (Association) did not prepare or submit a budget for the DFA-LGD approval nor did they submit required quarterly financial and budget reports to the DFA-LGD at any time during the year or at year end.

Cause

The Association was not aware of the DFA-LGD requirements.

Effect

The Association has not complied with Section 6-6-2 and Section 6-6-3 NMSA 1978.

Recommendation

We recommend that the Association submit their proposed budget to DFA-LGD for approval and quarterly financial reports as required to DFA-LGD.

Entity Response

Now that we are aware of this requirement, we will submit a proposed budget and quarterly financial reports in a timely manner.

**STATE OF NEW MEXICO
ALCALDE MUTUAL DOMESTIC WATER USERS ASSOCIATION
Schedule of Findings and Reponses
YEAR ENDED DECEMBER 31, 2012**

2010-2 Procurement Code Compliance

Criteria

All local public bodies in the State of New Mexico are required to comply with the New Mexico Procurement Code.

Condition

Association did not maintain documentation to demonstrate compliance with the bid process (request for proposal process, if applicable), purchase orders, contracts and agreements were processed in accordance with the New Mexico Procurement Code (Section 13-1-28 through 13-1-99 NMSA 1978) and State purchasing regulations.

Cause

The Association was not aware of the requirements of complying with the procurement code.

Effect

The Association did not comply with the procurement code.

Recommendation

We recommend that the Association comply with the New Mexico procurement code.

Entity Response

Now that we are aware of this requirement, we will comply with the New Mexico Procurement Code and State purchasing regulations.

**STATE OF NEW MEXICO
ALCALDE MUTUAL DOMESTIC WATER USERS ASSOCIATION
Schedule of Findings and Reponses
YEAR ENDED DECEMBER 31, 2012**

2010-3 Late Agreed Upon Procedures Report

Criteria

New Mexico State Auditor Rule Section 2.2.2.9 A (g) and the audit contract require that the Association's agreed upon procedures report be submitted to the State Auditor's Office no later than December 1, 2012 deadline.

Condition

The agreed upon procedures report for the fiscal year 2012 was not submitted to the State Auditor's office by the deadline. The report was submitted and received by the State Auditor's Office on January 24, 2014.

Cause

Alcalde MDWUA was not aware of the requirement.

Effect

The lateness of the agreed upon procedures report creates noncompliance with the State Auditor Rule requirements of completing and submitting the agreed upon procedures report by the due date.

Recommendation

Recommend that the Alcalde MDWUA comply with the State Auditor Rule requirement of completing and submitting the agreed upon procedures report by the due date.

Entity Response

Now being aware of this requirement, we will complete and submit to the State Auditor's Office the agreed upon procedures report in a timely manner.

STATE OF NEW MEXICO
ALCALDE MUTUAL DOMESTIC WATER USERS ASSOCIATION
Schedule of Findings and Reponses
YEAR ENDED DECEMBER 31, 2012

2010-4 Segregation of Duties on the Review and Approval of all Disbursements, Receipts and Journal Entries

Criteria

Good internal control requires the segregation of duties in the recording, approval and reconciliation of receipts, disbursements transactions and review and approval of all journal entries.

Condition

All of the Association's financial transaction are prepared, posted and approved by the fee accountant. The fee accountant has complete control over the receipting and disbursement cycle and journal entries.

Cause

Association is a small association and depends on the fee accountant to perform all accounting functions.

Effect

The lack of review and approval by the Board could create the possibility for errors or irregularity on the financial statements of Association.

Recommendation

Recommend that the Association's Board on a monthly basis be presented a list of disbursements and documentation of receipts and journal entries for the month for review and approval.

Entity Response

We will review and approve on a monthly basis disbursements, receipts and journal entries.

**STATE OF NEW MEXICO
ALCALDE MUTUAL DOMESTIC WATER USERS ASSOCIATION
Schedule of Findings and Responses
YEAR ENDED DECEMBER 31, 2012**

2010-5 Physical Inventory of Capital Assets

Criteria

Good accounting practice requires that the Association maintain a complete listing of its capital assets. Also, New Mexico State Statute Section 12-6-10 NMSA 1978 requires that a local public body perform a yearly physical inventory of its capital assets.

Condition

Association did not prepare and maintain a complete and accurate list of its capital assets. Therefore, a yearly physical inventory was not conducted as required by State Statute

Cause

Association was unaware of the requirement to conduct a yearly inventory of its capital assets as required by State Statute.

Effect

Association is not complying with State Statute and good accounting practice of maintaining a complete, accurate and detail list of its capital assets.

Recommendation

Recommend that the Association prepare and maintain a complete detail listing of its capital assets and conduct a physical inventory as required by State Statutes.

Entity Response

Since becoming aware of this requirement, we have begun updating a listing of capital asset and are working on a physical inventory.

**STATE OF NEW MEXICO
ALCALDE MUTUAL DOMESTIC WATER USERS ASSOCIATION
Schedule of Findings and Reponses
YEAR ENDED DECEMBER 31, 2012**

2010-6 Late Submission of IPA Recommendation Form

Criteria

New Mexico State Auditor Rule Section 2.2.2.8 A (G) (6) (c) requires that Local Public Bodies submit the required IPA Recommendation Form for Tiered System Local Public Bodies and the completed agreed upon procedures contract to the State Auditor by July 1.

Condition

The IPA Recommendation Form for Tiered Systems of Local Public Bodies and agreed upon procedures contract was not submitted to the State Auditor prior to the due date of July 1, 2012.

Cause

Alcalde Mutual Domestic Water Users Association was unable to submit its IPA Recommendation Form for Tiered System Local Public Bodies and the completed agreed upon procedures contract to the State Auditor on a timely basis.

Effect

The lateness of submitting the IPA Recommendation Form for Tiered System of Local Public Bodies and the agreed upon procedures contract creates noncompliance with the State Auditor Rule requirements of completing and submitting the IPA recommendation Form for the Tiered System of Local Public Bodies and the agreed upon procedures contract by the due date.

Recommendation

Recommend that the Alcalde Mutual Domestic Water Users Association comply with the State Auditor Rule requirement of completing and submitting the IPA Recommendation Form and the completed agreed upon procedures contract by the due date.

Entity Response

The IPA recommendation form and completed agreed upon procedures contract will be submitted on a timely basis for future engagements.

**STATE OF NEW MEXICO
ALCALDE MUTUAL DOMESTIC WATER USERS ASSOCIATION
Status of Prior Year Findings
YEAR ENDED DECEMBER 31, 2011**

2010-1	Budget Submissions/Approved and Quarterly Financial Reports to DFA-LGD	Repeated
2010-2	Procurement Code Compliance	Repeated
2010-3	Late Agreed Upon Procedures Report	Repeated
2010-4	Segregation of Duties on the Review and Approval of all Disbursements, Receipts and Journal Entries	Repeated
2010-5	Physical Inventory of Capital Assets	Repeated
2010-6	Late Submission of IPA Recommendation Form	Repeated

STATE OF NEW MEXICO
ALCALDE MUTUAL DOMESTIC WATER USERS ASSOCIATION

Exit Conference

YEAR ENDED DECEMBER 31, 2012

Exit Conference

The report contents were discussed at an exit conference held January 23, 2014 with the following in attendance:

Alcalde Mutual Domestic Water Users Association

Alfredo Montoya, President

David Honaberger, Treasurer

Accounting Firm

Joseph M. Salazar, CPA