

**Alto de Las Flores Mutual Domestic  
Water Consumers Association**

**Independent Auditors' Report  
On Applying Agreed-Upon Procedures  
for the Year Ended December 31, 2013**

**STATE OF NEW MEXICO  
ALTO DE LAS FLORES MUTUAL DOMESTIC WATER CONSUMERS ASSOCIATION**

**TABLE OF CONTENTS**

---

	<b>Page</b>
OFFICIAL ROSTER	1
INDEPENDENT AUDITORS' REPORT ON APPLYING AGREED-UPON PROCEDURES	2
SCHEDULE OF REVENUES AND EXPENSES - BUDGET AND ACTUAL	7
SCHEDULE OF FINDINGS AND RESPONSES	8
EXIT CONFERENCE	14

**STATE OF NEW MEXICO  
ALTO DE LAS FLORES MUTUAL DOMESTIC WATER CONSUMERS ASSOCIATION**

**OFFICIAL ROSTER  
DECEMBER 31, 2013**

---

**Board of Directors**

Antonio Chavez	President
Ofelia Luna	Vice President
Liliana Rivera	Secretary/Treasurer
Faustino Favela	Board Member
Idelfonso Pereyra	Board Member

## **INDEPENDENT AUDITORS' REPORT ON APPLYING AGREED-UPON PROCEDURES**

Hector H. Balderas, State Auditor  
and the Board of Directors of the  
Alto de Las Flores Mutual Domestic Water Consumers Association  
San Miguel, New Mexico

We have performed the procedures enumerated below, which were agreed to by Alto de Las Flores Mutual Domestic Water Consumers Association, (the Association), for the year ended December 31, 2013. The Association was determined to be a Tier 4 entity under the Audit Act, Section 12-6-3 B (4) 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. Alto de Las Flores Mutual Domestic Water Consumers Association's management is responsible for the Association'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 representation regarding the sufficiency of the procedures described below either for the purpose 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 reports submitted to DFA-Local Government Division.
- (c) Determine whether the local public body's financial institutions have provided it with the 50% of pledged collateral on all uninsured deposits as required by Section 6-10-17 NMSA 1978, NM Public Money Act, if applicable.

#### **Observation**

- (a) All bank and investment reconciliations are performed on a timely basis and all were complete and on-hand.
- (b) All bank reconciliations tested did not reveal any exceptions.
- (c) Bank account balances did not exceed the uninsured limits during the year ended December 31, 2013 and therefore, pledged collateral was not required for any bank account.

## **2. Capital Assets**

### **Procedures**

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

### **Finding**

Alto de Las Flores Mutual Domestic Water Consumers Association has not been completing an annual physical inventory of capital assets. Although there is an amount for fixed assets, it is unclear what the details are behind these assets. See finding 2010-02.

## **3. Revenue**

### **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:

- (a) Amount recorded in the general ledger agrees to the supporting documentation and the bank statement.
- (b) Proper recording of classification, amount, 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.

### **Observation**

- (a) The Association provided access to its internal documents, but did not provide a final budget for the year. Regardless, approval of the budget was neither sought nor granted from DFA-LGD. See finding 2010-06.
- (b) Amounts recorded in the general ledger agreed with supporting documentation and the bank statements.
- (c) Amounts were properly recorded on a cash basis as to classification, amount and period per review of supporting documentation.

#### **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 cancelled 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 orders, 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).

##### **Observation**

- (a) The amounts recorded as disbursed agreed to supporting documentation: amount paid, payee, date and description agreed with the vendor's invoice, purchase order, contract and cancelled check, as appropriate.
- (b) All disbursements were properly authorized and approved in compliance with the budget, legal requirements, and established policies and procedures. See findings 2010-06 and 2010-07.
- (c) The bid process (or 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 (1.4.1 NMAC) and Regulations Governing the Per Diem and Mileage Act (2.42.2 NMAC).

#### **5. Journal Entries**

##### **Procedures**

If non-routine journal entries, such as adjustments or reclassifications, are posted to the general ledger, test significant items for the following attributes:

- (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.

## **Observation**

- (a) Journal entries appear reasonable and have supporting documentation.
- (b) Alto de Las Flores Mutual Domestic Water Consumers Association has a review process for journal entries and the journal entries tested have evidence of review.

## **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 the 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, accrual or modified accrual basis) for each individual fund.

### **Findings**

- (a) A review of Board minutes indicated that the budget was approved by the Board, but not the DFA-LGD. See finding 2010-06.
- (b) Total actual expenditures exceeded the final budget by \$124,537 at the total fund level, the legal level of budgetary control. See finding 2010-06.
- (c) The Association did not provide a final budget for the year ended December 31, 2013 so balances were obtained from the Quickbooks file provided by the client. A schedule of revenues and expenses – budget and actual was prepared from the Association records on the cash budgetary basis.

## **7. 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 findings must include the required content per Section 2.2.2.10 (I) (3) (C) NMAC.

### **Findings**

- a) The submission of the Agreed Upon Procedures Report due five months after the fiscal year end December 31, 2013, was not submitted. See finding 2010-10.

\*\*\*

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 Alto de Las Flores Mutual Domestic Water Consumers Association, the New Mexico State Auditor's Office, the DFA-LGD, and the New Mexico State Legislature. This report is not intended to be and should not be used by anyone other than those specified parties.

*White + Samaniego + Campbell, CP*

El Paso, Texas  
July 23, 2014



**STATE OF NEW MEXICO  
ALTO DE LAS FLORES MUTUAL DOMESTIC WATER CONSUMERS ASSOCIATION**

**SCHEDULE OF REVENUES AND EXPENDITURES  
BUDGET AND ACTUAL (CASH BASIS)  
FOR THE YEAR ENDED DECEMBER 31, 2013**

	<b>Original Budget</b>	<b>Final Budget</b>	<b>Actual on Budgetary Basis</b>	<b>Variance with Final Budget Favorable (Unfavorable)</b>
Operating Income				
Water usage fees	\$ -	\$ -	\$ 99,003	\$ 99,003
Other income	-	-	13,627	13,627
Total operating income	-	-	112,630	112,630
Operating Expenses				
Insurance	-	-	1,824	(1,824)
Professional Services	-	-	43,570	(43,570)
Contracted Services	-	-	11,300	(11,300)
Operating Expenses	-	-	47,079	(47,079)
Taxes	-	-	1,633	(1,633)
Utilities	-	-	19,013	(19,013)
Miscellaneous	-	-	118	(118)
Total operating expenses	-	-	124,537	(124,537)
Excess (deficiency) of revenues over expenditures	\$ -	\$ -	\$ (11,907)	\$ (11,907)

**STATE OF NEW MEXICO  
ALTO DE LAS FLORES MUTUAL DOMESTIC WATER CONSUMERS ASSOCIATION**

**SCHEDULE OF AUDIT FINDINGS AND RESPONSES  
FOR THE YEAR ENDED DECEMBER 31, 2013**

---

**PRIOR YEAR FINDINGS:**

2010-01	Cash (Material Weakness)	Resolved
2010-02	Capital Assets (Compliance Finding)	Repeated
2010-03	Revenue (Material Weakness)	Resolved
2010-04	Expenditures (Material Weakness)	Resolved
2010-05	Journal Entries (Material Weakness)	Resolved
2010-06	Budget Submission to DFA-LGD and Approval (Compliance Finding)	Repeated
2010-07	Quarterly Financial Reports (Compliance Finding)	Repeated
2010-08	Board Minutes (Material Weakness)	Resolved
2010-09	Expenses in Excess of Budget (Compliance Finding)	Repeated
2010-10	Late Submission of Report (Compliance Finding)	Repeated

**STATE OF NEW MEXICO  
ALTO DE LAS FLORES MUTUAL DOMESTIC WATER CONSUMERS ASSOCIATION**

**SCHEDULE OF AUDIT FINDINGS AND RESPONSES (continued)  
FOR THE YEAR ENDED DECEMBER 31, 2013**

---

**2010-02 Capital Assets (Compliance Finding)**

<b>CONDITION</b>	The Association did not complete an annual physical inventory of capital assets.
<b>CRITERIA</b>	According to Section 12-6-10, NMSA 1978, "The governing authority of each agency shall, at the end of each fiscal year, conduct a physical inventory of movable chattels and equipment costing more than five thousand dollars (\$5,000) and under the control of the governing authority."
<b>EFFECT</b>	Capital asset amounts were provided, however there was a lack of proper records and therefore unable to be accurately determined.
<b>CAUSE</b>	The Association was unaware of the compliance requirements and is not in compliance with Section 12-6-10, NMSA 1978.
<b>RECOMMENDATION</b>	The Association should develop a capital asset listing that agrees with the year-end trial balance and perform a yearly inventory as required by Section 12-6-10 NMSA 1978.
<b>RESPONSE</b>	Management has implemented procedures in 2014 to ensure that the Association is in compliance with rules and regulations.

**2010-06 Budget Submission to DFA-LGD and Approval**  
**(Compliance Finding)**

<b>CONDITION</b>	The Association did not file any financial and budgetary reports with the DFA-LGD.
<b>CRITERIA</b>	Section 6-6-2 (A) NMSA, 1978 requires each local public body to furnish and file with the DFA-LGD, on or before December 1 of each year, a proposed budget for the next fiscal year. Upon receipt of any budget approved by the DFA-LGD, the local public body shall cause such budget to be made a part of the minutes of such body. Section 6-6-2 (B) NMSA, 1978 requires each local public body to submit periodic financial reports, at least quarterly, to the DFA-LGD.
<b>EFFECT</b>	The Association is not in compliance with state law.
<b>CAUSE</b>	The Association prepared a budget, but did not submit to the DFA-LGD for approval.
<b>RECOMMENDATION</b>	We recommend that the Association submit their proposed budget to DFA -LGD for approval, on or before December 1 of each year, and that upon receipt of the approved budget, cause such budget to be made a part of the minutes.
<b>RESPONSE</b>	Management has implemented procedures in 2014 to ensure that the Association is in compliance with rules and regulations.

**2010-07 Quarterly Financial Reports (Compliance Finding)**

<b>CONDITION</b>	Periodic financial reports were not submitted, as required, to the DFA-LGD at any time during the year.
<b>CRITERIA</b>	Section 6-6-3 NMSA, 1978 Compilation 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.
<b>EFFECT</b>	Association is not in compliance with state law.
<b>CAUSE</b>	The Association was not aware of the DFA-LGD requirements.
<b>RECOMMENDATION</b>	We recommend that the Association submit periodic financial reports, as required.
<b>RESPONSE</b>	Management has implemented procedures in 2014 to ensure that the Association is in compliance with rules and regulations.

**2010-09 Expenses in Excess of Budget (Compliance Finding)**

<b>CONDITION</b>	The Association's actual expenditures exceeded budgeted expenditures by \$124,537 in total.
<b>CRITERIA</b>	Budgets for mutual domestic water consumers and sewage works associations are approved by DFA in accordance with Section 6-6-3 NMSA 1978. Association's expenditures cannot exceed the approved budget according to Section 6-6-6 NMSA 1978 which states: "When any budget for a local public body has been approved and received by a local public body, it is binding upon all officials and governing authorities, and no governing authority or official shall allow or approve claims in excess thereof, and no official shall pay any check or warrant in excess thereof, and the allowances or claims or checks or warrants so allowed or paid shall be a liability against the officials so allowing or paying those claims or checks or warrants, and recovery for the excess amounts so allowed or paid may be had against the bondsmen of those officials."
<b>EFFECT</b>	The Association is not in compliance with state law.
<b>CAUSE</b>	The Association provided a budget, however this budget was never approved by the DFA-LGD.
<b>RECOMMENDATION</b>	We recommend the Association adopt budget adjustments in accordance with the Association's plans and operations. Monitor accounts at least quarterly to ensure that actual expenditures do not exceed the approved budget or available fund balance at any time during the fiscal year.
<b>RESPONSE</b>	Management has implemented procedures in 2014 to ensure that the Association is in compliance with rules and regulations.

**2010-10 Late Submission of Report (Compliance Finding)**

<b>CONDITION</b>	The Agreed Upon Procedures Report for the fiscal year ended December 31, 2013 was not filed timely by May 31, 2014, as required.
<b>CRITERIA</b>	The Office of the New Mexico State Auditor, Rule 2010, Section 2.2.2.9.H requires that local public bodies with a fiscal year end other than June 30th must submit the Agreed Upon Procedures Report no later than five months after the fiscal year end.
<b>EFFECT</b>	The report was not filed in compliance with the State of New Mexico Audit Act.
<b>CAUSE</b>	The report was not made available on a timely basis for use by the Legislature, the administration, or by other users.
<b>RECOMMENDATION</b>	Future required reports should be filed as timely as possible.
<b>RESPONSE</b>	Management has implemented procedures in 2014 to ensure that the Association is in compliance with rules and regulations.

**STATE OF NEW MEXICO  
ALTO DE LAS FLORES MUTUAL DOMESTIC WATER CONSUMERS ASSOCIATION**

**EXIT CONFERENCE  
FOR THE YEAR ENDED DECEMBER 31, 2013**

---

The report contents were discussed at an exit conference held on July 25, 2014 with the following individuals in attendance:

Alto de Las Flores Mutual Domestic Water Consumers Association

Antonio Chavez	President
Martin Lopez	Operations Contractor
Liliana Rivera	Secretary/Treasurer
<u>White + Samaniego + Campbell, LLP</u> Roxie Samaniego	Partner