



City of Bayard
CITY COUNCIL REGULAR MEETING
March 27, 2023 at 5:30 PM
Bayard City Hall

AGENDA

WORK SESSION

CALL TO ORDER: Mayor Chon S. Fierro

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF THE AGENDA

PUBLIC INPUT- During this portion of our meeting, we welcome your suggestions and want to hear your concerns. This is not a question and answer period; speakers will be limited to five (5) minutes. Any individual who would like to discuss an item in more depth may request to be placed on a future agenda

CONSENT AGENDA

1. Approval of the Minutes of Regular Meeting on March 13, 2023.
2. Approval of Minutes of Special Meeting on March 24, 2023.
3. Approval of the Accounts Payable Report for March 27, 2023.
4. Approval of the Animal Control/Code Enforcement Report for February 2023.
5. Approval of the Police Department Report for February 2023.

OLD BUSINESS

6. Discussion from Larry Ojinaga regarding an update on wording for Abandoned Building Ordinance.

NEW BUSINESS

7. Discussion on Cemetery Prices.
8. Bayard Librarian Sonya Dixon to give update on Summer Reading Program.

ACTION FOR PERSONNEL

9. Resignation Letter from Mechanic Anthony Martinez effective March 24, 2023.

- [10.](#) Hiring of Peter Ortega for Parks and Rec at the hourly rate of \$14.00 upon successful completion of all pre-employment exams and background reviews.
- [11.](#) Hiring of Christopher Bencomo as the Janitor at an hourly rate of \$13.25 upon successful completion of all pre-employment exams and background reviews.

DEPARTMENT HEAD REPORTS**MAYOR AND COUNCILORS REPORTS****NEXT MEETING DATE:**

Regular Meeting - April 11, 2023

ADJOURNMENT



City of Bayard
CITY COUNCIL REGULAR MEETING

March 13, 2023 at 5:30 PM

Bayard City Hall

MINUTES

WORK SESSION

New Business

Police Chief Carrillo had some concerns on the sub-committee that is being formed for ordinances. He would like to know who would be on that committee? What powers will they have? and will the committee will oversee his department?

Councilor Diaz stated he was the one wanting a sub-committee but he has read the ordinance and it is a very well detailed and he feels that no sub-committee is needed.

Action for personnel

Councilor Diaz asked if a written evaluation was done for Police Chief Carrillo?

Mayor Fierro stated no because it was never done in the past but starting from now this will be done. His recommendation was to take off Chief Carrillo from probation period and place him on regular employment status. Mayor Fierro stated the Chief has done a great job since being here, he has got the department back, he goes to the business in town and they have giving good feedback. He also stated on Councilor Diaz Facebook page the chief was doing a good job.

Councilor Gonzales stated she believe they need to follow the policy to avoid lawsuits. She also feels even when an employee is doing well that needs to be documented.

Councilor Diaz recommended this item be taken off the agenda until a written evaluate is done.

Mayor Pro-tem Villanueva stated he gave a copy of the written evaluation form that the Sheriff's Department uses to the mayor for review. He feels it is not fair to do a written evaluation on the police chief when no one else has had a written evaluation. Once this evaluation form is in place then everyone will have a written evaluation.

CALL TO ORDER: Mayor Chon S. Fierro

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT

Mayor Chon Fierro
Mayor Pro-tem Raul Villanueva
Councilor Eloy Medina
Councilor Frances Gonzales
Councilor Jose Diaz.

Others in attendance were Dolores Charon, Selina Crespín, James Ervin, Larry Ojinaga, Jade Wilson, Jesus Perez, Joan Perez, Raul Turrieta, Billie Turrieta, Juno Ogle, Euphemio Gonzalez, Gary Arellano, Mike Armendariz, Hector Carrillo, Michael Paez, Bobby Terrazas, Marlena Valenzuela, and Tanya Ortiz.

APPROVAL OF THE AGENDA

Motion made by Mayor Pro-tem Villanueva, postponing item number 13 to remove Police Chief Hector Carrillo from introductory period until the next meeting. Seconded by Councilor Medina.

Voting Yea: Mayor Pro-tem Villanueva, Councilor Medina, Councilor Gonzales, Councilor Diaz

PUBLIC INPUT

James Ervin, He has some question on the Bayard's Planning and Zoning Committee. He would like to know who are the 5 members of the planning and zoning commission. He would like to know who is the zoning officer is? He would like names of the individuals serving as Chair, Vice Chair and Secretary. He would like to know when is the next meeting? and he would like to know if the zoning map is open to the public to see?

CONSENT AGENDA

Motion made by Councilor Diaz, Seconded by Councilor Gonzales.

Voting Yea: Mayor Pro-tem Villanueva, Councilor Medina, Councilor Gonzales, Councilor Diaz

1. Approval of the Minutes of Regular Meeting on February 27, 2023.
2. Approval of the Accounts Payable Report March 13, 2023
3. Approval of the Fire Report for February 2023.
4. Approval of the Wastewater Treatment Plant Report for February 2023.
5. Approval of the Library Report for August - February, 2023.
6. Approval of the Municipal Court Report for February 2023.
7. Approval for Marlena Valenzuela and Tanya Ortiz to attend Clerks and Finance Officers Spring Training in Albuquerque, NM April 18-21, 2023
8. Approval for Hector Carrillo to attend New and Future Police Chief Training in Albuquerque, NM April 10-14, 2023.

NEW BUSINESS

9. Selina Crespin to discuss abandoned properties on East St.

Selina Crespin stated her concerns are zoning changes from residential to industrial. She also discussed two abandoned sites within the City of Bayard at the end of East Street. The first property there are abandoned rows of tires and also an abandon building. This business has been abandoned for years with the proper follow up of the city. For the second property her concerns are the abandon industrial equipment. The business utilized gravel and cement with in the city limits and abandoned the business without clean-up, restoration, or disposal of the equipment. Her question to the Mayor and Council where is this property considered an industrial zone? Who is responsible with communicating with this business? Is the business required to follow code enforcement rules and regulations? Have the business or property owners been given proper citations? Does the city hold regular planning and zoning meetings? Who are the members of the planning and zoning commission? Is business ever inspected by the fire department for safety concerns? Does the city have written regulations and restrictions for business regarding safety, restoration, and/or clean-up? and last how can the city of Bayard residents that this same issue will not occur at the proposed solar farm which includes posable zoning changes from residential to industrial zone. For the first property she asked if the business has been issued citations?

Mayor Fierro stated as far as the citations he isn't sure and there is a phone number on the fence and he has called and he has not got an answer. This business was industrial zone because it was a cement plant. He believes the property owner lives in Albuquerque and the property is for sale. Mayor will be getting with Mr. Raul Turrieta and the treasures office to see who the property belongs to.

Selina stated this property has been abandoned for years and how can she be assured this will not happen to the solar farm this is wanting to come in to town. Her concern is if any business that comes in to Bayard with industrial equipment. if they are allowed in to town the town needs to make sure everything is done properly and not allowed to abandon what they bring in.

Councilor Medina stated he thinks the solar farm is dead. If they were it the company is going to have to start the process all over again and this will include the entire community.

Mayor Fierro will keep trying to get a hold of the property owners. He will be going to the assessor's office and get a different phone number to contract the owner.

Raul Turrieta the Chief Deputy Assessor of Grant Count stated he will provide all the information for Mayor Fierro and hopefully Mayor can get a hold of the property owner. He stated this happens a lot with abandon property the owners leave behind a lot of personal property. When these property owners leave their property abandon and leaves their personal property there it is very difficult to have them clean up. Until there is a city ordinance in place. In the assessor's office they will be looking at all the abandoned properties and he will get with the city give them these

properties so the city can send the owners a letter. He does have a lot of history on business properties and he can get this information. Mr. Turrieta can create zoning maps for Bayard also.

Mayor Fierro will get all the information from Mr. Turrieta and he will be in contact with Selina.

Councilor Medina would like for all the answers to be made during the council meetings.

10. Assessors Update- Notice of Evaluation given by Raul Turrieta.

Raul Turrieta the Chief Deputy Assessor of Grant County stated the assessor's office will be mailing out notice of value. This is an important document if you own property. This breaks down the evaluation of your home, evaluation of the land, and if you qualify for an exemption. This will be mailed out April 1st and from that day you will have 30 days to question your value of your property. There is a paper you fill out if you are contesting the value of your property. The value of your property is increase by 3% every year. The reason for that is to try and bring everything up to market, until the property sells then the county can bring it up to the value of the property. If you feel your property taxes are too high you can go in to the assessor's office and question why. The assessor's office mails out the notice of value but now with technology you can receive your notice through email and if you would like a hard copy you have go on the internet and you may print that document out. Mr. Turrieta let the Mayor and Council know if they need any help with anything his door is always open.

11. Hector Carrillo to address concerns for a sub-committee being formed for ordinances.

Councilor Diaz stated they are going to stay with they have now and if later they need a sub-committee, then they can look at it then.

12. Bayard Librarian Sonya Dixon to give update on Summer Reading Program.

Sonya Dixon was not present.

ACTION FOR PERSONNEL

13. Approval to remove Hector Carrillo from introductory period effective March 25, 2023.

14. Approval of Luz Lozano resignation letter from Bayard Police Dept.

Motion made by Councilor Diaz, Seconded by Councilor Medina.

Voting Yea: Mayor Pro-tem Villanueva, Councilor Medina, Councilor Diaz

Voting Nay: Councilor Gonzales

CLOSED SESSION

Motion made by Councilor Medina, Seconded by Councilor Gonzales.

Voting Yea: Mayor Pro-tem Villanueva, Councilor Medina, Councilor Gonzales, Councilor Diaz

15. Pursuant to 10-15-1 (H-2) NMSA 1978 for limited personnel matters for Police Department- Luz Lozano possibly transferring departments within city.

Motion made by Councilor Diaz, Seconded by Councilor Gonzales.

Voting Yea: Mayor Pro-tem Villanueva, Councilor Medina, Councilor Gonzales, Councilor Diaz

ACTION ITEMS RESULTING FROM CLOSED SESSION

No action was taken from closed session.

16. Police Department- Luz Lozano transferring from Police Dept. to City Hall Office.

MAYOR AND COUNCILORS REPORTS

Superintendent Terrazas stated last night the bar screen lost the burnings, he will have to call a tech to come down and take it apart and fix it.

Fire Chief Gonzales asked what's going on with the roof at the public safety building? Also, on the 25th the volunteer fire department along with Red Cross will be installing free smoke detectors to any resident in Bayard. All you have to do is call city hall and sign up.

Councilor Diaz asked where the contractor is from and if they have contact information for them. He will make some phone calls and see what's going on.

Police Chief Carrillo stated all the body cams will be renewed this year. The Police Captain will be back on duty in a couple weeks. The police units will be getting new decals. This may have to be done in Las Cruces. The overtime grants that were lost are coming back. All officers will begin to start working these grants soon.

Clerk-treasurer Valenzuela stated she spoke with Jennifer Pirse with the railroad company and they have not forgotten about us. They are in the process of reviewing how they will be handling traffic control. She also spoke with Tony Medrano from SW Concrete and they will be starting here in Bayard by next week.

MAYOR AND COUNCILORS REPORTS

Councilor Gonzales stated if anyone knows a high school student that would like to intern with Congressman Vasquez's office, he is taking applications and March 18th is the dead line for that. On June 2nd there is an event with the Bayard Library at the Bayard Little League from 1pm to 3 pm.

Councilor Diaz stated the Bayard Beautification Committee will be having a Bingo on Sunday March 19th.

Mayor Fierro stated he spoke with Superintendent Dr. Spaletta and they will be having a Strategic Planning Meeting March 21, 2023 at Bayard Elementary and he would like to see as many of the council attend.

NEXT MEETING DATE:

Regular Meeting - March 27, 2023

ADJOURNMENT

Motion made by Councilor Diaz, Seconded by Mayor Pro-tem Villanueva.

Voting Yea: Mayor Pro-tem Villanueva, Councilor Medina, Councilor Gonzales, Councilor Diaz

ADJOURNMENT 7:19PM.

Chon Fierro
Mayor

ATTEST:

Marlena Valenzuela
Clerk Treasurer



City of Bayard
SPECIAL MEETING
March 24, 2023 at 8:00 AM
Bayard City Hall

MINUTES

CALL TO ORDER: Mayor Chon S. Fierro

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT

Mayor Chon Fierro
Mayor Pro-tem Raul Villanueva
Councilor Eloy Medina
Councilor Frances Gonzales
Councilor Jose Diaz

Others in attendance were Ricky Villalobos, Michael Armendariz, Euphemio Gonzalez, Juno Ogle, Hector Carrillo, Marlena Valenzuela, and Tanya Ortiz.

APPROVAL OF THE AGENDA

Motion made by Councilor Medina, Seconded by Mayor Pro-tem Villanueva.
Voting Yea: Mayor Pro-tem Villanueva, Councilor Medina, Councilor Diaz

CLOSED SESSION

Motion made by Councilor Gonzales to enter closed session, Seconded by Mayor Pro-tem Villanueva.

Voting Yea: Mayor Pro-tem Villanueva, Councilor Medina, Councilor Diaz

Motion made by Councilor Gonzales to come back in to open session, Seconded by Councilor Diaz

Voting Yea: Mayor Pro-tem Villanueva, Councilor Medina, Councilor Diaz, Councilor Gonzales.

Discussion/Update Police Department for ACO/ Code Enforcement for Louis Gomez Jr.

Motion made by Mayor Pro-tem Villanueva to bring Louis Gomez Jr. from administrative leave back to work, continuing the internal investigation. Seconded by Councilor Diaz

Voting Yea: Mayor Pro-tem Villanueva, Councilor Medina, Councilor Diaz, Councilor Gonzales.

NEXT MEETING DATE:

Regular Meeting - March 27, 2023

ADJOURNMENT

Motion made by Mayor Pro-tem Villanueva, Seconded by Councilor Gonzales.

Voting Yea: Mayor Pro-tem Villanueva, Councilor Gonzales, Councilor Diaz

Adjournment 9:25 a.m.

Chon Fierro
Mayor

ATTEST:

Marlena Valenzuela
Clerk Treasurer

ACCOUNTS PAYABLES**27-Mar-23****GENERAL FUND - 10**

Ace Hardware	Running Ticket-Parks	\$ 466.06
Western States Envelopes	Manilla Envelopes- City Hall	\$ 237.87
Mando's Body Shop	Repairs to Police Unit	\$ 2,909.53
School Outfitters	Pinic Tables	\$ 25,542.22
Home Depot	Old Fire Station Materials	\$ 636.97
Bank of America	Pens-PD	\$ 236.97
Wal-Mart	Janitorial Supplies-City Hall	\$ 26.23
Wal-Mart	Janitorial Supplies-PD	\$ 26.23
TOTAL:		\$ 30,082.08

JNT W/S O&M FUND - 150

Ace Hardware	Running Ticket	\$ 785.48
Morning Star	embroider Pants	\$ 27.00
Home Depot	Bull Handle/Bracket/Blade	\$ 407.85
Wal-Mart	Janitorial Supplies	\$ 26.24
Runyan Construction	Change Meter Gateways	\$ 1,494.49
TOTAL:		\$ 2,741.06

JNT WASTEWATER FUND - 170

Ace Hardware	Running Ticket	\$ 37.63
Amazon	Book Stoppers/Clock	\$ 46.98
Keenan Supply	Viking Pro Drain	\$ 794.56
Manufacturers Edge	Pump Kit	\$ 767.41
Wal-Mart	Janitorial Supplies	\$ 26.24
TOTAL:		\$ 1,672.82

COMMUNITY CENTER FUND - 200

Wal-Mart	Janitorial Supplies	\$ 26.24
TOTAL:		\$ 26.24

LIBRARY FUND - 210

Wal-Mart	Janitorial Supplies	\$ 26.24
TOTAL:		\$ 26.24

Little League Recreational-230

Foxworth Galbraith	Interior Door-Concession	\$ 124.66
TOTAL:		\$ 124.66

MUNICIPAL COURT FUND - 20

Wal-Mart	Janitorial Supplies	\$ 26.23
TOTAL:		\$ 26.23

FIRE FUND- 30

DMCO	Verification Collar	\$	51.94
Wal-Mart	Janitorial Supplies	\$	26.23
TOTAL:		\$	78.17

Law Enforcement- 60

Warrior Kit	Carriers/Vest	\$	1,988.00
TOTAL:		\$	1,988.00

Beautifaction Committee FUND - 430

Wal-Mart	Bingo Prizes	\$	188.48
TOTAL:		\$	188.48

TOTAL:		\$	36,953.98
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ACCOUNTS PAID**27-Mar-23****GENERAL FUND - 10**

Axon	Evidence Storage-PD	\$ 2,886.74
Krystal Mountain	Drinking Water-PD	\$ 19.22
PNM	Electricity Payment-City Hall	\$ 370.66
PNM	Electricity Payment-Parks	\$ 73.27
PNM	Electricity Payment-PD	\$ 88.75
GC Pest Control	Monthly Spray-City Hall	\$ 39.24
GC Pest Control	Monthly Spray-PD	\$ 14.55
GC Pest Control	Monthly Spray-Animal Control	\$ 29.32
GC Pest Control	Monthly Spray-Parks	\$ 17.51
PNM	Electricity Payment- Pkloop	\$ 79.20
Comcast	Internet Service- Little League	\$ 141.49
Century Link	Internet Service- PD	\$ 477.31
Century Link	Internet Service-City Hall	\$ 311.40
Wex	Fuel Cards- PD	\$ 1,126.03
Wex	Fuel Cards- City Hall	\$ 95.18
TOTAL:		\$ 5,769.87

JNT W/S O&M FUND - 150

Krystal Mountain	Drinking Water	\$11.64
PNM	Electricity Payment	\$1,803.93
GC Pest Control	Monthly Spray	\$17.51
PNM	Electricity Payment	\$142.74
Comcast	Internet Payment	\$ 118.06
Century Link	Internet Services	\$ 79.46
Wex	Fuel Cards	\$ 583.91
TOTAL:		\$2,757.25

JNT WASTEWATER FUND - 170

Hall Env Analysis Lab	Plant Testing	\$ 291.54
Krystal Mountain	Drinking Water	\$ 22.73
PNM	Electricity Payment	\$ 72.32
GC Pest Control	Monthly Spray	\$ 48.13
HughesNet	Internet Services	\$ 278.64
The UPS Store	Specimen Shipping	\$ 224.89
American Linen	Laundry Service	\$ 34.84
Allstate	Flood Insurance	\$ 3,019.00
Century Link	Internet Services	\$ 356.02
Wex	Fuel Cards	\$ 353.70
TOTAL:		\$ 4,701.81

COMMUNITY CENTER FUND - 200

PNM	Electricity Payment	\$ 310.51
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GC Pest Control	Monthly Spray	\$ 39.32
Humphrey's Enterprises	Grease Trap Dump Fee	\$ 134.69
NM Gas Company	Monthly Gas Payment	\$ 186.81
Century Link	Internet Service	\$ 234.95
TOTAL:		\$ 906.28

LIBRARY FUND - 210

GC Pest Control	Monthly Spray	\$ 29.32
Sun News	Subscription	\$ 13.61
Comcast	Internet Services	\$ 291.01
Century Link	Internet Services	\$ 172.12
TOTAL:		\$ 506.06

MUNICIPAL STREET FUND - 240

PNM	Electricity Payment	\$ 2,952.42
Wex	Fuel Cards	\$389.28
TOTAL:		\$ 3,341.70

MUNICIPAL COURT FUND - 20

PNM	Electricity Payment	\$ 79.24
GC Pest Control	Monthly Spray	\$ 14.54
Comcast	Internet Service	\$ 122.43
Century Link	Internet Service	\$ 136.64
TOTAL:		\$ 352.85

FIRE FUND- 30

PNM	Electricity Payment	\$148.96
GC Pest Control	Monthly Spray	\$14.55
Comcast	Internet Service	\$122.42
Century Link	Internet Service	\$138.60
Wex	Fuel Cards	\$ 58.98
TOTAL:		\$483.51

GRAND TOTAL: **\$ 18,819.33**

BAYARD ANIMAL CONTROL/CODE ENFORCEMENT MONTHLY ACTIVITY REPORT

Item 4.

OFFICER: FRANKIE GOMEZ #949

MONTH OF: FEBRUARY, 2023

DATE	TIME RECEIVED	SORCE OF COMPLAINT	COMPLAINANT, LOCATION, TYPE OF ACTIVITY AND ACTION TAKEN
02/02/2023	0927	ANIMAL	500 EAST ST. Q apts. 3 DOGS RUNNING LOOSE IN THE AREA #949 ADVISED NEG CONTACT WITH THE DOGS
02/02/2023	1043	BUSY	OUT OF JURISDICTION
02/02/2023	1335	ANIMAL	500 EAST STREET #949 ADVISED OWNER CAME AND GOT THE DOGS/WILL BE ISSUING CITATIONS
02/04/2023	2118	ANIMAL	1305 ROYAL ST. DOG TIED UP TO HER TRAMPOLINE, UNKNOWN FOR HOW LONG ITS BEEN THERE GCSO #16 ADVISED THAT THE DOG IS NOT GOING TO BE PICKED UP, TO LET ACO KNOW WHEN HE COMES ON SHIFT
02/06/2023	1625	FOLLOW UP	FOLLOW UP
02/07/2023	1057	ANIMAL	508 VIRGINIA ST DOG WAS RETURNED TO OWNER/CITATION WAS ISSUED
02/07/23	1457	CODES	719 LUST ST. 949 ADVISED VEHICLE BELONGING TO DEB MARIN WILL BE MOVED SOMETIME THIS WEEK
02/07/23	1544	ANIMAL	710 GUINEVAN ST. INJURED CAT IN HER YARD 949 PICKED UP THE CAT/ENROUTE TO CLINIC
02/08/2023	1027	ANIMAL	506 GRANT ST
02/08/2023	1121	ANIMAL	901 EMPIRE ST, SP. 3 STRAY CATS AND LOOK LIKE THEY ARE IN TROUBLE
02/09/2023	0401	ANIMAL	803 WATSON ST BARKING DOGS AND WANTS LAW ENFORCEMENT AT HIS HOUSE ASAP GCSO #25 ADVISED DOGS ARE BARKING 3 BLOCKS AWAY AND ATTEMPTED TO LOCATE IN AREA, HAD NEGATIVE CONTACT

02/10/2023	0810	ANIMAL	RUBY STREET LOOSE DOGS
02/11/2023	0408	ANIMAL	803 WATSON ST. MALE WAS AGGRESSIVE TO DISPATCH COMPLAINTS OF INDIVIDUALS AND THEIR PETS- BARKING DOGS GCSO #24 ADVISED NO BARKING NEAR THE HOME AND TO NOTIFY ACO ON MONDAY GCSO #14 ADVISED NEGATIVE CONTACT WITH ANY DOGS BARKING IN THE AREA
02/13/2023	1050	ANIMAL	VIRGINIA STREET
02/13/2023	1549	ANIMAL	406 CHINO STREET WANTS TO KNOW IF HER DOG WAS PICKED UP, SHE IS REQUESTING A CALL
02/14/2023	1011	FOLLOW UP	711 FAHEY STREET
02/15/2023	1910	ANIMAL	709 BARD STREET GERMAN SHEPARD THAT IS TIED UP AND BARKING PRO ADVISED THE DOG IS FREEZING GCSO #14 WAS ADVISED GCSO #16 SPOKE WITH HOME OWNER AND THEY WILL TAKE CARE OF IT
02/16/2023	1005	ANIMAL	LUSK STREET LOOSE DOGS
02/16/2023	1025	ANIMAL	207 CACTUS ST 2 LARGE DOGS THAT ARE SITTING IN DRIVEWAY, ADVISING DOGS GROWLED AT PRO AND HE IS STUCK IN HIS VEHICLE #949 ADVISED DOGS WERE PUT BACK IN THEIR YARD
02/16/2023	1115	FOLLOW UP	717 LUSK ST.
02/17/2023	0935	AGENCY ASSIST	501 POPLAR ST. PNM NEEDING ASSISTANCE WITH A LARGE PUT BULL IN THE YARD WHILE THEY TAKE METER #949 ASSISTED AND PNM WAS ABLE TO DO WHAT THEY NEEDED WITHOUT INCIDENT
02/17/2023	1007	ANIMAL	STEWART ST DOG WAS HIT BY VEHICLE

			#949 ADVISED DOG WAS TAKEN TO VET BY ITS OWNERS
02/20/2023	0858	ANIMAL	712 WINIFRED ST. PRO ADVISED HER GRAY PIT BULL IS LOOSE AND WOULD LIKE SOME HELP CATCHING IT
02/21/23	1349	BUSY	BAYARD MUNICIPAL COURT
02/23/2023	1201	ANIMAL	711 FAHEY STREET
02/23/2023	1751	ANIMAL	708 TAYLOR STREET DOG THAT IS LOOSE IN THE AREA #943 NEGATIVE CONTACT AND WILL HAVE ACO LOOK INTO IT NEXT DATE
02/24/2023	0951	BUSY	OUT OF JURISDICTION
02/24/2023	1250	CODES	902 WAGGONER ST. #949 TALKED TO RESIDENCE ABOUT YARD AND ADVISED THEY WOULD HAVE IT CLEANED UP SOMETIME NEXT WEEK
02/27/2023	1540	ANIMAL	113 N. YUCCA ST.
02/28/2023	0239	ANIMAL	803 WATSON ST. DOGS BARKING IN THE AREA GCSO #12 GOT ONE OF THE DOGS BACK IN ITS YARD

**BAYARD POLICE DEPARTMENT
MONTHLY REPORT
FEBRUARY, 2023**

Item 5.

Traffic Activity

Accidents	1
Traffic stops made	21
Citations Issued	10
Municipal: 6	
Magistrate: 1	
Written warnings: 3	
Stop sign: 1	
DWI	0
Abandoned vehicle	1
Reckless driver	1
Missing or Stolen vehicle	0

Criminal Activity

Arrests	9
Burglary/Larceny	4
Criminal damage	3
Domestic calls	6
Narcotics violations	2
Harassment	1
Unwanted subject	4
Assault	1
Fraud/Embezzlement	1

General Activity

Suspicious activity	5
Abandoned 911	1
Civil stand by	1
Escorts	1
Welfare check	2
Meetings	7
Training	2
Court	2
Follow up investigations	8
Alarm	1
Criminal trespass warning	4
Citizen assists	5
Request for public service	9
Special detail	3
Agency assists	5
Attempt to locate	1
Informational complaint	1
Child exchange	5

Juvenile Activity

Arrests	1
Juvenile citations issued	5

Offense/Incident reports generated

18

Criminal trespassing
 Possession drug paraphernalia; Possession controlled substance
 Possession of drug paraphernalia
 Warrant arrest
 Warrant arrest
 Warrant arrest
 Domestic disturbance
 Resisting, evading, obstructing; Concealing ID; Warrant x3
 Dog bite
 Domestic disturbance
 Injuring tampering with vehicle
 Criminal damage to property
 Vehicle burglary
 Computer access with intent to defraud/embezzlement
 Criminal damage to property
 Theft of credit card
 Use/possession of drug paraphernalia
 Use/possession of drug paraphernalia

Calls in Bayard handled by Grant County Sheriff's Department 47

Harassment	1
Civil stand by	2
Domestic calls	6
Unwanted subject	3
Welfare check	9
Custodial interference	1
Suspicious activity	6
Shoplifting	1
Loud party	1
Citizen assist	1
Alarm	4
Robbery	1
Frequent patrol	1
Abandoned 911	1
Citizen assist	2
Breaking & entering	2
Mental health complaint	1
Battery	1
Noise complaint	1
Open door	1
Larceny	1

**Monthly Motor Vehicle Report
Bayard Police Department
Month of FEBRUARY, 2023**

Item 5.

Vehicle Make: 2018 FORD PICKUP #101

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
8-Feb	BUTTERMILKS	9.825	35.36			35753	842018	MG-943
13-Feb	BUTTERMILKS	20.272	72.15			36031	848432	MG-943
18-Feb	BUTTERMILKS	19.414	69.09			36274	853925	MG-943
23-Feb	BUTTERMILKS	18.626	66.29			36493	861043	MG-943
TOTALS		68.137	\$242.89	\$0.00	\$0.00			

Recapitulation

Fuel	\$242.89
Oil	
Mic	
TOTAL	\$242.89

Speedometer Reading

End of month mileage	36493
First of month mileage	35363
Total miles	1130
Miles per gallon	16.584

Vehicle Make: 2018 FORD EXPLORER #102

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
	NO FUEL ACTIVITY							
TOTALS		0	\$0.00	\$0.00	\$0.00			

Recapitulation

Fuel	
Oil	
Mic	
TOTAL	

Speedometer Reading

End of month mileage	35397
First of month mileage	
Total miles	
Miles per gallon	

Vehicle Make: 2016 FORD TAURUS #80

Item 5.

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
8-Feb	SHELL TRAVEL CTR #014	13.782	43.54			58429	607341	LL-946
23-Feb	SNAPPY #212	14.435	51.81			58682	85958	LL-946
28-Feb	BUTTERMILK	13.806	49.14			58856	866556	LL-946
TOTALS		42.023	\$144.49	\$0.00	\$0.00			

Recapitulation

Fuel	\$144.46
Oil	
Mic	
TOTAL	\$144.49

Speedometer Reading

End of month mileage	58856
First of month mileage	58147
Total miles	709
Miles per gallon	16.872

Vehicle Make: 2016 FORD TAURUS #100

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
16-Feb	MARATHON PETRO	17.469	62.00			62387	92038	VB-945
TOTALS		17.469	\$62.00	\$0.00	\$0.00			

Recapitulation

Fuel	\$62.00
Oil	
Mic	
TOTAL	\$62.00

Speedometer Reading

End of month mileage	62387
First of month mileage	62081
Total miles	306
Miles per gallon	17.517

Vehicle Make: 2016 FORD TAURUS #50

Item 5.

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
6-Feb	SNAPPY 210	15.116	57.43			36430	630625	HC-941
15-Feb	SNAPPY 210	16.022	57.50			36628	632527	HC-941
23-Feb	BUTTERMILKS	17.539	62.42			36875	860245	HC-941
TOTALS		48.677	\$177.35	\$0.00	\$0.00			

Recapitulation

Fuel	\$177.35
Oil	
Mic	
TOTAL	\$177.35

Speedometer Reading

End of month mileage	36875
First of month mileage	36275
Total miles	600
Miles per gallon	12.326

Vehicle Make: NEW ACO UNIT-2020 F-250

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
23-Feb	BUTTERMILK	21.073	75.00			19484	860452	FG-949
TOTALS		21.073	\$75.00	\$0.00	\$0.00			

Recapitulation

Fuel	\$75.00
Oil	
Mic	
TOTAL	\$75.00

Speedometer Reading

End of month mileage	19484
First of month mileage	18876
Total miles	608
Miles per gallon	28.852

Vehicle Make: 2016 FORD TAURUS #60

Item 5.

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
3-Feb	BUTTERMILK	17.133	64.40			88400	835044	AM-942
21-Feb	BUTTERMILK	16.966	60.38			88651	857603	AM-942
TOTALS			\$63.29	\$0.00	\$0.00			

Recapitulation

Fuel	\$63.29
Oil	
Mic	
TOTAL	\$63.29

Speedometer Reading

End of month mileage	88140
First of month mileage	87119
Total miles	1021
Miles per gallon	16.132

Vehicle Make:

DAY	Place Purchased	Gal	Amount	Quarts	Amount	Misc.	Invoice PO#	Purchaser
TOTALS		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		

Recapitulation

Fuel	
Oil	
Mic	
TOTAL	

Speedometer Reading

End of month mileage	
First of month mileage	
Total miles	
Miles per gallon	#DIV/0!

I Larry Ginnaga would like to be on
your City agenda for March 27, 2023

Up date on working on the new city
of Bayard ordinance on run down building,
trash yard, streets.

CITY OF BAYARD GRANT COUNTY NEW MEXICO ORDINANCE

No. _____

AN ORDINANCE CONCERNING THE REGISTRATION AND MAINTENANCE OF
NEGLECTED VACANT RESIDENTIAL AND COMMERCIAL STRUCTURES WITHIN
THE CORPORATE LIMITS OF THE CITY OF BAYARD,
AMENDING TITLE 4, "HEALTH, SANITATION AND ENVIRONMENT" OF THE CITY OF
BAYARD CODE BY INSERTING THE FOLLOWING NEW CHAPTER IE
"REGISTRATION AND MAINTENANCE OF NEGLECTED VACANT RESIDENTIAL AND
COMMERCIAL STRUCTURES"

WHEREAS the City of Bayard requested the Board of Trustees to enact an ordinance pursuant to their statutory authority under N.M.S.A. 1978, Section 3-17-1 (1965, as amended through 1993), which ordinance would require the registration and payment of an annual fee where a vacant residential or commercial structure is certified in writing by the City Police Chief or Fire Chief to be neglected;

WHEREAS the Clerk of the City of Bayard published timely notice in the Silver City Daily Press, a newspaper of general circulation in Grant County, and gave timely notice to interested parties in accordance with the provisions of N.M.S.A. 1978, Section 3-17-3 (1973); and

WHEREAS the Board of Trustees conducted public meetings on March 8, April 12, May 10, June 14, July 20, August 9, and September 20, 2016, and duly considered all statements presented as well as written commentary provided.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE CITY OF BAYARD, GRANT COUNTY, NEW MEXICO, THAT:

SECTION 1. INTRODUCTION. The CITY OF BAYARD CODE, Title 4 "Health, Sanitation and Environment" is hereby amended by adding a new Chapter I E, titled "Registration and Maintenance of Neglected Vacant Residential and Commercial Structures," to read as follows:

SECTION 2. PURPOSE. The purpose of this ordinance is to help protect the health and safety of the residents of the City of Bayard so that vacant structures do not constitute a public nuisance, by ensuring appropriate maintenance of vacant residential and commercial structures to prevent the development of insanitary conditions, unsafe deterioration of the structure, and unauthorized entry. This ordinance will help promote the City's public welfare by preventing blight and protecting property values and neighborhood integrity and safety.

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SECTION 3. DECLARATION OF PUBLIC NUISANCE. It is declared a public nuisance for any owner to cause, permit, or fail to maintain any vacant residential or commercial structure in a manner contrary to the provisions of this ordinance.

SECTION 4. APPLICABILITY. The provisions of this ordinance shall apply to all vacant residential and commercial structures within the corporate boundaries of the City of Bayard, as those boundaries may be altered from time to time by annexation.

SECTION 5. DEFINITIONS. For purposes of this ordinance, the following terms are defined as follows. Other terms used in this ordinance are defined in Title 4, CITY OF BAYARD CODE.

LOT	A measured parcel of land having fixed boundaries designated on a survey under one ownership as shown on the last assessor's roll of Grant County or the records of the City, whichever is the most recent.
NEGLECTED VACANT STRUCTURE	A structure which is vacant and is not maintained in accordance with the provisions of this ordinance and certified in writing to be neglected by the City Police Chief or Fire Chief.
OCCUPANCY	The act of residing in the structure with full utilities service or conducting a legal business, properly registered, from the structure with full utilities service.
OWNER:	The owner of record based on the public records of the Grant County clerk and office of the Grant County assessor and any person with legal, financial, or equitable interest in the structure, land, or premises at the time of the determination that the vacant structure is a neglected structure under the provisions of this ordinance.
REGISTRATION	The process of providing name, present address, and other contact information of the owner of a vacant structure for protection of the subject premises and the owner's investment.
STRUCTURE:	A combination of any materials fixed to the ground and having a roof, enclosed within exterior walls, and constructed to as a dwelling for the shelter of persons, including a building for the conduct of a legal business. A structure shall include any mobile home or manufactured home, as those homes are defined in NMSA. 1978, Section 3-2 1A-2(A) and (2001), whether used for residential or commercial purposes.

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- VACANT STRUCTURE:
- (1) A residential or commercial structure that has remained unoccupied for a period of more than thirty (30) days.
 - (2) A structure is not deemed to be vacant for purposes of this ordinance if any of the following circumstances exist:
 - a. Any unit or portion of the structure is occupied by authorized persons;
 - b. Any other structure on the same lot is occupied by authorized persons; or
 - c. Construction or alteration of the structure is in progress, and where a state permit is required such unexpired permit must be posted. If a required state permit is not posted or has expired, then the structure shall be considered a vacant structure and subject to the requirements of this ordinance.

SECTION 6. REGISTRATION OF NEGLECTED VACANT STRUCTURE.

- A. Notification of Determination of Neglect and Required Registration. When a vacant structure is determined to be neglected, and certified in writing, the City Clerk shall notify the owner by certified mail, return receipt requested, of the neglect determination and the requirement to register the neglected vacant structure with the City. Said notice shall contain a registration form.
 - (1) The owner must register the neglected vacant structure within thirty (30) calendar days of receipt of the notice.
 - (2) The owner must pay the neglected vacant structure fee with the registration.
- B. Registration Information. Registration shall be on a form available from the City Clerk, which includes but is not limited to the following information:
 - (1) Name, address (physical and mailing), and contact telephone number of the owner;
 - (2) Name, address (physical and mailing), and contact telephone numbers of the local agent or representative for the structure [property, if other than the owner.
- C. Keep Registration Information Current. Upon any change in the facts provided in the initial registration, the owner shall file up-dated information within ten (10) business days of such change.
- D. Neglected Vacant Structure Fee. Upon notification of the neglected vacant structure determination, the owner must pay a prorated fee as established below, and continue to pay an annual fee on or before July 1 of each calendar year the vacant structure continues to be classified as a neglected vacant structure.

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- (1) Initial fee shall be prorated from the month following the receipt of notice of the neglected vacant structure determination, which shall be based on a first year annual fee of \$300.00 (\$25.00/month).
 - (2) First full calendar year annual fee, where the structure is still designated as a neglected vacant structure, shall be \$300 (three hundred dollars).
 - (3) For each additional full calendar year the premises remains designated as a neglected vacant structure, the fee shall increase an additional \$100.00 (one hundred dollars) per year up to a maximum of \$500.00 (five hundred dollars) per year.
- E. Owner Not Exempt from Complying with Standards Upon Payment of Fee.
Payment of the neglected vacant structure fee does not exempt the owner from complying with this ordinance and other applicable laws. Upon a showing that the vacant structure and lot are in full compliance with this ordinance, the Village will vacate the neglected vacant structure fee. No further fee will be due provided the vacant structure and lot continue to be in compliance with this ordinance.

SECTION 7. REQUIREMENTS AND STANDARDS.

- A. Maintenance in Accordance with all Applicable Laws. The owner of a vacant structure shall maintain it and its lot(s) in accordance with all applicable local ordinances and the state sanitary codes, building codes, and fire codes pertaining to the lot and the external (visible) parts of the structure.
- B. Security Standards. The owner shall maintain the vacant structure in a way that secures the structure from any unauthorized entry and shall comply with the following minimum security standards:
- (1) Promptly cover, secure, or repair all broken windows, doors, other openings, and any unsafe conditions at a vacant structure. Boards or coverings must be fitted and sized to the exterior opening.
 - (2) There shall be at least one operable door into each vacant structure, secured with a suitable lock.
 - (3) The lot(s) upon which a vacant residential or commercial structure is located shall be appropriately secured based on the conditions and surroundings, and maintained in a manner that eliminates any public safety hazard. Said lot(s) must be free of all combustible materials.
- C. Appearance Standards. The owner of a vacant structure shall comply with the following minimum appearance standards:
- (1) All vacant structures must be maintained in a manner that minimizes the appearance of neglect and deters unauthorized occupation. Owners shall

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promptly remove graffiti from the vacant structure and any fencing and immediately repair damage from attempted or actual intrusions into the vacant structure.

- (2) All exterior surfaces, including any boarded windows or doors, shall be applied with sufficient paint, siding, stucco, or other finishes in the same

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color or similar color to blend with the structure's existing exterior color scheme. All exterior surfaces, including roofs, shall be of sufficient construction to weatherproof the vacant structure.

- (3) The lot(s) upon which the vacant structure is situated, including all landscaping, shall be kept in such condition as not to create the appearance of an unsecured, unoccupied structure. Said lot(s) shall be free of litter, which includes debris and garbage.

SECTION 8. PARTIAL OR COIVIPLETE DESTRUCTION OF STRUCTURE. An owner of a structure rendered vacant as a result of catastrophic fire or act of nature shall: (i) immediately secure the premises with appropriate fencing and no trespass signs, (ii) within two calendar weeks from the catastrophic event clear the premises of all litter and debris; and (iii) within four calendar weeks from the catastrophic event demolish any remaining parts of the structure and clear the site show proof to the Code Enforcement Officer of completed and filed application for appropriate state permits for rebuilding the partially destroyed structure.

SECTION 9. PENALTIES.

- A. Penalties: It is unlawful for any person who owns controls, or is the responsible agent of a vacant structure to fail to register and pay the requisite fee as provided in this ordinance, and to maintain, or cause or permit the maintenance of the vacant structure in a condition defined as a "neglected vacant structure" in this ordinance. Violations of this ordinance are in addition to any other violation established by law.
- B. Penalties. The Court may impose fine of not more than \$500 (five hundred dollars) or imprisonment of more than ninety days or both upon finding any person in violation of any provision of this ordinance.
- B. Remedies Not Exclusive. This ordinance shall not be interpreted as limiting the penalties, actions, or summary abatement procedures that may be taken by the City under existing laws, ordinances, or rules, including perfecting a lien upon the premises and foreclosure thereof.

SECTION 10. REPEALER. All ordinances or parts of ordinances in conflict with this ordinance are repealed.

SECTION 11. SEVERABILITY. Should any provision of this ordinance be rendered invalid by a court of law, the remaining provisions shall continue in force and effect until amended or repealed by action of the City Council.

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Findings:

1. The presence of unmaintained vacant residential and commercial structures creates a negative impression and has been shown to have an adverse economic impact on neighboring properties and businesses by depressing property values;
2. It is the property owner's responsibility to maintain a vacant structure to minimize the appearance of neglect and to secure the vacant structure from unauthorized entry, and such responsibility should not be a burden placed upon the entire community;
3. Trespassers find vacant structures to be attractive places to conduct criminal activities, and unauthorized access can lead to vandalism and even fires that put the structure and surrounding area at risk;
4. Neglected vacant and unsecured residential and commercial structures can become an attractive but dangerous play area for children and can harbor wild animals, pests, and vermin;
5. Vacant structures that have deteriorated or been neglected are a threat to public safety, health, and welfare of the community.
6. The City of Bayard has an interest in identifying and registering property owners of neglected and unsecured vacant residential and commercial structures located within the corporate limits of the City of Bayard; and
7. To provide for the safety, preserve the health, promote the prosperity and improve the morals, order, comfort and convenience of the City of Bayard and its inhabitants, it is necessary to establish a process whereby the City can identify neglected vacant structures and impose a fee upon the owners thereof in order to monitor compliance with applicable laws.

PASSED, ADOPTED, AND APPROVED by vote of the City Council of Bayard, Grant County, New Mexico, this XX day of _____ 2023.

Chon Fierro, Mayor
City of Bayard

Attest:

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Marlena Valenzuela / Treasurer
City of Bayard

_____→

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Tony Martinez
613 Taylor Street
Bayard, NM 88023

March 24, 2023

Marlena Valenzuela
Chon Fierro, Mayor
City of Bayard
800 Central Avenue
Bayard, NM 88023

Dear Marlena Valenzuela:


Please respectfully accept this formal notification for my resignation from the position as Mechanic here at the City of Bayard. This is never an easy decision, but it is something I have been considering for a while.

I want to take this opportunity to thank you and the City Council for everything you have done on my behalf while I have been employee. It has been a great experience.

My last day at City of Bayard will be March 24, 2023. I would be happy to meet with you at your convenience to discuss the transition of my duties to my successor.

Thank you and best wishes for the future.

Sincerely,


Tony Martinez

CITY OF BAYARD

INTERVIEW COMMITTEE RECOMMENDATIONS

DATE: 3/24/2023

TO:

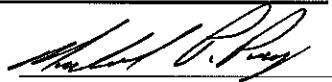
SUBJECT: Parks and Recreation

The interview committee hereby recommends the persons in the following order:

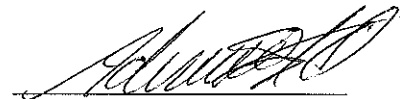
Name: *Peter T. Ortega*Strengths: *Experience, Confidence*Weaknesses: *Unable to determine*Name: *Christopher J. Bencomo*Strengths: *Eager, Attention to detail*Weaknesses: *Experience*Name: *Christopher Woods*Strengths: *Ambition, Motivation*Weaknesses: *Work history = Personal Issues*

We, committee members, hereby concur on the above recommendations and will adhere to maintaining all information confidential.

Signatures:



Member #1



Member #2

 Member #3

CITY OF BAYARD

INTERVIEW COMMITTEE RECOMMENDATIONS

DATE: 3/24/2023

TO:

SUBJECT: Janitor

The interview committee hereby recommends the persons in the following order:

Name: CHRISTOPHER BENCOMO

Strengths: EAGERNESS - EYE FOR DETAIL - DETAIL FOR CLEAN

Weaknesses: UNABLE TO DETERMINE AT THIS TIME

Name: CHRISTRIAN WOOD

Strengths: HOUSEKEEPING, AMBITION, MOTIVATION

Weaknesses: WORK HISTORY LEAVING RELATED TO PERSONAL ISSUE / MISTERS

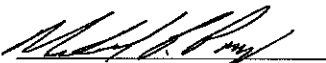
Name: XAVIER VALERIO

Strengths: WILLINGNESS TO LEARN,

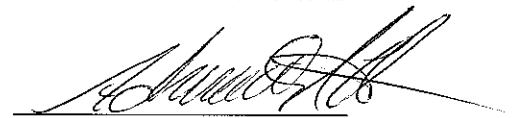
Weaknesses: EXPERIENCE, LONGEVITY

We, committee members, hereby concur on the above recommendations and will adhere to maintaining all information confidential.

Signatures:



Member #1



Member #2

 Member #3