



**City of Bayard**  
**CITY COUNCIL REGULAR MEETING**  
**November 12, 2024 at 4:30 PM**  
**Bayard City Hall**

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**AGENDA**

**CALL TO ORDER:** Mayor John L. Ojinaga

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**APPROVAL OF THE AGENDA**

**PUBLIC INPUT**

**CONSENT AGENDA**

1. Approval of Regular Meeting Minutes for October 15, 2024
2. Approval of Accounts Payable Report
3. Approval of Police Department Reports
4. Approval of Wastewater Report
5. Approval of Maintenance Department
6. Approval of Fire Department Report
7. Approval of Library Report
8. Approval for Robert Terrazas, Wastewater Supervisor to attend NM Water & Wastewater Association Training in Las Cruces, NM on January 27th- 30th, 2024
9. Approval for Hector Carrillo, Police Chief to attend 29th Annual New Mexico Law Enforcement Training Conference in Ruidoso, NM on December 4th-6th, 2024

**OLD BUSINESS**

10. Discussion/Action- Ground Land Lease Agreement Between City of Bayard and Frontier Communities for Community Garden

**ORDINANCES/RESOLUTIONS**

11. Discussion/Action- Resolution 19-2024 Authorizing and Approving Submission of a Completed Application for Finance Assistance Project Approval to the New Mexico Finance Authority
12. Discussion/Approval- Resolution 20-2024 Resolution Authorizing Application and Presentation to the New Mexico Interstate Stream Commission and Delegating Authority to Project Point of Contact

**NEW BUSINESS**

13. Discussion/Action- Cobre Consolidated Schools Requesting City of Bayard to be Grantee For \$125,000 Received From DFA/Governor to Renovate Modular Buildings
14. Discussion/Action- FY 25 Capital Outlay Requests
15. Discussion/Action- Contract WNMU GIS Student to Complete 911 Addressing Project
16. Discussion/Action- Hire Temporary Part-Time Library Employee with Grant Funding
17. Discussion/Action- Appointment of New Library Committee Member
18. Discussion/Action- Repairs to Water Wells #8 and #10
19. Discussion- Maintenance Employee Retirement

**CLOSED SESSION**

20. Closed Session Pursuant to NMSA 1978 10-15-1, (H-7) Threatened and/or Pending Litigation

**ACTIONS ITEMS RESULTING FROM CLOSED SESSION****DEPARTMENT HEAD REPORTS****MAYOR AND COUNCILORS REPORTS****NEXT MEETING DATE:**

**Regular Meeting - December 9, 2024**

**ADJOURNMENT**



**City of Bayard**  
**CITY COUNCIL REGULAR MEETING**  
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**Bayard City Hall**

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**DEPARTMENT HEAD REPORTS**

**MAYOR AND COUNCILORS REPORTS**

**NEXT MEETING DATE:**

**Regular Meeting - December 9, 2024**

**ADJOURNMENT**



**City of Bayard**  
**CITY COUNCIL REGULAR MEETING**  
October 15, 2024 at 4:30 PM  
Bayard City Hall

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**MINUTES**

**CALL TO ORDER:** Mayor John L. Ojinaga

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**PRESENT**

Mayor John L. Ojinaga  
Councilor Eloy Medina  
Councilor Frances Gonzales  
Councilor Eloy Gonzales  
Councilor Gilbert Ortiz.

Others in attendance were Dolores Charon, Joan Perez, Jesus Perez, Frank Gomez, Robert Terrazas, Michael Paez, Hector Carrillo, Lowell West, Cordell Jones, Martha Salas, and Tanya Ortiz.

**APPROVAL OF THE AGENDA**

Motion made by Councilor Medina, Seconded by Councilor Gonzales.  
Voting Yea: Councilor Medina, Councilor Gonzales, Councilor Gonzales, Councilor Ortiz

**PUBLIC INPUT**

No public input.

**CONSENT AGENDA**

Motion made by Councilor Medina, Seconded by Councilor E. Gonzales.  
Voting Yea: Councilor Medina, Councilor Gonzales, Councilor Gonzales, Councilor Ortiz

1. Approval of Regular Meeting Minutes for September 23, 2024
2. Approval of Accounts Payable Report
3. Approval of Police Department Reports

**DEPARTMENT HEAD REPORTS**

Wastewater Director Robert Terrazas state he is having problems with the bar screen and someone will be coming out for trouble shooting.

Police Chief Carrillo stated he attended the Domestic Awareness meeting and spoke. Cobre High School is having homecoming week this week and will be helping with blocking off streets for the painting of the "C" and for the homecoming parade.

Asst. Fire Chief Gomez stated the department will be helping Cobre High School also. He does have one volunteer firefighter testing and one has passed the test.

Maintenance Supervisor Michael Paez stated the Million Gallon tank is off line and the city is running of the 250,000-gallon tank.

Liberian Renee stated her fall brake crafts was a real success. Renee is planning crafts and story time for the Thanksgiving and Winter Break. She will be hosting workshops for Dia De Los Muertos along with different work shops the rest of this month.

City Clerk/Treasurer Salas stated audit started this week and next week her and Deputy Clerk Ortiz will be in Albuquerque for training.

## **NEW BUSINESS**

4. Discussion/Action- Letter of Intent regarding the purchase of land from Foy Inc.

Motion made by Councilor F. Gonzales, Seconded by Councilor Medina.

Voting Yea: Councilor Medina, Councilor Gonzales, Councilor Gonzales, Councilor Ortiz

5. Discussion/Action- Grant County Day Sponsorship Request

Motion made by Councilor Medina to sponsor \$2,000, Seconded by Councilor E. Gonzales.

Voting Yea: Councilor Medina, Councilor Gonzales, Councilor Gonzales, Councilor Ortiz

6. Discussion/Action-Proclamation for Domestic Awareness Month

Motion made by Councilor Medina, Seconded by Councilor E. Gonzales.

Voting Yea: Councilor Medina, Councilor Gonzales, Councilor Gonzales, Councilor Ortiz

## **ORDINANCES/RESOLUTIONS**

7. Discussion/Action- Resolution 18-2024 Authorizing the Execution and Delivery of a Colonias Infrastructure Project Fund Loan/Grant Agreement- For Design and Construction of a New Chlorination Disinfection System and Rehab of the Existing 1MG Reservoir

Motion made by Councilor Medina, Seconded by Councilor E. Gonzales.  
Voting Yea: Councilor Medina, Councilor Gonzales, Councilor Gonzales, Councilor Ortiz

CITY OF BAYARD, GRANT COUNTY, new mexico  
RESOLUTION NO. 18-2024

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A COLONIAS INFRASTRUCTURE PROJECT FUND LOAN/GRANT AGREEMENT ("Agreement" or "loan/grant agreement") BY AND BETWEEN THE NEW MEXICO FINANCE AUTHORITY ("NMFA," OR "LENDER/GRANTOR") AND THE CITY OF BAYARD, GRANT COUNTY, NEW MEXICO ("BORROWER/GRANTEE"), FOR THE BENEFIT OF THE designated Colonias OF bayard and hanover, IN THE TOTAL AMOUNT OF ONE MILLION TWO HUNDRED THOUSAND EIGHT HUNDRED DOLLARS (\$1,200,800), EVIDENCING AN OBLIGATION OF THE BORROWER/GRANTEE TO UTILIZE THE LOAN/GRANT AMOUNT SOLELY FOR THE PURPOSE OF FINANCING THE COSTS OF THE Design and construction OF a new chlorination disinfection system and rehabilitation OF THE existing ONE MILLION GALLON reservoir, AND SOLELY IN THE MANNER DESCRIBED IN THE LOAN/GRANT AGREEMENT; PROVIDING FOR THE PLEDGE AND PAYMENT OF THE LOAN AMOUNT OF two hundred forty thousand one hundred sixty dollars (\$240,160) SOLELY FROM THE NET SYSTEM REVENUES OF THE WATER AND SEWER UTILITY SYSTEM OF THE BORROWER/GRANTEE and acceptance of a Grant Amount of nine hundred sixty thousand six hundred forty dollars (\$960,640); CERTIFYING THAT THE LOAN/GRANT AMOUNT, TOGETHER WITH OTHER FUNDS AVAILABLE TO THE BORROWER/GRANTEE, IS SUFFICIENT TO COMPLETE THE PROJECT; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN/GRANT AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN/GRANT AGREEMENT.

Capitalized terms used in the following preambles have the same meaning as defined in this Resolution unless the context requires otherwise.

WHEREAS, the Colonias Infrastructure Board ("CIB") is a public body duly organized and created under and pursuant to the laws of the State of New Mexico (the "State"), particularly the Colonias Infrastructure Act, NMSA 1978, §§ 6-30-1 through 6-30-8, as amended, (the "Colonias Infrastructure Act" or the "Act"); and

WHEREAS, the NMFA is a public body politic and corporate, separate and apart from the State, constituting a governmental instrumentality, duly organized and created under and pursuant to the laws of the State, particularly NMSA 1978, §§ 6-21-1, through 6-21-31, as amended (the "NMFA Act"); and

WHEREAS, the Borrower/Grantee is a Political Subdivision of the State, being a legally and regularly created, established, organized and existing incorporated municipality under the general laws of the State and more specifically, the Municipal Code, NMSA 1978, §§ 3-1-1 through 3-66-11; and

WHEREAS, the Act creates the Colonias Infrastructure Project Fund (the "Fund") in the NMFA, to be administered by the NMFA to originate grants or loans to Qualified Entities for Qualified Projects recommended by the CIB; and

WHEREAS, there exists within the service area of the Borrower/Grantee, the Colonias of Bayard and Hanover, communities that have been designated as Colonias within the meaning of the Act; and

WHEREAS, the Borrower/Grantee will be receiving the Loan/Grant for the benefit of the Colonias of Bayard and Hanover and the public they serve; and

WHEREAS, the Borrower/Grantee submitted an application dated February 28, 2024, for the Project; and

WHEREAS, the CIB has determined that the Project is a Qualified Project and that the Borrower/Grantee is a Qualified Entity under the Board Rules; and

WHEREAS, the CIB on May 16, 2024, recommended to the NMFA that the Borrower/Grantee receive financial assistance from the Fund in the form of the Loan/Grant, for the benefit of the Colonias and the CIB has recommended that the NMFA enter into and administer the Loan/Grant Agreement; and

WHEREAS, the NMFA approved the Loan/Grant Amount from the Fund to the Borrower/Grantee on June 27, 2024; and

WHEREAS, the Borrower/Grantee has determined that it is in the best interests of the Borrower/Grantee and the Colonias, that the Borrower/Grantee enter into an Agreement with the Lender/Grantor to borrow two hundred forty thousand one hundred sixty dollars (\$240,160) from the Lender/Grantor and to accept a grant in the amount of nine hundred sixty thousand six hundred forty dollars (\$960,640) from the Lender/Grantor to finance the costs of the design and construction of a new chlorination disinfection system and rehabilitation of the existing one million gallon reservoir, this project being more particularly described in the Term Sheet; and

WHEREAS, the Governing Body has determined and hereby determines that the Project may be financed with amounts granted and loaned pursuant to the Loan/Grant Agreement, that the Loan/Grant Amount, together with the Local Match and other moneys available to the Borrower/Grantee, is sufficient to complete the Project, and that it is in the best interest of the Borrower/Grantee, the Colonias and the constituent public they serve that the Loan/Grant Agreement be executed and delivered and that the funding of the Project take place by executing and delivering the Loan/Grant Agreement; and



WHEREAS, the Governing Body has determined that it may lawfully enter into the Loan/Grant Agreement, accept the Loan/Grant Amount and be bound to the obligations and by the restrictions thereunder; and

WHEREAS, the Loan/Grant Agreement shall not constitute a general obligation of the Borrower/Grantee, the CIB or the NMFA or a debt or pledge of the full faith and credit of the Borrower/Grantee, the CIB, the NMFA or the State; and

WHEREAS, there have been presented to the Governing Body and there presently are on file with the Clerk/Treasurer this Resolution and the form of the Loan/Grant Agreement which is incorporated by reference and considered to be a part hereof; and

WHEREAS, the Governing Body hereby determines that the Local Match is now available to the Borrower/Grantee to complete the Project; and

WHEREAS, all required authorizations, consents and approvals in connection with (i) the use of the Loan/Grant Amount for the purposes described, and according to the restrictions set forth, in the Loan/Grant Agreement; (ii) the availability of other moneys necessary and sufficient, together with the Loan/Grant Amount, to complete the Project; and (iii) the authorization, execution and delivery of the Loan/Grant Agreement which are required to have been obtained by the date of this Resolution, have been obtained or are reasonably expected to be obtained.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF CITY OF BAYARD, GRANT COUNTY, NEW MEXICO:

Section 1. Definitions. Capitalized terms defined in the foregoing recitals shall have the same meaning when used in this Resolution unless the context clearly requires otherwise. Capitalized terms not defined in the recitals and defined in this Article I shall have the same meaning when used in this Resolution including the foregoing recitals, unless the context clearly requires otherwise. Capitalized terms not defined herein shall have the meaning given them by the Loan/Grant Agreement.

"Agreement" or "Loan/Grant Agreement" means the Loan/Grant Agreement and any amendments or supplements thereto, including the Exhibits attached thereto.

"Authorized Officers" means, any one or more of the Mayor, Mayor Pro Tem and Clerk/Treasurer of the Borrower/Grantee.

"Closing Date" means the date of execution of the Loan/Grant Agreement by the Borrower/Grantee and the NMFA.

"Colonia" or "Colonias" means a Colonia as defined in the Act, and more particularly in NMSA 1978, § 6-30-3(C), as amended, and particularly the Colonias of Bayard and Hanover.

"Colonias Infrastructure Project Fund" or "Fund" means the fund of the same name created pursuant to the Act and held and administered by the NMFA.

"Conditions" has the meaning given to that term in the Loan/Grant Agreement.

"Completion Date" means the date of final payment of the cost of the Project.

"Eligible Fiscal Agent Fees" means fees and costs incurred by a fiscal agent for the administration of Project funds, including the collection and reporting of Project information as required by the Loan/Grant Agreement, in an amount not exceeding five percent (5%) of the Loan/Grant Amount.

"Eligible Items" means eligible Project costs for which loans/grants may be made pursuant to Title 2, Chapter 91, Part 2 NMAC, the Board Rules and applicable Policies, and includes costs of acquiring and completing the Project, and, without limitation, Eligible Legal Costs, Eligible Fiscal Agent Fees and Eligible Project Management Fees.

"Eligible Legal Costs" means legal fees and costs for services rendered by legal counsel on behalf of the Borrower/Grantee for transaction of the Project and those directly associated with the qualified project, in an amount not exceeding ten percent (10%) of the Loan/Grant Amount, but does not include adjudication services.

"Eligible Project Management Fees" means the fees and costs associated with the planning, implementation and technical oversight of the project management costs for services rendered to the Borrower/Grantee for the transaction of the Project and those directly associated with the Project, in an amount up to ten percent (10%) of the Loan/Grant Amount.

"Fiscal Year" means the period commencing on July 1 of each calendar year and ending on the last day of June of the next succeeding calendar year, or any other twelve-month period which any appropriate authority may hereafter establish for the Borrower/Grantee as its fiscal year.

"Generally Accepted Accounting Principles" means the officially established accounting principles applicable to the Borrower/Grantee consisting of the statements, determinations and other official pronouncements of the Government Accounting Standards Board, Financial Accounting Standards Board, Federal Accounting Standards Board or other principle-setting body acceptable to the NMFA establishing accounting principles applicable to the Borrower/Grantee.

"Governing Body" means the City Council of the Borrower/Grantee, or any future successor governing body of the Borrower/Grantee.

"Grant" or "Grant Amount" means the amount provided to the Borrower/Grantee as a grant pursuant to the Loan/Grant Agreement for the purpose of funding the Project, and shall equal 80% of the amount disbursed not to exceed nine hundred sixty thousand six hundred forty dollars (\$960,640).

"Gross Revenues" has the meaning given to that term in the Loan/Grant Agreement.

"Herein," "hereby," "hereunder," "hereof," "hereinabove" and "hereafter" refer to this entire Resolution and not solely to the particular section or paragraph of this Resolution in which such word is used.

"Loan" or "Loan Amount" means 20% of the amount disbursed to the Borrower/Grantee during the Interim Period for the purpose of funding the Project, including the Local Match, and shall not equal more than two hundred forty thousand one hundred sixty dollars (\$240,160).

"Loan/Grant" or "Loan/Grant Amount" means the combined amount distributed to the Borrower/Grantee during the Interim Period as the Grant Amount and borrowed by the Borrower/Grantee as the Loan Amount pursuant to the Loan/Grant Agreement for the purpose of funding the Project and shall not equal more than one million two hundred thousand eight hundred dollars (\$1,200,800).

"Loan Payments" means, collectively, the Principal Component (defined in the Loan/Grant Agreement) to be paid by the Borrower/Grantee as payment of the Loan/Grant Agreement as shown on Exhibit "C" to the Loan/Grant Agreement.

"Local Match" means the amount determined pursuant to the Policies to be provided by the Borrower/Grantee which includes the total value of the soft or hard match (each as defined in the Policies) which, in combination with the Loan/Grant Amount and other monies available to the Borrower/Grantee, is sufficient to complete the Project. The Local Match is an additional loan in the amount of one hundred twenty thousand eighty dollars (\$120,080) included and incorporated in the Loan Amount.

"Net System Revenues" means the Gross Revenues of the System minus Operation and Maintenance Expenses, indirect charges, amounts expended for capital replacements and repairs, required set asides for debt and replacement requirements, and any other payments from the gross revenues reasonably required for operation of the System.

"NMAC" means the New Mexico Administrative Code.

"NMSA 1978" means the New Mexico Statutes Annotated, 1978 Compilation, as amended and supplemented from time to time.

"Operation and Maintenance Expenses" has the meaning given to that term in the Loan/Grant Agreement.

"Pledged Revenues" means the Net System Revenues of the Borrower/Grantee pledged to the payment of the Loan Payments pursuant to this Resolution and the Loan/Grant Agreement and described in the Term Sheet.

"Policies" means the Colonias Infrastructure Project Fund Project Selection and Management Policies, approved by the CIB.

"Political Subdivision of the State" means a municipality, a county, water and sanitation district, an association organized and existing pursuant to the Sanitary

Projects Act, NMSA 1978, § 3-29-1 through § 3-29-21, as amended, or any other entity recognized by statute as a political subdivision of the State.

“Project” means the project described in the Term Sheet.

“Project Account” means the book account, if any, established by the NMFA in the name of the Borrower/Grantee for purposes of tracking expenditure of the Loan/Grant Amount by the Borrower/Grantee to pay for the costs of the Project, as shown in the Term Sheet, which account shall be kept separate and apart from all other accounts of the NMFA.

“Qualified Entity” means a county, municipality, or other entity recognized as a Political Subdivision of the State pursuant to NMSA 1978, § 6-30-3(F), as amended.

“Qualified Project” means a capital outlay project recommended by the CIB to the NMFA for financial assistance that is primarily intended to develop Colonias infrastructure. A Qualified Project may include a water system, a wastewater system, solid waste disposal facilities, flood and drainage control, roads or housing infrastructure pursuant to NMSA 1978, § 6-30-3(G), as amended, but does not include general operation and maintenance, equipment, housing allowance payments or mortgage subsidies.

“Resolution” means this Resolution as it may be supplemented or amended from time to time.

“Rules” means Review and Selection of Colonias Infrastructure Projects, New Mexico Colonias Infrastructure Board, Sections 2.91.2.1 through 2.91.2.18 NMAC.

“State” means the State of New Mexico.

“System” means the water and sewer utility system operated pursuant to Ordinance No. 2-2011 adopted on July 23, 2011, by the Borrower/Grantee, which is owned and operated by the Borrower/Grantee, and of which the Project, when completed, will form part.

“Term Sheet” means Exhibit “A” attached to the Loan/Grant Agreement.

“Useful Life” means the period during which the Project is expected to be usable for the purpose for which it was acquired and constructed, which is twenty (20) years.

Section 2. Ratification. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Borrower/Grantee and officers of the Borrower/Grantee directed toward the acquisition and completion of the Project, the pledge of the Pledged Revenues to payment of amounts due under the Loan/Grant Agreement, and the execution and delivery of the Loan/Grant Agreement shall be, and the same hereby is, ratified, approved and confirmed.

Section 3. Authorization of the Project and the Loan/Grant Agreement. The acquisition and completion of the Project and the method of funding the Project through execution and delivery of the Loan/Grant Agreement and the other

documents related to the transaction are hereby authorized and ordered. The Project is for the benefit and use of the Borrower/Grantee, the Colonias and the public they serve.

Section 4. Findings. The Governing Body hereby declares that it has considered all relevant information and data and hereby makes the following findings:

Section 5. Loan/Grant Agreement—Authorization and Detail.

Section 6. Approval of Loan/Grant Agreement. The form of the Loan/Grant Agreement, as presented at the meeting of the Governing Body, at which this Resolution was adopted, is hereby approved. Authorized Officers are hereby individually authorized to execute, acknowledge and deliver the Loan/Grant Agreement with such changes, insertions and omissions as may be approved by such individual Authorized Officers, and the Clerk/Treasurer is hereby authorized to attest the Loan/Grant Agreement. The execution of the Loan/Grant Agreement shall be conclusive evidence of such approval.

Section 7. Security. The Loan Amount shall be solely secured by the pledge of the Pledged Revenues herein made and as set forth in the Loan/Grant Agreement.

Section 8. Disposition of Proceeds; Completion of the Project.

Section 9. Payment of Loan Amount. Pursuant to the Loan/Grant Agreement, the Borrower/Grantee shall pay the Loan Amount directly from the Pledged Revenues to the NMFA as provided in the Loan/Grant Agreement in an amount sufficient to pay principal and other amounts due under the Loan/Grant Agreement and to cure any deficiencies in the payment of the Loan Amount or other amounts due under the Loan/Grant Agreement.

Section 10. Lien on Pledged Revenues. Pursuant to the Loan/Grant Agreement, the Loan/Grant Agreement constitutes an irrevocable lien (but not an exclusive lien) upon the Pledged Revenues to the extent of the Loan Amount, the priority of which is consistent with that shown on the Term Sheet.

Section 11. Authorized Officers. Authorized Officers are hereby individually authorized and directed to execute and deliver any and all papers, instruments, opinions, affidavits and other documents and to do and cause to be done any and all acts and things necessary or proper for carrying out this Resolution, the Loan/Grant Agreement and all other transactions contemplated hereby and thereby. Authorized Officers are hereby individually authorized to do all acts and things required of them by this Resolution and the Loan/Grant Agreement for the full, punctual and complete performance of all the terms, covenants and agreements contained in this Resolution and the Loan/Grant Agreement including but not limited to, the execution and delivery of closing documents in connection with the execution and delivery of the Loan/Grant Agreement.

Section 12. Amendment of Resolution. This Resolution after its adoption may be amended without receipt by the Borrower/Grantee of any additional consideration, but only with the prior written consent of the NMFA.

Section 13. Resolution Irrepealable. After the Loan/Grant Agreement has been executed and delivered, this Resolution shall be and remain irrepealable until all obligations due under the Loan/Grant Agreement shall be fully discharged, as herein provided.

Section 14. Severability Clause. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 15. Repealer Clause. All bylaws, orders, ordinances, resolutions, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any bylaw, order, resolution or ordinance, or part thereof, heretofore repealed.

Section 16. Effective Date. Upon due adoption of this Resolution, it shall be recorded in the book of the Borrower/Grantee kept for that purpose, authenticated by the signatures of the Mayor and Clerk/Treasurer of the Borrower/Grantee, and this Resolution shall be in full force and effect thereafter, in accordance with law; provided, however, that if recording is not required for the effectiveness of this Resolution, this Resolution shall be effective upon adoption of this Resolution by the Governing Body.

Section 17. General Summary for Publication. Pursuant to the general laws of the State, the title and a general summary of the subject matter contained in this Resolution shall be published in substantially the following form:

*[Remainder of page intentionally left blank.]*

*[Form of Notice of Adoption of Resolution for Publication]*

CITY OF BAYARD, GRANT COUNTY, NEW MEXICO

Notice of Adoption of Resolution

Notice is hereby given of the title and of a general summary of the subject matter contained in Resolution No. \_\_\_\_\_, duly adopted and approved by the City Council of the City of Bayard on October 15, 2024. A complete copy of the Resolution is available for public inspection during normal and regular business hours in the office of the Clerk/Treasurer at 800 Central Avenue, Bayard, New Mexico 88023.

The title of the Resolution is:

CITY OF BAYARD, GRANT COUNTY, new mexico  
RESOLUTION NO. 18-2024

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A COLONIAS INFRASTRUCTURE PROJECT FUND LOAN/GRANT AGREEMENT ("Agreement" or "loan/grant agreement") BY AND BETWEEN THE NEW MEXICO FINANCE AUTHORITY ("NMFA," OR "LENDER/GRANTOR") AND THE CITY OF BAYARD, GRANT COUNTY, NEW MEXICO ("BORROWER/GRANTEE"), FOR THE BENEFIT OF THE designated ColoniaS OF bayard and hanover, IN THE TOTAL AMOUNT OF ONE MILLION TWO HUNDRED THOUSAND EIGHT HUNDRED DOLLARS (\$1,200,800), EVIDENCING AN OBLIGATION OF THE BORROWER/GRANTEE TO UTILIZE THE LOAN/GRANT AMOUNT SOLELY FOR THE PURPOSE OF FINANCING THE COSTS OF THE Design and constructiON OF a new chlorination disinfection system and rehabiLITATION OF THE existing one million gallon reservoir, AND SOLELY IN THE MANNER DESCRIBED IN THE LOAN/GRANT AGREEMENT; PROVIDING FOR THE PLEDGE AND PAYMENT OF THE LOAN AMOUNT OF two hundred forty thousand one hundred sixty dollars (\$240,160) SOLELY FROM THE NET SYSTEM REVENUES OF THE WATER AND SEWER UTILITY SYSTEM OF THE BORROWER/GRANTEE and acceptance of a Grant Amount of nine hundred sixty thousand six hundred forty dollars (\$960,640); CERTIFYING THAT THE LOAN/GRANT AMOUNT, TOGETHER WITH OTHER FUNDS AVAILABLE TO THE BORROWER/GRANTEE, IS SUFFICIENT TO COMPLETE THE PROJECT; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN/GRANT AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN/GRANT AGREEMENT.

A general summary of the subject matter of the Resolution is contained in its title. This notice constitutes compliance with NMSA 1978, § 6-14-6, as amended.

*[End of Form of Notice of Adoption for Publication]*

PASSED, APPROVED AND ADOPTED THIS 15TH DAY OF OCTOBER 2024.

CITY OF BAYARD,

GRANT COUNTY, New Mexico

By \_\_\_\_\_

ATTEST:

John Larry Ojinaga, Mayor

By \_\_\_\_\_

Martha Salas, Clerk/Treasurer

Governing Body Member \_\_\_\_\_ then moved adoption of the foregoing Resolution, duly seconded by Governing Body Member \_\_\_\_\_.

The motion to adopt the Resolution, upon being put to a vote, was passed and adopted on the following recorded vote:

Those Voting Aye: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ ( ) Members of the Governing Body having voted in favor of the motion, the Mayor declared the motion carried and the Resolution adopted, whereupon the Mayor and Clerk/Treasurer signed the Resolution upon the records of the minutes of the Governing Body.

*[Remainder of page intentionally left blank.]*

After consideration of matters not relating to the Resolution, the meeting upon motion duly made, seconded and carried, was adjourned.

CITY OF BAYARD,

GRANT COUNTY, New Mexico

By \_\_\_\_\_

ATTEST:

John Larry Ojinaga, Mayor

By \_\_\_\_\_

Martha Salas, Clerk/Treasurer

STATE OF NEW MEXICO )

) ss.

COUNTY OF GRANT )



I, Martha Salas, the duly qualified and acting Clerk/Treasurer of the City of Bayard, New Mexico (the "Borrower/Grantee"), do hereby certify:

IN WITNESS WHEREOF, I have hereunto set my hand this 22nd day of November 2024.

CITY OF BAYARD,

GRANT COUNTY, New Mexico

By \_\_\_\_\_

Martha Salas, Clerk/Treasurer

### **ACTION FOR PERSONNEL**

8. Discussion/Action- Completion of Introductory Period for Daniella Sedillos Accounts Payable Clerk

Motion made by Councilor E. Gonzales completion of introductory status, with a pay increase and will be paid \$16.80 an hour, Seconded by Councilor Medina.

Voting Yea: Councilor Medina, Councilor Gonzales, Councilor Gonzales, Councilor Ortiz

### **CLOSED SESSION**

9. Closed Session Pursuant to NMSA 10-15-1, H (7) Threatened and/or Pending Litigation

Motion made by Councilor Medina, to enter closed session Seconded by Councilor E. Gonzales.

Voting Yea: Mayor Ojinaga, Councilor Medina, Councilor Gonzales, Councilor Gonzales, Councilor Ortiz

Motion made by Councilor Medina, to enter open session Seconded by Councilor F. Gonzales.

Voting Yea: Mayor Ojinaga, Councilor Gonzales, Councilor Gonzales, Councilor Gonzales, Councilor Ortiz

### **ACTION ITEMS RESULTING FROM CLOSED SESSION**

No action was taken.

### **MAYOR AND COUNCILORS REPORTS**

Councilor E. Gonzales stated he will be updating on what the beautification committee is doing for Halloween.

Councilor F. Gonzales stated the Housing Authority meeting is next Tuesday. October 19, 2024 early voting starts at the Bayard Community Center. If anyone needs to register to vote they can vote at the Grant County Office.

Mayor Ojinaga stated a lady called and complemented the Police Chief.

**NEXT MEETING DATE:**

**Regular Meeting - November 12, 2024**

**ADJOURNMENT 5:45**

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John L. Ojinaga  
Mayor

ATTEST:

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Martha Salas  
Clerk Treasurer

ACCOUNTS PAYABLES

VENDOR

DESCRIPTION

AMOUNT

P.O.

GENERAL FUND - 10-31 Police

P.O.

Xfinity	Internet	\$ 244.85	
AT&T	Delilah and Chiefs Phones	\$ 105.14	
Garcia Fence Company	Elec Gate Remotes	\$ 459.00	
WEX	Fuel Usage	\$ 1,246.30	
Oreillys	Police Unit 100 & New Unit Parts	\$ 66.86	10951
Ricoh	Printer Monthly Maint Service	\$ 40.36	
AT&T	Phone Bill	\$ 438.18	
New Mexico Gas Co	Monthly Bill	\$ 28.74	
Ace Hardware	September Monthly Supplies	\$ 223.98	10950
Grant County Pest Control	Monthly Bill	\$ 14.55	
<b>TOTAL</b>		<b>\$ 2,867.96</b>	

GENERAL FUND - 10-24 City Hall

P.O.

PNM	603 Tom Foy Blvd Unit X-MAS	\$ 0.20	
PNM	Alta Vista Unit Star	\$ 42.31	
WEX	Fuel Usage	\$ 40.72	
Wal-Mart	Halloween decorations	\$ 88.50	10991
Wal-Mart	File Folders and Key Tags	\$ 18.12	10973
Wal-Mart	Snacks for Clerk School	\$ 31.92	11015
Ricoh	Printer Monthly Maint Service	\$ 40.36	
AT&T	Phone Bill	\$ 109.90	
New Mexico Gas Co	Old Fire Station	\$ 39.23	
New Mexico Gas Co	Monthly Bill	\$ 35.08	
Ace Hardware	September Monthly Supplies	\$ 72.11	10950
Silver City Daily Press	Regular Meeting 9/23	\$ 33.82	
Grant County Pest Control	Monthly Bill	\$ 38.93	
Amazon	Trash Can for in front of City Hall	\$ 127.39	10977

TOTAL \$ 718.59

GENERAL FUND - 10-43 Parks

P.O.

Xfinity	Little League Internet	\$	214.60	
PNM	Unit PKLOOP	\$	62.57	
PNM	Animal Shelter	\$	5.61	
J&S Plumbing	Grease Trap for Little League	\$	3,659.25	10843
Ace Hardware	September Monthly Bill	\$	98.48	10950

TOTAL \$ 4,040.51

GENERAL FUND - 10-34 ACCO

P.O.

Grant County Pest Control	Monthly Bill	\$	29.32	
Grant County Pest Control	Monthly Bill	\$	17.51	

TOTAL \$ 46.83

SOLID WASTE FUND - 160

P.O.

Abila	Monthly Water System	\$	132.25	
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TOTAL: \$ -

JNT WASTEWATER FUND - 170

P.O.

PNM	Monthly Bill	\$	7,129.26	
HughesNet	Monthly Internet Bill	\$	138.35	
AT&T	Monthly Phone Bill	\$	102.26	
WEX	Fuel Usage	\$	254.06	
Share Corporation	Weed and Vegetation Control	\$	3,158.00	10941
Badger Western	Replace packing and seal in Rec Plant Pumps	\$	7,227.00	10898

AT&T	Phone Bill	\$	27.20	
American Linen & Uniform	Weekly Uniform maint 10/14	\$	50.71	
American Linen & Uniform	Weekly Uniform maint 10/28	\$	50.71	
Euroflns	Plant Tests 10/17	\$	291.66	
Dement Electric	Trouble shoot bar screen	\$	960.55	11006
The UPS Store	Sample Shipment 10/16	\$	252.07	
The UPS Store	Sample Shipment 10/23	\$	203.23	
American Linen & Uniform	Weekly Uniform maint 10/21	\$	50.71	
Grant County Pest Control	Monthly Bill	\$	48.13	

**TOTAL:** \$ 19,845.06

MUNICIPAL COURT FUND - 20

Xfinity	Internet	\$	96.99	P.O.
AT&T	Phone Bill	\$	37.78	
New Mexico Gas Co	Monthly Bill	\$	28.74	
Grant County Pest Control	Monthly Bill	\$	14.54	

**TOTAL:** \$ 178.05

COMM. CENTER FUND - 200

New Mexico Gas Co	Monthly Bill	\$	51.83	P.O.
Ace Hardware	September Monthly Supplies	\$	438.25	10950
Grant County Pest Control	Monthly Bill	\$	39.34	

**TOTAL:** \$ 529.42

LIBRARY FUND - 210

Xfinity	Internet	\$	290.99	P.O.
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New Mexico Magazine				
PNM				
Las Cruces Sun News				
Dement Alarms				
Wal-Mart				
Ricoh				
AT&T				
New Mexico Gas Co				
Grant County Pest Control				
Amazon				
Amazon				
Amazon				
Amazon				
Amazon				
2 Year Subscription Renewal	\$	28.00		
Monthly Bill	\$	383.09		
Subscription	\$	24.00		
Upgrade Alarm System	\$	1,183.88		11011
Halloween Boo Basket Supplies	\$	50.49		11013
Printer Monthly Maint Service	\$	40.36		
Phone Bill	\$	37.78		
Monthly Bill	\$	33.60		
Monthly Bill	\$	29.32		
Paper Receipt Rolls	\$	19.99		10981
Toner Cartridges	\$	115.49		10982
Office Supplies	\$	109.94		10978
Dia De Los Muertos Supplies	\$	330.93		10995
<b>TOTAL:</b>	<b>\$</b>	<b>2,677.86</b>		

<b>MUNICIPAL STREETS FUND-240</b>				
WEX				
Fuel Usage	\$	224.48		<b>P.O.</b>
Econo Sign & Barricade	\$	2,053.30		10939
Ace Hardware	\$	56.50		10950
<b>TOTAL:</b>	<b>\$</b>	<b>2,334.28</b>		

EMS FUND - 320

**P.O.**

<b>TOTAL:</b>	<b>\$</b>	<b>-</b>		
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<b>Maintenance 150</b>				
Xfinity	\$	118.04		<b>P.O.</b>
Internet	\$			

PNM	Monthly Bill	\$	215.05	
WEX	Fuel Usage	\$	588.79	
Galls	Maint Pants	\$	1,036.95	10974
AT&T	Phone Bill	\$	75.56	
New Mexico Gas	Monthly Bill	\$	36.24	
Ace Hardware	September Monthly Supplies	\$	1,030.24	10950
Vivint	Monthly Bill	\$	68.68	
Grant County Pest Control	Monthly Bill	\$	17.51	
<b>TOTAL:</b>		<b>\$</b>	<b>3,187.06</b>	

<b><u>FIRE FUND- 30</u></b>				
Xfinity	Internet	\$	97.00	<b>P.O.</b>
Airgas	Oxygen Cylinder Rental	\$	78.70	
WEX	Fuel Usage	\$	264.85	
MES	Hoses for Fire Dept	\$	1,603.00	10946
AT&T	Phone Bill	\$	37.78	
Xfinity	Monthly Bill	\$	11.37	
Ace Hardware	September Monthly Bill	\$	39.71	
Grant County Pest Control	Monthly Bill	\$	14.55	
<b>TOTAL:</b>		<b>\$</b>	<b>2,146.96</b>	

<b><u>SEWER FUND- 155</u></b>				
WEX	Fuel Usage	\$	196.26	<b>P.O.</b>
Sites Enterprises	Mini Excavator Rental	\$	756.79	10927
<b>TOTAL:</b>		<b>\$</b>	<b>953.05</b>	

Law Enforcement Protection Fund 60

P.O.

Morning Star	Shirts for Hector and John	\$	75.00	11003
Amazon	Red Ribbon Week Supplies	\$	257.36	11009

**TOTAL:** \$ 332.36

**PROJECTS**

Stantec	Alta Vista St roadway & Drainage Improvements- Ph 3	\$	4,486.74
Stantec	Alta Vista St roadway & Drainage Improvements- Ph 3	\$	9,704.97
Stantec	N. Foy Street Roadway & Drainage Improvements	\$	8,382.88
Stantec	N. Foy Street Roadway & Drainage Improvements	\$	17,426.21
Stantec	5748-CIF- City of Bayard Oak St Lift Station and WW Improvement	\$	18,722.48
Stantec	5747-CIF-City of Bayard Oak St Lift Station and WW Improvement	\$	11,175.95
Stantec	5748-CIF- City of Bayard Oak St Lift Station and WW Improvement	\$	2,025.04
Stantec	5747-CIF-City of Bayard Oak St Lift Station and WW Improvement	\$	16,859.83
Denning Excavating	LP10041- N. Foy Street & Alta Vista Drive Roadway & drainage	\$	238,580.03

**TOTAL:** \$ 327,364.13

**TOTAL:** \$ 367,222.12



**BAYARD POLICE DEPARTMENT  
MONTHLY REPORT  
OCTOBER, 2024**

Item 1.

**Traffic Activity**

Accidents	4
Citations Issued	11
Municipal 8	
Magistrate 0	
Written warnings 3	
Stop Sign 1	
DWI	0
Motorist Assists	3
Reckless driver	2
Parking violation	1
Traffic control	2

**Criminal Activity**

Arrests	3
Burglary/Larceny	6
Domestic calls	1
Inj./Tamp. with vehicle	1
Harassment	1
Unwanted subject	2
Shoplifting	2
Fraud/Embezzlement	2
Disturbance	2
Assault	2
Negligent use of firearm	1

**General Activity**

Suspicious Activity	15
Civil stand by	2
Escorts	1
Welfare check	12
Meetings	5
Training	3
Follow up investigations	4
Alarm	5
Noise complaints	1
Smoke	1
Civil matter	2
Court	2
Miscellaneous death	1
Child exchange	13
Citizen contact	1
Custodial interference	1
Public service requests	9
Frequent patrols	3
Citizen assists	8
Special details-School functions	6

Child abuse call	1
Found property	1
<b><u>Agency Assists</u></b>	2
State Police-ATL	
Silver PD-ATL for CTW	
<b><u>Juvenile Activity</u></b>	
Arrests (for warrant)	1
Citations	0
Disruptive student	1
<b><u>Offense/Incident reports generated</u></b>	
Petty Larceny	
Informational-Welfare of individual	
Larceny (over \$200)	
Warrant arrest	
Battery	
Breaking & Entering; Agg Burglary	
Injuring tampering with vehicle	
Shoplifting (\$250 or less)	
Resisting, evading, obstructing; Reckless driving	
Shoplifting	
Fraud/Embezzlement	
Burglary	
Larceny	
Fraud/Embezzlement	
Bench warrant arrest	
Battery on peace officer x2; Resisting an officer; APO hold, Warrant	
Arrest x3	
Battery	
Negligent use of a deadly weapon	
Informational	
<b><u>Calls in Bayard handled by Grant County Sheriff's Department:</u></b>	21
Alarm	2
CTW	2
Missing person call	1
Citizen assist	1
Suspicious activity	6
Domestic	1
Welfare check	4
Larceny call	1
Criminal damage	1
Unwanted subject	1
Loud music	1

**BAYARD POLICE DEPARTMENT  
VEHICLE EXPENSE REPORT-**

Item 1.

**Vehicle Make: 2023 FORD PICK UP #103**

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
1-Oct	Buttermilks	20.885	61.80			7090	593353	MG-942
8-Oct	Buttermilks	12.129	35.89			7246	601439	MG-942
14-Oct	Buttermilks	18.152	60.97			7561	607689	MG-942
17-Oct	Buttermilks	19.093	64.13			7750	611186	MG-942
26-Oct	Buttermilks	20.636	68.28			8096	620321	MG-942
30-Oct	Buttermilks	17.696	50.77			8387	625108	MG-942
<b>TOTALS</b>		<b>108.591</b>	<b>\$341.84</b>	<b>\$0.00</b>	<b>\$0.00</b>			

Recapitulation		Speedometer Reading	
Fuel	\$108.59	End of month mileage	8387
Oil		First of month mileage	7090
Mic		Total miles	1297
		Miles per gallon	11.944
<b>TOTAL</b>	<b>\$108.59</b>		

**Vehicle Make: 2023 FORD P/U #104**

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
2-Oct	5R North-Arenas	18.171	65.40			7911.00	38906	TJ-943
4-Oct	Buttermilks	18.221	61.20			8210.00	596922	TJ-943
7-Oct	Speedway- Bloo	22.912	92.08				TRN5510	TJ-943
7-Oct	Circle K- Hatch	10.104	41.42			8349.00		TJ-943
8-Oct	Circle K- Hatch	20.468	83.90			9073.00		TJ-943
12-Oct	Buttermilks	15.773	46.67			9298.00	605348	TJ-943
17-Oct	Buttermilks	14.8	49.71			9463.00	610922	TJ-943
22-Oct	Buttermilks	17.768	58.79			9682.00	615546	TJ-943
25-Oct	Buttermilks	19.92	65.92			9950.00	619330	TJ-943
<b>TOTALS</b>		<b>158.137</b>	<b>\$565.09</b>	<b>\$0.00</b>	<b>\$0.00</b>			

Recapitulation		Speedometer Reading	
Fuel	\$565.09	End of month mileage	9950
Oil		First of month mileage	7911
Mic		Total miles	2039
		Miles per gallon	12.894
<b>TOTAL</b>	<b>\$565.09</b>		

**Vehicle Make: 2018 FORD PICKUP #101**

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
TOTALS		0	\$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!

**Vehicle Make: 2018 FORD EXPLORER #102**

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
2-Oct	Snppy 212	13.735	40.64			50887	633579	HC-941
6-Oct	Snappy 210	15.544	47.55			51070	601712	HC-941
16-Oct	Snappy 212	20.276	60.00			14129	646705	HC-941
24-Oct	5R North	15.792	46.57			51395	51066	HC-941
30-Oct	Snappy 212	14.481	41.55			51585	660694	Hc-941
TOTALS		79.828	\$236.31	\$0.00	\$0.00			

Recapitulation

Fuel	\$236.31
Oil	
Mic	
TOTAL	\$236.31

Speedometer Reading

End of month mileage	51585
First of month mileage	50887
Total miles	698
Miles per gallon	8.744

Vehicle Make: 2016 FORD TAURUS #80

Item 1.

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
TOTALS		0	\$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!

Vehicle Make: 2016 FORD TAURUS #100

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
7-Oct	Buttermilks	10.057	29.76		29.76	71318	600056	TJ-943
25-Oct	Snappy 212	11.627	33.82		33.82	74181	655897	JO-947
TOTALS		21.684	\$63.58	\$0.00	\$63.58			

Recapitulation

Fuel	\$63.58
Oil	
Mic	
TOTAL	\$63.58

Speedometer Reading

End of month mileage	74181
First of month mileage	71318
Total miles	2863
Miles per gallon	132.033

Vehicle Make: 2016 FORD TAURUS #50

Item 1.

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
16-Oct	Snappy 210	11.36	34.07			52452	603880	DC-945
TOTALS		11.36	\$34.07	\$0.00	\$0.00			

Recapitulation

Fuel	\$34.07
Oil	
Mic	
TOTAL	\$34.07

Speedometer Reading

End of month mileage	52452
First of month mileage	52283
Total miles	169
Miles per gallon	14.877

Vehicle Make: 2016 FORD TAURUS-UNIT 60

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
TOTALS		0	\$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!

Vehicle Make: ACO UNIT-2020 F-250

Item 1.

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
2-Oct	Buttermilks	28.437	84.15			26986	594424	LG-946
16-Oct	Buttermilks	28.595	84.61			27220	609620	LG-946
TOTALS		57.032	\$168.76	\$0.00	\$0.00			

Recapitulation

Speedometer Reading

Fuel	\$168.76
Oil	
Mic	
TOTAL	\$168.76

End of month mileage	27220
First of month mileage	26986
Total miles	234
Miles per gallon	4.103

Vehicle Make:

DAY	Place Purchased	Gal	Amount	Quarts	Amount	MILEAGE	Invoice PO#	Purchaser
TOTALS		0	\$0.00	\$0.00	\$0.00			

Recapitulation

Speedometer Reading

Fuel	
Oil	
Mic	
TOTAL	

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

# City of Bayard Wastewater Treatment Plant

## Monthly Report for September 2024

9-3-2024: Make plant rounds and wash down clarifiers and run plant test, check N Hurley lift station and cut weeds at north hurley lift station.

9-04-2024: Make plant rounds and run plant tests and collect all water samples and run samples to UPS in silver, fill up chlorine tank at wash water pump house, take load of trash to transfer station.

9-05-2024: Make plant rounds and wash down clarifiers, run plant test and check N hurley lift station, rebuild # 2 drying bed, haul 2 loads of sludge to silver land fill, clean up lab building.

9-09-2024 Make plant rounds and wash down clarifiers and run plant test, check N Hurley lift station and spray bug killer in all building, fill up acid tank in UV building.

9-10-2024: Make plant rounds and wash down clarifiers, run plant tests and haul 2 loads to silver city landfill, had service tech from Cummings service 2 generators and do load test.

9-11-2024 Make plant rounds and run plant tests and collect all water samples and run samples to UPS in silver, clean wash water room, clean up at screw press.

9-12-2024: Make plant rounds and wash down clarifiers, run plant test and check N hurley lift station, haul 2 loads of sludge to silver city landfill and clean lab building.



9-16-2024: Make plant rounds and wash down clarifiers, run plant test and check north hurley lift station, take paper work to city hall and clean up rec plant.

9-17-2024: Make plant rounds and wash down clarifiers, run plant test and clean blower room, UV building, clean Ras/Was building.

9-18-2024: Make plant rounds and run plant tests and collect all water samples and run samples to UPS in silver, wash down clarifiers, remove batteries form UPS in UV room.

9-19-2024: Make plant rounds and wash down clarifiers, run plant test and check N hurley lift station, pick up salt from sun treat in hurley, grease bar screen and clean lab building.

9-23-2024: Make plant rounds and wash down clarifiers, run plant test and clean chlorine cell at Rec plant, check north hurley lift station, pull out sludge of #3 drying bed.

9-24-2024: Make plant rounds and wash down clarifiers, run plant test and cut weeds, spray vegetation control.

9-25-2024: Make plant rounds and run plant tests and collect all water samples and run samples to UPS in silver, wash down clarifiers, had Alba Elec. Come out to trouble shoot UV #2, rebuild #2 UV chamber.

9-26-2024: Make plant rounds and wash down clarifiers, run plant test and check N hurley lift station, finish working on #2 UV chamber, clean lab building.

9-30-2024: Make plant rounds, wash down clarifiers, run plant test and change out fan on #2 UV panel, check north hurley lift station, grease backhoe and bobcat.

# City of Bayard Wastewater Treatment Plant

## Monthly Report for October 2024

10-01-2024: Make plant rounds, wash down clarifiers, run plant test and wash and grease bar screen, check fire extinguishers, mow weeds around plant and work on quarterly report for the state.

10-02-2024: Make plant rounds and run plant tests and collect all water samples and run samples to UPS in silver, clean effluent pump building, pressure wash trucks.

10-03-2024: Make plant rounds and wash down clarifiers, run plant test and check N hurley lift station, clean up lab building.

10-07-2024 Make plant rounds and wash down clarifiers and run plant test, check N Hurley lift station and spray bug killer in all building, fill up acid tank in UV building.

10-08-2024: Make plant rounds and went to OSHA training all day.

10-09-2024 Make plant rounds and went to OSHA training half a day, clean up lab building.

10-10-2024: Make plant rounds and wash down clarifiers, run plant test and check N hurley lift station, haul 2 loads of sludge to silver city landfill and clean shop building.

10-15-2024: Make plant rounds and wash down clarifiers, run plant test and check north hurley lift station, take paper work to city hall and clean up rec plant.

10-16-2024: Make plant rounds and wash down clarifiers, run plant test and clean blower room, UV building, clean Ras/Was building.

10-17-2024: Make plant rounds and run plant tests and collect all water samples and run samples to UPS in silver, wash down clarifiers, remove batteries form UPS in UV room.

10-21-2024: Make plant rounds and wash down clarifiers, run plant test and check N hurley lift station, change out plant lights at rec plant and west clarifier, wash down distribution.

10-22-2024: Make plant rounds and wash down clarifiers, run plant test and haul 2 loads of sludge to silver landfill, work on monthly report.

10-23-2024: Make plant rounds and collect all water sample, run all plant test and take water samples to silver UPS, spray insect killer in all buildings.

10-24-2024: Make plant rounds and wash down clarifiers, run plant test and haul 2 loads of sludge to silver landfill, check north hurley lift station, Clean up lab building.

10-28-2024: Make plant rounds and wash down clarifiers, run plant test and check N hurley lift station change out oil and air filter on # 5 & 6 blowers.

10-29-2024: Make plant rounds, wash down clarifiers, run plant test and check chlorine at rec plant, change out oil and air filter on # 3 & 4 blowers.

10-30-2024: Make plant rounds and run all plant tests and collect all water samples and run samples to UPS in silver and change out oil and air filter on # 1 & 2 blowers.

10-31-2024: Make plant rounds and wash down clarifiers and run plant test, check N Hurley lift station and spray bug killer in all building, fill up acid tank in UV building, clean lab building.

# October 2024 Monthly Maintenance Report

## Projects:

### **City of Bayard 1MG Water Tank Rehab – 181301358**

10/21/24- D&R Tank was on site to complete the follow; Cut an access hole in the side of the tank in order to gain access into the tank for necessary equipment. Cut out 10 floor coupons used for tank floor condition assessment by D&R Tank. Conduct an inspection of the tank and all structure, and costing amylases. In order to compile a completed tank inspection report.

10/24/24- Tank inspection Report was received form SMITHCO Construction the primary contractor Tank inspection was done by D&R Tank.

D&R Tank will be back on site to start work on tank as per construction documents, and address all areas/items outlined in the inspection report. Additional funding was needed and was obtained through 2024 Colonias funding associated with the 1MG Tank.

## Training/Class:

10/8/24-10/9/24- OSHA 30 Training

The following attended form the Maintenance Dept.

Mark Diaz

Issac Gonzales

Enrique Quinteros

Chris Palomarez

## Maintenance:

Completed October Free Trash Pick UP. There were 16 total requests made for free trash pickup. There were 6 that were larger than the sated "Pick Up Truck" size the dump truck was needed for those.

This is only a list of the routine activities that were done during this month as follows: checking wells, checking pumps, checking sewer pumps, checking PRV's, working at the cemetery, taking water samples, checking the Little League, checking city parks, checking and servicing vehicles, doing meter turn-ons and turn-offs, checking on plugged sewers, and other customer concerns, checking on the chlorine system, janitorial and being available for whatever problems come along.

**November 12, 2024, Bayard Public Library Council Report**

Our Dia De Los Muertos and Halloween programming was a success. All the workshops were well attended, and we signed up many of the participating families with Library cards.

We made too many Sugar Skulls, and the public is invited to come by and take as many as they would like or decorate them during business hours. We still have all the supplies out.

We have the following programming planned for November:

Wednesday, 11/13 @ 4 pm - Sally Tilton Artist Talk and Poetry Reading – Sally's show is up through the end of December.

The conference room is open to local artists who would like to show their work.

**Thanksgiving Break Programming**

Monday, 11/25 from 1 – 5, Katy from Pecos Cyber Academy will be tabling in the lobby to provide information about their free online charter school that serves NM students K-12. She will have crafts available.

Monday, 11/25 from 3 – 5, Disguise a Turkey craft

Tuesday, 11/26 from 3 – 5, Story Time & Craft. Stamping: Exploring Color, Patterns and Texture. Make Your Own Nature Paint Brush. (Utilizing a STEM Trunk borrowed from NM State Library).

Wednesday, 11/27 from 3-5, Painting Wooden Ornament Craft.

Thursday and Friday, 11/28-29 – Closed for Holiday

I am already planning the Winter Break programming. Every day of the break that we are open will have a craft planned or Story Time and Craft utilizing the STEM Trunks borrowed from the NM State Library.

I found a cheaper solution for a larger metal structure in the Library Garden which is a carport structure. There are a couple of local vendors. Jennette at Structure Metal Roofing gave me a verbal quote for right under \$6k which includes installation. I am working on getting the 3 needed quotes as well as quotes for the pavement as I would like the area to be ADA accessible. We also need to add a ramp or stairs in front of the entrance of the garden which we are starting to look into as it will require DOT approval. There is a lot of work to be done to the garden and we only have \$12k. The work will need to be done in stages, and more grants will need to be found. I am working towards getting quotes now so we know a ballpark figure of how much it will all cost.

Lastly, I had my first meeting with the Library Board on October 17 and it went well. We discussed priorities for spending the 2022 Go Bond allotted which is \$20,049.28.

Reimbursement paperwork is due by April 1, 2026. Some of those priorities are: new gaming systems to replace the Wii that doesn't work (one for conference room and one for children's room), replace all computers in computer lab (10 total) as they are running slow (one Mac), website and logo design, new rolling bookshelf for new book display, and of course lots of new books.

We also agreed that we need a comprehensive library policy much like Silver City Public Library. I will start work on drafting that policy soon. The library board and I will work on sections at a time over the next several months. When the draft is complete, we will bring it to the council for approval.

# City of Bayard

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## RESOLUTION 19-2024

### **AUTHORIZING AND APPROVING SUBMISSION OF A COMPLETED APPLICATION FOR FINANCIAL ASSISTANCE AND PROJECT APPROVAL TO THE NEW MEXICO FINANCE AUTHORITY**

**WHEREAS**, the City of Bayard is a qualified entity under the New Mexico Finance Authority Act, Section 6-21-1 through 6-21-31, NMSA 1978 (“Act”) and the Mayor and Council is authorized to borrow funds and/or issue bonds for financing of public project for benefit of the Governmental unit; and

**WHEREAS**, the New Mexico Finance Authority (“Authority”) has instituted a program for financing of projects from the public project revolving fund created under the Act and has developed an application procedure whereby the Governing Body may submit an application (“Application”) for financial assistance from the Authority for public projects; and

**WHEREAS**, the Governing Body is applying for refinancing of a USDA Loan Series 2011 by the City of Bayard for the benefit of the Governmental unit and its citizens; and

**WHEREAS**, the application prescribed by the Authority has been completed and submitted to the Governing Body and this resolution approving submission of the completed Application to the Authority for the consideration and review is required as part of the application.

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE City of Bayard:**

- Section 1. That all action (non consistent with the provision hereof) heretofore taken by the Governing body and the officers and employees thereof directed toward the Application and the Project, be and the same is hereby ratified, approved and confirmed.
- Section 2. That the completed Application submitted to the Governing Body, by and the same is hereby approved and confirmed.
- Section 3. That the officers and employees of the Governing Body are hereby directed and requested to submit the completed Application to the Authority for its review, and are further authorized to take such other action as may be requested by the Authority in its consideration and review of the Application and to further proceed with arrangements for financing the Project.



Section 4. All acts and resolution in conflict with this resolution are hereby rescinded annulled and repealed.

Section 5. This resolution shall take effect immediately upon it adoption.

**PASSED, APPROVED AND ADOPTED** this 12th day of November 2024.

Governing Body

By \_\_\_\_\_

John L. Ojinaga, Mayor

(Seal)

ATTEST:

\_\_\_\_\_  
Martha Salas, City Clerk

# City of Bayard

## RESOLUTIONS 20-2024

### RESOLUTION AUTHORIZING APPLICATION AND PRESENTATION TO THE NEW MEXICO INTERSTATE STREAM COMMISSION AND DELEGATING AUTHORITY TO PROJECT POINT OF CONTACT

WHEREAS, pursuant to the 2004 Arizona Water Settlements Act (“AWSA”) the New Mexico Interstate Stream Commission (“NMISC” or “Commission”) allocated \$1,343,823.31 from the New Mexico Unit Fund to City of Bayard (Bayard) for the Municipal Conservation Funding in 2016 (“Original Allocation”);

WHEREAS, in April 16, 2024, the NMISC informed City of Bayard that it may propose to the NMISC a project to utilize the unspent money remaining from the Original Allocation for a water utilization project that meets the water supply demands of the Grant County Water Commission Regional Fresh Water Transmission System Improvement project;

WHEREAS, the NMISC requires that certain minimum requirements are met in order to present a proposed project to the Commission, pursuant to the “Non-NM Unit Draft Prior Grantee Requirements and Recommended Timeline,” (the “Timeline”) provided in April 16, 2024;

WHEREAS, one of the requirements of the NMISC is that Bayard enact a resolution after a public meeting held in accordance with Bayard’s Open Meetings Act Resolution, authorizing Bayard, through a representative, to present the proposed project to the Commission and delegating authority to a point of contact designated for the project, with current contact information;

WHEREAS, Bayard has identified a project and it seeks to propose to the Commission to utilize the unspent money remaining from its Original Allocation;

WHEREAS, Bayard has met all the requirements of the NMISC as provided in the timeline and is ready to present the proposed project to the Commission;

WHEREAS, Bayard desires to authorize a representative to present the proposed project to the Commission and delegate authority to a point of contact designated for the project, with current contact information;

WHEREAS, the governing board has convened and held a public meeting in accordance with Bayard Open Meetings Act Resolution.

#### **NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

RESOLVED, the form and content of the proposed project, as shown on the attached Exhibit A, for which Bayard intends to seek Commission approval for a reallocation of the Original Allocation is hereby ratified and approved.

RESOLVED, John L. Ojinaga, Mayor, Martha Salas, City of Clerk, Alex Brown, Grant County Commission Chair, Priscilla Lucero, Executive Director, SWNMCOG are hereby authorized to present the proposed project to the Commission.

RESOLVED, John L. Ojinaga, Mayor, Martha Salas, City of Clerk, Alex Brown, Grant County Commission Chair, Priscilla Lucero, Executive Director, SWNMCOG are hereby designated the point of contacts for the proposed project and is delegated authority to communicate with NMISC regarding the Project and the Project Funds.

RESOLVED, Martha Salas current contact information that may be used by the NMISC for communications related to the proposed project is:

P.O. Box 728, Bayard, NM 88026  
575.537.3327  
bayardclerk@cityofbayardnm.com

The undersigned, being the governing board of the City of Bayard (“Bayard”), after public notice as required by Open Meetings Act hereby adopts the following resolution on November 12, 2024 as of the date of the public meeting in which a motion was duly made, seconded and voted upon.

\_\_\_\_\_  
John L. Ojinaga, Mayor

Attest:

\_\_\_\_\_  
Martha Salas, City Clerk