



City of Bayard
CITY COUNCIL REGULAR MEETING
October 23, 2023 at 5:30 PM
Bayard City Hall

MINUTES

WORK SESSION

Clerk Ramos let the council know that Jenny Castanon received another grant for the Union Hall Museum project. This is the second grant she has gotten which brings the total to almost \$200,000.00 in grants. He wanted to advise the council she is doing a great job.

Clerk Ramos stated a request was made by Cesar Jimenez to have a dinner for the football players and would like to close a small portion of Winifred St. He has talked to his neighbors and everyone is ok with it. It will be from 3p.m. to 7p.m. Clerk Diaz said he has helped out a lot with the Bayard Beautification Committee and the Welcome sign.

Clerk Ramos stated that they will utilize the money from the grant to hire another Police Officer. The only down fall is the grant decreases over the period of three years. It is a great idea to help have 24/7 coverage. Chief Carrillo advised as of October 7th they have had 24/7 coverage. On the police report only 23 calls were answered from the county. They are averaging 300 to 400 calls a month. They are on a 1 month rotation on graveyards. He will be down two officers when his two un-certified officers leave for the academy.

Eloy Medina brought up that there will be an increase in Hurley for trash pick-up. He wanted to verify if we are increasing rates. Marlana did advise that we do increase rates annually to follow the CPI Increases put out by the state yearly. Mr. Medina wants to advise the residents before hand. Councilor Frances Gonzales would like for the increase to start in January and we will have to eat the fees for the month of November and December. Clerk Ramos advised that it will roughly be about \$3000 per month that the city is having to take on. Councilor Diaz said we owe it to the residents to not start the fees until January. Councilor Gonzales would like to see an ad out in the paper about the increases that will start in January to give residents a fair warning. Marlana advised that speaking with the Utility clerk bills will go up about \$3 roughly.

Councilor Gonzales wanted to remind residents about a survey that needs to be completed form the health council. Also wanted to make everyone aware that on November 2nd from 6-8p.m. there will be a meeting at the Veterans Center on how we can handle homelessness issues and substance abuse issues. Councilor Diaz stated that this program is working up in Farmington. They help out with a van that is equipped with law enforcement and a social worker and they will pick up people to help them detox.

Councilor Diaz wanted to remind everyone that the Bayard Beautification Committee is having their annual trunk or treat this weekend and their candy drop.

CALL TO ORDER: Mayor Chon S. Fierro

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT

Mayor Chon Fierro

Councilor Eloy Medina

Councilor Frances Gonzales

Councilor Jose Diaz

Councilor Eloy Gonzales

Others in attendance were, Larry Ojinaga, Dolores Charon, Manuel Garcia, Jesus and Joann Perez, Gilbert Ortiz and Jade Wilson.

APPROVAL OF THE AGENDA

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

Voting Yea: Councilor Medina, Councilor Gonzales, Councilor Diaz, Councilor Gonzales

PUBLIC INPUT

There was no public input.

CONSENT AGENDA

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

Voting Yea: Councilor Medina, Councilor F. Gonzales, Councilor Diaz, Councilor E. Gonzales

1. Update: Tourism Department Grant Award Planning and Design for the Union Hall Museum Project.
2. Approve/Disapprove of the Regular Meeting Minutes for October 10, 2023

OLD BUSINESS

3. Approve/Disapprove WNM Communications Service Agreement

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

Voting Yea: Councilor Medina, Councilor E. Gonzales, Councilor Diaz, Councilor F. Gonzales

NEW BUSINESS

4. Approve/Disapprove of hiring an Additional Police Officer

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

MAYOR AND COUNCILORS REPORTS

Councilor Medina advised that there is a survey that needs to be done on behavioral health. It helps the county get funding for projects for drug rehabilitation and homelessness. Please take advantage of the opportunity.

Councilor Eloy Gonzales said he attended the Mimbres Fall Festival and it was very well attended. A lot of people, good food, and music. The booths were nice. He would like to see one here in the future and we should always support them as well.

Councilor Frances Gonzales stated that the Planning and Zoning meeting will be held here at the city November 4th at 4:00p.m. Wanted to remind everyone that if you are adding to your house you need to make sure you get all your permits in. There is a Housing meeting this Wednesday as well.

Councilor Diaz attended the Refugio Never Forgotten Ceremony. It was very touching. Wanted to thank the Maintenance Dept. for putting up the ribbons for the Refugio. Also wanted to remind everyone to come to the Veterans Center on November 2nd.

Mayor Fierro said it was brought up a few meetings ago about adding stuff by the Welcome sign. He stated that the DOT did not approve the drawings that were submitted to them. He was told it is a big liability. He stated that him and the Clerk will be going to Deming to talk with them again to see what we could do.

Councilor Diaz wanted to bring up a trailer that is parked on Canyon St. that is junk. Wants to know if there is anything we can do. Virginia St. has one that is trashed as well. Councilor F. Gonzales advised we need to follow the new Ordinance that was passed not too long ago. Chief Carrillo advised that they are having issues with people claiming squatter rights.

Clerk Ramos stated that a money card is going around for Mr. Terrazas to help with the passing of his wife. He is working on submitting the Quarterly report this week as well. Also wanted to advise that Medical Insurance premiums are going up 10% and it will be effective as of January 1, 2024. There will be dumpsters going in by the Bayard PD Dept. for the Community Clean-Up. He also attended the Never Forgotten Ceremony at the Refugio and it was an eye opener. Jenny Castanon has done great with the grants as well. He also talked with AJ Forte and on who can request a closed session. Any councilor can request a closed session.

Chief Carrillo advised that it is going to be a busy week for the department. Wednesday they will be assisting with the painting of the "C" and they will be shutting down the highway for the parade at 2 p.m. They will be assisting with the Trunk or Treat at the schools and the Bayard Beautification Committee. He wanted to thank the councilors for approving getting an 7th officer. Having enough vehicles is still an issue.

Community Member Dolores Charon wanted to thank everyone for all the support they received during Domestic Violence Awareness Month.

Bayard Beautification committee reported that they will be helping with the Copper Collaborative and that they will be having their annual Trunk or Treat as well.

Planning and Zoning will be meeting November 1st at 4 p.m. at the City Hall.

CLOSED SESSION

7. Closed Executive Session pursuant to 10-15-1 (H-2 & H-8) NMSA 1978 pertaining to limited personnel matters; pending or threatened litigation.

Motion made by Councilor F. Gonzales, Seconded by Councilor Medina.
Voting Nay: Mayor Fierro, Councilor Diaz, Councilor E. Gonzales

There was no closed session.

ACTION ITEMS RESULTING FROM CLOSED SESSION

NEXT MEETING DATE:

Regular Meeting – November 13, 2023

ADJOURNMENT

6:55 p.m.

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

Chon Fierro
Mayor

ATTEST:

Gabriel Ramos
Clerk Treasurer

Library Report October 2023

1. The library hosted a group of authors on Friday 13, 2023, 8 people attended.
2. The library provided a milestone spreadsheet report to Freeport 10/17/23, for the site investment grant and shared it with the city to correct their accounting records going forward.
3. The library received a Tx Red Bud tree for the park.
4. Enchanted Touch brought an excavator to smooth out the back park entrance for work to commence.
5. The library hosted a Halloween Craft Day with the SW Women's Fiber Arts Collective on Friday, October 27, 2023 and we had about 15 people decorate masks, bandanas, skulls and pumpkins.
6. We have resumed ILL (Inter Library Loan) service with the State Library.
7. Sonya is working with the Volunteer Center of Grant County to go live and begin the search in earnest for volunteers who are looking to be aligned with this type of agency. We hope to finalize in early 2024. The cost will be \$100.
8. Anna Cantrell will be doing an unpaid internship here in January-February 2024 through Vermont College. She had a site visit 10/25/23 and is excited for the opportunity.
9. Sonya submitted an application for a scholarship to the Public Library Assoc. conference in April, 2024.
10. The Frontier Food Hub reached out and would like for the library to form a partnership that facilitates and helps aid with food insecurity in the mining district. We will begin holding meetings in November in the library conference room.

NEW MEXICO LAW ENFORCEMENT CONFERENCE
December 6-8, 2023 – Embassy Suites - Albuquerque

Register online

REGISTRATION FORM

Early Registration By 11/15 Late/Onsite Registration After 11/15

Full Conference: Includes ALL Conference activities

\$325

\$400

I will attend the Lunch on Wednesday (12/6) Yes No Banquet on Thursday (12/7) Yes No

Banquet Only:

\$75

NAME Hector D Camillo TITLE Chief of Police

AGENCY City of Bayard Police Department

MAILING ADDRESS P.O. Box 788 Bayard N.M. 88023
Street/City/State/Zip

BILLING ADDRESS P.O. Box 788 Bayard N.M. 88023
Street/City/State/Zip

EMAIL hcamillo@cityofbayardnm.com DAYTIME PHONE 575-537-3312

Spouse/Guest Banquet Registration:

\$75

SPOUSE/GUEST NAME _____

Payment must accompany the online registration or form submitted.

For ADA Needs and/or dietary restrictions contact Mariah Valdez at (800) 432-2036.

Registration/Cancellation Policy

- After November 29th you **must** register on-site.
- Cancellations must be received in writing by November 29th.
- \$100 fee charged for all cancellations after November 29th, including weather related no shows.
- No refunds after November 29th.
- Pre-registered no shows are responsible for full registration fee.
- Credit card transaction(s) processed immediately.
- Receipts will be available upon registration check-in.
- Registration confirmations will be emailed.
- By submission of your registration form, you agree to all registration/cancellation policies.

PAYMENT INFORMATION:

**Payable to NMML. Include member ID on check/stub.*

*Enclosed

*Will bring to conference

Purchase Order Attach or provide PO# _____

Charge registration fee to: VISA or MasterCard

NMML is authorized to use the card below to pay registration fee(s) in the amount of \$ _____

Card #: _____ Exp. _____

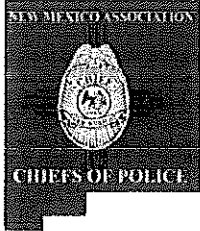
CVV #: _____ (3 digit # located on CC)

Name of Card Holder: _____
(If different from Registrant Name)

Card Holder Signature: _____

Return form by: WEDNESDAY, NOVEMBER 29TH

TO REGISTRAR: Valerie Maes – registrar@nmml.org or
call for assistance with **ONLINE REGISTRATION**
(800) 432-2036 ♦ (505) 982-5573
Fax: (505) 984-1392



28th Annual New Mexico Law Enforcement Conference

Presented by

**The New Mexico Association of Chiefs of Police
December 6th - December 8th, 2023**

Hosted by the Farmington Police Department

The 28th Annual NM Law Enforcement Conference will be relevant to departments of all sizes and officers of all ranks. This conference will focus on what an important time right now in New Mexico law enforcement, with significant political and legal events occurring. This advanced training in New Mexico provided by the NM Association of Chiefs of Police comes at an affordable cost. Opening ceremonies will commence at 8:30 am on Wednesday, December 6th.

Presenters & Topics:

- Honorable Gregory Fouratt
- DPS Secretary, Jason Bowie
- DPS LEA Director, Sonya Chavez
- Crisis Management
- Case Studies/Officer Involved Shootings
- Legislative Panel, Gun Control, etc.
- Multiple Exhibitors
- NM Attorney General, Raul Torrez
- Special Agent in Charge, Raul Bujanda, FBI
- NMSP Training Staff
- Cell phone Investigations, data, snap chats.
- Recruitment & Retention
- Motivational LE Presentations
- Reception & Banquet

WHO SHOULD ATTEND?

New Mexico Law Enforcement.

LOCATION

Albuquerque New Mexico
Embassy Suites
1000 Woodward Pl. NE
Albuquerque, NM 87102

REGISTRATION FEES

Full Conference Fee: **\$325.00** thru 11/15
Full Conference Late/On-Site Fee: **\$400.00.**

LODGING

Embassy Suites
1000 Woodward Pl. NE
Albuquerque, NM 87102
Room Rate: \$129.00

Reservations:

Phone: (800) EMBASSY
[Click here to reserve online](#)

REGISTRATION

Contact Registrar, Valerie Maes, NMML at (800) 432-2036/ (505) 982-5573 and/or email registrar@nmml.org for Username & Password.

Register online now

ACCOUNTS PAID

13-Nov-23

GENERAL FUND - 10

Vivint	Security Cameras-City Hall	\$ 63.67
Lexis Nexis	Software for PD	\$ 215.25
Spectrum Technologies	Dell Computer and Docks-PD	\$ 5,172.14
Arenas Valley	DHP Vaccine	\$ 15.98
Comcast	Internet Service-City Hall	\$ 312.46
SC Daily Press	Work Session, Reg Meeting	\$ 34.55
SC Daily Press	Special Meeting	\$ 28.67
SC Daily Press	Sealed BIDs	\$ 167.36
Krystal Mountain Water	Dispensed Water-PD	\$ 19.22
Krystal Mountain Water	Dispensed Water- City Hall	\$ 15.14
TOTAL:		\$ 6,044.44

JNT W/S O&M FUND - 150

Krystal Mountain Water	Dispensed Water	\$34.34
TOTAL:		\$34.34

JNT WASTEWATER FUND - 170

American Linen	Laundry Service	\$ 145.41
Hall Envir Analysis Lab	Plant Tests	\$ 938.20
Krystal Mountain Water	Dispensed Water	\$ 7.57
TOTAL:		\$ 1,091.18

COMMUNITY CENTER FUND - 200

Humphreys Enterprise	Grease Trap Clean Out	\$ 136.15
TOTAL:		\$ 136.15

LIBRARY FUND - 210

New Mexico Magazine	Subscription Fee 1 yr.	\$ 26.00
Krystal Mountain Water	Dispensed Water	\$ 15.15
TOTAL:		\$ 41.15

MUNICIPAL COURT FUND - 20

Caselle	Software Service	\$ 179.00
Admin Office of Courts	Municipal Court Fees	\$ 125.00
TOTAL:		\$ 304.00

GRAND TOTAL: **\$ 7,651.26**

ACCOUNTS PAYABLES

13-Nov-23

GENERAL FUND - 10

Werner Tire	Unit 80 & ACO Tires	\$ 1,386.57
Werner Tire	Unit 60 Tires	\$ 722.49
Sierra Communications	Install Radio in ACO Truck	\$ 962.00
The Line	ACO uniform	\$ 120.55
Walmart	Janitorial Supplies-City Hall	\$ 18.75
Walmart	Janitorial Supplies-PD	\$ 18.76
Walmart	Janitorial Supplies-Animal Control	\$ 18.76
Hatch Ford	Police Unit	\$ 291.41
TOTAL:		\$ 3,539.29

JNT W/S O&M FUND - 150

Hennessy Mechanical	Disinfection System	\$ 13,291.00
Werner Tire	Dump Truck Tire Repair	\$ 53.98
AT&T	Replacement Cell Phone	\$ 399.99
TG McCauley	For Road to Dist, Tanks	\$ 319.37
Walmart	Janitorial Supplies	\$ 18.76
Bank of America	Bleach for Boosters	\$ 342.00
Circle Heart	Jeans	\$ 909.75
USA Bluebook	Vinyl Apron,Hydrant Cap	\$ 997.25
TOTAL:		\$ 16,332.10

JNT WASTEWATER FUND - 170

DXP	Shredder Pump,Chain Kit	\$ 5,636.19
Walmart	Janitorial Supplies	\$ 18.76
TOTAL:		\$ 5,654.95

COMMUNITY CENTER FUND - 200

Sherman Williams	Parking Wall	\$ 121.88
TOTAL:		\$ 121.88

LIBRARY FUND - 210

Walmart	Janitorial Supplies	\$ 18.76
Walmart	Mini Pumpkins	\$ 62.95
TOTAL:		\$ 81.71

MUNICIPAL STREET FUND - 240

Werner Tire	Sweeper Rear Tire Repair	\$404.84
Werner Tire	Backhoe Tire Repair	\$107.96
TOTAL:		\$ 512.80

MUNICIPAL COURT FUND - 20

Walmart	Janitorial Supplies	\$	18.76
TOTAL:		\$	18.76

FIRE FUND- 30

Walmart	Janitorial Supplies	\$	18.76
MES	Compressor Service, Air Sample	\$	719.94
Amazon	Fire Pants	\$	69.99
TOTAL:		\$	808.69

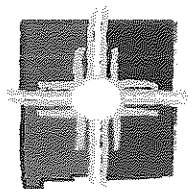
LAW ENFORCEMENT FUND - 60

Bank of America	McGruff Supplies	\$	3,659.20
Amazon	Career Day Supplies	\$	911.34
TOTAL:		\$	4,570.54

Beautification Committee FUND- 430

Walmart	Candy for Candy Drop	\$	1,267.75
Walmart	Board Games	\$	429.16
Food Basket	Hot Dogs	\$	366.21
TOTAL:		\$	1,696.91

TOTAL:		\$	33,337.63
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New Mexico DEPARTMENT OF
TRANSPORTATION
NOBILITY FOR EVERYONE

Space is limited sign up today!

Is it time to learn a new skill and receive valuable CLE credits?

Sign up today for the MEDIA RELATIONS & PUBLIC INFORMATION
OFFICER TRAINING

Basic Media Training Law Enforcement Personnel

Sponsored By
New Mexico Department of Transportation

Conducted By
New Mexico Broadcasters Association

Tuesday and Wednesday

Nov. 28 and 29, 2023

NMBA Office

2333 Wisconsin St. NE

Albuquerque, NM 87110

9 a.m. – 4 p.m.

Space is Limited and the Training is Free

**This class provides the basics on how to work with the media to manage encounters.
Participants take part in class exercises, role playing and on-camera interviews.**

Law Enforcement Officers will earn 14 hours of NMLEA credits.

Melanie J. Majors, New Mexico Broadcasters Association, and Kevin Bruno, Retired, New Mexico Law Enforcement Officer, are the instructors.

Register online www.nmba.org/training

Phone/ Fax: Francina Walker, 505.881.4444

Questions? Contact us via e-mail: francinawalker@nmba.org

Michelle Lujan Grisham
Governor

Ricky Serna
Cabinet Secretary

Commission

Jennifer Sandoval
Commissioner
District 1

Bruce Ellis
Commissioner
District 2

Hilma Chynoweth
Commissioner
District 3

Walter Adams
Commissioner
District 4

Thomas Taylor
Commissioner
District 5

Charles Lundstrom
Commissioner
District 6

Mayor Fierro,

Thanks for your interest in this program, here are some of the details around it:

- 1) DFA will need a letter of interest for the funding from the local government requesting the funding for the box. DFA provides the \$10,000 to purchase the box.
- 2) The local government must fund the construction and installation of the box. I am hearing from local governments the costs to install have run from \$3,000 to \$11,000. The timeline and costs to completing are determined by this factor. Espanola, Carlsbad, Belen, and Hobbs have them already, so I recommend calling them to get more details around their experience with the install process and costs. (especially since the estimates vary so much)
- 3) There is also a yearly maintenance fee that comes from the infant surrender company that is used.
- 4) DFA does not cover the installation costs, only the box itself, and that money is readily provided to the local government.

If you decide to move forward, just send me a letter of interest for the funding and we will make it happen!

Best, Shanna

**SWNM COUNCIL OF GOVERNMENTS
2023-2024 GENERAL MEMBER AGREEMENT**

This AGREEMENT, entered into by and between the Southwest New Mexico Council of Governments (hereinafter known as SWNMCOG), and the City of Bayard of said Southwest New Mexico Council of Governments region (hereinafter known as Member) is as follows:

1. SWNMCOG agrees to furnish the following services to Member for a flat annual rate of \$2,331.19, as REQUESTED by the Member:
 - (a) Provide an updated federal and state statistical data.
 - (b) Furnish technical assistance in planning efforts of infrastructure, housing, legislative, transportation, and economic development.
 - (c) Coordinate planning efforts with either/all, other Members of SWNMCOG and/or various local, state, and federal agencies.
 - (d) Advise with assistance implementing plans to Member.
 - (e) Advise the development of clearinghouse and environmental review materials of all projects of Member.
 - (f) Advise and assist Member in developing Infrastructure Capital Improvement Plan (ICIP), Capital Outlay, and Community Development Block Grant (CDBG).
 - (g) Advise the development, monitoring, and compliance of Community Development Block Grant applications and awards.
 - (h) Advise Member in the preparation of applications for funding under various State and Federal grants.
 - (i) Advise and represent Member with economic development, housing, transportation, community development, and legislative initiatives and programs.
 - (k) Advise Member with Capital Outlay process.
 - (l) Provide trainings, meeting, and other events that will benefit the membership.

2. Member agrees to furnish the following:

- (a) Designate a voting member to the Southwest New Mexico Council of Governments and participate in policy development and administration.
- (b) Will designate to be a member of the:

Committee	Name & Email	Alternate Name & Email
COG Board Member		
Economic Development		
RTPO		

- (c) To pay the flat annual dues of \$2,331.19 to the treasury SWNMCOG in one lump sum as payment for general services.
- (d) All payments will be made for services rendered to the Member by the SWNMCOG during fiscal year 2023-

2024 invoices will be monthly; shall be expended by the SWNMCOG as budgeted and may be amended following laws and regulations.

This Agreement between the City of Bayard and the SWNMCOG is entered into on the _____ day of _____, 2023 in Bayard, New Mexico.

Signature of Authorized Official

ATTEST:

Clerk or Authorized Official

(S E A L)

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SOUTHWEST NEW MEXICO COUNCIL OF GOVERNMENTS

Aaron Sera, Chairman

Priscilla C. Lucero, Secretary/Treasurer

INTERGOVERNMENTAL SERVICES AGREEMENT
BETWEEN CITY OF BAYARD, NEW MEXICO
AND THE SOUTHWEST NEW MEXICO COUNCIL OF GOVERNMENTS
FOR
“Capital Outlay Fiscal Agency Services”

WHEREAS, the Southwest New Mexico Council of Governments (hereinafter “SWNMCOG”) provides a range of planning and technical assistance services on behalf of Catron County and other entities in the Southwest New Mexico region; and

WHEREAS, SWNMCOG was statutorily established to function as a multi-jurisdictional planning entity, formed by and in service to a voluntary association of units of local government in Planning District 1, pursuant to: the *Regional Planning Act*, (Section 3-56-1 through 3-56-9, NMSA 1978); the *Planning District Act*, (Sections 4-58-1 through 4-58-6, NMSA 1978); and *Executive Orders* of the New Mexico Governor dated January 2, 1969 and January 10, 1973 regarding Planning and Development Districts in the State of New Mexico; and

WHEREAS, the SWNMCOG is moreover established by the US Department of Commerce as an “Economic Development District” pursuant to the Public Works and Economic Development Act of 1965; and

WHEREAS, Catron County is an active member of SWNMCOG and holds one (1) voting seat on the Board of Directors thereof; and

WHEREAS, the Local Government Division (LGD) of the New Mexico Department of Finance and Administration encourages the use of intergovernmental services agreements as appropriate to the efficient procurement of inter-agency services, and has affirmed that the Councils of Governments are well positioned to serve as alternative fiscal agents for capital outlay projects, when local governments are constrained from doing so under the provisions of Executive Order 2013-006; and

WHEREAS, Catron County desires to engage SWNMCOG in providing fiscal agency services for several agreed upon capital outlay projects awarded by the New Mexico Legislature and administered by several State agencies; and

NOW, THEREFORE, the parties do mutually agree as follows:

This Agreement is entered into by and between the County and SWNMCOG pursuant to the following purposes, conditions and terms:

- A. PURPOSE:** The purpose of this Agreement shall be for SWNMCOG to provide fiscal agent services in connection with funding for capital outlay projects as appropriated by the State Legislature for utilization by the County of Catron, to include those projects specifically appropriated in the 2023 State Legislative Session

Appropriation ID #	Project Title	Amount	State Agency	Reversion Date
SAP-H4301-GFR	Plan, design, construct wastewater system improvements including purchase of sludge dewatering equipment	\$530,625.29	DFA/LGD	6/30/2025
		\$530,625.29		

and also other projects as subsequently appropriated and awarded by the State Legislature and as agreed upon in writing and by amendment between the parties.

B. SCOPE OF WORK: SWNMCOG's services in support of the above purpose shall be to provide overall fiscal agency services associated with the identified projects, including:

1. SWNMCOG Fiscal Agency Services:

- Ensure that grant funds are expended in compliance with all applicable laws, regulations, and grant agreement and the transactions are appropriately accounted for in compliance with such laws, regulations, and grant agreement;
- Ensure safeguarding of grant funds and assets acquired with grant funds and proper accounting thereof in compliance with applicable laws, regulations, and grant agreement;
- Act as liaison between the County and appropriate NM State Agencies;
- Provide technical assistance regarding capital outlay projects, process, and reporting to the appropriate State agencies;
- Review and sign-off on project invoices to the appropriate State agency in a timely manner;
- Work with the State on getting direct project reimbursements to the County and acting as a facilitator if disagreement arises;

2. County Role and Responsibilities. The County understands it is still ultimately responsible for executing and complying with all applicable State laws and grant agreement requirements such as flow down provisions, executing procurement responsibilities and subcontractor management, as well as project, grant, and financial management, including CPMS, quarterly, final, and other reporting.

C. TIMEFRAME: Work pursuant to this Agreement shall be effective no sooner than December 1, 2023, and be completed no later than June 30, 2025, except as amended and mutually agreed upon in writing.

D. COMPENSATION:

1. Amount: Total compensation under this Agreement shall not exceed 2% (2 percent) of total reimbursable expenditures from the State Legislative appropriations identified herein and/or as amended and mutually agreed to in writing, such compensation to be paid from revenue sources other than said appropriations

2. Method of Payment: The County agrees to pay to SWNMCOG the above-agreed percentage of expenses. It is agreed that Catron County will pay the first half (\$5,306.00) at the commencement of the project and the remaining half (\$5,306.00) at the completion of the project for a total of \$5306.00 for a total fiscal agent fee of \$10, 612.00.

3. Records and Recovery: SWNMCOG shall maintain appropriate records of services rendered during the Agreement's term and effect and retain them for a period of three (3) years from the date of final payment under this Agreement. The records shall be subject to inspection by the County or its designees. Payment under this Agreement shall not foreclose the right of the County to recover excessive or illegal payment.

- E. **ACCESS TO INFORMATION:** It is agreed that the County and its agencies shall provide information, if needed, for purposes and work described in this Agreement. The SWNMCOG will be included and copied on all invoices and reports, prior to submission to the appropriate State agency.
- F. **OWNERSHIP OF PROJECTS:** All documents, capital improvements, and project assets produced pursuant to this Agreement shall be the property of Catron County, which shall assume full administrative responsibility for the life of the project or the State grant agreement required period, whichever comes first.
- G. **LIMITATION OF LIABILITY:**
1. The Agreement shall not create a general liability of the constituent members of SWNMCOG.
 2. The County shall hold the SWNMCOG harmless with respect to any damages, expenses or claims arising or in connection with any negligent acts, errors or omissions performed by the County under this Agreement. This shall not be construed as a limitation of the SWNMCOG's liability under this Agreement or as otherwise provided by law.
 3. The SWNMCOG shall hold the County harmless with respect to any damages, expenses or claims arising or in connection with any negligent acts, errors or omissions performed by the SWNMCOG under this Agreement. This shall not be construed as a limitation of County's liability under this Agreement or as otherwise provided by law.
- H. **MODIFICATION AND TERMINATION:** Any modifications or amendments to this Agreement shall be in writing, and when signed by both parties shall be made part of the Agreement. The Agreement may be terminated by either party upon thirty (30) days written notice to the other.
- I. **CERTIFICATION.** The County shall comply with the requirements of all applicable laws, rules and regulations, and shall assume full responsibility for payment of federal, state and local taxes and contributions imposed or required under Social Security, Workers Compensation and income tax laws. The County is required to follow all State procurement regulations and it is the County's obligation and responsibilities to follow all State requirements in the project bond questionnaire and associated State grant agreements, including reporting and drawdown requirements. For documentation, these documents have been attached to this agreement for each project.
- J. **ADEQUATE APPROPRIATIONS**
- Performance of this agreement is contingent upon sufficient appropriations and authorization being made for the performance of this Agreement. If sufficient appropriations and authorization are not made, this Agreement shall terminate immediately upon written notice being given by the SWNMCOG to the County. The SWNMCOG's decision as to whether sufficient appropriations are available shall be accepted by the County and shall be final. If the SWNMCOG proposes an amendment to the Agreement to unilaterally reduce the number of projects it will certify, the County shall have the option to terminate the Agreement or agree to the reduced number of projects, within thirty (30) days of receipt of the proposed amendment.

K. PENALTIES

The Procurement Code, § 13-1-28 through §13-1-199, NMSA 1978, imposes civil and criminal penalties for its violation. In addition, the New Mexico criminal statutes impose felony penalties for illegal bribes, gratuities and kickbacks.

L. NOTICES

Any notice required to be given to either party by this Agreement shall be in writing and shall be delivered in person, by courier service or by U.S. mail, either first class or certified, return receipt requested, postage prepaid, as follows:

To the City of Bayard

Chon Fierro
Mayor
City of Bayard
PO 728
Bayard, NM 88023

To SWNMCOG:

Priscilla C. Lucero
Executive Director
SWNMCOG
P.O. Box 2157
Silver City, NM 88062

IN WITNESS WHEREOF, the parties affix their signatures here below:

CITY OF BAYARD

BY: _____
Chon Fierro, Mayor

Date: _____

SOUTHWEST NEW MEXICO COUNCIL OF GOVERNMENTS

BY: _____
Priscilla C. Lucero, Executive Director

Date: _____

Resolution 18-2023

WHEREAS, the Bayard City Council in regular session on November 13, 2023 did propose to make certain budgetary adjustments; and

WHEREAS, the Council does hereby authorize the attached listing of budgetary adjustments for the November 13, 2023 financial statements as listed in Exhibit A.

WHEREAS, the Council does hereby approve the November 13, 2023 Financial Statements and budget adjustments as presented.

NOW THEREFORE, the Council does hereby accept and approve the budgetary adjustments and November 13, 2023 Financial Statements.

Done at Bayard, New Mexico, this 13thst day of November 2023.

Chon S. Fierro
Mayor

ATTEST:

Gabriel Ramos
Clerk Treasurer

State of New Mexico - DFA Local Government Division
 Budget Adjustment Request - Bayard (City) - 2024
 FY24 FIRST1/4 ADJUSTMENTS

Bar ID	Contact	Phone	Email	Status
13-114-14920				ENTITY

Details

Fund	Department	Object Code	PreAdjusted Budget	Adjustment	Adjusted Budget
11000 General Operating Fund	0001 No Department	10104 State Required Reserve	165,786.00	1,402.42	167,188.42
11000 General Operating Fund	0001 No Department	46040 Investment Income	924.00	381.00	1,305.00
11000 General Operating Fund	0001 No Department	46060 Reimbursements/Refunds	17,000.00	180,868.00	197,868.00
11000 General Operating Fund	0001 No Department	46099 Sales - Other	13,000.00	6,000.00	19,000.00
11000 General Operating Fund	0001 No Department	61200 Transfers Out	136,600.00	500.00	137,100.00
11000 General Operating Fund	1009 Municipal Court	51060 Salaries - Overtime	250.00	1,000.00	1,250.00
11000 General Operating Fund	1009 Municipal Court	52090 Unemployment Compensation	77.00	1,000.00	1,077.00
11000 General Operating Fund	1009 Municipal Court	67999 Other Operating Costs	9,400.00	2,500.00	11,900.00
11000 General Operating Fund	2004 Finance/Budget/Accounting	52890 Unemployment Compensation	518.00	2,180.00	2,699.00
11000 General Operating Fund	2004 Finance/Budget/Accounting	55030 Contract - Professional Services	600.00	2,000.00	2,500.00
11000 General Operating Fund	2004 Finance/Budget/Accounting	56999 Supplies - Other	2,500.00	182.00	2,682.00
11000 General Operating Fund	3001 Law Enforcement	56040 Supplies - Furniture/Fixtures/Equipment (Non-Capital)	500.00	867.00	1,367.00
11000 General Operating Fund	3001 Law Enforcement	57150 Subscriptions & Dues	400.00	700.00	1,100.00
11000 General Operating Fund	4003 Parks & Recreation	57999 Other Operating Costs	1,600.00	6,400.00	8,000.00
20100 Corrections	0001 No Department	61100 Transfers In	5,000.00	352.00	5,352.00
20600 Emergency Medical Services	3003 Emergency Services/Ambulance	57050 Employee Training	500.00	185.00	685.00
20900 Fire Protection	0001 No Department	46060 Reimbursements/Refunds	0.00	500.00	500.00
21600 Municipal Street	0001 No Department	61200 Transfers Out	0.00	3,529.00	3,529.00
29900 Other Special Revenue	0001 No Department	61100 Transfers In	0.00	55,923.00	55,923.00
30200 CDBG (HUD) Project	6005 Wastewater Utility/Authority	56999 Supplies - Other	0.00	47.00	47.00
40200 GRT Revenue Bond Debt Service	0001 No Department	42900 Other State Shared Taxes	214,131.00	147,079.00	361,210.00
40200 GRT Revenue Bond Debt Service	0001 No Department	61100 Transfers In	64,518.00	8,056.00	72,574.00
40200 GRT Revenue Bond Debt Service	2004 Finance/Budget/Accounting	59050 Commitments and Other Fees	10,000.00	36,111.00	46,111.00
40300 Other Revenue Bond Debt Service	0001 No Department	61100 Transfers In	148,217.00	500.00	148,717.00
50100 Water Enterprise	0001 No Department	46040 Investment Income	900.00	381.00	1,281.00
50100 Water Enterprise	0001 No Department	46060 Reimbursements/Refunds	0.00	634.00	634.00
50200 Solid Waste Enterprise	0001 No Department	61200 Transfers Out	0.00	941.00	941.00
50200 Solid Waste Enterprise	6004 Solid Waste Utility/Authority	52090 Unemployment Compensation	382.00	1,528.00	1,910.00
50300 Wastewater/Sewer Enterprise	0001 No Department	47499 Other State Grants	0.00	253,070.00	253,070.00
50300 Wastewater/Sewer Enterprise	6005 Wastewater Utility/Authority	58040 Infrastructure	0.00	568,610.00	568,610.00

RESOLUTION NO. __19-2023__

RESOLUTION OF THE CITY OF BAYARD RATIFYING A CERTAIN AGREEMENT BETWEEN THE CITY OF BAYARD AND THE SOUTHWEST NEW MEXICO COUNCIL OF GOVERNMENTS, DATED _____, 2023, AND AUTHORIZING THE EXECUTIVE OF SAME BY THE PROPER OFFICIAL OF THE CITY OF BAYARD.

WHEREAS, the City of Bayard is a member of and desires to have the services of the Southwest New Mexico Council of Governments; and

WHEREAS, it is necessary that an agreement setting forth the services to be performed by the Southwest New Mexico Council of Governments for the City of Bayard be entered into and it is a requirement of the New Mexico State Laws; and

WHEREAS, it is necessary to set forth the sum to be paid by the City of Bayard to the Southwest New Mexico Council of Governments, as annual dues, for said services; and

WHEREAS, it is the desire of the City of Bayard to accomplish these purposes:

NOW THEREFORE BE IT RESOLVED BY THE CITY OF BAYARD THAT:

1. The AGREEMENT referred to in the caption of this Resolution (a copy of which is attached hereto and made a part hereof) expresses the desires and intent of the City of Bayard.
2. The AGREEMENT set above is hereby ratified and approved by the authorized representatives of the City of Bayard and is hereby authorized and instructed to affix their signature thereto.
3. A Certified copy of this Resolution (together with the Agreement) shall be filed at the Southwest New Mexico Council of Governments.

Done this the _____ day of _____, 2023 in _____ Session,

at _____.

Chon S Fierro, Mayor

ATTEST:

CITY OF BAYARD

INTERVIEW COMMITTEE RECOMMENDATIONS

DATE: 11/07/2023

TO:

SUBJECT: Maintenance

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

Name: JAMES LAWRENCE JR

Strengths: VERY KNOWLEDGABLE WITH EQUIP. MAINT. USES DAILY.
WORKED MAINT. JOBS BEFORE. HAS BUILDING MAINT. SKILLS. ON TIME.

Weaknesses: DIDN'T SEE ANY AT TIME OF INTERVIEW

Name: ISAAC GONZALES

Strengths: WILLINGNESS TO LEARN, ON TIME. KNOWS SMALL EQUIP. (weed eaters mowers)
HAND ON

Weaknesses: NOT MUCH IN MAINT. EXPERIENCE

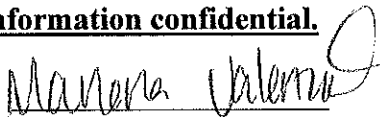
Name: ENRIQUE QUINTEROS

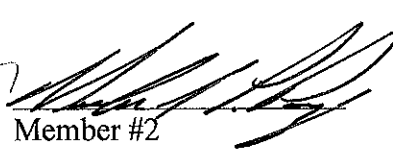
Strengths: WILLINGNESS TO LEARN. SMALL EQUIP. (weed eater mowers) WANT TO
BE ABLE TO ADVANCE ON TIME.

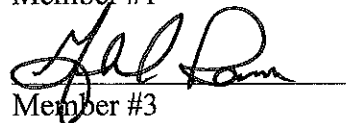
Weaknesses: DIDN'T KNOW ABOUT MUCH MAINT. & EQUIPMENT USED

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

Signatures:


Member #1


Member #2


Member #3