City of Bayard

CITY COUNCIL REGULAR MEETING

April 26, 2021 at 1:30 PM

Bayard City Hall

AGENDA

WORK SESSION

CALL TO ORDER: Mayor Chon S. Fierro

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF THE AGENDA

PUBLIC INPUT

CONSENT AGENDA

1. Approval of Minutes of Regular Meeting on April 12, 2021.
2. Approval of the Accounts Payable Report for April 26, 2021.
3. Approval to the attendance of the NMMRWA Water Training for Credits and testing in May 2021 for Adrian Badillo.
4. Approval of the attendance to the Chiefs of Police Associate Meeting in Santa Fe on May 7, 2021 for Chief Alirez.

ACTION FOR PERSONNEL

5. Recommendation to promote Michael Paez to Public Works Foreman effective May 8, 2021 at the rate of $1.50 with the standard introductory period.

NEW BUSINESS

6. Proclamation honoring the 2021 Cobre High School Graduates
7. Bayard Housing Authority is requesting concurrence to merge the Santa Clara Housing Authority into the Bayard Authority. Santa Clara Director is retiring and HUD requests the transition.
8. Senator Hemphill to provide 2021 Legislative Update.
9. Approval of the March 31, 2021 Financial Statements and quarterly adjustments.

10. Councilor Charles Kelly - Discussion/Action for employee salary increases

11. Councilor Charles Kelly - Discussion/Approval of health insurance benefit increase for employees.

ORDINANCES/RESOLUTIONS

12. Adoption of the CDBG Federal Requirements Resolution 4-2021.

13. Adoption of Resolution 5-2021 for the March 31, 2021 Financial Statements and budget adjustments.

MAYOR AND COUNCILORS REPORTS

NEXT MEETING DATE:

Budget Work Session - May 19, 2021

Regular Meeting - May 10, 2021

ADJOURNMENT

City of Bayard

CITY COUNCIL REGULAR MEETING

April 12, 2021 at 1:30 PM

Bayard City Hall

MINUTES

WORK SESSION

No work session was held.

CALL TO ORDER: Mayor Chon S. Fierro

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT
Mayor Chon Fierro
Mayor Pro-tem Raul Villanueva
Councilor Eloy Medina
Councilor Adrian Ortiz

ABSENT
Councilor Charles Kelly

Others in attendance were Clerk Treasurer Kristina Ortiz.

APPROVAL OF THE AGENDA

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

PUBLIC INPUT

No public input was received as indicated in the legal notice.

CONSENT AGENDA

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

The following items were included in the consent agenda:

1. Approval of the minutes of Regular Meeting on March 22, 2021.

2. Approval of the minutes of Budget Work Session held on March 29, 2021.

3. Approval of the Accounts Payable Report for April 12, 2021.

4. Approval of the Wastewater Report for March 2021.

5. Approval of the Fire Report for March 2021.

6. Approval of the attendance to the Key Operator Certification for the IR 8000 for Brandi Pyron on April 14, 2021 in Albuquerque.

NEW BUSINESS

7. Graydon and Candy Grush are requesting approval to have residence quarters within business location at 607 Winifred Street (Chino Credit Union) as security for Art Gallery/Coffee Shop.

   Clerk Treasurer Kristina Ortiz indicated that the City Council has previously approved a similar request for an individual that was going to purchase this property. This approval will be to grant the new property owners the same permission.

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

8. Recommendation to approve the Wastewater Dewatering System Project to be awarded to Morrow Enterprises for a base total of $1,187,856.49 including additive alternates #1 and #2 for $17,280.55 excluding gross receipts taxes. Award will include a budget adjustment from cash reserves of $60,000 to complete the full project.

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

9. Approval of work order with Stantec Inc. to provide engineering services for N. Foy Street - Street and Drainage Improvements.

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

ACTION FOR PERSONNEL

10. Recommendation to hire maintenance department personnel as follows:

    David Palomarez - Maintenance Worker $12.50

    William Welcome - Maintenance Worker $12.25

    Eric Murrillo - Parks and Recreation - $11.00

Mark Diaz - Janitor - $11.00

All individuals will be place on the standard introductory period and must successfully complete all pre-employment exams and reviews.

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

MAYOR AND COUNCILORS REPORTS

Mayor Fierro inquired on the possibility of using the existing decorative lighting at the park and on Hurley Avenue. The Clerk will discuss this with the electrical engineer. Mayor Fierro also inquired on purchasing two conex storage units for the maintenance department. Clerk Ortiz stated that those would be looked at during the budget preparation.

NEXT MEETING DATE:

Budget Work Session - April 19, 2021

Regular Meeting - April 26, 2021

ADJOURNMENT

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

MEETING ADJOURNED AT 2:20 P.M.

Chon Fierro
Mayor

ATTEST:

Kristina Ortiz, MMC
Clerk Treasurer

NMWWA 2021 Northern School
Advanced Water & Advanced Wastewater
Webex (Online) Pre-Registration Form
May 17-20, 2021

NAME: Adrian Badillo **OPERATOR ID# (NO SSN#):** _____

ADDRESS: P.O. Box 728 **CITY:** Bayard **STATE:** NM **ZIP:** 88023

EMPLOYED BY: City of Bayard **OPERATOR CELL PHONE#:** _____

NOTE: *PLEASE USE THE EMAIL ADDRESS YOU WILL BE USING FOR TRAINING!*

E-MAIL ADDRESS (REQUIRED, PRINT CLEARLY): abadillo7447@gmail.com

NOTE: Call (505) 753-8840 to confirm registration or e-mail Caroline Sanchez at csmartinez@windstream.net or Rose at rtnmwwa@gmail.com. Class Schedule available below. Study guides are available online on the NMED website if you need one https://www.env.nm.gov/drinking_water/uocpstudyguides/. Refunds apply *ONLY* if cancellation instructions are received one week before the specified school - $25 processing fee for all cancellations.

(Classes: 9:00-12:00 & 1:00-4:00 Mon.-Thur.) Cost of School $300 Members: $350 Non-Member (24 credits)

WATER CLASSES:

Monday, May 17, 2021
*9:00 – 12:00 Distribution Systems O&M
Armando Cordero, Souder Miller & Associates

*1:00 – 4:00 Introduction to Surface Water Treatment
Ron Rosen, Jacobs Inc.

Tuesday, May 18, 2021
*9:00 – 12:00 Wells and Pumps
Karl Tonander, Souder Miller & Associates

*1:00 – 4:00 Disinfection Chlorination, Storage & Handling
Kevin Grassel, *DAMDWCA*

WASTEWATER CLASSES:

Wednesday, May 19, 2021
*9:00 – 12:00 Advanced W/W Math
Terry Mount, NMSU DACC

*1:00 – 4:00 Activated Sludge
Paul Krauth, Statepoint Engineering Inc.

Thursday, May 20, 2021
*9:00 – 12:00 Pumps and Motors
Kendra Brown, JCH

*1:00 – 4:00 Sludge Digestion & Disposal, Solids Handling
Lyman Waller, ABCWUA

Make check payable to:
N.M. Water & Wastewater Association
or pay online on the NMWWA website,
(fees apply)

Mail form & check to:
N.M. Water & Wastewater Association
P. O. Box 819
Espanola, NM 87532

Pre-Registration Deadline:
May 14, 2021
E-mail registration form to:
rtnmwwa@gmail.com

(Please check ✓ one) ***METHOD OF PAYEMENT:***

Check: ✓ Credit Card: ○ PO: ○ Other: ○

Registration Fees:
Member $300 ✓
Non-Member $350 ____

2021 NMWWA Dues (if not yet paid):
Active $45 ____
Corporate $43 ____
Associate $40 ____

TOTAL: $ 300

WHAT TO DO

After Registration and payment has been received, you will be sent a confirmation to the email provided above. Please make sure your e-mail is legible and not blocked. You will be sent a reminder you have registered a week before along with the training links, the day before and the morning of the training.

ON THE DAY OF TRAINING

Click on the link that has been sent to you at least 15 minutes before the class begins in order to avoid issues. Click on join. This should take you straight to the training. Out of respect for everyone attending, please **mute** your microphones so we don't hear background noise. Unmute **only** if you have a question for the instructor.

HOW ATTENDANCE WILL BE TRACKED

Once you have joined, in we ask all attendees to access the chat function and enter your NAME, E-MAIL, & OPERATOR ID#. This is one way we will track your attendance for credit and certificate. Polling questions will also need to be answered.

AFTER THE TRAINING

After the training, we ask that everyone take a minute and leave comments or any feedback about the training. This will also help keep record for NMED to show you were engaged during the training. Keep all chats professional. A certificate will be e-mailed to you and NMWWA will submit credits to NMED on your behalf.

Eric Hall -

NM Water & Wastewater Association (Tentative) 2021 School Schedule

School:	Location:	Dates:	Contact:	Cost:	Credits:
** ANNUAL SCHOOL	On-Line (webex)	January 25-28 (9:00 – 4:00) January 29th 10:30 am Awards Ceremony	Caroline Sanchez or Rose Trujillo 505-753-8840 rtnmwwa@gmail.com csmartinez@windstream.net	$300	24
NW Section Roger Roquemore Mem. Workshop	On-Line (webex)	March 4-5 (9:00 – 4:00)	Holly Clenin 505-320-8959 hclenin@aztecnm.gov	$120	12
NMWWA April 2021 Basic Water & W/W Training	On-Line (webex)	April 5-8 (9:00 – 4:00)	Caroline Sanchez or Rose Trujillo 505-753-8840 rtnmwwa@gmail.com csmartinez@windstream.net	$300	24
**NORTHERN SCHOOL	On-Line (webex)	May 17-20 (9:00 – 4:00)	Caroline Sanchez or Rose Trujillo 505-753-8840 rtnmwwa@gmail.com csmartinez@windstream.net	$300	24
SW Section Jake Hands Mem. Workshop	On-Line (webex)	June 17-18	Filiberto Aguirre Jr. 575-805-4966 filibertoaguirrejr@yahoo.com	$120	12
WC Section Ray Espinoza Mem. Workshop	On-Line (webex)	July 22-23	Michael DeClercq 505-870-0034 mdeclercq@gallupnm.gov	$120	12
SE Section Workshop	On-Line (webex)	August 19-20	Andrew Valadez 575-910-4811 a.valadez@roswellnm.gov	$120	12
Fred Ragsdale Memorial CENTRAL SCHOOL	On-Line (webex)	September 13-16 (9:00 – 4:00)	Caroline Sanchez or Rose Trujillo 505-753-8840 rtnmwwa@gmail.com csmartinez@windstream.net	$300	24
NMWWA October 2021 Advanced Water & W/W Training	On-Line (webex)	October 11-14 (9:00 – 4:00)	Caroline Sanchez or Rose Trujillo 505-753-8840 rtnmwwa@gmail.com csmartinez@windstream.net	$300	24
CT Section WORKSHOP	On-Line (webex)	November 18-19	Cynthia Arnold or Craig Byers 505-401-8499 , 505-353-6902 carnold@epcor.com	$120	12

**For information on SCHOOLS contact:
Caroline Sanchez, Rose Trujillo – 505-753-8840
csmartinez@windstream.net; rtnmwwa@gmail.com
For pre-registration forms visit our web site:
www.nmwwa.org Click on TRAINING.

NEW MEXICO

For information on TESTING contact:
NMED - 505-467-9333, 505-670-7418
eric.hall@state.nm.us

NEW MEXICO ASSOCIATION OF CHIEFS OF POLICE
(505) 982-5573 ◆ TOLL FREE (800) 432-2036 ◆ FAX (505) 984-1392

HEADQUARTERS: NEW MEXICO MUNICIPAL LEAGUE
P.O. BOX 846 ◆ SANTA FE, NM 87504-0846

TO: **NEW MEXICO ASSOCIATION OF CHIEFS OF POLICE**

FROM: Steve Hebbe, NMACP President
Chief of Police – Farmington Police Department

SUBJECT: **May 7, 2021 ASSOCIATION MEETING (In Person)**

DATE: April 21, 2021

A meeting of the New Mexico Association of Chiefs of Police is scheduled **in person** on Friday, May 7th from 9:00 am to 2:00 pm. It will be held at the Hotel Santa Fe, 1501 Paseo de Peralta, (505) 982-1200. **Registration begins at 8:00 am in the Kiva AB Room.**

The agenda will include review of the recent Law Enforcement legislative bills, discussion of the proposed 2022 legislative initiatives, an Annual Business Meeting that will include adoption of Association Constitution & Bylaws amendments and the Election of Officers. Click here to access meeting documents.

Registration Information: The meeting fee is $50. This fee covers the cost of the break, the luncheon and meeting materials. You must register on-line by the deadline of Monday, May 3rd so that adequate meal and space arrangements can be made. If you do not currently have username and password, contact Anita at atafoya@nmml.org.

Hotel Information: The Hotel Santa Fe room rate is $115.00 + tax, single or double occupancy. Reserve your room by calling (505) 982-1200 and ask for the Police Chiefs Room Block. To ensure you obtain this rate, you must make your reservation by the cut-off date of Monday, May 3rd.

In-person meetings must follow the NMDOH Public Health Order (April 9, 2021). Masks will be required except when eating or drinking.

I look forward to seeing you at the meeting!

City of Bayard Maintenance

Tel: 575.537.5384
Fax: 575.537.5271
800 Central Ave.
Bayard NM, 88023
Email: bayardmaint@cityofbayardnm.com

April 22, 2021,

To:

Mayor/ Councilmembers
Bayard City Hall
800 Central Ave.
Bayard NM. 88023
(575) 537-3327

Dear Mayor/ Councilmembers,

Good morning the reason for this letter is to inform the Mayor/ council of my recommendation to promote Mr. Michael Paez to the currently vacated position of crew foreman of the Bayard Maintenance Department. Mr. Paez has shown me that he is a dependable hard working individual who is more than capable to fill this position. In his time here he has acquired his water level 2 and waste water collections level 1 certifications. His duties/ responsibilities would be but not limited to running jobs in the field, assisting in paperwork, water sampling, running equipment, and filling in for myself for the day to day workload in my absence. Thank you for your consideration.

If you have any questions please feel free to contact me at 575-590-8071 or at 575-537.5384

Sincerely,

Anthony Aveles
Public Works Director



City of Bayard

P. O. Box 728
800 Central Avenue
Bayard, New Mexico 88023

Phone 575 - 537-3327
Fax 575 - 537-5271
cityofbayard@cityofbayardnm.com

PROCLAMATION

To recognize the value and celebrate the achievements of our Cobre High School graduating class of 2021.

WHEREAS, *the Cobre High School graduating class of the year Two thousand twenty-one has experienced the dramatic interruption of their educational and social lives due to the Novel coronavirus health emergency; AND*

WHEREAS, *the graduating Seniors in the Cobre High School Class of 2021 deserve their achievements to be recognized by people within their communities and beyond; AND*

WHEREAS, *this year's graduating class contains students who have achieved to their utmost in academics, agriculture, athletics, business, engineering, theater, and music programs and more; AND*

WHEREAS, *the government of the City of Bayard is exceedingly glad to acknowledge and support the future success of the Two-thousand and twenty-one graduating class of Cobre High School.*

LET IT BE HEREBY PROCLAIMED!

I, Chon Fierro, by virtue of the authority vested in me as the Mayor of the City of Bayard, do encourage the people of Bayard to greatly honor the Cobre High School Graduating Class of Two-thousand and twenty-one. I acknowledge that this class of students has excelled, despite the enormous challenges set before them. They are thereby worthy of great commendation from their family, friends, and community. On behalf of the City of Bayard, we wish them the absolute best in all of their future efforts.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Bayard to be affixed this 26th day of April, 2021.

_____
Chon S. Fierro, Mayor

ATTEST:

_____
Kristina Ortiz, MMC
Clerk Treasurer

City of Bayard
HOUSING AUTHORITY

Office: 575.537.2296
Fax: 575.537.6914

P.O. Box 768 · 100 Runnels Dr.
Bayard, NM 88023

April 22, 2021

City of Bayard
PO Box 728
800 Central Ave.
Bayard, NM 88023

Re: Transfer of Santa Clara Housing Authority (NM029) to Bayard Housing Authority (NM024)

Dear Mayor Fierro:

The Santa Clara Housing Authority Board has approved the start of the transfer of the Low Rent Public Housing Program of the Santa Clara Housing Authority (NM029) to the Bayard Housing Authority NM024).

This request for transfer was initiated by the Santa Clara Housing Authority. It was their belief that it would be in the best interest of the Residents of Santa Clara Housing Authority. This would reduce management expense and overhead cost of operations of the Santa Clara Housing Authority. The savings could be used to carry out much needed Capital Improvement to the property. In addition, the expertise and training in Public Housing management of the Bayard Housing Authority employees would also, be in the best interest of the Santa Clara Housing Authority residents.

The Bayard Housing Authority Board of Commissioners would like a letter of approval from the City Council to move forward with the transfer. Both housing authority's have been in contact with the Albuquerque field office, and feel that it would be in the best interest to authorize the start of the transfer. The transfer would be contingent on the final approval of the United States Department of Housing and Urban Development.

Sincerely,

Jolene Dominguez
Executive Director

City Council Meeting- Agenda Request 4-26

CDeBaca, Martina, LTGOV <Martina.CDeBaca2@state.nm.us>

Mon 4/12/2021 2:04 PM

To: Kristina Ortiz <cityclerk@cityofbayardnm.com>
Cc: Hemphill, Siah <Siah.Hemphill@nmlegis.gov>; Morales, Howie, LTGOV <Howie.Morales@state.nm.us>

Good Afternoon,

I would like to formally request an agenda item to be added on to the April 26, 2021 City Council Meeting.

Agenda Item:

Presenter:
Siah Correa-Hemphill, Senator
New Mexico State Senate District 28

Non-Action Item:
2021 Legislative Update-Regular and Special Session
State and District Legislative Impact

If there is any additional information required please feel free to contact me.

Thank you for your consideration.

Martina C'de Baca
Director of Operations
Office of the Lieutenant Governor
Work: 505.476.2230
Cell: 505.795.4910
Martina.cdebaca2@state.nm.us

City of Bayard
Balance Sheet
As of 3/31/2021

	GENERAL FUND	MUNICIPAL COURT	BAYARD COMMUNITY CENTER FUND	BAYARD COMMUNITY FUND	Historic and Tourism Funding	General Fund Total
Assets						
AM Bank Checking	1,365,672.76	4,671.46	64,402.92	0.00	0.00	1,434,747.14
CDBG Construction Account	0.00	0.00	0.00	0.00	0.00	0.00
EMS - Am Bank Checking	0.00	0.00	0.00	0.00	0.00	0.00
Community Fund - Am Bank Checking	0.00	0.00	0.00	1,723.63	0.00	1,723.63
HISTORICAL AND TOURISM FUND	0.00	0.00	0.00	0.00	16,009.38	16,009.38
Library Trust Fund	0.00	0.00	0.00	0.00	0.00	0.00
Accounts Receivable	2,875.00	0.00	0.00	0.00	0.00	2,875.00
Certificate of Deposit #4510	0.00	0.00	0.00	0.00	0.00	0.00
Certificate of Deposit #3257	0.00	0.00	0.00	0.00	0.00	0.00
Certificate of Deposit #4432	0.00	0.00	0.00	0.00	0.00	0.00
Certificate of Deposit #4458	0.00	0.00	0.00	0.00	0.00	0.00
Certificate of Deposit #3258	0.00	0.00	0.00	0.00	0.00	0.00
Certificate of Deposit #4460	0.00	0.00	0.00	0.00	0.00	0.00
Certificate of Deposit #4431	0.00	0.00	0.00	0.00	0.00	0.00
Total Assets	1,368,547.76	4,671.46	64,402.92	1,723.63	16,009.38	1,455,355.15
Liabilities and Fund Balance						
Liabilities						
Accounts Payable	2,333.03	522.88	723.37	0.00	0.00	3,579.28
FICA Payable	(648.58)	(106.94)	0.00	0.00	0.00	(755.52)
PERA Payable	0.00	0.00	0.00	0.00	0.00	0.00
Workers Comp - Payble	0.00	0.00	0.00	0.00	0.00	0.00
Medical Insurance - Payable	9,872.88	0.00	0.00	0.00	0.00	9,872.88
Credit Union Deduction - Payable	0.00	0.00	0.00	0.00	0.00	0.00
Supplemental Life - GSD	70.04	0.00	0.00	0.00	0.00	70.04
Child Support Deducation - Payable	(161.08)	0.00	0.00	0.00	0.00	(161.08)
Federal Witholding - Payable	(910.84)	(59.49)	0.00	0.00	0.00	(970.33)
State Witholding - Payable	0.00	0.00	0.00	0.00	0.00	0.00
State Unemployment Payable	0.00	0.00	0.00	0.00	0.00	0.00
City of Bayard - Payables Payroll	0.79	0.00	0.00	0.00	0.00	0.79
Life AD & D	11.12	0.00	0.00	0.00	0.00	11.12
AFLAC	0.00	0.00	0.00	0.00	0.00	0.00
Liberty National	0.04	0.00	0.00	0.00	0.00	0.04
NY Life Insurance	0.00	0.00	0.00	0.00	0.00	0.00
Disability Insurance -GSD	144.19	0.00	0.00	0.00	0.00	144.19
Dental Insurance	630.47	0.00	0.00	0.00	0.00	630.47
Vision Insurance	114.80	0.00	0.00	0.00	0.00	114.80
Farmers Ins	0.24	0.00	0.00	0.00	0.00	0.24
Total Liabilities	11,457.10	356.45	723.37	0.00	0.00	12,536.92
Fund balance						
Begining Fund balance	1,574,627.80	5,816.59	28,621.42	2,426.89	16,142.87	1,627,635.57
Revenues	562,597.97	6,145.80	3,500.00	1,390.72	6.01	573,640.50
Transfers In/Out						
Transfer In	269,951.01	26,638.65	40,000.00	551.41	0.00	337,141.07
Transfer Out	(115,551.41)	(1,236.00)	0.00	(1,102.82)	0.00	(117,890.23)
Total Transfers In/Out	154,399.60	25,402.65	40,000.00	(551.41)	0.00	219,250.84
Expenditures	(934,534.71)	(33,050.03)	(8,441.87)	(1,542.57)	(139.50)	(977,708.68)
Total Fund balance	1,357,090.66	4,315.01	63,679.55	1,723.63	16,009.38	1,442,
Total Liabilities and Fund Balance	1,368,547.76	4,671.46	64,402.92	1,723.63	16,009.38	1,455,

City of Bayard
Balance Sheet
As of 3/31/2021

LOCAL GOVERNMEN... CORRECTION FUND	EMS FUND	FIRE FUND	LAW ENFORCEME... PROTECTION FUND	MUNICIPAL STREET FUND	Special Revenue Total	LIBRARY FUND	Other Fund Total
12,489.58	0.00	52,072.06	3,143.58	752,929.09	820,634.31	42,291.26	42,291.26
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	3,870.80	0.00	0.00	0.00	3,870.80	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	123,624.98	123,624.98	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12,489.58	3,870.80	52,072.06	3,143.58	876,554.07	948,130.09	42,291.26	42,291.26
0.00	0.00	404.59	0.00	0.00	404.59	1,408.09	1,408.09
0.00	0.00	0.00	0.00	(10.00)	(10.00)	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	(15.82)	(15.82)	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	404.59	0.00	(25.82)	378.77	1,408.09	1,408.09
11,817.58	308.44	45,034.93	3,268.68	325,399.21	385,828.84	2,340.91	2,340.91
0.00	5,630.00	75,826.53	21,800.00	658,037.83	761,294.36	23,681.78	23,681.78
1,236.00	0.00	1,000.28	0.00	20,000.00	22,236.28	32,027.60	32,027.60
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
1,236.00	0.00	1,000.28	0.00	20,000.00	22,236.28	32,027.60	32,027.60
(564.00)	(2,067.64)	(70,194.27)	(21,925.10)	(126,857.15)	(221,608.16)	(17,167.12)	(17,167.12)
12,489.58	3,870.80	51,667.47	3,143.58	876,579.89	947,751.32	40,883.17	40,88
12,489.58	3,870.80	52,072.06	3,143.58	876,554.07	948,130.09	42,291.26	42,29

City of Bayard
Balance Sheet
As of 3/31/2021

Colonias Infrastructure Project	CDBG - Orchard Street	Capital Projects Total	WATER AND SEWER ACQUISITION AND RESERVE FUND	RUS Bond Pay Fund	RUS Library Reserve Account	RUS Library Income Fund	RUS Library Debt Service Fund
28,199.11	0.00	28,199.11	267,877.21	6,184.18	23,080.22	1.53	1,280.86
0.00	30,023.77	30,023.77	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	64,568.20	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
28,199.11	30,023.77	58,222.88	332,445.41	6,184.18	23,080.22	1.53	1,280.86
0.00	0.00	0.00	2,097.19	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	2,097.19	0.00	0.00	0.00	0.00
52,467.74	8,129.53	60,597.27	382,562.24	9,863.21	22,226.75	1.53	3,635.89
16,047.89	49,921.79	65,969.68	48,570.13	0.00	0.00	151,399.99	0.00
30,000.00	0.00	30,000.00	129,540.98	11,486.97	853.47	0.00	8,534.97
0.00	0.00	0.00	(34,090.00)	0.00	0.00	(151,399.99)	0.00
30,000.00	0.00	30,000.00	95,450.98	11,486.97	853.47	(151,399.99)	8,534.97
(70,316.52)	(28,027.55)	(98,344.07)	(196,235.13)	(15,166.00)	0.00	0.00	(10,890.00)
28,199.11	30,023.77	58,222.88	330,348.22	6,184.18	23,080.22	1.53	1,28
28,199.11	30,023.77	58,222.88	332,445.41	6,184.18	23,080.22	1.53	1,28

City of Bayard
Balance Sheet
As of 3/31/2021

RUS Debt Service Reserve	RUS Bond Income Fund	RUS Assets Reserve Account	Revenue Bond Total	Colonias Infrastructure Debt Payment	Wastewater Debt Payment Fund	Debt Service NMED
13,646.41	81.37	240,614.06	552,765.84	6,461.00	38,687.36	8.38
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	64,568.20	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
13,646.41	81.37	240,614.06	617,334.04	6,461.00	38,687.36	8.38
0.00	0.00	0.00	2,097.19	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	2,097.19	0.00	0.00	0.00
12,497.74	81.37	228,200.09	659,068.82	2,371.00	76,311.10	8.38
0.00	48,024.39	0.00	247,994.51	0.00	0.00	0.00
1,148.67	0.00	12,413.97	163,979.03	4,090.00	73,554.00	0.00
0.00	(47,286.59)	0.00	(232,776.58)	0.00	(72,490.38)	0.00
1,148.67	(47,286.59)	12,413.97	(68,797.55)	4,090.00	1,063.62	0.00
0.00	(737.80)	0.00	(223,028.93)	0.00	(38,687.36)	0.00
13,646.41	81.37	240,614.06	615,236.85	6,461.00	38,687.36	8.38
13,646.41	81.37	240,614.06	617,334.04	6,461.00	38,687.36	8.38

City of Bayard
Balance Sheet
As of 3/31/2021

WW Bond Reserve - Short Assets	WW Long Asset Fund	Loan Reserves Wastewater	W/W Project Matching Fund	Debt Service Total	Water Operations Fund	Sewer Operations Fund	Wastewater Services
95,091.26	111,082.73	6,630.00	134,832.00	392,792.73	461,602.37	259,502.67	6,358.35
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
95,091.26	111,082.73	6,630.00	134,832.00	392,792.73	461,602.37	259,502.67	6,358.35
0.00	0.00	0.00	0.00	0.00	3,958.18	0.00	0.00
0.00	0.00	0.00	0.00	0.00	(408.05)	(217.95)	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	6,298.52	3,735.44	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	40.29	24.28	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	(655.24)	(379.29)	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.50	0.06	0.00
0.00	0.00	0.00	0.00	0.00	5.56	5.48	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.02	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	102.55	61.81	0.00
0.00	0.00	0.00	0.00	0.00	381.62	226.20	0.00
0.00	0.00	0.00	0.00	0.00	68.83	40.65	0.00
0.00	0.00	0.00	0.00	0.00	39.05	19.63	0.00
0.00	0.00	0.00	0.00	0.00	9,831.83	3,516.31	0.00
90,448.14	86,082.73	0.00	0.00	255,221.35	439,325.53	218,034.18	7,401.90
0.00	0.00	0.00	0.00	0.00	335,236.95	166,934.06	222,998.38
30,000.00	25,000.00	6,630.00	134,832.00	274,106.00	1,414.33	565.10	0.00
0.00	0.00	0.00	0.00	(72,490.38)	0.00	0.00	(214,141.95)
30,000.00	25,000.00	6,630.00	134,832.00	201,615.62	1,414.33	565.10	(214,141.95)
(25,356.88)	0.00	0.00	0.00	(64,044.24)	(324,206.27)	(129,546.98)	(9,899.98)
95,091.26	111,082.73	6,630.00	134,832.00	392,792.73	451,770.54	255,986.36	6,35
95,091.26	111,082.73	6,630.00	134,832.00	392,792.73	461,602.37	259,502.67	6,35

City of Bayard
Balance Sheet
As of 3/31/2021

SOLID WASTE FUND	WASTEWATER OPERATIONS FUND	Cemetery Fund	Enterprise Total	Library Trust Fund	WATER METER DEPOSIT FUND	Trust and Agency Total	CARES Act
216,992.96	833,070.47	8,000.00	1,785,526.82	0.00	57,127.31	57,127.31	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	3,548.43	0.00	3,548.43	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
96,289.60	0.00	0.00	96,289.60	0.00	0.00	0.00	0.00
0.00	511,724.14	0.00	511,724.14	0.00	0.00	0.00	0.00
0.00	377,123.22	0.00	377,123.22	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	25,795.98	25,795.98	0.00
0.00	0.00	0.00	0.00	0.00	63,051.51	63,051.51	0.00
313,282.56	1,721,917.83	8,000.00	2,770,663.78	3,548.43	145,974.80	149,523.23	0.00
67.42	3,621.31	0.00	7,646.91	0.00	0.00	0.00	0.00
(146.50)	(186.84)	0.00	(959.34)	0.00	0.00	0.00	0.00
(0.01)	0.00	0.00	(0.01)	0.00	0.00	0.00	0.00
0.00	(28.97)	0.00	(28.97)	0.00	0.00	0.00	0.00
3,640.16	5,628.20	0.00	19,302.32	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
15.87	30.92	0.00	111.36	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
(175.24)	(488.58)	0.00	(1,698.35)	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.16	0.16	0.00	0.88	0.00	0.00	0.00	0.00
11.12	11.12	0.00	33.28	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.02	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
40.49	78.84	0.00	283.69	0.00	0.00	0.00	0.00
203.55	323.26	0.00	1,134.63	0.00	0.00	0.00	0.00
35.80	86.96	0.00	232.24	0.00	0.00	0.00	0.00
0.04	0.00	0.00	58.72	0.00	0.00	0.00	0.00
3,692.86	9,076.38	0.00	26,117.38	0.00	0.00	0.00	0.00
296,998.21	1,751,259.57	7,200.00	2,720,219.39	3,547.09	143,450.86	146,997.95	0.00
342,605.06	343,437.07	800.00	1,412,011.52	1.34	9,643.94	9,645.28	649,849.00
0.00	244,857.11	0.00	246,836.54	0.00	0.00	0.00	0.00
0.00	(197,525.62)	0.00	(411,667.57)	0.00	0.00	0.00	(271,501.76)
0.00	47,331.49	0.00	(164,831.03)	0.00	0.00	0.00	(271,501.76)
(330,013.57)	(429,186.68)	0.00	(1,222,853.48)	0.00	(7,120.00)	(7,120.00)	(378,347.24)
309,589.70	1,712,841.45	8,000.00	2,744,546.40	3,548.43	145,974.80	149,523.23	
313,282.56	1,721,917.83	8,000.00	2,770,663.78	3,548.43	145,974.80	149,523.23	

City of Bayard
Balance Sheet
As of 3/31/2021

CARES	Total
0.00	5,114,084.52
0.00	30,023.77
0.00	3,870.80
0.00	1,723.63
0.00	16,009.38
0.00	3,548.43
0.00	2,875.00
0.00	96,289.60
0.00	511,724.14
0.00	377,123.22
0.00	64,568.20
0.00	123,624.98
0.00	25,795.98
0.00	63,051.51
0.00	6,434,313.16
0.00	15,136.06
0.00	(1,724.86)
0.00	(0.01)
0.00	(28.97)
0.00	29,175.20
0.00	0.00
0.00	181.40
0.00	(161.08)
0.00	(2,684.50)
0.00	0.00
0.00	0.00
0.00	1.67
0.00	44.40
0.00	0.00
0.00	0.06
0.00	0.00
0.00	427.88
0.00	1,765.10
0.00	347.04
0.00	58.96
0.00	42,538.35
0.00	5,857,910.10
649,849.00	3,744,086.63
0.00	1,106,326.52
(271,501.76)	(1,106,326.52)
(271,501.76)	0.00
(378,347.24)	(3,210,221.92)
0.00	6,391,774.81
0.00	6,434,313.16

EXHIBIT 1-Z
CDBG FEDERAL REQUIREMENTS
Resolution 4-2021
CITIZEN PARTICIPATION REQUIRED ELEMENTS

In accordance with the 1987 revisions to the Housing and Community Development Act and in an effort to further encourage citizen participation, City of Bayard has prepared and adopted this Citizen Participation Plan.

Objective A

City of Bayard will provide for and encourage citizen participation within its area of jurisdiction, with particular emphasis on participation by persons of low and moderate income. *Action items:*

1. *Adopt and circulate an Open Meetings Resolution which provides citizens with reasonable notice of county/municipality upcoming meetings, actions and functions.*

2. *Develop press releases on county/municipality meetings, actions and hearings, and circulate to newspapers, radio and television media.*

3. *Develop and maintain listing of groups and representative of low and moderate income persons, and include on mailing lists of announcements, notices, press releases, etc.*

Objective B

City of Bayard will provide citizens with reasonable and timely access to local meetings, information and records relating to the proposed and actual use of CDBG funds. *Action items:*

1. *Public notices, press releases, etc., should allow for a maximum length of notice to citizens.*

2. *Appropriate information and records relating to the proposed and actual use of CDBG funds must be available upon request to all citizens. Personnel and income records may be exempted from these requirements.*

3. *Meetings, hearing, etc., should be conducted at times and locations conducive to public attendance, e.g., evenings, Saturdays.*

Objective C

City of Bayard will provide technical assistance to groups and representatives of low and moderate income persons that request assistance in developing proposals. *Note: the level and type of assistance is to be determined by the county/municipality. Action items:*

1. *Low and moderate income groups should be advised that technical assistance, particularly in the area of community development, is available from the county/municipality upon request.*

2. *Document technical assistance provided to such groups and has documentation available for review.*

Objective D

City of Bayard will provide a minimum of two public hearings to obtain citizen participation and respond to proposals and questions at all stages of the Community Development Block Grant Program. *Action items:*

1. *Advise citizens of the CDBG program objectives, range of activities that can be applied for and other pertinent information.*

2. *Conduct a minimum of two public hearings:*

   a. *One public hearing will be held to advise citizens of the program objectives and range of activities that can be applied for, and to obtain the citizen's views on community development and housing needs, to include the needs of low and moderate income people. This hearing will take place prior to the selection of the project to be submitted to the state for CDBG funding assistance.*

   b. *A second public hearing will be held to review program performances, past use of funds and make available to the public its community development and housing needs, including the needs of low and moderate income families, and the activities to be undertaken to meet such needs.*

3. *Publish public hearing notices in the non-legal section of newspapers or in other local media. Evidence of compliance with these regulations will be provided with each CDBG application, i.e., hearing notice minutes of public meetings, list of needs and activities to be undertaken, etc. Amendments to goals, objectives and applications are also subject to public participation.*

Objective E

City of Bayard will provide timely written answers to written complaints and grievances within 15 working days where practical. *Action items:*

1. *Adopt complaint handling procedures or policies to insure that complaints or grievances are responded to within 15 days, if possible.*

2. *Allow for appeal of a decision to a neutral authority.*

3. *File a detailed record of all complaints or grievances and responses in one central location with easy public access.*

Objective F

City of Bayard will identify how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of residents can be reasonably expected to participate. *Action items:*

1. *Identify areas where large majorities of non-English speaking persons reside and make appropriate provisions when issues affecting these areas are to be discussed at public meetings, hearings, etc. Appropriate provisions will include having interpreters available at the meeting and having briefing material available in the appropriate language.*

2. *Maintain records/rosters of public hearing attendees and proceedings to verify compliance with this objective.*

FAIR HOUSING REQUIRED ELEMENTS

A resolution of the City Council of the City of Bayard ,adopting a fair housing policy, making known its commitment to the principle of fair housing, and describing actions it shall undertake to affirmatively further fair housing.

WHEREAS; the Housing and Community Development act of 1974 as amended requires that all applicant for Community Development Block Grants funds certify that they shall affirmatively further fair housing; and

WHEREAS; the Civil Rights Act of 1968 (commonly known as the Federal Fair Housing Act) and the Fair Housing Amendments Act of 1988 declare a national policy to prohibit discrimination in the sale, rental, leasing and financing of housing or land to be used for the construction of housing or in the provision of brokerage services, on the basis of race, color, religion, sex, disability, familial status or national origin; and

WHEREAS; fairness is the foundation of the American system and reflects traditional American values; and

WHEREAS; discriminatory housing practices undermine the strength and vitality of America and its people;

NOW, THEREFORE, BE RESOLVED THAT the City Council of the City of Bayard hereby wish all persons living, working, doing business in or traveling through this City to know that: discrimination in the sale, rental, leasing, and financing of housing or land to be used for construction of housing, or in the provision of brokerage services on the basis of race, color, religion, sex, handicap, familial status or national origin is prohibited by Title VIII of the Fair Housing Act Amendments of 1988; and that it is the policy of the City of Bayard to implement programs, within the constraints of its resources, to ensure equal opportunity in housing for all persons regardless of race, color, religion, sex, handicap, familial status or national origin; and within available resources the City of Bayard will assist all persons who feel they have been discriminated against in housing issues on the basis of race, color, religion, sex, handicap, familial status or national origin to seek equality under existing federal and state laws to file a complaint with the New Mexico Attorney General's Office or the U.S. Department of Housing and Urban Development; and that the City of Bayard shall publicize this Resolution and thereby encouraging owners of rental properties, developers, builders and others involved with housing to become aware of their respective responsibilities and rights under the Fair Housing Amendments Act of 1988 and any applicable state or local laws or ordinances; and that the City of Bayard shall undertake the following actions to affirmatively further fair housing:

(List all such actions to include: mailing copies of this resolution to the real estate community, banks, developers, community organizations and local media; posting copies of this resolution at identified locations; distributing flyers; sponsoring schools)

The City of Bayard shall promote all Fair Housing activities and information but publishing to the local newspaper, city website, municipal building and media outlets as appropriate to the activity.

RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE REQUIRED ELEMENTS

I. Background/Introduction

Section 104(d) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5304(d)(4)), Section 105(b)(16) of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12705(b)(16)), and implementing regulations at 24 CFR Part 42, specify that a grantee under the Community Development Block Grant (CDBG) must certify that it has in effect and is following a "residential Anti-displacement and relocation assistance plan" (Plan). As a CDBG grantee, City of Bayard must certify to State of New Mexico Department of Finance and Administration Local Government Division that it has and is following such a Plan.

The Plan must include three components: 1) one-for-one replacement requirements for lower-income housing units, 2) relocation assistance, and 3) a description of the steps City of Bayard will take to minimize displacement.

II. Activities Covered by the Plan

All activities involving the use of CDBG funds that cause displacement as a direct result of demolition or conversion of a lower-income dwelling are subject to the requirements specified in the Plan. Activities for which funds are first obligated on or after September 30, 1988 are subject to the requirements specified in the Plan, without regard to the source year of the funds.

III. Uniform Relocation Act

The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (URA) govern displacement that directly results from acquisition, rehabilitation, or demolition of real property when federal funds are used. City of Bayard 's Residential Anti-displacement and Relocation Assistance Plan is in no way intended to supersede the URA. CDBG assisted activities may still be subject to the requirements of the URA.

IV. One-for-One Replacement Units

All occupied and vacant occupiable lower-income dwelling units that are demolished or converted to a use other than as lower-income dwelling units in connection with an assisted activity must be replaced with comparable lower-income units. Replacement lower-income dwelling units may be provided by any governmental agency or private developer and must meet the following requirements:

A. The units must be located within City of Bayard to the extent feasible, the units shall be located within the same neighborhood as the units replaced

B. The units must be sufficient in number and size to house no fewer than the number of occupants who could have been housed in the units that are demolished or converted. The number of occupants who could have been housed in the units shall be in accordance with applicable local housing occupancy codes. The units may not be replaced with smaller units (e.g., a 2-bedroom unit with two 1-bedroom units), unless City of Bayard has provided information demonstrating that such a proposed replacement is consistent with the needs assessment contained State of New Mexico Department of Finance and Administration Local Government Division HUD-approved Consolidated Plan.

C. The units must be in standard condition and must at a minimum meet Section 8 Program Housing Quality Standards. Replacement lower-income units may include units brought from a substandard condition to standard condition if: 1) no person was displaced from the unit; and 2) the unit was vacant for at least 3 months before execution of the agreement between City of Bayard and the property owner.

D. The units must initially be made available for occupancy at any time during the period beginning 1 year before the recipient makes public the information required under Section F below and ending 3 years after the commencement of the demolition or rehabilitation related to the conversion.

E. The units must be designed to remain lower-income dwelling units for at least 10 years from the date of initial occupancy. Replacement lower-income dwelling units may include, but are not limited to, public housing or existing housing receiving Section 8 project-based assistance

F. Before City of Bayard enters into a contract committing it to provide CDBG funds for any activity that will directly result in the demolition of lower-income dwelling units or the conversion of lower-income dwelling units to another use, City of Bayard must make public and submit in writing to State of New Mexico Department of Finance and Administration Local Government Division the following information:

1 A description of the proposed assisted activity;
2 The location on a map and number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than for lower-income dwelling units as a direct result of the assisted activity;
3 A time schedule for the commencement and completion of the demolition or conversion;
4 The location on a map and the number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units. If such data is not available at the time of the submission to State of New Mexico Department of Finance and Administration Local Government Division, the submission shall identify the general location on an area map and the approximate number of dwelling units by size, and information identifying the specific location and number of dwellings units by size shall be submitted and disclosed to the public as soon as it is available;
5 The source of funding and time schedule for the provision of replacement dwelling units;
6 The basis for concluding that each replacement unit will remain a lower-income dwelling unit for at least 10 years from the date of initial occupancy; and
7 Information demonstrating that any proposed replacement of dwelling units with smaller dwelling units is consistent with the needs assessment contained in

the State of New Mexico Department of Finance and Administration Local Government Division Consolidated Plan.

G. The one-for-one replacement requirements may not apply if HUD determines, based on objective data, that there is an adequate supply of vacant lower-income dwelling units in standard condition available on a non-discriminatory basis within City of Bayard. In making such a determination, State of New Mexico Department of Finance and Administration Local Government Division will consider such factors as vacancy rates, numbers of lower-income units in City of Bayard and the number of eligible families on the Section 8 waiting list.

V. Relocation Assistance

Each lower-income person who is displaced as a direct result of CDBG assisted demolition or conversion of a lower-income dwelling shall be provided with relocation assistance.

Relocation assistance includes advisory services and reimbursement for moving expenses, security deposits, credit checks, other moving expenses, including certain interim living costs, and certain replacement housing assistance.

Displaced persons have the right to elect, as an alternative to the benefits described in this Plan, to receive benefits under the URA, if they determine that it is in their best interest to do so. The following relocation assistance shall be available to lower-income displacement persons:

A. Displaced lower-income persons will receive the relocation assistance required under 49 CFR 24, Subpart C (General Relocation Requirements) and Subpart D (Payment for Moving and Related Expenses) whether the person elects to receive assistance under the URA or the assistance required by CDBG regulations. Relocation notices must be distributed to the affected persons in accordance with 49 CFR 24.203 of the URA;
B. The reasonable and necessary cost of any security deposit required to rent the replacement dwelling unit and for credit checks required to rent or purchase the replacement dwelling unit;

C. Actual reasonable out-of-pocket costs incurred in connection with temporary relocation, including moving expenses and increased housing costs, if:

1. The person must relocate temporarily because continued occupancy of the dwelling unit constitutes a substantial danger to the health or safety of the person or the public; or
2. The person is displaced from a lower-income dwelling unit, none of the comparable replacement units to which the person has been referred qualifies as a lower-income dwelling unit, and a suitable lower-income dwelling unit is scheduled to become available through one-for-one replacement requirements

D. Replacement Housing Assistance. Displaced persons are eligible to receive one of the following two forms of replacement housing assistance:

1. Each person shall be offered rental assistance equal to 60 times the amount necessary to reduce the monthly rent and estimated average monthly cost of

utilities for a replacement dwelling to the "Total Tenant Payment", as determined under 24 CFR 813.107. All or a portion of this assistance may be offered through a certificate or housing voucher for rental assistance under the Section 8 program. Where Section 8 assistance is provided to the displaced person, City of Bayard must provide the person with referrals to comparable units whose owners are willing to participate in Section 8 program to the extent that cash assistance is provided, it will be provided in installments.

2. In lieu of the housing voucher, certificate or cash assistance described above, the person may elect to receive a lump sum payment allowing them to secure participation in a housing cooperative or mutual housing association. This lump sum payment shall be equal to the capitalized value of 60 monthly installments of the amount that is obtained by subtracting the

   "Total Tenant Payment", as determined under 24 CFR 813.107, from the monthly cost of rent and average monthly cost of utilities at a comparable replacement dwelling unit. To compute the capitalized value, the installments shall be discounted at the rate of interest paid on passbook savings in a federally insured financial institution conducting business within City of Bayard.

Displaced lower-income tenants shall be advised of their right to elect relocation assistance pursuant to the URA and the regulations at 49 CFR 24 as an alternative to the relocation assistance available under CDBG regulations.

VI. Eligibility for Relocation Assistance

A lower-income person is eligible for relocation assistance if they are considered to be a "displaced person" as defined in 24 CFR 42.305. A displaced person means a lower-income person who, in connection with an activity assisted under the CDBG program, permanently moves from real property or permanently moves personal property from real property as a direct result of demolition or conversion of a lower-income dwelling.

For purposes of this definition, a permanent move includes a move made permanently and:

A. After notice by the owner to move from the property, if the move occurs on or after the date of the submission of a request to City of Bayard for CDBG assistance that is later approved for the requested activity; or

B. After notice by the owner to move from the property, if the move occurs on or after the date of the initial official submission to HUD of the consolidated plan under 24 CFR Part 91 describing the assisted activity; or

C. Before the dates described in A & B above, if City of Bayard or State of New Mexico Department of Finance and Administration Local Government Division determines that the displacement was a direct result of conversion or demolition in connection with a CDBG assisted activity; or

D. By a tenant-occupant of a dwelling unit, if any one of the following three situations occurs:

   1. The tenant moves after execution of the CDBG agreement covering the acquisition, rehabilitation or demolition and the move occurs before the tenant is

provided written notice offering the tenant the opportunity to lease and occupy a suitable, decent, safe and sanitary dwelling in the same building/complex upon completion of the project under reasonable terms and conditions, including a monthly rent and estimated average monthly utility costs that do not exceed the greater of the tenant's monthly rent before such agreement, or the total tenant payment as determined under 24 CFR 813.107 if the tenant is lower-income, or 30 percent of gross household income if the tenant is not lower-income.

2. The tenant is required to relocate temporarily, does not return to the building/complex, and either is not offered payment for all reasonable out-of-pocket expenses incurred in connection with the temporary relocation, or other conditions of the temporary relocation are not reasonable.

3. The tenant is required to move to another dwelling unit in the same building/complex but is not offered reimbursement for all reasonable out-of-pocket expenses incurred in connection with the move, or other conditions of the move are not reasonable.

If the displacement occurs on or after the appropriate date described in A & B above, the lower-income person is not eligible for relocation assistance if:

A. The person is evicted for cause based upon a serious or repeated violation of the terms and conditions of the lease or occupancy agreement, violation of applicable federal, State or local law, or other good cause, and the City of Bayard determines that the eviction was not undertaken for the purpose of evading the obligation to provide relocation assistance;

B. The person moved into the property on or after the date described in A & B above after receiving written notice of the expected displacement; or

C. City of Bayard determines that the displacement was not a direct result of the CDBG assisted activity and the State of New Mexico Department of Finance and Administration Local Government Division concurs with this determination.

VII. Minimizing Displacement

The CDBG regulations regarding the demolition or conversion of lower-income dwelling units are designed to ensure that lower-income persons are provided with adequate, affordable replacement housing. Naturally, involuntary displacement should be discouraged whenever a reasonable alternative exists. Involuntary displacement is extremely disruptive and disturbing, especially to lower-income persons who do not have the means to locate alternative housing.

There are various ways that displacement can be minimized. The following are steps that will be taken to minimize the involuntary displacement of lower-income persons when CDBG funds are involved:

A. Screening of Applications All CDBG applications will be reviewed to determine whether involuntary displacement is likely to occur. Those applications involving displacement will receive a lower priority recommendation for funding unless it can be shown that alternatives are not available.

B. Acquisition of Property Applicants who apply for CDBG funds to acquire property for the

development of lower-income housing will be encouraged to purchase vacant land. In the case of in-fill and other projects where this is not feasible and the project involves potential displacement, the applicant shall agree to allow the displaced lower-income person(s) to occupy the new housing at an affordable rent.

Applicants who utilize CDBG funds to rehabilitate or convert a lower-income unit to a non-residential use will be required to supply replacement housing consistent with paragraph IV, as well as relocation assistance.

C. Cost of Relocation Assistance The cost of any required relocation assistance and the provision of replacement housing will be borne by the applicant and may be paid for out of CDBG funds awarded to the project.

VIII. Definitions

A. "Comparable replacement dwelling unit" means a dwelling unit that:
   1 Meets the criteria of 49 CFR 24.2(d)(1) through (6); and

   2 Is available at a monthly cost for rent plus estimated average monthly utility costs that does not exceed the "Total Tenant Payment" determined under 24 CFR 813.107 after taking into account any rental assistance the household would receive.

B. "Lower-income dwelling unit" means a dwelling unit with a market rental (including utility costs) that does not exceed the applicable Fair Market Rent (FMR) for existing housing and moderate rehabilitation established under 24 CFR Part 888.

C. "Standard condition" means units that at a minimum meet the Existing Housing Quality Standards of the Section 8 rental subsidy program.

D. "Substandard condition suitable for rehabilitation" means units with code violations that can be brought to Section 8 Housing Quality Standards within reasonable monetary amounts.

E. "Vacant occupiable dwelling unit" means a dwelling unit that is in a standard condition; a vacant dwelling unit that is in substandard condition, but is suitable for rehabilitation; or a dwelling unit in any condition that has been occupied (except by a squatter) at any time within the period beginning 3 months before the date of execution of the agreement by City of Bayard covering the rehabilitation or demolition.

IX. Grievances

The City of Bayard will provide timely written answers to written complaints and grievances within 15 working days where practical. Action items:

A. Adopt complaint handling procedures or policies to insure that complaints or grievances are responded to within 15 days, if possible.

B. Allow for appeal of a decision to a neutral authority.

C. File a detailed record of all complaints or grievances and responses in one central location with easy public access.

SECTION 3 PLAN REQUIRED ELEMENTS

The Bayard is committed to comply with Section 3 of the Housing and Urban Development Act of 1968. This Act encourages the use of small local businesses and the hiring of low income residents of the community.

The Bayard has appointed April 26, 2021 as the Section 3 Coordinator, to advise and assist key personnel and staff on Section 3, to officially serve as focal point for Section 3 complaints, and as the on-site monitor of prime contractors and sub-contractors to insure the implementation and enforcement of their Section 3 plans. The approval or disapproval of the Section 3 plan is the ultimate responsibility of the Bayard Documentation of efforts will be retained on file for monitoring by the state.

Therefore, the Bayard shall:

1. Hiring
   a. Advertise for all Bayard positions in local newspapers
   b. List all Bayard job opportunities with the State Employment Service
   c. Give preference in hiring to lower income persons residing in the Bayard. This means that if two equally qualified persons apply and one is a resident of the Bayard and one is not, the resident will be hired
   d. Maintain records of Bayard hiring as specified in the CDBG Resolution to Adopt CDBG Requirements (Exhibit 1-Y). Note: Chart for Section 3 Plan MUST be filled out in its entirety and updated with a CDBG grant agreement.

2. Contracting
   a. The Bayard will compile a list of businesses, suppliers and contractors located in the Bayard.
   b. These vendors will be contacted for bid or quotes whenever the Bayard requires supplies, services or construction.
   c. Preference will be given to small local businesses. This means if identical bids/quotes are received from a small business located within the Bayard and one from outside the Bayard, the contract will be awarded to the business located within the community.

3. Training

The Bayard shall maintain a list of all training programs operated by the Bayard and its agencies and will direct them to give preference to Bayard residents. The Bayard will also direct all CDBG sponsored training to provide preference to Bayard residents.

4. CDBG Contracts

All CDBG bid proposals and contracts shall include the following Section 3 language.

a. The work to be performed under this contract is on a project assisted under a program providing direct federal financial assistance from the Department of Housing and Urban Development and is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 170lu. Section 3 requires that the greatest extent feasible, opportunities for training and employment be given lower income residents of the project areas, and contracts for work in connection with the project be awarded to business concerns residing in the project area.

b. The parties to this contract will comply with the provision of said Section 3 and the regulations issued pursuant thereto by the Secretary of Housing and Urban Development set forth in 24 CFR and all applicable rules and orders of the Department issued there-under prior to the execution of this contract. The parties to this contract certify and agree that they are under no contractual or other disability which would prevent them from complying with these requirements.

c. The contractor will send to each labor organization or representative of workers with which he has a collective bargaining agreement or other contract or understanding, if any, a notice advising the said labor organization or workers' representative of his commitments under the Section 3 clause, and shall post copies of the notice in conspicuous places available to employees and applicants for employment or training.

d. The contractor will include this Section 3 clause in every subcontract for work in connection with the project and will, at the direction of the applicant for, or recipient of federal financial assistance, take appropriate action pursuant to the subcontract upon a finding that the subcontractor is in violation of regulations issued by the Secretary of Housing and Urban Development, 24 CFR 135. The contractor will not subcontract with any subcontractor where it has notice or knowledge that the latter has been found in violation of regulations under 24 CFR 135, and will not let any subcontract unless the subcontractor has first provided it with the requirements of these regulations.

e. Compliance with the provisions of Section 3, the regulations set forth in 24 CFR 135, and all applicable rules and orders of the Department, issued thereunder prior to the execution of the contract, shall be a condition of the federal financial assistance provided to the project, binding upon the applicant or recipient for such assistance, its successors and assigns. Failure to fulfill these requirements shall subject the applicant or recipient, its contractors and subcontractors, its successors and assigns to those sanctions specified by the grant or loan agreement or contract through which federal assistance is provided, and to such sanctions as are specified by 24 CFR 135.

The Bayard shall require each contractor to prepare a written Section 3 plan as a part of their bids on all jobs exceeding $100,000. All Section 3 plans shall be reviewed and approved by the City's Equal Opportunity Section 3 Compliance Officer and retained for monitoring by the state.

The Bayard will maintain all necessary reports and will insure that all contractors and subcontractors submit required reports.

LOWER INCOME CLARIFICATION

A family who resides in Bayard and whose income does not exceed the income limit for the size of family as per the attached Section 8 Income Limit for Bayard. Information contained in our Section 3 Plan reflects the status of the Bayard employees regarding lower income considerations based on their salary paid by the Bayard.

Certification

This Federal Requirements Plan hereby incorporates all of the State of New Mexico CDBG requirements to include Citizen Participation, Fair Housing, Residential Anti-Displacement & Relocation as well as Section 3. The City of Bayard herewith certifies to follow the CDBG Federal Requirements Plan described above and adopt the plan by resolution once throughout the term of the CDBG grant agreement.

PASSED AND ADOPTED BY THE City Council of the City of Bayard on this 26th day of April 2021.

ATTEST:

City Clerk

APPROVED AS TO FOR:

City Attorney

Plan Adoption Date: April 26, 2021

Adoption Instrument: Resolution 4-2021

Certified By:

Chon S. Fierro
Mayor

Date

Copy to Local Government Division with attachments

City of Bayard

P. O. Box 728
800 Central Avenue
Bayard, New Mexico 88023

Phone 575 - 537-3327
Fax 575 - 537-5271
cityofbayard@cityofbayardnm.com

RESOLUTION 5-2021

WHEREAS, the Bayard City Council in regular session on April 26, 2021 did propose to make certain budgetary adjustments; and

WHEREAS, the Council does hereby authorize the attached listing of budgetary adjustments for the March 31, 2021 financial statements as listed in Exhibit A.

WHEREAS, the Council does hereby approve the March 31, 2021 Financial Statements and budget adjustments as presented.

NOW THEREFORE, the Council does hereby accept and approve the budgetary adjustments for March 31, 2021 Financial Statements.

Done at Bayard, New Mexico, this 26th day of April 2021.

_____
Chon Fierro
Mayor

ATTEST:

_____
Kristina Ortiz, MMC
Clerk Treasurer