City of Bayard

CITY COUNCIL REGULAR MEETING

October 14, 2020 at 1:30 PM

Bayard City Hall

MINUTES

WORK SESSION

CALL TO ORDER: Mayor Chon S. Fierro

PLEDGE OF ALLEGIANCE

ROLL CALL

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

Others present were Kristina Ortiz, Clerk Treasurer.

APPROVAL OF THE AGENDA

Item #8 to be removed as the Resolution is not required.

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

PUBLIC INPUT

No public input was received as stated within the legal notice.

CONSENT AGENDA

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

The following items were included in the consent agenda:

1. Approval of the minutes of September 2020.

2. Accounts Payable Report for October 14, 2020

3. Approval of the Fire Report for September 2020

4. Wastewater Report for September 2020

NEW BUSINESS

5. Discussion relating to COVID-19 restrictions and Halloween events.

   Clerk-Treasurer Kristina Ortiz stated that a couple of departments/committees were planning Halloween activities and stated that new public health orders have been issued effective October 17, 2020.

ORDINANCES/RESOLUTIONS

Clerk-Treasurer Kristina Ortiz stated that two resolutions were required for the two NM Department of Transportation projects that Bayard has. Resolution 26-2020 is for N. Foy Street Improvements and Resolution 27-2020 is for HWY356 Sidewalk Project. The two resolutions can be adopted in one motion.

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

6. Adoption of Resolution 26-2020 for N. Foy Street Improvements - Street and Drainage Project.

RESOLUTION 26-2020

CITY OF BAYARD

PARTICIPATION IN LOCAL GOVERNMENT ROAD FUND PROGRAM ADMINISTERED BY NEW MEXICO DEPARTMENT OF TRANSPORTATION

WHEREAS, the ***City of Bayard*** and the New Mexico Department of Transportation have entered into a Cooperative Agreement.

WHEREAS, the total cost of the project will be ***$40,000.00*** to be funded in proportional share by the parties hereto as follows:

a. New Mexico Department of Transportation's share shall be 75% or ***$30,000.00***

and

b. ***City of Bayards*** proportional matching share shall be 25% or ***$10,000.00***

TOTAL PROJECT COST IS ***$40,000.00***

City of Bayard shall pay all costs, which exceed the total amount of ***$40,000.00***

Now therefore, be it resolved in official session that ***City of Bayard*** determines, resolves, and orders as follows:

That the project for this Cooperative agreement is adopted and has a priority standing.

The agreement terminates on December 31, 2022 and the ***City of Bayard*** incorporates all the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements and understandings have been merged into the written agreement.

NOW therefore, be it resolved by the ***City of Bayard*** to enter into Cooperative Agreement Control Number ***HW2*** L100450 with the New Mexico Department of Transportation for LGRF Project for year 2020 - 2021 for "design and construction of sidewalks, ADA improvements and reconstruction of deteriorated curb & gutter where needed along the south side of NM356 from N. Foy Street west to US180" within the control of the ***City of Bayard*** in Bayard, Grant County, New Mexico.

//s//_____
Chon S. Fierro
Mayor

ATTEST:

//s//_____
Kristina Ortiz, MMC
Clerk Treasurer

7. Adoption of Resolution 27-2020 for the Highway 356 Sidewalk Project

RESOLUTION 27-2020

CITY OF BAYARD

PARTICIPATION IN LOCAL GOVERNMENT ROAD FUND PROGRAM ADMINISTERED BY NEW MEXICO DEPARTMENT OF TRANSPORTATION

WHEREAS, the ***City of Bayard*** and the New Mexico Department of Transportation have entered into a Cooperative Agreement.

WHEREAS, the total cost of the project will be ***$628,129.00*** to be funded in proportional share by the parties hereto as follows:

a. New Mexico Department of Transportation's share shall be 75% or ***$596,722.55***
and
b. ***City of Bayards*** proportional matching share shall be 25% or ***$31,406.45***

TOTAL PROJECT COST IS ***$628,129.00***

City of Bayard shall pay all costs, which exceed the total amount of ***$628,129.00***

Now therefore, be it resolved in official session that ***City of Bayard*** determines, resolves, and orders as follows:

That the project for this Cooperative agreement is adopted and has a priority standing.

The agreement terminates on December 31, 2022 and the ***City of Bayard*** incorporates all the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements and understandings have been merged into the written

agreement.

NOW therefore, be it resolved by the ***City of Bayard*** to enter into Cooperative Agreement Control Number LP10008 with the New Mexico Department of Transportation for "NM356 sidewalk and ADA Improvements – Plan, Design and Construct improvements" within the control of the ***City of Bayard*** in Bayard, Grant County, New Mexico.

//s//_____
Chon S. Fierro
Mayor

ATTEST:

_____
Kristina Ortiz, MMC
Clerk Treasurer

8. Resolution 28-2020 NMDOT Lighting Improvements - Removed from agenda.

ACTION FOR PERSONNEL

9. Final disciplinary action up to termination of Adam Muniz.

   Action failed due to lack of a motion.

MAYOR AND COUNCILORS REPORTS

Mayor Fierro stated that the maintenance department have cut trees at the McKee Street property.

Councilor Medina inquired on the EMS situation with the Board of Pharmacy. Clerk-Treasurer Ortiz stated that she is working on the process and requirements to have the public safety departments equipped with narcan.

NEXT MEETING DATE:

Regular Meeting - October 26, 2020

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ADJOURNMENT

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

MEETING ADJOURNED AT 2:22 P.M.

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Chon Fierro

Mayor

ATTEST:

Kristina Ortiz, MMC
Clerk Treasurer