

**BOARD OF UNION COUNTY COMMISSIONERS
REGULAR MEETING
AGENDA
June 11, 2024**

9:00 a.m.

1. Call to order
2. Pledge of Allegiance
3. Approval of agenda and minutes
4. Hospital Report
5. Discussion/Possible Action Items

10:00 a.m. **Joint Communication Meeting with Town of Clayton and Clayton Municipal Schools**

- i. Canvass of Primary Election
- ii. Road Viewers Report – Consideration, Discussion, and Possible Action Kevin Kenney Road Closure applications- Portion of Snyder Rd and portion of Cedar Creek Road
- iii. Resolution 2024-41 Authorization for Execution and Amendment to Agreement for NMFA PPRF-3145
- iv. Resolution 2024-42 Authorization for Execution and Amendment to Agreement for NMFA PPRF-3384
- v. Resolution 2024-43 Authorization for Execution and Amendment to Agreement for NMFA PPRF-4931
- vi. Resolution 2024-44 FY25 Per Diem Rates
- vii. Resolution 2024-45 BAR Agency Funds
- viii. Resolution 2024-46 BAR DWI Funds
- ix. Resolution 2024-47 Supporting Luna County in Their Opposition to The Designation of The Mimbres Peak National Monument
- x. Approval of Bills
- xi. Inventory Items Disposition – Road Department International Water Truck
- xii. Healthcare Assistance - Approval of Claims
- xiii. County Travel Requests
- xiv. ARPA Funding
- xv. Budget Hearing
- xvi. ICIP Hearing

9:45 a.m. **Citizen's Forum**

Jose Duarte – Lease Old Rabbit Ear Fire Station

Executive Session

Pursuant to NMSA 1978, Section 10-15-1(H) 2 Limited Personnel Matters

a. Annual County Manager Evaluation

- **County Manager Report**
- **Road Superintendent**
- **Emergency Service Coordinator Report**
- **Elected Officials Reports**

Adjourn

As of 6/6/2024

AGENDA

Joint Communication Meeting
Town/County/Clayton Schools

Tuesday, June 11, 2024

10:00 AM

Community Civic Room at the Union County Building

Call to order

Pledge of Allegiance

Approval of Agenda*

Document Approvals: *

1. Approval of Minutes

Visitors:

Kathy Elliot

New Business*

Lauren Garduno, CEO Ports to Plains Alliance

Reports

Meeting Announcement

- a. Next regular scheduled Joint Communications Meeting will be Tuesday, September 10, 2024 at 10:00am

Adjournment

***Action Items**

**BOARD OF UNION COUNTY COMMISSION
REGULAR MEETING
May 14, 2024**

BOARD MEMBERS PRESENT:

Chairman Clayton F. Kiesling Commissioner W. Carr Vincent Commissioner Lloyd 'Red' Miller

OTHERS PRESENT:

Clerk Brenda Green Manager Brandy Thompson Assessor Hollie Sandoval
Sheriff Curtis Skaggs HR Cheryl Garcia Road Admin Rachel Farnum
Road Superintendent Gary Wright Emergency Services Coordinator Kris Lawrence

GUESTS:

Tammie Stump – CEO, Union County General Hospital
Amanda Boggs – CNO, Union County General Hospital
Kevin Kenney Ferdinand Garcia Judy Copley

At 9:03 a.m., Chairman Kiesling called the meeting to order in the Commission Chambers located in the Union County Administration Building. The pledge of allegiance was recited.

Chairman Kiesling stepped down as chairman and moved to suspend Roberts Rules of Order, due to the absence of Commissioner Vincent. Commissioner Miller seconded. There was no further discussion. VOTE: Commissioner Kiesling – YES, Commissioner Miller – YES. Motion carried.

Commissioner Kiesling moved to approve the agenda and the regular meeting minutes of April 9, 2024. Commissioner Miller seconded. There was no further discussion. Vote: ALL AYE. The minutes were signed.

AUDIT PRESENTATION – CHRIS GARNER – PATTILLO, BROWN, AND HILL, LLP

Chris Garner spoke on highlights from the audit exit interview, and gave an overview of the FY23 Union County audit. There were no findings, and the county received an unmodified clean opinion.

HOSPITAL REPORT

Tammie Stump, CEO, reported on statistics for February. Before the meeting, the “County Commissioner Monthly Hospital Report, Union County General Hospital, Tammie Stump, CEO, May 14, 2024”, was distributed to the board. Items covered included the following (but not limited to the following): **Provider Recruitment Update; Financial Assistance; Business/Financial Update; Compliance; Radiology; Plant Services; Therapy Services; Pharmacy; Laboratory/Infection Control; Union County/Des Moines Health Centers; IT; HVAC/Vestibule/Cryogenic Tank 3000 gallon/Grade Survey.**

Melissa Prante, CFO, was unable to attend the meeting. Tammie Stump, CEO, reported on financials for March. Before the meeting, the “Clayton Health Systems, Inc. Union County General Consolidated Executive

Financial Summary, 9th Month FYE2024”, and, the “Clayton Health Systems April 24, 2024 MOR Notes to Consolidated Financial Statements, Period ending March 31, 2024”, was distributed to the board. Items covered included the following (but not limited to the following): **Key Statistics; Statement of Revenue and Expenses – YTD; Balance Sheet.**

Amanda Boggs, CNO, reported on the following (but not limited to the following): **Nursing; Swing Bed; Social Work Consults; Trauma.**

SALARY PLAN PRESENTATION – VINCE YERMAL – S RESOUCÉ, INC.

Mr. Yermal presented a detailed review of changes and updates to the Union County Salary Plan. Acceptance of the updated plan is an action item later in the meeting.

At 10:17 a.m., Commissioner Vincent joined the meeting.

Commissioner Vincent moved to reinstate Roberts Rules of Order. Commissioner Miller seconded. There was no further discussion. VOTE: Commissioner Vincent – YES, Commissioner Miller – YES, Chairman Kiesling – YES. Motion carried.

CITIZEN’S FORUM

Ferdinand Garcia and Judy Copley of Golden Spread, gave a progress report on their efforts to obtain funding for an assisted living complex and workforce housing. There is grant funding available, but a fiscal agent is required to qualify. Mr. Garcia asked the Commission to consider Union County acting as fiscal agent on behalf of Golden Spread. The Commission will consider the request.

DISCUSSION/POSSIBLE ACTION ITEMS

ROAD CLOSURE APPLICATIONS – PORTION OF SNYDER ROAD AND PORTION OF CEDAR CREEK ROAD – KEVIN KENNEY

After a brief discussion, the Board instructed Mgr. Thompson to hire road viewers to observe and report on both road sections. Their findings will be reported at the June meeting.

RESOLUTION 2024-36 AUDIT ACCEPTANCE

A proposed resolution accepting the FY23 Audit for Union County.

Commissioner Vincent moved to approve Resolution 2024-36, Acceptance of the FY23 Audit. Commissioner Miller seconded. There was no further discussion. VOTE: ALL AYE. Resolution signed.

RESOLUTION 2024-37 ACCEPTANCE OF POSITION CLASSIFICATION AND SALARY PLAN UPDATE

A proposed resolution approving and adopting county position classification and salary plan update.

Commissioner Vincent moved to approve Resolution 2024-37, Approving and Adopting County Position Classification and Salary Plan Update. Commissioner Miller seconded. There was no further discussion. VOTE: ALL AYE. Resolution signed.

RESOLUTION 2024-38 BAR SPECIAL REVENUE GRANT – SOS GRANT

A proposed resolution authorizing special revenue grant fund (604) (DFA#29000) budget increase.

Commissioner Vincent moved to approve Resolution 2024-38, BAR Special Revenue Grant – SOS Grant. Commissioner Miller seconded. There was no further discussion. VOTE: ALL AYE. Resolution signed.

RESOLUTION 2024-39 BAR JAIL-DETENTION

A proposed resolution authorizing general fund (401) DFA #11000) transfer and jail-detention fund (424) (DFA #22600) transfer and budget increase.

Commissioner Vincent moved to approve Resolution 2024-39, BAR Jail-Detention. Commissioner Miller seconded. There was no further discussion. VOTE: ALL AYE. Resolution signed.

RESOLUTION 2024-40 AMENDING SECTION 10.4 AND 10.5 OF PERSONNEL POLICY MANUAL

A proposed resolution amending section 10.4 annual leave with pay and section 10.5 sick leave with pay, of the personnel policy manual Resolution 2021-18, personnel policy manual adopted November 10, 2020.

Commissioner Vincent moved to approve Resolution 2024-40, Amending Section 10.4 and 10.5 of Personnel Policy Manual. Commissioner Miller seconded. There was no further discussion. VOTE: ALL AYE. Resolution signed.

PROCLAMATION MAY MOTORCYCLE AWARENESS MONTH

A proposed proclamation declaring May is Motorcycle Awareness Month

Commissioner Vincent moved to approve the Proclamation May Motorcycle Awareness Month. Commissioner Miller seconded. There was no further discussion. VOTE: ALL AYE. Proclamation signed.

APPROVAL OF BILLS

Bills in the amount of \$175,037.06 were presented for review.

Commissioner Vincent moved to approve bills in the amount of \$175,037.06. Commissioner Miller seconded. There was no further discussion. VOTE: ALL AYE. Motion carried.

INVENTORY ITEMS DISPOSITION – ROAD DEPARTMENT INTERNATIONAL WATER TRUCK

There were no items presented for disposition.

HEALTHCARE ASSISTANCE – APPROVAL OF CLAIMS

There were no claims presented for approval.

COUNTY TRAVEL REQUESTS

Multiple elected officials and staff will attend Summer Conference in Las Vegas in June. Mgr. Thompson will attend NMCI in Santa Fe.

ARPA FUNDING

Mgr. Thompson provided the current list of ARPA projects for review. Final decisions will be made on proposed projects at the June meeting.

COUNTY MANAGER REPORT

Mgr. Thompson reported on the following (but not limited to the following): Update on the NMFA loans for UCGH; Update on courthouse renovations.

ROAD SUPERINTENDENT REPORT

Road Superintendent Wright gave an update on various road projects around the county.

EMERGENCY SERVICE COORDINATOR REPORT

Emergency Services Coordinator Lawrence reported that ISO inspections are scheduled in July for Rabbit Ear, Sedan, and Capulin fire departments, and Sedan recently acquired a truck from Dalhart.

ELECTED OFFICIALS REPORT

Assessor Sandoval reported that there were four protests, all were resolved informally, and Brayden Walker will start taking NMEDGE classes in GIS.

Clerk Green reported that early voting started May 7th, turnout is very low.

Sheriff Skaggs spoke about local truck traffic traveling thru Clayton.

Commissioner Miller reported that much needed road repairs have been done.

Chairman Kiesling reported on the recent WIR conference he attended.

At 11:45 a.m., the meeting recessed for a short break.

At 12:16 a.m., the meeting resumed.

BUDGET HEARING

Prior to the meeting Mgr. Thompson provided the preliminary budget to elected officials and department heads. An in depth review of all areas of the budget was conducted. After considerable discussion, final adjustments were made.

Commissioner Vincent moved to direct the County Manager to submit the FY25 budget. Commissioner Miller seconded. There was no further discussion. VOTE: ALL AYE. Motion carried.

ADJOURN: At 2:00 p.m., Commissioner Vincent moved to adjourn. Commissioner Miller seconded. There was no further discussion. Vote: ALL AYE. Motion carried.

Meeting Announcements: The next regular meeting will be held on Tuesday, June 11, 2024 at 9:00 a.m. The next Joint Communication meeting will be held on Tuesday, June 11, 2024, at 10:00 a.m.

ATTEST

SEAL

**Board of Union County Commissioners
Union County, New Mexico**

Clayton F. Kiesling - Chairman

Brenda L. Green – County Clerk

W. Carr Vincent - Vice Chairman

Lloyd 'Red' Miller - Member

CLAYTON HEALTH SYSTEMS

May 30, 2024 MOR

NOTES TO CONSOLIDATED FINANCIAL STATEMENTS

Period Ending April 30, 2024

INCOME STATEMENT:

1. Gross patient revenue for April is \$1.92M; \$318k > budget; \$204k > PY.
2. Total net patient revenue for the month after CA was \$929k.
3. Total other revenue for the month is \$161k.
4. County tax subsidy revenue is estimated at \$84k.
5. Total MTD net operating revenue is \$1.2M; \$22k > budget; \$14k < PY.
6. Operating expenses for the month are \$1.3M; \$60k < budget; \$k = PY.
7. Operating loss of 120k and EBIDA loss of \$60k.

YTD Budget to Actual Variances is as follows:

Gross Patient Revenue is **over** budget by \$2.82M.

Total Net Operating Revenues are **over** our YTD budget by \$1.5M.

Total Operating Expenses are **under** YTD budget by \$690k.

Salary/Benefits are **under** budget YTD by \$209k.

Professional fees/Purchased Services are **over** budget by \$1k.

Pharmacy, Medical, Other Supplies are **over** budget by \$59k.

Other operating expenses (postage, subscriptions, dues, licenses, taxes, maintenance, lease, utilities, travel, and education) are **under** budget by \$443k.

Includes physician recruiting, audit invoices and 340B management fees.

Depreciation and Interest are **under** budget by \$98k.

BALANCE SHEET:

8. UCGH had cash and cash equivalents of \$ 604k.
9. April had CD balances total \$841k.
10. AR Mill Levy and GRT balance \$199k.
11. Net Patient AR is \$2.05M.
12. AP Manual accruals is \$67k.
13. CR for 2022 has an estimated receivable of \$41k.
14. CR for 2023 has an estimated payable of 30k.
15. April Days Cash on Hand is 15 days.

KEY STATISTICS					
	<i>04/30/24 ACTUAL</i>	<i>04/30/24 BUDGET</i>	<i>YTD ACTUAL</i>	<i>YTD BUDGET</i>	<i>YTD VARIANCE</i>
Total Admissions	15	11	168	127	41
Total Patient Days	66	59	898	601	297
Average Length of Stay Total	4.40	5.36	5.35	4.37	(0.61)
Total Emergency Room Visits	163	153	1,381	1,525	(144)
Outpatient Visits (NOT CLINIC)	528	515	4,828	5,153	(325)
Total Surgeries	7	6	53	63	(10)
Total Podiatry Surgeries	1	0	20	0	20
Total GI Procedures	1	5	50	50	0
STATEMENT OF REVENUE AND EXPENSES - YTD					
	<i>04/30/24 ACTUAL</i>	<i>04/30/24 BUDGET</i>	<i>YTD ACTUAL</i>	<i>YTD BUDGET</i>	<i>YTD VARIANCE</i>
REPORTED IN THOUSANDS					
Revenue:					
Gross Patient Revenues	\$1,923	\$1,605	\$18,328	\$16,046	2,282
Deductions from Revenue	(994)	(682)	(7,648)	(6,829)	(819)
Net Patient Revenues	929	923	10,680	9,217	1,463
Other Revenue	245	273	2,424	2,734	(310)
Total Net Revenues	1,174	1,196	13,104	11,951	1,153
Expenses:					
Salaries & Benefits	644	668	6,466	6,675	209
Professional Fees	63	48	641	479	(162)
Purchased Services	107	119	1,041	1,202	161
Supply Expenses	115	108	1,140	1,081	(59)
Other Operating Expenses	305	339	2,670	3,113	443
Depreciation & Interest Expense	60	72	620	718	98
Total Expenses	1,294	1,354	12,578	13,268	690
OPERATING MARGIN	(120)	(158)	526	(1,317)	1,843
TOTAL NON OPERATING REVENUE - OTHER	0	140	0	1,396	(1,396)
NET MARGIN	(\$120)	(\$18)	\$526	\$79	\$447
EBIDA	(\$60)	\$54	\$1,146	\$797	\$349

June 4, 2024

Kenneth Taylor
15 Mormon Rte.
Clayton, NM 88415

Union County Commissioners
Clayton Kiesling
W. Carr Vincent
Lloyd "Red" Miller

Review of road Closures (Cedar Creek Rd and Snyder Rd)

1) Cedar Creek Road.

After travelling this road and visiting with the Fire Chief of Rabbit Ear and the Chief of Clayton Fire/EMT. They along with myself agree that closing this road is not beneficial. The residence currently has E-911 addresses and needs to remain open in case of a medical emergency or fire. Having closed roads would also delay the response time of both agencies. The road closure would not allow hunter access to state land in T24R31 section 12 and section 1. This would also be against State Statue 67-2-1 NMSA 1978. This county road allows continuous access from SR 453 east to Herrigna. Although the lack of maintenance on the county part should not become a factor to close such road. I would agree to keep this road open.

2) Snyder Road.

After travelling this road and visiting with the Fire Chief of Rabbit Ear and the Chief of Clayton Fire/EMT. They agree that closing this road is not beneficial. The residence on this road continues to have a E-911 address and needs to remain open in case of emergency. I agree that closing the part of this road at the intersection of the private land at T25R31 section 15 into section 14 at the end at a residency. The land owner must agree that if an emergency was to occur the delay would fall on his shoulders for requestion closure. The first mile and half must remain open to allow hunter access as per State Statue 67-2-1 NMSA 1978.

Union County Road Reviewer
Report

5/28/2024

By Russell Keer

Snyder Road

If County decides to close the deeded property portion of Snyder Rd., the ditches are steep and deep where State land ends and deeded begins. I would suggest extending on deeded property a couple hundred yards to the overhead feed bin. A large vehicle could turn around at the bin safely. A large vehicle would have trouble turning around at the point where State land ends.

I see no harm to the County if the County portion of Snyder Road is closed.

County Inventory 2 Cattleguards; 3 24" x 30' Culverts.

Cedar Creek Road

There is a possible turn around area at the point State land ends and Deeded starts. A feed road goes north off Cedar Creek towards the Dam. It is ~~probably~~ probably just on deeded property. Access to State land is still intact.

I see no harm to Union County if this portion is closed

County inventory 2 Cattleguards 3-24" x 30' Culverts

To Whom It May Concern:

First of all, thank you for giving me the opportunity to further serve our county. I am a First Responder and volunteer fire fighter for Union county. I strongly believe that county roads serve as a big part in wildfire containment (fire line). Also, these roads make it less difficult for EMS and fire fighting equipment to get to anyone needing one or the other.

There are several people that live close to county roads and I have yet to hear about vandalism and property destruction. There are good people in Union county.

As a sportsman, I have purposely put in for hunting on unit 56 because of the ease of getting around. I am not getting any younger and have trouble getting around.

Myself and other sportsmen use this road every year to get to public hunt areas. This land owner is not closing access to public land, he is only making it more difficult to get to. He has already blocked off legal two track roads that have been there since the 1970's. He also put up gates on every cattle guard on this county road (A-007) but not locked on property he controls. This is not legal according to county easements. Closing this part of the road will only impact the use of this road by legal sportsmen, EMT's and firefighter's equipment. I don't believe it will stop any vandalism (if there is any). It is 41.6 miles to go around and end up on the east end of the road he wants closed.

If I am not mistaken, this road is still considered a school bus route. If not, please correct me.

Snyder road (A-014) is a dead end road with a beautiful structure at the end. With great concern for that structure and anyone living there in the future, I would consider closing this portion of the road, with great regret. I also ask that the owner leave a man gate or horseback access to this public land before the closure or blockade is done. I also believe this is considered a school bus route.

Sincerely,

Domingo J Cruz

UNION COUNTY, NEW MEXICO
RESOLUTION NO. 2024-41

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDMENT AGREEMENT (THE "AMENDMENT AGREEMENT") BY AND BETWEEN UNION COUNTY, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY (THE "FINANCE AUTHORITY") TO AMEND THE FINANCE AUTHORITY DEBT SERVICE ACCOUNT OBLIGATIONS RELATED TO THE LOAN AGREEMENT DATED OCTOBER 17, 2014 BY AND BETWEEN THE GOVERNMENTAL UNIT AND THE FINANCE AUTHORITY (THE "LOAN AGREEMENT"); AUTHORIZING THE ACCUMULATION OF THE PLEDGED REVENUES IN THE FINANCE AUTHORITY DEBT SERVICE ACCOUNT; APPROVING THE FORM AND TERMS OF THE AMENDMENT AGREEMENT AND OTHER DETAILS CONCERNING THE PAYMENT OBLIGATIONS OF THE GOVERNMENTAL UNIT; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE AMENDMENT AGREEMENT.

WHEREAS, the Governmental Unit is a legally and regularly created, established, organized and existing county under the general laws of the State; and

WHEREAS, pursuant to Ordinance No. 2014-26 adopted by the Board of County Commissioners of the Governmental Unit (the "Governing Body") on September 5, 2014, the Governmental Unit executed and delivered a Loan Agreement dated October 17, 2014 by and between the Governmental Unit and the Finance Authority evidencing a special, limited obligation of the Governmental Unit to pay a principal amount of \$2,364,457, together with interest thereon, to the Finance Authority (the "Loan Agreement"); and

WHEREAS, the Governmental Unit requested that the Finance Authority loan funds to the Governmental Unit pursuant to the Loan Agreement (the "Loan") for the purpose of refunding Loan No. PPRF-1707 dated April 1, 2005 for improvements and renovations at the Union County General Hospital, paying the loan processing fee, cost of issuance, and funding the Loan Agreement Reserve Account (the "Project"); and

WHEREAS, the Governmental Unit has contacted the Finance Authority requesting amendment of the Loan Agreement due to Union County General Hospital's declining financial position due to unreimbursed costs of providing indigent care, decreased Medicaid reimbursements, increased medical malpractice premiums and paying gross receipts tax coupled with increasing operating costs and expenses; and

WHEREAS, the Governmental Unit and the Finance Authority have previously entered into a First Letter Agreement, dated July 31, 2023, a Second Letter Agreement, dated November 3, 2023, and a Third Letter Agreement, dated May 1, 2024, pursuant to which the Finance Authority postponed collection of monthly payments until August 31, 2024 and waived the requirement of the Governmental Unit to replenish the Loan Agreement Reserve Account; and

WHEREAS, the Governmental Unit and Finance Authority seek to amend the Loan Agreement to allow the accumulation of the Pledged Revenues received in the Finance Authority Debt Service Account to make the Loan Agreement Payments due on May 1, 2024 and semi-annually thereafter (the “Accumulation of Pledged Revenues”); and

WHEREAS, the Governmental Unit and the Finance Authority desire to execute an agreement to amend Section 5.2(e) of the Loan Agreement to allow the Accumulation of Pledged Revenues (the “Debt Service Account Amendment”); and

WHEREAS, proceeds from the Loan and deposited in the Finance Authority Debt Service Account will not be invested at a yield which exceeds the yield on the Loan unless yield reduction payments are made to the United States Government in accordance with Treasury Regulation 1.148-5(c); and

WHEREAS, Section 13.3(a) of the Indenture and Section 11.3 of the Loan Agreement provides that the Loan Agreement may be amended with the written consent of the Finance Authority, the Trustee, and the Governmental Unit, and this Resolution and the Amendment Agreement authorized hereby constitute the Governmental Unit's written consent to amend the Loan Agreement; and

WHEREAS, there has been presented to the Governing Body and there presently is on file with the County Clerk this Resolution and the form of the Amendment Agreement, which is incorporated by reference and considered to be a part hereof; and

WHEREAS, the authorization, execution and delivery of the Amendment Agreement will not result in a “significant modification” of the Loan as contemplated in the Code; and

WHEREAS, all required authorizations, consents and approvals in connection with the Debt Service Account Amendment and the authorization, execution and delivery of the Amendment Agreement which are required to have been obtained by the date of this Resolution, have been obtained or are reasonably expected to be obtained.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE UNION COUNTY, NEW MEXICO:

Section 1. Definitions. Capitalized terms used in this Resolution have the same meanings as defined in Article 1 of the Loan Agreement unless otherwise defined in this Resolution or the context requires otherwise.

Section 2. Ratification. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Governing Body and officers of the Governmental Unit directed toward the Debt Service Account Amendment and the execution and delivery of the Amendment Agreement, be, and the same hereby are, ratified, approved and confirmed.

Section 3. Authorization of the Debt Service Account Amendment and the Amendment Agreement. The Debt Service Account Amendment and the execution and delivery of the Amendment Agreement are hereby authorized and ordered. The Debt Service Account Amendment is for the benefit of the Governmental Unit.

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

A. Due to the declining financial position of Union County General Hospital due to unreimbursed costs of providing indigent care, decreased Medicaid reimbursements, increased medical malpractice premiums and gross receipts tax expenses coupled with increasing operating costs and expenses, the Debt Service Account Amendment is needed to meet the needs of the Governmental Unit and Union County General Hospital, and the issuance, execution and delivery of the Amendment Agreement is necessary and advisable.

B. The Debt Service Account Amendment and the execution and delivery of the Amendment Agreement are necessary and in the interest of the public health, safety, and welfare of the residents of the Governmental Unit and Union County General Hospital.

Section 5. Approval of Amendment Agreement. The form of the Amendment Agreement as presented at the meeting of the Governing Body at which this Resolution was adopted is hereby approved. Authorized Officers (as defined in the Loan Agreement) are hereby individually authorized to execute, acknowledge and deliver the Amendment Agreement with such changes, insertions and omissions as may be approved by such individual Authorized Officers, and the County Clerk is hereby authorized to affix the seal of the Governmental Unit on the Amendment Agreement and attest the same. The execution of the Amendment Agreement by an Authorized Officer shall be conclusive evidence of such approval.

Section 6. Authorized Officers. Authorized Officers are hereby individually authorized and directed to execute and deliver any and all papers, instruments, opinions, affidavits and other documents and to do and cause to be done any and all acts and things necessary or proper for carrying out this Resolution, the Amendment Agreement and all other transactions contemplated hereby and thereby. Authorized Officers are hereby individually authorized to do all acts and things required of them by this Resolution and the Amendment Agreement for the full, punctual and complete performance of all the terms, covenants and agreements contained in this Resolution and the Amendment Agreement, including but not limited to, the execution and delivery of closing documents in connection with the execution and delivery of the Amendment Agreement.

Section 7. Severability Clause. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 8. Repealer Clause. All acts and resolutions, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any bylaw, order, or resolution, or part thereof, heretofore repealed.

Section 9. Effective Date. This Resolution shall take effect immediately upon its adoption.

[Signature pages follow]

PASSED, APPROVED AND ADOPTED THIS 11TH DAY OF JUNE, 2024.

UNION COUNTY, NEW MEXICO

By _____
Clay Kiesling, Chairman

[SEAL]

ATTEST:

By _____
Brenda Green, County Clerk

Commissioner _____ then moved adoption of the foregoing Resolution, duly seconded by Commissioner _____.

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

Those Voting Aye: _____

Those Voting Nay: _____

Those Absent: _____

_____ () members of the Governing Body having voted in favor of said motion, the Chair declared said motion carried and said Resolution adopted, whereupon the Chair and the County Clerk signed the Resolution upon the records of the minutes of the Governing Body.

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

UNION COUNTY, NEW MEXICO

By _____
Clay Kiesling, Chairman

[SEAL]

ATTEST:

By _____
Brenda Green, County Clerk

7144879_2

AMENDMENT AGREEMENT

to

\$2,364,457

LOAN AGREEMENT

dated

October 17, 2014

by and between the

NEW MEXICO FINANCE AUTHORITY,

and the

UNION COUNTY, NEW MEXICO

Finance Authority Loan No. PPRF-3145

Date of Amendment Agreement:

June 28, 2024

AGREEMENT TO AMEND THE FINANCE AUTHORITY DEBT SERVICE ACCOUNT OBLIGATIONS RELATED TO LOAN AGREEMENT DATED OCTOBER 17, 2014

THIS AGREEMENT TO AMEND THE FINANCE AUTHORITY DEBT SERVICE ACCOUNT OBLIGATIONS RELATED TO LOAN AGREEMENT DATED OCTOBER 17, 2014 (the "Amendment Agreement") is entered into by and between the **NEW MEXICO FINANCE AUTHORITY** (the "Finance Authority"), and **UNION COUNTY, NEW MEXICO** (the "Governmental Unit"), a political subdivision duly organized and existing under and pursuant to the laws of the State of New Mexico (the "State").

Capitalized terms used herein shall have the same meaning assigned to them in the Loan Agreement dated October 17, 2014, between the Finance Authority and the Governmental Unit (the "Loan Agreement") except as otherwise defined below.

W I T N E S S E T H:

WHEREAS, the Governing Body adopted Ordinance No. 2014-26 on September 5, 2014 (the "Ordinance") authorizing, approving and directing the Governmental Unit to execute the Loan Agreement to borrow \$2,364,457 from the Finance Authority for the purpose of financing the acquisition of the Project; and

WHEREAS, pursuant to NMSA 1978, Sections 4-62-1 through 4-62-10, Sections 6-21-1 through 6-21-31 and Section 7-20E-9, as amended (the "Act"), the Governmental Unit and the Finance Authority entered into the Loan Agreement, payable from Pledged Revenues (the "Loan"); and

WHEREAS, the Governmental Unit has contacted the Finance Authority requesting amendment of the Loan Agreement due to Union County General Hospital's declining financial position due to unreimbursed costs of providing indigent care, decreased Medicaid reimbursements, increased medical malpractice premiums and gross receipts tax expenses coupled with increasing operating costs and expenses; and

WHEREAS, the Governmental Unit has determined that it would be in the best interest of its citizens and Union County General Hospital to enter into this Amendment Agreement; and

WHEREAS, the Governmental Unit and the Finance Authority agree to accumulate the Pledged Revenues received in the Finance Authority Debt Service Account in accordance with this Amendment Agreement; and

WHEREAS, on April 25, 2024, the Board of the Finance Authority approved amendments to the Loan Agreement to allow the accumulation of the Pledged Revenues in the Finance Authority Debt Service Account; and

WHEREAS, pursuant to Section 13.3(a) of the Indenture and Section 11.3 of the Loan Agreement, the Finance Authority may amend the terms of the Loan Agreement to allow the accumulation of the Pledged Revenues in the Finance Authority Debt Service Account.

NOW, THEREFORE, for and in consideration of the premises and the mutual promises and covenants herein contained, the parties hereto agree:

**ARTICLE I
AMENDMENT**

Section 1.1. Amendment of Article VI, Payment Obligations of Governmental Unit. The parties hereby agree that Article VI, Section 5.2(e) of the Loan Agreement is deleted in its entirety and replaced with the following:

“Subject to the foregoing deposits and without any requirement to annually deplete the funds held in the Finance Authority Debt Service Account, the Finance Authority shall accumulate the Pledged Revenues received in the Finance Authority Debt Service Account to credit against upcoming Loan Agreement Payments due on November 1, 2024 and semi-annually thereafter as shown on the schedule of payment attached to the Loan Agreement. Upon payment of the final Loan Agreement Payment, the balance of funds remaining in the Finance Authority Debt Service Account, if any, shall be released and distributed to the debt service account for Loan No. PPRF-3384 or Loan No. PPRF-4931, at the sole discretion of the Finance Authority.”

Section 1.3. Effective Date. This Amendment Agreement shall be effective as of June 28, 2024.

**ARTICLE II
NOT A NOVATION;
NOT A SIGNIFICANT MODIFICATION**

Not a Novation; Not a Significant Modification. The Governmental Unit and the Finance Authority expressly intend and agree that this Amendment Agreement evidences a modification only of the Loan Agreement as expressly provided in this Amendment Agreement and is not a novation. Notwithstanding the prior sentence, the Governmental Unit and the Finance Authority expressly intend and agree that this Amendment Agreement is not a “significant modification” as contemplated in the Code.

**ARTICLE III
YIELD RESTRICTION**

Yield Restriction. The Governmental Unit and the Finance Authority expressly intend and agree that the proceeds deposited in the Finance Authority Debt Service Account, as contemplated under this Amendment Agreement, shall not be invested at a yield which exceeds the yield on the

Loan unless yield reduction payments are made to the United States Government in accordance with Treasury Regulation 1.148-5(c).

**ARTICLE IV
RATIFICATION**

All Other Provisions of Loan Agreement Remain Effective. Except as expressly amended by this Amendment Agreement, the Loan Agreement shall remain effective in its entirety until this Loan Agreement has been paid in full.

[Remainder of page left intentionally blank]

[Signature pages follow]

IN WITNESS WHEREOF, the Finance Authority, on behalf of itself, and as approved by the Board of Directors of the Finance Authority on April 25, 2024, has executed this Amendment Agreement in its corporate name; and the Governmental Unit has caused this Amendment Agreement to be executed in its corporate name and the seal of the Governmental Unit affixed and attested by its duly authorized officers. All of the above are effective as of the date first above written.

NEW MEXICO FINANCE AUTHORITY

By _____
Marquita D. Russel, Chief Executive Officer

PREPARED FOR EXECUTION BY OFFICERS OF THE
NEW MEXICO FINANCE AUTHORITY:

Sutin, Thayer & Browne A Professional Corporation
as Loan Counsel

By _____
Suzanne Wood Bruckner

APPROVED FOR EXECUTION BY OFFICERS OF THE
NEW MEXICO FINANCE AUTHORITY:

By _____
Daniel C. Opperman, Chief Legal Officer

UNION COUNTY, NEW MEXICO

By _____
Clay Kiesling, Chairman

[SEAL]

ATTEST:

By _____
Brenda Green, County Clerk

CONSENTED TO:

BOKF, NA

By _____
Susen Ellis, Sr. Vice President and Trust Officer
Dated: _____, 2024

UNION COUNTY, NEW MEXICO
RESOLUTION NO. 2024-42

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDMENT AGREEMENT (THE "AMENDMENT AGREEMENT") BY AND BETWEEN UNION COUNTY, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY (THE "FINANCE AUTHORITY") TO AMEND THE FINANCE AUTHORITY DEBT SERVICE ACCOUNT OBLIGATIONS RELATED TO THE LOAN AGREEMENT DATED OCTOBER 16, 2015 BY AND BETWEEN THE GOVERNMENTAL UNIT AND THE FINANCE AUTHORITY (THE "LOAN AGREEMENT"); AUTHORIZING THE ACCUMULATION OF THE PLEDGED REVENUES IN THE FINANCE AUTHORITY DEBT SERVICE ACCOUNT; APPROVING THE FORM AND TERMS OF THE AMENDMENT AGREEMENT AND OTHER DETAILS CONCERNING THE PAYMENT OBLIGATIONS OF THE GOVERNMENTAL UNIT; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE AMENDMENT AGREEMENT.

WHEREAS, the Governmental Unit is a legally and regularly created, established, organized and existing county under the general laws of the State; and

WHEREAS, pursuant to Ordinance No. 2015-32 adopted by the Board of County Commissioners of the Governmental Unit (the "Governing Body") on September 8, 2015, the Governmental Unit executed and delivered a Loan Agreement dated October 16, 2015 by and between the Governmental Unit and the Finance Authority evidencing a special, limited obligation of the Governmental Unit to pay a principal amount of \$1,171,793, together with interest thereon, to the Finance Authority (the "Loan Agreement"); and

WHEREAS, the Governmental Unit requested that the Finance Authority loan funds to the Governmental Unit pursuant to the Loan Agreement (the "Loan") for the purpose of refunding Loan No. PPRF-1883 dated July 21, 2006 for improvements and renovations to the Union County General Hospital, paying the loan processing fee, cost of issuance, and funding the Loan Agreement Reserve Account (the "Project"); and

WHEREAS, the Governmental Unit has contacted the Finance Authority requesting amendment of the Loan Agreement due to Union County General Hospital's declining financial position due to unreimbursed costs of providing indigent care, decreased Medicaid reimbursements, increased medical malpractice premiums and paying gross receipts tax coupled with increasing operating costs and expenses; and

WHEREAS, the Governmental Unit and the Finance Authority have previously entered into a First Letter Agreement, dated July 31, 2023, a Second Letter Agreement, dated November 3, 2023, and a Third Letter Agreement, dated May 1, 2024, pursuant to which the Finance Authority postponed collection of monthly payments until August 31, 2024 and waived the requirement of the Governmental Unit to replenish the Loan Agreement Reserve Account; and

WHEREAS, the Governmental Unit and Finance Authority seek to amend the Loan Agreement to allow the accumulation of the Pledged Revenues received in the Finance Authority Debt Service Account to make the Loan Agreement Payments due on May 1, 2024 and semi-annually thereafter (the “Accumulation of Pledged Revenues”); and

WHEREAS, the Governmental Unit and the Finance Authority desire to execute an agreement to amend Section 5.2(e) of the Loan Agreement to allow the Accumulation of Pledged Revenues (the “Debt Service Account Amendment”); and

WHEREAS, proceeds from the Loan and deposited in the Finance Authority Debt Service Account will not be invested at a yield which exceeds the yield on the Loan unless yield reduction payments are made to the United States Government in accordance with Treasury Regulation 1.148-5(c); and

WHEREAS, Section 13.3(a) of the Indenture and Section 11.3 of the Loan Agreement provides that the Loan Agreement may be amended with the written consent of the Finance Authority, the Trustee, and the Governmental Unit, and this Resolution and the Amendment Agreement authorized hereby constitute the Governmental Unit's written consent to amend the Loan Agreement; and

WHEREAS, there has been presented to the Governing Body and there presently is on file with the County Clerk this Resolution and the form of the Amendment Agreement, which is incorporated by reference and considered to be a part hereof; and

WHEREAS, the authorization, execution and delivery of the Amendment Agreement will not result in a “significant modification” of the Loan as contemplated in the Code; and

WHEREAS, all required authorizations, consents and approvals in connection with the Debt Service Account Amendment and the authorization, execution and delivery of the Amendment Agreement which are required to have been obtained by the date of this Resolution, have been obtained or are reasonably expected to be obtained.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE UNION COUNTY, NEW MEXICO:

Section 1. Definitions. Capitalized terms used in this Resolution have the same meanings as defined in Article 1 of the Loan Agreement unless otherwise defined in this Resolution or the context requires otherwise.

Section 2. Ratification. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Governing Body and officers of the Governmental Unit directed toward the Debt Service Account Amendment and the execution and delivery of the Amendment Agreement, be, and the same hereby are, ratified, approved and confirmed.

Section 3. Authorization of the Debt Service Account Amendment and the Amendment Agreement. The Debt Service Account Amendment and the execution and delivery of the Amendment Agreement are hereby authorized and ordered. The Debt Service Account Amendment is for the benefit of the Governmental Unit.

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

A. Due to the declining financial position of Union County General Hospital due to unreimbursed costs of providing indigent care, decreased Medicaid reimbursements, increased medical malpractice premiums and gross receipts tax expenses coupled with increasing operating costs and expenses, the Debt Service Account Amendment is needed to meet the needs of the Governmental Unit and Union County General Hospital, and the issuance, execution and delivery of the Amendment Agreement is necessary and advisable.

B. The Debt Service Account Amendment and the execution and delivery of the Amendment Agreement are necessary and in the interest of the public health, safety, and welfare of the residents of the Governmental Unit and Union County General Hospital.

Section 5. Approval of Amendment Agreement. The form of the Amendment Agreement as presented at the meeting of the Governing Body at which this Resolution was adopted is hereby approved. Authorized Officers (as defined in the Loan Agreement) are hereby individually authorized to execute, acknowledge and deliver the Amendment Agreement with such changes, insertions and omissions as may be approved by such individual Authorized Officers, and the County Clerk is hereby authorized to affix the seal of the Governmental Unit on the Amendment Agreement and attest the same. The execution of the Amendment Agreement by an Authorized Officer shall be conclusive evidence of such approval.

Section 6. Authorized Officers. Authorized Officers are hereby individually authorized and directed to execute and deliver any and all papers, instruments, opinions, affidavits and other documents and to do and cause to be done any and all acts and things necessary or proper for carrying out this Resolution, the Amendment Agreement and all other transactions contemplated hereby and thereby. Authorized Officers are hereby individually authorized to do all acts and things required of them by this Resolution and the Amendment Agreement for the full, punctual and complete performance of all the terms, covenants and agreements contained in this Resolution and the Amendment Agreement, including but not limited to, the execution and delivery of closing documents in connection with the execution and delivery of the Amendment Agreement.

Section 7. Severability Clause. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 8. Repealer Clause. All acts and resolutions, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any bylaw, order, or resolution, or part thereof, heretofore repealed.

Section 9. Effective Date. This Resolution shall take effect immediately upon its adoption.

[Signature pages follow]

PASSED, APPROVED AND ADOPTED THIS 11TH DAY OF JUNE, 2024.

UNION COUNTY, NEW MEXICO

By _____
Clay Kiesling, Chairman

[SEAL]

ATTEST:

By _____
Brenda Green, County Clerk

Commissioner _____ then moved adoption of the foregoing Resolution, duly seconded by Commissioner _____.

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

Those Voting Aye: _____

Those Voting Nay: _____

Those Absent: _____

_____ () members of the Governing Body having voted in favor of said motion, the Chair declared said motion carried and said Resolution adopted, whereupon the Chair and the County Clerk signed the Resolution upon the records of the minutes of the Governing Body.

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

UNION COUNTY, NEW MEXICO

By _____
Clay Kiesling, Chairman

[SEAL]

ATTEST:

By _____
Brenda Green, County Clerk

7144881_2

AMENDMENT AGREEMENT

to

\$1,171,793

LOAN AGREEMENT

dated

October 16, 2015

by and between the

NEW MEXICO FINANCE AUTHORITY,

and the

UNION COUNTY, NEW MEXICO

Finance Authority Loan No. PPRF-3384

Date of Amendment Agreement:

June 28, 2024

AGREEMENT TO AMEND THE FINANCE AUTHORITY DEBT SERVICE ACCOUNT OBLIGATIONS RELATED TO LOAN AGREEMENT DATED OCTOBER 16, 2015

THIS AGREEMENT TO AMEND THE FINANCE AUTHORITY DEBT SERVICE ACCOUNT OBLIGATIONS RELATED TO LOAN AGREEMENT DATED OCTOBER 16, 2015 (the "Amendment Agreement") is entered into by and between the **NEW MEXICO FINANCE AUTHORITY** (the "Finance Authority"), and **UNION COUNTY, NEW MEXICO** (the "Governmental Unit"), a political subdivision duly organized and existing under and pursuant to the laws of the State of New Mexico (the "State").

Capitalized terms used herein shall have the same meaning assigned to them in the Loan Agreement dated October 16, 2015, between the Finance Authority and the Governmental Unit (the "Loan Agreement") except as otherwise defined below.

W I T N E S S E T H:

WHEREAS, the Governing Body adopted Ordinance No. 2015-32 on September 8, 2015 (the "Ordinance") authorizing, approving and directing the Governmental Unit to execute the Loan Agreement to borrow \$1,171,793 from the Finance Authority for the purpose of financing the acquisition of the Project; and

WHEREAS, pursuant to NMSA 1978, Sections 4-62-1 through 4-62-10, Sections 6-21-1 through 6-21-31 and Section 7-20E-9, as amended (the "Act"), the Governmental Unit and the Finance Authority entered into the Loan Agreement, payable from Pledged Revenues (the "Loan"); and

WHEREAS, the Governmental Unit has contacted the Finance Authority requesting amendment of the Loan Agreement due to Union County General Hospital's declining financial position due to unreimbursed costs of providing indigent care, decreased Medicaid reimbursements, increased medical malpractice premiums and gross receipts tax expenses coupled with increasing operating costs and expenses; and

WHEREAS, the Governmental Unit has determined that it would be in the best interest of its citizens and Union County General Hospital to enter into this Amendment Agreement; and

WHEREAS, the Governmental Unit and the Finance Authority agree to accumulate the Pledged Revenues received in the Finance Authority Debt Service Account in accordance with this Amendment Agreement; and

WHEREAS, on April 25, 2024, the Board of the Finance Authority approved amendments to the Loan Agreement to allow the accumulation of the Pledged Revenues in the Finance Authority Debt Service Account; and

WHEREAS, pursuant to Section 13.3(a) of the Indenture and Section 11.3 of the Loan Agreement, the Finance Authority may amend the terms of the Loan Agreement to allow the accumulation of the Pledged Revenues in the Finance Authority Debt Service Account.

NOW, THEREFORE, for and in consideration of the premises and the mutual promises and covenants herein contained, the parties hereto agree:

**ARTICLE I
AMENDMENT**

Section 1.1. Amendment of Article VI, Payment Obligations of Governmental Unit. The parties hereby agree that Article VI, Section 5.2(e) of the Loan Agreement is deleted in its entirety and replaced with the following:

“Subject to the foregoing deposits and without any requirement to annually deplete the funds held in the Finance Authority Debt Service Account, the Finance Authority shall accumulate the Pledged Revenues received in the Finance Authority Debt Service Account to credit against upcoming Loan Agreement Payments due on November 1, 2024 and semi-annually thereafter as shown on the schedule of payment attached to the Loan Agreement. Upon payment of the final Loan Agreement Payment, the balance of funds remaining in the Finance Authority Debt Service Account, if any, shall be released and distributed to the debt service account for Loan No. PPRF-4931, at the sole discretion of the Finance Authority.”

Section 1.3. Effective Date. This Amendment Agreement shall be effective as of June 28, 2024.

**ARTICLE II
NOT A NOVATION;
NOT A SIGNIFICANT MODIFICATION**

Not a Novation. The Governmental Unit and the Finance Authority expressly intend and agree that this Amendment Agreement evidences a modification only of the Loan Agreement as expressly provided in this Amendment Agreement and is not a novation. Notwithstanding the prior sentence, the Governmental Unit and the Finance Authority expressly intend and agree that this Amendment Agreement is not a “significant modification” as contemplated in the Code.

**ARTICLE III
YIELD RESTRICTION**

Yield Restriction. The Governmental Unit and the Finance Authority expressly intend and agree that the proceeds deposited in the Finance Authority Debt Service Account, as contemplated under this Amendment Agreement, shall not be invested at a yield which exceeds the yield on the Loan unless yield reduction payments are made to the United States Government in accordance with Treasury Regulation 1.148-5(c).

**ARTICLE IV
RATIFICATION**

All Other Provisions of Loan Agreement Remain Effective. Except as expressly amended by this Amendment Agreement, the Loan Agreement shall remain effective in its entirety until this Loan Agreement has been paid in full.

[Remainder of page left intentionally blank]

[Signature pages follow]

IN WITNESS WHEREOF, the Finance Authority, on behalf of itself, and as approved by the Board of Directors of the Finance Authority on April 25, 2024, has executed this Amendment Agreement in its corporate name; and the Governmental Unit has caused this Amendment Agreement to be executed in its corporate name and the seal of the Governmental Unit affixed and attested by its duly authorized officers. All of the above are effective as of the date first above written.

NEW MEXICO FINANCE AUTHORITY

By _____
Marquita D. Russel, Chief Executive Officer

PREPARED FOR EXECUTION BY OFFICERS OF THE
NEW MEXICO FINANCE AUTHORITY:

Sutin, Thayer & Browne A Professional Corporation
as Loan Counsel

By _____
Suzanne Wood Bruckner

APPROVED FOR EXECUTION BY OFFICERS OF THE
NEW MEXICO FINANCE AUTHORITY:

By _____
Daniel C. Opperman, Chief Legal Officer

UNION COUNTY, NEW MEXICO

By _____
Clay Kiesling, Chairman

[SEAL]

ATTEST:

By _____
Brenda Green, County Clerk

CONSENTED TO:

BOKF, NA

By _____
Susen Ellis, Sr. Vice President and Trust Officer
Dated: _____, 2024

UNION COUNTY, NEW MEXICO
RESOLUTION NO. 2024-43

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDMENT AGREEMENT (THE "AMENDMENT AGREEMENT") BY AND BETWEEN UNION COUNTY, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY (THE "FINANCE AUTHORITY") TO AMEND THE FINANCE AUTHORITY DEBT SERVICE ACCOUNT OBLIGATIONS AND THE PREPAYMENT TERMS RELATED TO THE LOAN AGREEMENT DATED AUGUST 23, 2019 BY AND BETWEEN THE GOVERNMENTAL UNIT AND THE FINANCE AUTHORITY (THE "LOAN AGREEMENT"); AUTHORIZING THE ACCUMULATION OF THE PLEDGED REVENUES IN THE FINANCE AUTHORITY DEBT SERVICE ACCOUNT AND THE PREPAYMENT OF THE LOAN AGREEMENT; APPROVING THE FORM AND TERMS OF THE AMENDMENT AGREEMENT AND OTHER DETAILS CONCERNING THE PAYMENT OBLIGATIONS OF THE GOVERNMENTAL UNIT AND PREPAYMENT OF THE LOAN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE AMENDMENT AGREEMENT.

WHEREAS, the Governmental Unit is a legally and regularly created, established, organized and existing county under the general laws of the State; and

WHEREAS, pursuant to Ordinance No. 2019-39 adopted by the Board of County Commissioners of the Governmental Unit (the "Governing Body") on July 9, 2019, the Governmental Unit executed and delivered a Loan Agreement dated August 23, 2019 by and between the Governmental Unit and the Finance Authority evidencing a special, limited obligation of the Governmental Unit to pay a principal amount of \$1,304,071, together with interest thereon, to the Finance Authority (the "Loan Agreement"); and

WHEREAS, the Governmental Unit requested that the Finance Authority loan funds to the Governmental Unit pursuant to the Loan Agreement (the "Loan") for the purpose of refunding Loan No. PPRF-2334 dated October 16, 2009 for improvements, renovations and the acquisition of equipment for Union County General Hospital, paying the loan processing fee, cost of issuance, and funding the Loan Agreement Reserve Account (the "Project"); and

WHEREAS, the Governmental Unit has contacted the Finance Authority requesting amendment of the Loan Agreement due to Union County General Hospital's declining financial position due to unreimbursed costs of providing indigent care, decreased Medicaid reimbursements, increased medical malpractice premiums and paying gross receipts tax coupled with increasing operating costs and expenses; and

WHEREAS, the Governmental Unit and the Finance Authority have previously entered into a First Letter Agreement, dated July 31, 2023, a Second Letter Agreement, dated November 3, 2023, and a Third Letter Agreement, dated May 1, 2024, pursuant to which the Finance

Authority postponed collection of monthly payments until August 31, 2024 and waived the requirement of the Governmental Unit to replenish the Loan Agreement Reserve Account; and

WHEREAS, the Governmental Unit and Finance Authority seek to amend the Loan Agreement to allow the accumulation of the Pledged Revenues received in the Finance Authority Debt Service Account to make the Loan Agreement Payments due on May 1, 2024 and semi-annually thereafter (the “Accumulation of Pledged Revenues”); and

WHEREAS, the Governmental Unit and the Finance Authority desire to execute an agreement to amend Section 5.2(e) of the Loan Agreement to allow the Accumulation of Pledged Revenues (the “Debt Service Account Amendment”); and

WHEREAS, the Finance Authority has agreed to allow prepayment prior to the maturity date of May 1, 2029; and

WHEREAS, the Governmental Unit and the Finance Authority desire to execute an agreement to amend Section 8.1 of the Loan Agreement to allow the Governmental Unit to prepay the Loan on any day on or after November 1, 2026 without penalty or prepayment premium (the “Prepayment Amendment”, and together with the Debt Service Account Amendment, the “Amendment Agreement”); and

WHEREAS, proceeds from the Loan and deposited in the Finance Authority Debt Service Account will not be invested at a yield which exceeds the yield on the Loan unless yield reduction payments are made to the United States Government in accordance with Treasury Regulation 1.148-5(c); and

WHEREAS, Section 13.3(a) of the Indenture and Section 11.3 of the Loan Agreement provides that the Loan Agreement may be amended with the written consent of the Finance Authority, the Trustee, and the Governmental Unit, and this Resolution and the Amendment Agreement authorized hereby constitute the Governmental Unit's written consent to amend the Loan Agreement; and

WHEREAS, there has been presented to the Governing Body and there presently is on file with the County Clerk this Resolution and the form of the Amendment Agreement, which is incorporated by reference and considered to be a part hereof; and

WHEREAS, the authorization, execution and delivery of the Amendment Agreement will not result in a “significant modification” of the Loan as contemplated in the Code; and

WHEREAS, all required authorizations, consents and approvals in connection with (i) the Debt Service Account Amendment, (ii) the Prepayment Amendment, and (iii) the authorization, execution and delivery of the Amendment Agreement which are required to have been obtained by the date of this Resolution, have been obtained or are reasonably expected to be obtained.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE UNION COUNTY, NEW MEXICO:

Section 1. Definitions. Capitalized terms used in this Resolution have the same meanings as defined in Article 1 of the Loan Agreement unless otherwise defined in this Resolution or the context requires otherwise.

Section 2. Ratification. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Governing Body and officers of the Governmental Unit directed toward the Debt Service Account Amendment, the Prepayment Amendment and the execution and delivery of the Amendment Agreement, be, and the same hereby are, ratified, approved and confirmed.

Section 3. Authorization of the Debt Service Account Amendment, the Prepayment Amendment, and the Amendment Agreement. The Debt Service Account Amendment, the Prepayment Amendment and the execution and delivery of the Amendment Agreement are hereby authorized and ordered. The Debt Service Account Amendment and the Prepayment Amendment are for the benefit of the Governmental Unit.

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

A. Due to the declining financial position of Union County General Hospital due to unreimbursed costs of providing indigent care, decreased Medicaid reimbursements, increased medical malpractice premiums and gross receipts tax expenses coupled with increasing operating costs and expenses, the Debt Service Account Amendment and the Prepayment Amendment are needed to meet the needs of the Governmental Unit and Union County General Hospital, and the issuance, execution and delivery of the Amendment Agreement is necessary and advisable.

B. The Debt Service Account Amendment, the Prepayment Amendment, and the execution and delivery of the Amendment Agreement are necessary and in the interest of the public health, safety, and welfare of the residents of the Governmental Unit and Union County General Hospital.

Section 5. Approval of Amendment Agreement. The form of the Amendment Agreement as presented at the meeting of the Governing Body at which this Resolution was adopted is hereby approved. Authorized Officers (as defined in the Loan Agreement) are hereby individually authorized to execute, acknowledge and deliver the Amendment Agreement with such changes, insertions and omissions as may be approved by such individual Authorized Officers, and the County Clerk is hereby authorized to affix the seal of the Governmental Unit on the Amendment Agreement and attest the same. The execution of the Amendment Agreement by an Authorized Officer shall be conclusive evidence of such approval.

Section 6. Authorized Officers. Authorized Officers are hereby individually authorized and directed to execute and deliver any and all papers, instruments, opinions, affidavits and other documents and to do and cause to be done any and all acts and things necessary or proper for carrying out this Resolution, the Amendment Agreement and all other transactions contemplated hereby and thereby. Authorized Officers are hereby individually authorized to do all acts and things required of them by this Resolution and the Amendment Agreement for the full,

punctual and complete performance of all the terms, covenants and agreements contained in this Resolution and the Amendment Agreement, including but not limited to, the execution and delivery of closing documents in connection with the execution and delivery of the Amendment Agreement.

Section 7. Severability Clause. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 8. Repealer Clause. All acts and resolutions, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any bylaw, order, or resolution, or part thereof, heretofore repealed.

Section 9. Effective Date. This Resolution shall take effect immediately upon its adoption.

[Remainder of page left intentionally blank]

[Signature pages follow]

PASSED, APPROVED AND ADOPTED THIS 11TH DAY OF JUNE, 2024.

UNION COUNTY, NEW MEXICO

By _____
Clay Kiesling, Chairman

[SEAL]

ATTEST:

By _____
Brenda Green, County Clerk

Commissioner _____ then moved adoption of the foregoing Resolution, duly seconded by Commissioner _____.

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

Those Voting Aye: _____

Those Voting Nay: _____

Those Absent: _____

_____ () members of the Governing Body having voted in favor of said motion, the Chair declared said motion carried and said Resolution adopted, whereupon the Chair and the County Clerk signed the Resolution upon the records of the minutes of the Governing Body.

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

UNION COUNTY, NEW MEXICO

By _____
Clay Kiesling, Chairman

[SEAL]

ATTEST:

By _____
Brenda Green, County Clerk

7138876_3

AMENDMENT AGREEMENT

to

\$1,304,071

LOAN AGREEMENT

dated

August 23, 2019

by and between the

NEW MEXICO FINANCE AUTHORITY,

and the

UNION COUNTY, NEW MEXICO

Finance Authority Loan No. PPRF-4931

Date of Amendment Agreement:

June 28, 2024

**AGREEMENT TO AMEND PREPAYMENT TERMS
AND ALLOW ACCUMULATION OF PLEDGED REVENUES RELATED TO LOAN
AGREEMENT DATED AUGUST 23, 2019**

THIS AGREEMENT TO AMEND PREPAYMENT TERMS AND ALLOW ACCUMULATION OR PLEDGED REVENUES RELATED TO LOAN AGREEMENT DATED AUGUST 23, 2019 (the "Amendment Agreement") is entered into by and between the **NEW MEXICO FINANCE AUTHORITY** (the "Finance Authority"), and **UNION COUNTY, NEW MEXICO** (the "Governmental Unit"), a political subdivision duly organized and existing under and pursuant to the laws of the State of New Mexico (the "State").

Capitalized terms used herein shall have the same meaning assigned to them in the Loan Agreement dated August 23, 2019, between the Finance Authority and the Governmental Unit (the "Loan Agreement") except as otherwise defined below.

W I T N E S S E T H:

WHEREAS, the Governing Body adopted Ordinance No. 2019-39 on July 9, 2019 (the "Ordinance") authorizing, approving and directing the Governmental Unit to execute the Loan Agreement to borrow \$1,304,071 from the Finance Authority for the purpose of financing the acquisition of the Project; and

WHEREAS, pursuant to NMSA 1978, Sections 4-62-1 through 4-62-10, Sections 6-21-1 through 6-21-31 and Section 7-20E-9, as amended (the "Act"), the Governmental Unit and the Finance Authority entered into the Loan Agreement, payable from Pledged Revenues (the "Loan"); and

WHEREAS, the Governmental Unit has contacted the Finance Authority requesting amendment of the Loan Agreement due to Union County General Hospital's declining financial position due to unreimbursed costs of providing indigent care, decreased Medicaid reimbursements, increased medical malpractice premiums and gross receipts tax expenses coupled with increasing operating costs and expenses; and

WHEREAS, the Governmental Unit has determined that it would be in the best interest of its citizens and Union County General Hospital to enter into this Amendment Agreement; and

WHEREAS, the Finance Authority has agreed to allow prepayment prior to the maturity date of May 1, 2029; and

WHEREAS, the Governmental Unit and the Finance Authority agree to accumulate the Pledged Revenues received in the Finance Authority Debt Service Account in accordance with this Amendment Agreement; and

WHEREAS, on April 25, 2024, the Board of the Finance Authority approved amendments to the Loan Agreement to allow the early prepayment of the Loan and accumulation of the Pledged Revenues in the Finance Authority Debt Service Account; and

WHEREAS, pursuant to Section 13.3(a) of the Indenture and Section 11.3 of the Loan Agreement, the Finance Authority may amend the terms of the Loan Agreement to allow the early prepayment of the Loan and accumulate the Pledged Revenues in the Finance Authority Debt Service Account.

NOW, THEREFORE, for and in consideration of the premises and the mutual promises and covenants herein contained, the parties hereto agree:

ARTICLE I AMENDMENT

Section 1.1. Amendment of Article VI, Payment Obligations of Governmental Unit.
The parties hereby agree that Article VI, Section 5.2(e) of the Loan Agreement is deleted in its entirety and replaced with the following:

“Subject to the foregoing deposits and without any requirement to annually deplete the funds held in the Finance Authority Debt Service Account, the Finance Authority shall accumulate the Pledged Revenues received in the Finance Authority Debt Service Account: (i) to credit against upcoming Loan Agreement Payments due on November 1, 2024 and semi-annually thereafter as shown on the schedule of payment attached to the Loan Agreement; or (ii) to make a prepayment of the Loan on November 1, 2026 pursuant to Article VIII hereof, as amended. Upon payment of the final Loan Agreement Payment, the balance of funds remaining in the Finance Authority Debt Service Account, if any, shall be released and distributed to the Governmental Unit for any purpose permitted by law.”

Section 1.2. Amendment of Article VIII, Prepayment of Loan Agreement Payments.
The parties hereby agree that Article VIII, Section 8.1 of the Loan Agreement is deleted in its entirety and replaced with the following:

“The Governmental Unit is hereby granted the option to prepay any of the Principal Components of this Loan Agreement in whole or in part on any day on or after November 1, 2026 without penalty or prepayment premium. The Governmental Unit may designate the due dates of any Principal Components being prepaid in the event of a partial prepayment. Notice of intent to make such prepayment shall be provided to the Finance Authority and the Trustee by the Governmental Unit no less than forty-five (45) days prior to the prepayment date. The Trustee shall recalculate the Loan Agreement Payments due under this Loan Agreement in the event of a partial prepayment in a manner which is consistent with the manner in which the Bonds, if any, are prepaid.”

Section 1.3. Effective Date. This Amendment Agreement shall be effective as of June 28, 2024.

**ARTICLE II
NOT A NOVATION;
NOT A SIGNIFICANT MODIFICATION**

Not a Novation. The Governmental Unit and the Finance Authority expressly intend and agree that this Amendment Agreement evidences a modification only of the Loan Agreement as expressly provided in this Amendment Agreement and is not a novation. Notwithstanding the prior sentence, the Governmental Unit and the Finance Authority expressly intend and agree that this Amendment Agreement is not a “significant modification” as contemplated in the Code.

**ARTICLE III
YIELD RESTRICTION**

Yield Restriction. The Governmental Unit and the Finance Authority expressly intend and agree that the proceeds deposited in the Finance Authority Debt Service Account, as contemplated under this Amendment Agreement, shall not be invested at a yield which exceeds the yield on the Loan unless yield reduction payments are made to the United States Government in accordance with Treasury Regulation 1.148-5(c).

**ARTICLE IV
RATIFICATION**

All Other Provisions of Loan Agreement Remain Effective. Except as expressly amended by this Amendment Agreement, the Loan Agreement shall remain effective in its entirety until this Loan Agreement has been paid in full or provision for the payment of this Loan Agreement has been made pursuant to Article VIII, as amended.

[Remainder of page left intentionally blank]

[Signature pages follow]

IN WITNESS WHEREOF, the Finance Authority, on behalf of itself, and as approved by the Board of Directors of the Finance Authority on April 25, 2024, has executed this Amendment Agreement in its corporate name; and the Governmental Unit has caused this Amendment Agreement to be executed in its corporate name and the seal of the Governmental Unit affixed and attested by its duly authorized officers. All of the above are effective as of the date first above written.

NEW MEXICO FINANCE AUTHORITY

By _____
Marquita D. Russel, Chief Executive Officer

PREPARED FOR EXECUTION BY OFFICERS OF THE
NEW MEXICO FINANCE AUTHORITY:

Sutin, Thayer & Browne A Professional Corporation
as Loan Counsel

By _____
Suzanne Wood Bruckner

APPROVED FOR EXECUTION BY OFFICERS OF THE
NEW MEXICO FINANCE AUTHORITY:

By _____
Daniel C. Opperman, Chief Legal Officer

UNION COUNTY, NEW MEXICO

By _____
Clay Kiesling, Chairman

[SEAL]

ATTEST:

By _____
Brenda Green, County Clerk

CONSENTED TO:

BOKF, NA

By _____
Susen Ellis, Sr. Vice President and Trust Officer
Dated: _____, 2024

UNION COUNTY
RESOLUTION #2024-44

**A RESOLUTION GOVERNING MILEAGE AND PER DIEM COMPENSATION
PURSUANT TO SECTION 10-8-4, et seq. NMSA 1978**

WHEREAS, NMSA 1978, Section 10-8-4, *et seq.* governs the reimbursement of public officers and employees for per diem and mileage; per diem and mileage will be reimbursed as per the schedule of reimbursements included in this document; and

WHEREAS, the Union County Commission desires to establish its policy and the rules, procedures and rates governing reimbursement for travel expenses, mileage and per diem; and

WHEREAS, Union County proposes to adopt rules, procedures and rates to be paid for mileage, per diem and travel expenditures as set forth in NMSA 1978, Section 10-8-4, *et seq.* and 2.42.2.1 NMAC, as specified herein;

NOW THEREFORE, BE IT RESOLVED, that the Union County Commission hereby adopts the schedules for reimbursement of per diem and mileage set forth in NMSA 1978, Section 10-8-4, *et seq.* and 2.42.2 NMAC, except as provided for or limited in this resolution; and

BE IT FURTHER RESOLVED, that the Union County Commission wishes to designate selected municipalities as in-state special areas and authorize the higher rate of per diem for the following: **COUNTY OF SANTA FE**; and

BE IT FURTHER RESOLVED, that the Union County Commission wishes to designate out of state special areas and authorize a higher rate of per diem for the following locations: **New York City, NY; Chicago, IL; Los Angeles, CA; Atlanta, GA; Boston, MA; Cleveland, OH; Dallas/Ft. Worth, TX; Detroit, MI; Houston, TX; Miami, FL; Minneapolis, MI; Philadelphia, PA; Pittsburg, PA; St. Louis, MO; San Francisco, CA; Washington, DC** (designated as metropolitan by the most recent edition of the Rand-McNally road atlas, and areas outside of the continental United States including Alaska and Hawaii); and

BE IT FURTHER RESOLVED, by the Union County Commission pursuant to the authority granted under NMSA 1978, Section 10-8-5 (D), that non-salaried public officers, including, but not limited to, members of any board, commission, advisory group or other body appointed by the Board of Commissioners shall be entitled to reimbursement for mileage and per diem for travel on official business away from home and at least fifteen (15) miles away from the designated post of duty at the Union County Offices, Clayton, New Mexico, as provided in the "Schedules For Reimbursement" set forth below in this Resolution; and

BE IT FURTHER RESOLVED, that a non-salaried public officer shall be reimbursed at the current year IRS rate per mile of travel when away from home, and away from the designated post of duty, Union County Offices, Clayton, New Mexico; and

BE IT FURTHER RESOLVED, that non-salaried public officers, including but not limited to members of any board, commission, advisory group or other body appointed by the Board of County Commission shall not be entitled to reimbursement for per diem for the attendance of meetings within Clayton, New Mexico; and

BE IT FURTHER RESOLVED, that salaried public officials and public employees shall be entitled to reimbursement for travel expenses at the current year IRS standard mileage rate per mile when:

1. Such travel is in the discharge of official duties; and
2. Such travel is away from both the employee's designated post of duty and home; and
3. Such travel is made in a privately-owned conveyance; and

BE IT FURTHER RESOLVED, that actual mileage reimbursement may be approved by the Union County Manager or his designee for official daily trips to the post office, banks or other such commercial institutions, provided, however prior authorization for these types of travel reimbursement must be given prior approval by the Board of Commissioners; and

BE IT FURTHER RESOLVED, that upon written request accompanied by a travel sheet, agency head and governing boards of local public bodies or their authorized designees may approve a public officer's or employee's request to be advanced up to 80% of per diem rates and mileage cost. The remaining 20% will be paid at the next check run; and

BE IT FURTHER RESOLVED, that the County of Union, wishes to use the following maximum rates for mileage and per diem for Fiscal Year 2024-2025 beginning July 1, 2024:

SCHEDULES FOR REIMBURSEMENT

A. MILEAGE:

- Private Car (current year IRS standard mileage rate)
- Private Plane (\$0.88 cents per nautical mile/billed by plane agency)
- Commercial Plane (county will reimburse employee for cost of plane ticket)

B. PER DIEM

1. For occasional meal money when travel extends the normal work day and no overnight lodging is required:
 - a. For less than 2 hours of travel beyond normal work day\$ 0.00
 - b. For 2 hours, but less than 6 hours beyond the normal work day.....\$20.00
 - c. For 6 hours, but less than 12 hours beyond the normal work day\$42.00
 - d. For 12 hours or more beyond the normal work day\$59.00
2. For overnight travel for each 24 hour period where overnight lodging is required:

- a. In-State..... \$166.00
 - b. In-State special areas\$231.00
 - c. Out-of-State areas\$166.00
 - d. Out-of-State special areas Actuals
3. Meal Rates for Actual Reimbursements
- a. In-State.....\$59.00
 - b. Out-of-State.....\$59.00
- (Note: Meals are only reimbursable when using approved actual rates per 24-hour period)
4. For a partial day following a 24 hr. period where overnight is required:
- a. For less than 2 hours\$0.00
 - b. For 2 hours, but less than 6 hours\$20.00
 - c. For 6 hours, but less than 12 hours\$42.00
 - d. For 12 hours or more.....\$59.00

BE IT FURTHER RESOLVED, that all past resolutions and policies pertaining to mileage and per diem are hereby revoked, permanently rescinded and superseded.

PASSED, ADOPTED AND APPROVED THIS 11th DAY JUNE, 2024.

BOARD OF UNION COUNTY COMMISSIONERS

Clayton Kiesling, Chairman

W. Carr Vincent, Member

Lloyd Miller, Member

ATTEST


Brenda Green, County Clerk



State of New Mexico
Department of Finance & Administration
 180 Bataan Memorial Building
 Santa Fe, New Mexico 87501
 Phone: (505) 827-4985
 Fax: (505) 827-4984
 www.nmdfa.state.nm.us

Michelle Lujan Grisham
GOVERNOR

Wayne Propst
Cabinet Secretary

DATE: April 24, 2024
 TO: State Agency CFOs & Local Public Bodies
 FROM: Mark Melhoff, Acting Controller 
 SUBJECT: FCD Memo FY24-004 – Fiscal Year 25 Per Diem Rates

The Department of Finance & Administration (DFA) has published the Fiscal Year 25 per diem rates as required by 10-8-4 (B) & (C), NMSA 1978. The calculation of the updated rates has taken into consideration the standard rates established by the United States general services administration. These rates go into effect July 1, 2024. The rate chart can be found on the DFA website by following the link below.

<https://www.nmdfa.state.nm.us/financial-control/resource-information/memos-and-notices/>

Feel free to contact me directly with questions.

State of New Mexico Per Diem Rates					
<i>As Published by DFA on May 1, 2024. FY25 rates are effective July 1, 2024.</i>					
Per Diem Rate for Overnight Travel	FY21	FY22	FY23	FY24	FY25
In-State	85.00	151.00	155.00	157.00	166.00
In-State - County of Santa Fe (Special Area)	135.00	194.00	202.00	210.00	231.00
Out-of-State	115.00	151.00	155.00	157.00	166.00
International Travel (in US Dollars)	-	-	-	-	290.00
<i>International Travel must be approved by oversight governing body</i>					
Meal Rates for Actual Reimbursements	FY21	FY22	FY23	FY24	FY25
In-State	30.00	55.00	59.00	59.00	59.00
Out-of-State	45.00	55.00	59.00	59.00	59.00
International Travel (in US Dollars)	-	-	-	-	103.00
<i>Note: Meals are only reimbursable when using approved actual rates (per 24-hour period)</i>					
<i>Note 2: Overnight lodging is limited to \$215 per night when using actuals. Amounts that exceed this limit must be preapproved by the Agency Head or Chairperson of the Governing Board.</i>					
<i>Note 3: International travel must be approved by the oversight governing body.</i>					
Partial Day/Return from Travel/Same Day	FY21	FY22	FY23	FY24	FY25
less than 2 hours	-	-	-	-	-
2 hours but less than 6	12.00	18.00	20.00	20.00	20.00
6 hours but less than 12	20.00	40.00	42.00	42.00	42.00
12 hours but less than 24	30.00	55.00	59.00	59.00	59.00
<i>The Travel & Per Diem Act allows for actual reimbursement when per diem rates are insufficient.</i>					

UNION COUNTY
Resolution No. 2024-45

Treasurer's Distribution (401) (DFA # 70200), Town of Clayton (575) (DFA # 70200), Village of Des Moines (576) (DFA # 70200), Luna Vo Tech (590) (DFA # 70200), Clayton Schools Operations (701) (DFA #70200), Des Moines Schools Operations (710) (DFA #70200), Clayton Schools Ed Tech (713) (DFA #70200), Clayton Schools Capital Improvement (806) (DFA #70200), Des Moines Schools Capital Improvement (816) (DFA #70200), and Springer Schools Operational (820) (DFA #70200) budget increases

WHEREAS, the Board of Commissioners of Union County meeting in regular session on June 11, 2024 did propose to make budget adjustments; and

WHEREAS, the County of Union does, through Budget Resolution 2024-45 ask that authorization for the budgetary adjustments be granted, as summarized in the attachment; and

WHEREAS, the County of Union wishes to increase revenue and expenditures by eight thousand one hundred dollars (\$8,100) for the Treasurer's collection and distribution of penalty and interest for the State of New Mexico, increase revenue and expenditures by fourteen thousand seven hundred and seventy one dollars (\$14,771) in the Town of Clayton fund for the increased collection and distribution of property taxes, increase revenue and expenditures by one thousand five hundred and twenty three dollars (\$1,523) in the Village of Des Moines fund for the increased collection and distribution of property taxes, increase revenue and expenditures in Luna Vo Tech Fund by two hundred sixty one dollars (\$261) for the increased collection and distribution of taxes, increase revenue and expenditures in the Clayton Schools Operational fund for twenty thousand five hundred and nineteen dollars (\$20,519) for the increased collection and distribution of property taxes, increase revenue and expenditures in the Des Moines Schools Operational fund for nine hundred fifteen dollars (\$915) for the increased collection and distribution of property taxes, increase revenue and expenditures in the Clayton Schools Ed Tech fund for twenty eight thousand four hundred fifty eight dollars (\$28,458) for the increased collection and distribution of property taxes, increase revenue and expenditures in the Clayton Schools Capital Improvement fund for twelve thousand eight hundred and eighty two dollars (\$12,882) for the increased collection and distribution of property taxes, increase revenue and expenditures in the Des Moines Schools Capital Improvement fund for three thousand eight hundred twenty two dollars (\$3,822) for the increased collection and distribution of property taxes, and increase revenue and expenditures in the Springer Schools Operational fund for thirty five dollars (\$35) for the increased collection and distribution of property taxes.

NOW THEREFORE, BE IT RESOLVED the Board of Commissioners of Union County does hereby approve the aforementioned budget adjustments and respectfully requests the authorization for the budgetary adjustments and revisions be granted by the Local Government Division of the Department of Finance and Administration of the State of New Mexico.

IN WITNESS WHEREOF, we have hereunto set our hands and official seal this 11th day of June, 2024.

BOARD OF COMMISSIONERS - UNION COUNTY

Clayton Kiesling, Chairman

ATTEST:

W. Carr Vincent, Member

Brenda Green, County Clerk

Lloyd Miller, Member

Budget Adjustment Request - Union County - 2024
 BAR Agency Funds

Bar ID	Contact	Phone	Email	Status
13-36-16810				ENTITY

Details

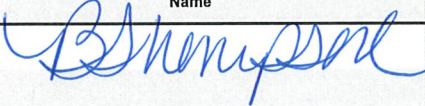
Fund	Department	Object Code	PreAdjusted Budget	Adjustment	Adjusted Budget
11000 General Operating Fund	0001 No Department	41520 Property Tax - Penalty & Interest	25,000.00	8,100.00	33,100.00
70200 Property Taxes Held for Others	0001 No Department	41500 Property Tax - Current	2,135,850.00	83,186.00	2,219,036.00
70200 Property Taxes Held for Others	1006 County Treasurer	57020 Claims/Judgments/Settlements	2,307,130.00	91,286.00	2,398,416.00

Justification

Compliance with Section 6-6-2, NMSA, 1978 compilation:

1. The requested budget adjustments were authorized at a scheduled Governing Body meeting open to the public on **2024-06-11**
2. Justification should provide a sufficient explanation for budget adjustment. Backup documentation such as grant award letter or other documents requested by Budget and Finance Analysts, should be submitted on LGBMS.

Approvals

Name	Role	Date
	Entity Submitter	6/13/24
	Analyst	
	Bureau Chief	

401-00-1050 \$8,100
 401-00-3000 \$8,100

575-00-1010 \$14,771
 575-00-3000 \$14,771

576-00-1010 \$1,523
 576-00-3000 \$1,523

590-00-1010 \$261
 590-00-3000 \$261

701-00-1010 \$20,519
 701-00-3000 \$20,519

710-00-1010 \$915
 710-00-3000 \$915

713-00-1010 \$28,458
 713-00-3000 \$28,458

806-00-1010 \$12,882
 806-00-3000 \$12,882

816-00-1010 \$3,822
 816-00-3000 \$3,822

820-00-1010 \$35
 820-00-3000 \$35

UNION COUNTY
Resolution No. 2024-46

Authorization of DWI Fund (426) (DFA # 22300) budget increase

WHEREAS, the Board of Commissioners of Union County meeting in regular session on June 11, 2024 did propose to make budget adjustments; and

WHEREAS, the County of Union does, through Budget Resolution 2024-46 ask that authorization for the budgetary adjustments be granted, as summarized in the attachment; and

WHEREAS, the County of Union wishes to increase expenditures by two thousand two hundred dollars (\$2,200.00) in Fund 426 for salaries and costs in the DWI Fund.

NOW THEREFORE, BE IT RESOLVED the Board of Commissioners of Union County does hereby approve the aforementioned budget adjustments and respectfully requests the authorization for the budgetary adjustments and revisions be granted by the Local Government Division of the Department of Finance and Administration of the State of New Mexico.

IN WITNESS WHEREOF, we have hereunto set our hands and official seal this 11th day of June, 2024.

BOARD OF COMMISSIONERS - UNION COUNTY

Clayton Kiesling, Chairman

ATTEST:

W. Carr Vincent, Member

Brenda Green, County Clerk

Lloyd Miller, Member

Budget Adjustment Request - Union County - 2024
 BAR DWI Fund

Bar ID	Contact	Phone	Email	Status
13-36-16814				ENTITY

Details

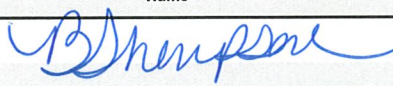
Fund	Department	Object Code	PreAdjusted Budget	Adjustment	Adjusted Budget
22300 DWI Fund 426	2002 General Administration 76	55999 Contract - Other Services 2101	0.00	200.00	200.00
22300 DWI Fund 426	3006 DWI Prevention 75	51020 Salaries - Full-Time Positions 2002	44,802.00	2,000.00	46,802.00

Justification

Compliance with Section 6-6-2, NMSA, 1978 compilation:

1. The requested budget adjustments were authorized at a scheduled Governing Body meeting open to the public on **2024-06-11**
2. Justification should provide a sufficient explanation for budget adjustment. Backup documentation such as grant award letter or other documents requested by Budget and Finance Analysts, should be submitted on LGBMS.

Approvals

Name	Role	Date
	Entity Submitter	6/15/24
	Analyst	
	Bureau Chief	

RESOLUTION 2024-47

A RESOLUTION SUPPORTING LUNA COUNTY IN THEIR OPPOSITION TO THE DESIGNATION OF THE MIMBRES PEAKS NATIONAL MONUMENT

WHEREAS, a private special interest group has put forward a proposal to establish the Mimbres Peaks National Monument, which would encompass approximately 245,000 acres of federal lands in the Florida, Cooke's Peak, Good Sight, and Tres Hermanas mountains situated within Luna County, New Mexico; and

WHEREAS, under the 1906 Act for the Preservation of American Antiquities, presidents can unilaterally designate national monuments, by administrative fiat, without any input or involvement of the American public, community leaders, or elected officials; and

WHEREAS, the Antiquities Act was enacted before the creation of federal land management laws, and was intended to be used in emergency situations to protect historic artifacts, and sites of scientific value, from "imminent threat" which in all cases should be confined to the smallest area necessary; and

WHEREAS, since its establishment 118 years ago, the Antiquities Act has been misused for political purposes by presidents with large scale designations intended to limit specific uses, activities, or access to vast areas of public lands; allowing unfettered governmental control and hindering the productive use of those lands; and

WHEREAS, on January 27, 2021, President Joseph R. Biden, Jr., issued Executive Order 14008 entitled Tackling the Climate Crisis at Home and Aboard (86 Fed. Reg. 7,619); and

WHEREAS, in Section 216 of Executive Order 14008, President Biden directed the Secretary of the Interior, in consultation with the Secretary of Agriculture and other senior officials, to develop a program to conserve at least 30 percent of the lands and waters in the United States by 2030, which was called the "30 x 30" program, but was recently "rebranded" as "America the Beautiful"; and

WHEREAS, this monument designation appears to be nothing more than another attempt at a federal land grab driven by political motivation, outside interests, and the acquisition of personal gain provided through the monetization of our nation's natural assets at the expense of hardworking Americans; and

WHEREAS, serious concerns have been raised by an overwhelming majority of members from the Luna County community over the exclusion of stakeholders, namely the farmers, ranchers, miners, and outdoor enthusiasts of Luna County, both from within and outside of the boundaries of the proposed monument; and

WHEREAS, creating additional federal lands and by placing public lands into permanent conservation status will cause dramatic and irreversible harm to the economies of many states, including New Mexico, and in particular rural counties such as Luna County whose citizens depend on multiple use on public lands for their livelihoods; and

WHEREAS, Luna County Board of Commissioners passed Resolution No. 24-15, on January 19, 2024, which opposes the establishment of the Mimbres Peaks National Monument; and

WHEREAS, on March 22, 2024, the United States Supreme Court is scheduled to hear a challenge to the Antiquities Act, which contends that it is the most abused of the federal land statutes, particularly important in the western states where the intermingling of federal lands and local economies is extensive and intricate; and

WHEREAS, many of New Mexico's businesses and its citizens are involved in or otherwise depend on industries that utilize federal lands and their resources, including the oil and gas industry, livestock grazing, mining and mineral development, recreational industries, hunting, fishing, and other outdoor recreation; and

WHEREAS, these industries are important components of the New Mexico economy, and are major contributors to the economic and social wellbeing of our Counties and their citizens.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Chaves County, New Mexico, as follows:

1. The Board fully supports Luna County, New Mexico, and its residents, in their opposition to the designation of approximately 245,000 acres as the Mimbres Peaks National Monument.
2. The Board opposes the 30 x 30, America the Beautiful, and Agenda 2030 programs, including the objective of permanently preserving 30 percent of the Nation's lands in their natural state by 2030, or any similar program that will set aside and prevent the productive use of millions of acres of our lands.
3. The Board further opposes the designation of lands, whether private lands or government lands, in New Mexico as national monuments, wilderness, wilderness study areas, wildlife preserves, open space, or other conservation land, thereby restricting public access to such lands and preventing the development and productive use of the resources on or within such lands.
4. The Board opposes any federal rulemaking, by the Bureau of Land Management, or any federal agency, which promotes any non-tangible status goals on public lands as a valid multiple use for those lands.
5. The Board does not support any monetization of America's natural assets (i.e. natural processes or ecosystem services), or the practice of allowing outside investors and foreign interests to have any ownership in those things which belong wholly to the American people.
6. The Board supports the continued private ownership of land in New Mexico, recognizing the Nation's need for domestic sources of minerals, energy, timber, food, and fiber.
7. The Board recognizes and supports the State of New Mexico's water rights system, and other state laws and programs governing water rights and water use and opposes any federal designation of waters and watercourses within the State that would impair or restrict water diversions and uses authorized under New Mexico law.
8. The Board supports reasonable national, regional, and global greenhouse gas emissions policies and goals that are comprehensive, practical, cost-effective, and do not unnecessarily single out specific industries or activities but opposes the use of global climate change as an excuse to set aside large tracts of land as preserves or open space to fulfill the 30 x 30 program's objectives.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF UNION COUNTY

Done this 11th day of June, 2024

BOARD OF COMMISSIONERS OF UNION COUNTY

Chairman

Member

Member

ATTEST

County Clerk

OUTSTANDING INVOICES

INVC#	Name	Description	Line Item	PO#	Amount
KDK051624	AAA FIREPRO OF NEW MEXICO INC	TRAFFIC CONES & SHIPPING	415682081	29053	3780.00
3780.00	TOT\$				
PAID					
3780.00	BAL				

6302022	ADRIANO MAYNES	CORRECTION 04282022 CONTRIBUTION	401082063	28331	2.77
2.77	TOT\$				
PAID					
2.77	BAL				

5292024	ADVANCED RESCUE SYSTEMS	EXTRICATION TOOLS	407412028	29150	45685.00
45685.00	TOT\$				
PAID					
45685.00	BAL				

9686	AIR CARE NEW MEXICO, LLC	MATERIALS	604882081	29103	9244.98
9244.98	TOT\$				
PAID					
9244.98	BAL				

8886	AIR CARE NEW MEXICO, LLC	INV#8886 REPAIRS AND MATERIALS	604882101	29103	9025.55
9025.55	TOT\$				
PAID					
9025.55	BAL				

9917	AIR CARE NEW MEXICO, LLC	LABOR AND FUEL - UNITS AT ADMIN	401032012	29103	595.00
595.00	TOT\$				
PAID					
595.00	BAL				

13393	ALPINE LUMBER	CULVERTS, BANDS, & HARDWARE	402252076	29142	7049.00
7049.00	TOT\$				
PAID					
7049.00	BAL				

302591	AXON ENTERPRISES	INV#302591 LIC/TECH ASSURANCE	401082036	28672	446.63
446.63	TOT\$				
PAID					
446.63	BAL				

6012024-1	BACA VALLEY TELEPHONE CO.	CAPULIN FD #122	407412025	28805	116.99
785.60	TOT\$				
PAID					
785.60	BAL				

6012024-2	BACA VALLEY TELEPHONE CO.	GREENVILLE FD #507	411572025	28805	116.97
432.99	TOT\$				
PAID					
432.99	BAL				

24-C23177	BENNETTS LLC	INV#24-C23177 CYLINDER LEASE	414662076	28778	21.65
21.65	TOT\$				
PAID					
21.65	BAL				

6012024-2	BACA VALLEY TELEPHONE CO.	INSTALL OF CABLE COURTHOUSE WIFI	401032081	29141	432.99
432.99	TOT\$				
PAID					
432.99	BAL				

24-C23177	BENNETTS LLC	INV#24-C23177 CYLINDER LEASE	414662076	28778	21.65
21.65	TOT\$				
PAID					
21.65	BAL				

INVC#	Name	Description	Line Item	PO#	Amount
21.65	BAL	RATON NM 87740			
4242024-3	BILLY LUTES	MILEAGE - 2024 PRIMARY ELECTION	401052104	29161	30.82
30.82	TOT\$				
	PAID				
30.82	BAL	505 SEDAN HWY			
		SEDAN NM 88436			
1074.00	TOT\$				
	PAID				
1074.00	BAL	BOBBY EMERY WELDING	410532023	28826	1074.00
		PO BOX 1			
		CLAYTON NM 88415			
40.53-	TOT\$				
	PAID				
40.53-	BAL	BOUND TREE MEDICAL, LLC	408452076	29149	40.53-
		23537 NETWORK PLACE			
		CHICAGO IL 60673 1235			
311.94	TOT\$				
	PAID				
311.94	BAL	BOUND TREE MEDICAL, LLC	408452076	29149	311.94
		23537 NETWORK PLACE			
		CHICAGO IL 60673 1235			
1269.99	TOT\$				
	PAID				
1269.99	BAL	BOUND TREE MEDICAL, LLC	408452076	29149	1269.99
		23537 NETWORK PLACE			
		CHICAGO IL 60673 1235			
55.98	TOT\$				
	PAID				
55.98	BAL	BRADLEY SUPPLY	402252076	28832	55.98
		102 S. FRONT			
		CLAYTON NM 88415			
31.92	TOT\$				
	PAID				
31.92	BAL	BRADLEY SUPPLY	402252076	28832	31.92
		102 S. FRONT			
		CLAYTON NM 88415			
16.99	TOT\$				
	PAID				
16.99	BAL	BRADLEY SUPPLY	401052019	28832	16.99
		102 S. FRONT			
		CLAYTON NM 88415			
552.65	TOT\$				
	PAID				
552.65	BAL	BRADLEY SUPPLY	410532012	28832	552.65
		102 S. FRONT			
		CLAYTON NM 88415			
60.30	TOT\$				
	PAID				
60.30	BAL	CARLOS L FERNANDEZ	401052104	29158	60.30
		P.O. BOX 4			
		DES MOINES NM 88418			
67.00	TOT\$				
	PAID				
67.00	BAL	CHERYL PERSCHBACHER	401052104	29165	67.00
		234 PERSCHBACHER RD			
		AMISTAD NM 88410			
91		CIVILITY GOVERNMENT	401012101	28794	1349.22

INVC#	Name	Description	Line Item	PO#	Amount
1349.22	TOT\$ RELATIONS, LLC				
	PAID 1421 N MAIN ST				
1349.22	BAL CLOVIS NM 88101				

6302022	CURTIS SRAGGS	CORRECTION 04282022 CONTRIBUTION 401082063		28333	3.81
3.81	TOT\$				
	PAID 200 WILSON ST				
3.81	BAL CLAYTON NM 88415				

5202024	DOMINGO CRUZ	ROAD VIEWER MILEAGE	401012016	29151	94.60
94.60	TOT\$				
	PAID 48 RIATA RD				
94.60	BAL DES MOINES NM 88418				

1686	FIRE HOUSE INNOVATIONS LI INC	FORCIBLE DOOR EQUIPMENT AND TOOL 415682076		29138	897.00
897.00	TOT\$				
	PAID 47 LOCUST STREET				
897.00	BAL BAYPORT NY 11705				

9109299108	GRAINGER	INV#9109299108 SHOP VAC FILTER 402252081		29131	33.58
33.58	TOT\$				
	PAID DEPT 853662880				
	PAID P.O. BOX 419267				
33.58	BAL KANSAS CITY MO 64141 6267				

4242024-9	JAMIE M NIXON	MILEAGE - 2024 PRIMARY ELECTION 401052104		29167	73.70
73.70	TOT\$				
	PAID 157 CAIN RD.				
73.70	BAL NARA VISA NM 88430				

5272024	KENNETH TAYLOR	ROAD VIEWER MILEAGE	401012016	29152	50.25
50.25	TOT\$				
	PAID 15 MORMON RT				
50.25	BAL CLAYTON NM 88415				

4242024-6	KIMBERLY P. SPEER	MILEAGE - 2024 PRIMARY ELECTION 401052104		29163	44.89
44.89	TOT\$				
	PAID 754 COWEN RD				
44.89	BAL SEDAN NM 88436				

5312024	LAW OFFICE OF STEPHEN ROSS	ATTORNEY SERVICES	401012101	28777	451.79
451.79	TOT\$				
	PAID P.O. BOX 4774				
451.79	BAL SANTA FE NM 87502 4774				

9500288628	LAWSON PRODUCTS, INC.	INV#9500288628 SUPPLIES	402252076	29070	270.30-
270.30-	TOT\$				
	PAID PO BOX 734922				
270.30-	BAL CHICAGO IL 60673 4922				

9311509936	LAWSON PRODUCTS, INC.	SUPPLIES	402252076	29070	344.35
344.35	TOT\$				
	PAID PO BOX 734922				
344.35	BAL CHICAGO IL 60673 4922				

4242024-1	LORI J. CRUZ	MILEAGE - 2024 PRIMARY ELECTION 401052104		29157	147.40
147.40	TOT\$				
	PAID 48 RIATA RD				
147.40	BAL DES MOINES NM 88418				

INVC#	Name	Description	Line Item	PO#	Amount
1258	LOVES'S APPLIANCE, LLC	REFRIGERATOR	402252081	29147	425.00
425.00	TOT\$ BUDDY LOVE				
	PAID 315 DENROCK				
425.00	BAL DALHART TX 79022				

6042024-2	MARY ELLEN LUTES	MILEAGE - 2024 PRIMARY ELECTION	401052104	29160	30.82
30.82	TOT\$				
	PAID 505 SEDAN HWY				
30.82	BAL SEDAN NM 88436				

4087136	MAYFIELD PAPER COMPANY	INV#4087136 JANITOR SUPPLIES	401032046	28762	121.27
121.27	TOT\$				
	PAID BOX 3889				
121.27	BAL SAN ANGELO TX 76902				

84961	MC CLURES BIG J PARTS	INV#84961 PARTS	402252012	28836	99.89
99.89	TOT\$				
	PAID P.O. BOX 94				
99.89	BAL CLAYTON NM 88415				

84993	MC CLURES BIG J PARTS	INV#84993 PARTS	402252012	28836	100.78
100.78	TOT\$				
	PAID P.O. BOX 94				
100.78	BAL CLAYTON NM 88415				

85004	MC CLURES BIG J PARTS	PARTS	402252012	28836	7.78
7.78	TOT\$				
	PAID P.O. BOX 94				
7.78	BAL CLAYTON NM 88415				

85009	MC CLURES BIG J PARTS	INV#85009 PARTS	402252012	28836	41.16
41.16	TOT\$				
	PAID P.O. BOX 94				
41.16	BAL CLAYTON NM 88415				

85076	MC CLURES BIG J PARTS	INV#85076 SUPPLIES	402252076	28836	27.57
27.57	TOT\$				
	PAID P.O. BOX 94				
27.57	BAL CLAYTON NM 88415				

85190	MC CLURES BIG J PARTS	INV#85190 PARTS	402252012	28836	11.78
11.78	TOT\$				
	PAID P.O. BOX 94				
11.78	BAL CLAYTON NM 88415				

85309	MC CLURES BIG J PARTS	INV#85309 PARTS	402252012	28836	23.28
23.28	TOT\$				
	PAID P.O. BOX 94				
23.28	BAL CLAYTON NM 88415				

6042024	MORRIS PADILLA	RE-EMBURSMENT TO MORRIS PADILLA	426762101	29172	50.00
50.00	TOT\$				
	PAID 309 OAK				
50.00	BAL CLAYTON NM 88415				

17-000991	NEW MEXICO SHERIFF'S ASSOCIATION	INV#17-000991 MEMBERSHIP DUES	401082036	29123	160.00
160.00	TOT\$				
	PAID P.O. BOX 15574				

INVC#	Name	Description	Line Item	PO#	Amount
160.00	BAL	RIO RANCHO NM 87174			
6012024	NEW MEXICO STATE UNIVERSITY	FY24 ALLOCATION	401012114	28916	19377.25
19377.25	TOT\$	SPONSORED PROJECT ACCOUNTING			
	PAID	MSC SPA, BOX 30002			
19377.25	BAL	LAS CRUCES NM 88003 8002			
NMCIA-00004	NM COUNTY INSURANCE AUTHORITY	CAPITAL ADEQUACY ASSESSMENT	604882101	29153	41064.00
41064.00	TOT\$				
	PAID	444 GALLISTEO STREET			
41064.00	BAL	SANTA FE NM 87501			
6042024-1	NONIE TIDMORE	MILEAGE - 2024 PRIMARY ELECTION	401052104	29164	53.60
53.60	TOT\$				
	PAID	155 CAIN RD			
53.60	BAL	AMISTAD NM 88410			
367540969001	OFFICE DEPOT	TAPE	401022009	28968	7.95
7.95	TOT\$				
	PAID	P.O. BOX 660113			
7.95	BAL	DALLAS TX 75266 0113			
367522538001	OFFICE DEPOT	TOILET PAPER	401032046	28968	93.68
107.64	TOT\$	SURGE PROTECTOR	401072009	28968	13.96
	PAID	P.O. BOX 660113			
107.64	BAL	DALLAS TX 75266 0113			
9006	PANHANDLE BREATHING AIR SYSTEMS	INV#9006 SCBA TESTING	409492076	29148	1055.00
1055.00	TOT\$				
	PAID	P.O. BOX 324			
1055.00	BAL	BUSHLAND TX 79012			
9008	PANHANDLE BREATHING AIR SYSTEMS	INV#9008 SCBA TESTING	408452076	29148	840.00
840.00	TOT\$				
	PAID	P.O. BOX 324			
840.00	BAL	BUSHLAND TX 79012			
9007	PANHANDLE BREATHING AIR SYSTEMS	INV#9007 SCBA TESTING	407412076	29148	865.00
865.00	TOT\$				
	PAID	P.O. BOX 324			
865.00	BAL	BUSHLAND TX 79012			
9001	PANHANDLE BREATHING AIR SYSTEMS	INV#9001 SCBA TESTING	408452076	29148	2160.00
2160.00	TOT\$				
	PAID	P.O. BOX 324			
2160.00	BAL	BUSHLAND TX 79012			
9003	PANHANDLE BREATHING AIR SYSTEMS	INV#9003 SCBA TESTING	410532076	29148	1675.00
1675.00	TOT\$				
	PAID	P.O. BOX 324			
1675.00	BAL	BUSHLAND TX 79012			
9009	PANHANDLE BREATHING AIR SYSTEMS	INV#9009 SERVICE COMPRESSOR	408452012	28960	1590.00
1590.00	TOT\$				
	PAID	P.O. BOX 324			
1590.00	BAL	BUSHLAND TX 79012			
4242024-8	PATRICIA COPELAND	MILEAGE - 2024 PRIMARY ELECTION	401052104	29166	80.40

INVC#	Name	Description	Line Item	PO#	Amount
80.40	TOT\$				
	PAID	859 ROMERO RD			
80.40	BAL	NARA VISA NM 88430			
485146		PATTILLO, BROWN & HILL, LLP	401012062	28733	12699.75
12699.75	TOT\$				
	PAID	5310 HOMESTEAD RD NE BLDG 1 STE			
12699.75	BAL	ALBUQUERQUE NM 87110 1524			
4242024-4		PHALYSHA KENNEDY	401052104	29159	76.38
76.38	TOT\$				
	PAID	99 FLOY RD			
76.38	BAL	DES MOINES NM 88418			
86495		PHIL LONG FORD	412612076	29146	55.96
55.96	TOT\$				
	PAID	301 S. 2ND STREET			
55.96	BAL	RATON NM			
UI401588		PINNACLE PROPANE	408452025	28908	190.00
190.00	TOT\$				
	PAID	PO BOX 801167			
190.00	BAL	KANSAS CITY MO 64180 1167			
UI401609		PINNACLE PROPANE	411572025	28908	285.00
285.00	TOT\$				
	PAID	PO BOX 801167			
285.00	BAL	KANSAS CITY MO 64180 1167			
UI401620		PINNACLE PROPANE	401032025	28908	342.00
342.00	TOT\$				
	PAID	PO BOX 801167			
342.00	BAL	KANSAS CITY MO 64180 1167			
6302024		POSTMASTER	401062006	29156	62.66
188.00	TOT\$				
	PAID	ANNUAL BOX RENT #430			
188.00	BAL	ANNUAL BOX RENT #430	401022006	29156	62.67
		ANNUAL BOX RENT #430	401042009	29156	62.67
20240630		POSTMASTER	401072009	29156	120.00
120.00	TOT\$				
	PAID	ANNUAL BOX RENT			
120.00	BAL				
6012024		PICI	410532025	28804	47.76
47.76	TOT\$				
	PAID	P.O. BOX 1188			
47.76	BAL	GUYMON OK 73942 1188			
38559345		QUILL CORPORATION	401032081	28828	305.99
611.98	TOT\$				
	PAID	P.O. BOX 37600	402252081	28828	305.99
611.98	BAL	PHILADELPHIA PA 19101 0600			
5142024		RANCH MARKET	401022010	28753	12.86
12.86	TOT\$				
	PAID	TEA & WATER - WORKING MEAL			
12.86	BAL	300 S. FIRST STREET			
		CLAYTON NM 88415			

OUTSTANDING INVOICES

INVC#	Name	Description	Line Item	PO#	Amount
4242024-5	ROBBIE D. COBLE	MILEAGE - 2024 PRIMARY ELECTION	401052104	29162	53.60
53.60	TOT\$				
	PAID				
53.60	BAL				

X801090806	ROBERTS TRUCK CENTER	INV#X801090806 PARTS	402252076	29145	172.97
172.97	TOT\$				
	PAID				
172.97	BAL				

MAY 2024	SHARON LOERA	FY24 PREVENTION MAY	426752101	28814	731.25
731.25	TOT\$				
	PAID				
731.25	BAL				

1-2024	SHARON LOERA	2024 PRIMARY TRANSLATION OF ADS	401052008	29155	250.00
250.00	TOT\$				
	PAID				
250.00	BAL				

19858	SOUTHWESTERN ELECTRIC	ACCT#211110014 AMISTAD FD WELL	409492025	28754	512.49
2045.24	TOT\$	ACCT#211110001 CAPULIN FD	407412025	28754	158.19
	PAID	ACCT#211110002 CAPULIN EMS	407412025	28754	57.06
2045.24	BAL	ACCT#211110003 REFD KENTON	410532025	28754	118.96
		ACCT#211110004 GREENVILLE FD	411572025	28754	82.83
		ACCT#211110006 REFD SENECA	410532025	28754	67.78
		ACCT#211110009 SEDAN FD PODZEMNY	408452025	28754	56.27
		ACCT#211110010 SEDAN FD THOMAS	408452025	28754	112.29
		ACCT#211110012 REFD GILBERTS	410532025	28754	84.43
		ACCT#211110013 REFD MAIN	410532025	28754	142.22
		ACCT#211110015 AMISTAD/HAYDEN FD	409492025	28754	88.54
		ACCT#211115001 SHERIFF SUB	401032025	28754	80.90
		ACCT#211110005 HAYDEN FIRE STAT	409492025	28754	65.55
		ACCT#211110007 SEDAN FD SCH WELL	408452025	28754	73.23
		ACCT#211110008 SEDAN FIRE HOUSE	408452025	28754	200.02
		ACCT#211110011 AMISTAD FD AG	409492025	28754	144.48

17804	SWAGERTY TRADING CO.	INV#17804 ACETYLENE REG/CYL	402252076	28763	309.70
309.70	TOT\$				
	PAID				
309.70	BAL				

17777	SWAGERTY TRADING CO.	INV#17777 SUPPLIES	402252076	28763	44.28
44.28	TOT\$				
	PAID				
44.28	BAL				

2173	TACTICAL LEGAL SOLUTIONS, LLC	ACTIVE SHOOTER TRAINING	605922010	29092	4625.00
4625.00	TOT\$				
	PAID				
4625.00	BAL				

INV00347447	TIMECLOCK PLUS, LLC.	INV#00347447 TIME CLOCK SYSTEM	604882081	29073	637.14
637.14	TOT\$				
	PAID				
637.14	BAL				

OUTSTANDING INVOICES

INVC#	Name	Description	Line Item	PO#	Amount
INV00340598	TIMECLOCK PLUS, LLC.	INV#00340598 TIME CLOCK SYSTEM	604882081	29073	1046.72
1046.72	TOT\$				
PAID	1 TIME CLOCK DRIVE				
1046.72	BAL	SAN ANGELO TX 76904			
5242024	TOWN OF CLAYTON	ACCT#11-0035-01 RD DEPT	402252025	28785	103.04
1915.63	TOT\$	ACCT#22-1198-03 SHERIFF OFFICE	605932025	28785	159.10
PAID	1 CHESTNUT	ACCT#32-0214-02 ADMIN	401032025	28785	151.77
1915.63	BAL	CLAYTON NM 88415	401032025	28785	1013.13
		ACCT#32-0275-01 COURTHOUSE	401032025	28785	183.54
		ACCT#32-0280-01 ANNEX	401032025	28785	58.08
		ACCT#41-0655-06 OLD REFD	401032025	28785	246.97
		ACCT#32-0220-02 ADMIN	401032025	28785	
2024-01	TREASURERS AFFILIATE	NMC TREASURER ANNUAL DUES FY24	401072010	29081	100.00
100.00	TOT\$	LINCOLN COUNTY			
PAID	PO BOX 970				
100.00	BAL	CARRIZO NM 88301			
23797	TRI-STATE RECYCLING LLC	DUMPSTER SERVICE WEEKLY	411572025	28830	379.12
379.12	TOT\$				
PAID	P.O. BOX 235				
379.12	BAL	TEXLINE TX 79087			
23440	TRI-STATE RECYCLING LLC	DUMPSTER SERVICE BI-WEEKLY	409492025	28830	82.00
82.00	TOT\$				
PAID	P.O. BOX 235				
82.00	BAL	TEXLINE TX 79087			
10906203923	TRIADIC	NETWORK SERVICES	401022013	28779	1245.70
3883.56	TOT\$	NETWORK SERVICES	401062013	28779	1318.93
PAID	P.O. DRAWER 471	NETWORK SERVICES	401072013	28779	1318.93
3883.56	BAL	DEMING NM 88031 0471			
25-444171	TYLER TECHNOLOGIES, INC.	TYLER SOFTWARE ANNUAL SAAS	401062013	28913	42965.00
42965.00	TOT\$				
PAID	BOX 203556				
42965.00	BAL	DALLAS TX 75320 3556			
25-465467	TYLER TECHNOLOGIES, INC.	INSTALLATION ASSESSORS OFFICE	604882028	28913	647.25
647.25	TOT\$				
PAID	BOX 203556				
647.25	BAL	DALLAS TX 75320 3556			
2850164646	UNIFIRST	INV#2850164646 MONTHLY SERVICE	401032046	28801	68.25
68.25	TOT\$				
PAID	PO BOX 600				
68.25	BAL	WILMINGTON MA 01887			
2850161359	UNIFIRST	INV#2850161359 MONTHLY SERVICE	401032046	28801	101.55
101.55	TOT\$				
PAID	PO BOX 600				
101.55	BAL	WILMINGTON MA 01887			
2850168063	UNIFIRST	INV#2850168063 MONTHLY SERVICE	401032046	28801	67.45
67.45	TOT\$				
PAID	PO BOX 600				
67.45	BAL	WILMINGTON MA 01887			

OUTSTANDING INVOICES

INVC#	Name	Description	Line Item	PC#	Amount
PS060113025	WARREN CAT	INV#PS060113025 SUPPLIES/PARTS	402252012	28858	304.78
304.78	TOT\$				
	PAID				
304.78	BAL				

97438737	WEX BANK	FUEL	401022011	28787	103.62
19196.33	TOT\$	FUEL	401102011	28787	78.65
	PAID	FUEL	401032011	28787	161.85
19196.33	BAL	FUEL	407412076	28787	65.79
		FUEL	408452076	28787	74.00
		FUEL	410532076	28787	295.97
		FUEL	415682076	28787	218.25
		FUEL	402252044	28787	15775.46
		FUEL	401082011	28787	2368.74
		FUEL	412612076	28787	54.00

2931	WINGO TIRE	BALANCE & ROTATE TIRES 22 EXP	412612076	29048	43.10
43.10	TOT\$				
	PAID				
43.10	BAL				

TOTAL INVOICING 247995.30



Clayton Kiesling
Chair
W. Carr Vincent
Member
Lloyd Miller
Member

PO Box 430
Clayton, NM 88415
(575)374-8896
(575)374-2763 Fax
www.unionnm.us

Brandy Thompson
County Manager

Stephen C. Ross
County Attorney

Inventory Items for Disposition

- 1960's used/incomplete 4BT Cummins Box Crate Diesel engine model 3304
- 1984 Dodge Ram VIN 1B4GW12T4ES272487 Tag # 607
- 1957 GMC Truck with Berkley Brush Fire Pump VIN 354EPT1878 Tag #608
- 1979 GMC Fire Truck VIN 147DE9V615319 Tag #991
- Fiberglass Slip In Tank Tag # 874
- Slip In Unit Tag # 1054
- Slip In Unit Tag # 1055
- Hale Chief Floating Pump Tag # 1062
- 250 Gallon Pump Slip In Unit Tag # 1116
- TAC 4 Nozzles Tag # 1803
- 1987 International Fire Truck (T-2) VIN 2HTTNDVR2HC002840 Tag # 2222

DONE at Clayton, County of Union, this 11th day of June, 2024

UNION BOARD OF COUNTY COMMISSIONERS

Clayton Kiesling, Chairman

W. Carr Vincent, Member

Lloyd Miller, Member

ATTEST:

Brenda Green, County Clerk

ARPA Funding - Encumbered by 12/31/2024 Expended by 12/31/26

	Amount Received	Expenditures to date	Encumbrances	Balance
ARPA 1st Tranche 5/21/21	\$ 394,206.50			
ARPA 2nd Tranche 6/13/2022	\$ 394,206.50			
	<u>\$ 788,413.00</u>			
Purchase Video Conferencing 2/8/2022		\$ 2,477.08		
Eforce Software 2/15/2023		\$ 80,857.34		
Clayton Senior Center Allocation 1/23 to 6/23		\$ 3,000.00		
DM Senior Center Allocation 1/23 to 6/23		\$ 6,000.00		
Strategic Planning 5/16/23		\$ 27,197.86		
ACOM Check Interface 11/16/23		\$ 9,247.00		
Melloy Dodge Ram 1500 11/16/23		\$ 43,943.00		
Melloy Chevrolet Chevy Blazer 1/3/24		\$ 37,130.00		
Mel's Heater Sales 2/8/24		\$ 14,692.21		
Tyler Software		\$ 2,630.06		
Integrity Overhead Doors 2/8/24		\$ 42,063.00		
Mission Auto 2/8/24		\$ 4,410.15		
Time Clock Plus		\$ 7,179.99		
Steed Used Oil Heater & Service		\$ 2,800.00		
		\$ -		
		<u>\$ 283,627.69</u>		
Tyler Software			\$ 32,369.94	
Tyler Training			\$ 7,540.00	
NeoGov			\$ 48,699.00	
Triadic Assessor Conversion Fee			\$ 30,000.00	
Time Clock Plus			\$ 2,418.67	
Colt Builders - Sidewalks			\$ 103,784.00	
APIC Solutions, Inc - Generator			\$ 139,026.52	
NMCIA Capital Adequacy Assessment			\$ 41,064.00	
Colt Builders - Magistrate Flooring			\$ 59,935.00	
Air Care NM			\$ 18,984.80	
The IT Guy			\$ 965.00	
Communication Assessment- Baca Valley			\$ 2,373.25	
			<u>\$ 487,160.18</u>	
6/6/24 Balance				\$ 17,625.13

Infrastructure Capital Improvement Plan FY 2026-2030

Union County Project Summary

ID	Year	Rank	Project Title	Category	Funded to date	2026	2027	2028	2029	2030	Total Amount		
											Project Cost	Not Yet Funded	
35133	2025	001	Union County Road Department Equipment	Transportation - Highways/Roads/Bridges	250,000	300,000	250,000	250,000	250,000	250,000	1,550,000	1,300,000	Yes
35132	2025	002	Union County Road Improvements	Transportation - Highways/Roads/Bridges	0	300,000	300,000	300,000	300,000	300,000	1,500,000	1,500,000	Yes
40217	2025	003	Community Fitness Park	Other - Other	0	1,289,000	138,000	0	0	0	1,427,000	1,427,000	Yes
10471	2025	004	Communications	Facilities - Administrative Facilities	125,000	125,000	125,000	250,000	0	0	625,000	500,000	Yes
41374	2025	005	Behavioral Health Facility	Facilities - Health-Related Cap Infrastructure	10,000,000	13,000,000	22,000,000	0	0	0	45,000,000	35,000,000	Yes
31491	2025	006	Law Enforcement/Judicial Complex	Facilities - Administrative Facilities	805,000	400,000	400,000	400,000	300,000	0	2,305,000	1,500,000	Yes
14919	2026	001	Road Department Building Renovate	Facilities - Administrative Facilities	0	0	400,000	0	0	0	400,000	400,000	No
41499	2026	002	Union County Sheriff's Department Substation	Facilities - Administrative Facilities	0	0	400,000	0	0	0	400,000	400,000	No
41501	2026	003	Hwy 453 repair and maintenance	Transportation - Highways/Roads/Bridges	0	0	10,000,000	10,000,000	10,000,000	10,000,000	40,000,000	40,000,000	No
41503	2026	004	Hwy 370 paving	Facilities - Administrative Facilities	0	0	20,000,000	20,000,000	20,000,000	10,000,000	70,000,000	70,000,000	No
41504	2026	005	Hwy 456 paving	Transportation - Highways/Roads/Bridges	0	0	20,000,000	20,000,000	10,000,000	0	50,000,000	50,000,000	No
33985	2026	006	US Highway 64/87	Transportation - Highways/Roads/Bridges	0	0	20,000,000	12,000,000	15,000,000	15,000,000	62,000,000	62,000,000	Yes
33990	2026	007	Highway 406 repairs/maintenance	Transportation - Highways/Roads/Bridges	0	0	10,000,000	10,000,000	10,000,000	10,000,000	40,000,000	40,000,000	Yes

Infrastructure Capital Improvement Plan FY 2026-2030

33988	2026	008	Highway 402 repairs/maintenance	Transportation - Highways/Roads/Bridges	0	0	22,000,000	17,000,000	15,000,000	10,500,000	64,500,000	64,500,000	Yes
33986	2026	009	US Highway 56 repairs/maintenance	Facilities - Administrative Facilities	0	0	20,000,000	10,000,000	10,000,000	10,000,000	50,000,000	50,000,000	Yes
33977	2027	001	Rabbit Ear Business Incubator	Facilities - Other	0	0	0	100,000	0	0	100,000	100,000	Yes

Number of projects:		16											
Funded to date:		11,180,000	15,414,000	146,012,992	100,300,000	90,850,000	66,050,000	429,807,008	418,627,008				
Grand Totals													