

CITY OF DEMING AND LUNA COUNTY MULTI-SERVICES AGREEMENT

2021-2023

LUNA COUNTY RESOLUTION NO. 21-36; CITY OF DEMING RESOLUTION NO. 21-11

The City of Deming agrees to pay Luna County as follows:

Care of City Detainees:

- a) City of Deming will pay \$55.00 per detainee per day towards the operation and detention of city arrests and municipal prisoners (City Detainee).
- b) The definition of a City Detainee being:
 1. At the time of booking, an individual in the custody of a City Police Officer being charged either under state statute and/or municipal code until the individual makes an appearance in front of the municipal and/or magistrate judge.
 2. Individuals arrested under a mix of municipal, magistrate or district outstanding warrants shall be deemed City Detainees by virtue of at least one municipal warrant until the individual bonds out under the municipal warrant.
 3. Individuals arrested under a single or multiple municipal outstanding warrant by the Luna County Sheriff's Office until the individual bonds out under the municipal warrants.
 4. Time served by individuals sentenced by order of the municipal judge.
- c) The definition of Non-City Detainee being:
 1. Individuals arrested and booked by City Police under magistrate or district outstanding warrants only; time served by individuals sentenced by order of the magistrate judge; or those prisoners bound over on only state charges.

Consolidated Dispatch:

The City of Deming will pay Five Hundred Thirty Thousand dollars (\$530,000) for consolidated dispatch service. Payment will be made in equal quarterly installments of one hundred thirty-two thousand five hundred dollars (\$132,500) to be paid on the 15th day of the third month of each fiscal year quarter. Luna County agrees to establish a dispatch advisory board to evaluate operations, expenditures, training, operational improvements and performance. The board will consist of two representatives from the City, two from Luna County, and one at large. Quarterly meetings will be held at a minimum unless more frequent meetings are requested by either party.

CITY OF DEMING AND LUNA COUNTY MULTI-SERVICES AGREEMENT

2021-2023

Luna County agrees to pay the City of Deming as follows:

Library:

Luna County will pay the City of Deming Thirty-Five Thousand, Five Hundred Dollars (\$35,500.00) toward the operation costs of the library. Payment will be made in equal quarterly installments of \$8,875 to be paid on the 15th day of the third month of each fiscal year quarter. The library will be available for the use of County residents on the same terms and conditions as City residents.

Recreation:

Luna County will pay the City of Deming Thirty Thousand Dollars (\$30,000) toward salaries and operational costs for recreation programs including but not limited to Summer Recreation Programs, Sam Baca Aquatic Center, Youth Football, Youth Soccer, etc... so that residents in the unincorporated areas can enjoy all City recreational services on the same terms and conditions as City residents. Payment will be made in equal quarterly installments of \$7,500 to be paid on the 15th day of the third month of each fiscal year quarter.

Solid Waste Management:

Luna County will pay One Hundred Sixty-Five Thousand Dollars (\$165,000) toward the operation of the City's Transfer Station so that County residents can use these facilities on the same terms and conditions as City residents. Payment will be made in equal quarterly installments of \$41,250 to be paid on the 15th day of the third month of each fiscal year quarter. The County will operate solid waste collection points at various convenient locations throughout the County to encourage County residents to properly dispose of their refuse in these controlled locations. In addition, the County will pay tipping fees at Butter Field Trail Landfill in the amount of \$75,000 per year under the same payment terms as listed above. In the event the County outsources collection of refuse from these collection points, the awarded contractor will be responsible for tipping fees as defined in any future contract with the County.

Recycling:

Luna County will pay Five Thousand Dollars (\$5,000) toward the operation of the City's Recycling Program. The County will process all their collected recyclables, except for actual baling, and remove prohibited items from the recycle stream. Payment will be made in equal

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2021-2023

quarterly installments of two thousand dollars (\$1,250) to be paid on the 15th day of the third month of each fiscal year quarter.

Ambulance/EMS:

Luna County will pay the City of Deming Three Hundred Eighty Thousand Dollars (\$380,000) for ambulance/EMS services in the unincorporated areas of the County. Payment will be made in equal quarterly installments of \$95,000 to be paid on the 15th day of the third month of each fiscal year quarter. The City will provide a report to Luna County once annually during March of each fiscal year detailing the number of County residents living in unincorporated areas of the County who received services from Deming Ambulance/EMS.

Fire:

For fire prevention and suppression, Luna County and the City of Deming agree to render mutual aid. The City agrees to provide primary first response firefighting to structure fires occurring within the unincorporated areas of the County and Luna County agrees to pay the City of Deming Sixty Thousand Dollars (\$60,000) each fiscal year for this service. Payment will be made in equal quarterly installments of \$15,000 to be paid on the 15th day of the third month of each fiscal year quarter. Primary first response, as defined, will include initial response and fire suppression efforts until such time as the responsible volunteer fire department arrives on scene and commences operation and the fire is deemed by the Incident Commander to be under control. The City of Deming Fire Department will provide command of all such incidents (structural fires) until command is transferred or the incident is terminated. At least annually, during the month of March of each fiscal year, the City of Deming will provide a report to Luna County identifying the number and nature of responses Deming Fire has made under this agreement during the year, what resources have been deployed during response, and the outcome of the response.

Term of Agreement-The term of this agreement shall be annually beginning July 1, 2021 through June 30, 2023, unless amended or terminated by either party as hereinafter provided. The Agreement shall remain in effect so long as all terms and conditions of this Agreement are met. Either party may terminate or amend this Agreement by delivery of written notice to the other party at least thirty (30) calendar days prior. Amendments must be approved by both the Luna County Board of Commissioners and the City of Deming Council.

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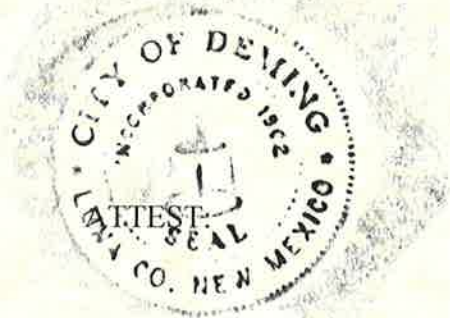
2021-2023

DONE AT LUNA COUNTY, NEW MEXICO

on this 13th day of May 2021

For: **CITY OF DEMING, NEW MEXICO**

Date: 05-18-21



By: *Benny Jasso*
Mayor Benny Jasso

Wm. J. Valdez

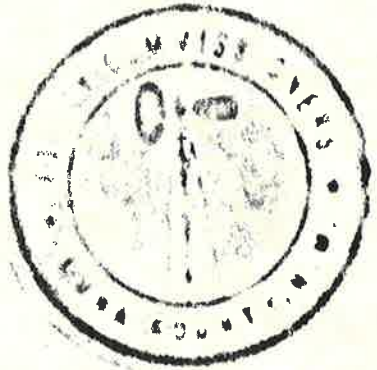
For: **LUNA COUNTY, NEW MEXICO**

Date: 5-13-21

By: *Barbara Reedy*
Barbara Reedy, Chair

Board of County Commissioners

ATTEST:



Berenda McWright
Berenda McWright, County Clerk