



RESOLUTION NO. 06-05

A RESOLUTION OF THE TOWN OF TAOS, WAIVER OF EMPLOYEE OR IMMEDIATE FAMILY MEMBER CONTRACTING WITH THE TOWN OF TAOS

WHEREAS, NMSA 1978, Section 13-1-190, makes it unlawful for a public employee to participate directly or indirectly in a procurement or contract when the employee knows that the employee or any member of his/her immediate family has a financial interest in seeking or obtaining a contract; and

WHEREAS, pursuant to NMSA 1978, Section 13-1-194, the Town may waive the above Section by publicly disclosing the financial interest of an employee or their immediate family member when the contract can be performed without actual or apparent bias or favoritism, and participation by the employee or immediate family member is in the best interest of the Town; and

WHEREAS, the Town has contracted in the past and currently is contracting with Chris Padilla, dba Northern Fire Suppression who is related to Renee Lucero, an employee of the Town of Taos; and

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Taos:

The Town hereby waives Section 13-1-190 as it relates to Chris Padilla, dba Northern Fire Suppression pursuant to NMSA 1978, Section 13-1-194 by allowing him/her to contract with the Town of Taos, as long as the Town complies with the Procurement Code in selecting Chris Padilla, dba Northern Fire Suppression either through a request for proposal, bid, or local, state or federal contract, in which the Town has no apparent bias or favoritism.

The Town hereby finds that Renee Lucero, employee of the Town of Taos, has no part in the selection process of individuals and other entities entering into contracts or leases with the Town of Taos and therefore there is no conflict with the aforementioned employee family members entering into contracts or leases with the Town.

BE IT FURTHER RESOLVED that the Town Council through adoption of this Resolution is publicly disclosing the financial interest and relationship of an employee's immediate family member who is contracting with the Town of Taos;

The Town has contracted with Chris Padilla, dba Northern Fire Suppression using the procurement process, and he has competitively bid and been awarded such contract or lease based on the Procurement Code and the Town of Taos

Procurement Policies. It is in the best interest of the Town of Taos to contract with Chris Padilla, dba Northern Fire Suppression.

PASSED, RESOLVED and APPROVED this 10th day of January, 2006 at the Regular Meeting of the Town of Taos Council.




BOBBY F. DURAN, Mayor

ATTESTED:



Town Clerk

APPROVED AS TO FORM:



Town Attorney