CITY OF TUCUMCARI

RESOLUTION 2026-41

A RESOLUTION AMENDING RESOLUTION 2024-25, DESIGNATING THE CITY MANAGER AS THE AUTHORIZED SIGNATORY FOR AGREEMENTS AND/OR CONTRACTS UP TO $20,000 (EXCLUDING GROSS RECEIPTS TAX), AND EXCLUDING PROFESSIONAL SERVICES AS DEFINED IN NMSA 1978, § 13-1-76

WHEREAS, the Governing Body of the City of Tucumcari ("City Commission"), by Resolution 2024-25, authorized the City Manager to execute City agreements and contracts up to $20,000, excluding gross receipts tax; and

WHEREAS, Resolution 2024-25 did not address professional services as defined under NMSA 1978, § 13-1-76; and

WHEREAS, the City Commission deems it in the best interest of the City to amend Resolution 2024-25 to explicitly exclude professional services from the delegation to the City Manager; and

WHEREAS, the New Mexico Procurement Code, NMSA 1978, § 13-1-28 et seq., together with statutory definitions in § 13-1-76, authorizes municipalities to streamline execution of certain contracts under designated thresholds; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TUCUMCARI that:

1. The City Manager is hereby designated as the authorized signatory on behalf of the City of Tucumcari for all Agreements and/or Contracts up to Twenty Thousand Dollars ($20,000.00), excluding gross receipts tax, and explicitly excluding any agreements or contracts for Professional Services as defined by NMSA 1978, § 13-1-76."

2. "Professional Services," as defined in NMSA 1978, § 13-1-76, (including but not limited to the services of architects, archeologists, engineers, surveyors, landscape architects, medical arts practitioners, scientists, management and systems analysts, certified public accountants, registered public accountants, lawyers, psychologists, planners, researchers, construction managers and other persons or businesses providing similar professional services) are not included within the delegation of signature authority to the City Manager. Such contracts must be approved and signed by the City Commission.

3. All Agreements and/or Contracts executed by the City Manager under this authority shall comply with the New Mexico Procurement Code (NMSA 1978, §§ 13-1-28 et seq.) and any implementing procurement policies of the City.

4. If any clause or provision of this Resolution or its application is adjudged invalid or contrary to law, such adjudication shall not affect the remaining provisions or their application.

5. This Resolution shall be in full force and effect from and after its adoption by the City Commission.

PASSED, APPROVED, AND ADOPTED this 29th day of October, 2026, by the Governing Body of the City of Tucumcari, New Mexico.

CITY OF TUCUMCARI

Marcella Willis, Mayor

ATTEST:

Angelica M. Gray, City Clerk