

# Memorandum



## Buckman Direct Diversion

Date: May 27, 2026

To: Buckman Direct Diversion Board

From: Alexis Garcia, BDD Administrative Manager

Via: Bradley Prada, BDD Facilities Manager

Re: Amendment No. 4 to the Agreement with Long, Komer & Associates, P.A.

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### ITEM:

Request for approval of Amendment No. 4 to the Legal Service Agreement with Long, Komer & Associates, P.A. to extend the term and increase compensation in an amount not to exceed \$190,000.00 plus applicable tax for upcoming Fiscal Year 2027.

### BACKGROUND:

On March 2, 2023, the Buckman Direct Diversion Board ("BDDB") approved the Legal Services Agreement with Long, Komer & Associates, P.A., to serve as the legal counsel for the BDDB. This amendment will increase compensation for the amended term (FY27) in the amount of \$190,000.00 plus applicable gross receipt tax. This agreement is amended annually to increase compensation at the start of each fiscal year; this will be the final year of the four-year timeframe. The procurement method used to obtain services was RFP 23/29/P.

### ACTION REQUESTED:

Staff recommends approval to extend terms and increase compensation in an amount not to exceed \$190,000.00 plus applicable tax with Long, Komer & Associates, P.A; funding is available within our approved FY2027 operating budget.

MUNIS Contract # 3203977

BU/OB: Legal Services 8000801.510200

### Approval:

Approved by BDDB June 4, 2026

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BDDB Chair, Councilor Jamie Cassutt



Buckman Direct Diversion 341 Caja del Rio Santa Fe, NM 87506



**BUCKMAN DIRECT DIVERSION BOARD  
AMENDMENT NO. 4 TO  
LEGAL SERVICES AGREEMENT  
WITH  
LONG, KOMER & ASSOCIATES, P.A.**

THIS AMENDMENT No. 4 (the “Amendment”) to the Legal Services Agreement dated March 2, 2023, and as subsequently amended (the “Agreement”), is made between the Buckman Direct Diversion Board (“BDDDB”) and Long, Komer & Associates, P.A. (“Contractor”). The effective date of this Amendment shall be the date it is executed by the BDDDB.

**RECITALS**

A. Under the terms of the Agreement, Contractor has agreed to serve as legal counsel to the BDDDB at the direction of the BDDDB and/or management.

B. Pursuant to Article 12 of the Agreement, and for good and valuable consideration, the receipt and sufficiency of which are acknowledged by the parties, the BDDDB and Contractor agree as follows:

**1. COMPENSATION**

Article 3, paragraph A of the Agreement is amended to increase the amount of compensation by a total of One Hundred Ninety Thousand Dollars (\$190,000.00) plus applicable gross receipts tax, so that Article 3 paragraph A reads in its entirety as follows:

A. The total compensation to be paid under this Agreement is One Million One Hundred Sixty-Five Thousand Dollars (\$1,165,000.00) plus applicable gross receipts tax levied at the rate of 8.1875% equaling \$95,384.38. The not to exceed total on this Agreement is \$1,260,384.38.

**2. TERM AND EFFECTIVE DATE**

Article 5 of the Agreement is amended to extend the term to terminate on March 24, 2027.

**3. AGREEMENT IN FULL FORCE.**

Except as specifically provided in this Amendment, the Agreement remains, and shall remain in full force and effect, in accordance with its terms.

[SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, the parties have executed this Amendment 4 to the Legal Service Agreement as the dates set forth below.

**BUCKMAN DIRECT DIVERSION BOARD**

By: \_\_\_\_\_  
BDDDB Chair

Date: \_\_\_\_\_

**CONTRACTOR:**

Long, Komer & Associates P.A.

Signature:   
Nancy Long (May 19, 2026 11:50:28 MDT)

Printed Name: Nancy Long

Title: President

Date: May 19, 2026

**APPROVED AS TO FORM:**

Marcos D. Martínez  
Marcos D. Martinez (May 19, 2026 12:51:57 MDT)  
Marcos D. Martinez, City Attorney

**APPROVED FOR FINANCES:**

\_\_\_\_\_  
Andrea Phillips, Interim City Finance Director

ATTEST:

\_\_\_\_\_  
Geraldyn Cardenas, City Clerk

File Date: \_\_\_\_\_









# Amendment 4\_Long Komer LSA\_BDDDB

Final Audit Report

2026-05-19

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