



**Simplify procurement.  
Maximize results.**

# CES MEMBER NEWSLETTER August 2024

Dear Members and Valued Vendors,

As we embark on a new fiscal year, I am thrilled to extend a warm welcome to each of you CES’s continued success hinges on the robust partnerships and dedicated efforts of our members, participating entities, and vendors. Your commitment and collaboration are vital to achieving our shared goals.

Last fiscal year was another great year for CES. Our collective efforts have laid a strong foundation for the growth and opportunities that lie ahead in this new fiscal year.

Members, your unwavering support and active participation have been instrumental in driving our cooperative forward. Whether through adopting new procurement strategies, attending our webinars, or providing invaluable feedback, your engagement strengthens our community and enhances our impact.

Vendors, your quality products, competitive pricing, and reliable services are the cornerstones of our cooperative's offerings. Your steadfast dedication ensures that our members consistently receive the best value and highest standards of service.

Looking ahead, we are excited to introduce several new initiatives designed to enhance our cooperative's value proposition:

1. **Enhanced Member Services:** We will be rolling out a newly designed member portal through our website, offering easier access to resources, streamlined ordering processes, and comprehensive support tools.
2. **Vendor Partnerships:** New collaborations with industry-leading vendors will expand our product

## CONTENTS:

- **FEATURE ARTICLE**
- **GUEST ARTICLES**
- **CALENDAR OF EVENTS**
- **PROCUREMENT NEWS**
- **ORDER CORNER**
- **NOTES FROM THE CES BUSINESS OFFICE**
- **CONSTRUCTION CORNER**
- **JOB OPPORTUNITIES**
- **NEW CES STAFF**
- **BULLETIN BOARD**
- **CES CONTACTS**

range and offer members innovative solutions to meet their evolving needs.

3. **Sustainability Focus:** As part of our commitment to environmental stewardship, we will be introducing initiatives aimed at promoting sustainable procurement practices across our cooperative.
4. **Training and Development:** A series of educational webinars and training sessions will be launched to empower members and vendors with the knowledge and skills to maximize the benefits of our cooperative.

Your trust and partnership are the driving forces behind our achievements. We look forward to another year of shared success, underpinned by mutual respect, collaboration, and a commitment to excellence.

Thank you for being an integral part of our cooperative. Together, we will continue to achieve great things.

Warm regards,

David Chavez, CES Executive Director

## The Evolving Landscape Of Title IX Protections In Education

On August 1, 2024, *Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance*, one of the final Title IX regulations of the U.S. Department of Education released on April 19, 2024, will go into effect. The new regulations address the previous administration's rollback of Title IX protections, and include, among other things, an expanded definition of sex discrimination that provides new protections for LGBTQ+ individuals against discrimination on the basis of sexual orientation and gender identity. For example, the new rules prohibit schools that receive federal funding from barring transgender students' use of pronouns that correspond to their gender identities, or denying transgender students access to facilities, like locker rooms and restrooms, that match their gender identities. Other notable changes in the new regulations include the following: (1) protection from all sex-based harassment and discrimination, including that based on sex stereotypes, sexual orientation, gender identity, or pregnancy or related conditions; (2) broadening the definition of "hostile environment" harassment to include conduct that is so severe or pervasive that it limits or denies a person's ability to participate in the education program or activity; (3) increased accountability by requiring schools to take prompt and effective action to end any sex discrimination in their education programs or activities, prevent reoccurrence, and remedy its effects; and (4) protection against retaliation for students, employees, and others who exercise their Title IX rights.

To comply with the Final Rule, all Title IX coordinators, investigators, decisionmakers, and informal resolution facilitators are required to complete annual training. Also, in order to comply

with the new rule, ALL STAFF must also now complete annual training on Title IX.

In announcing the new regulations, the Department of Education explained that "[t]he final regulations advance Title IX's promise of ensuring that no person experiences sex discrimination, including sex-based harassment or sexual violence, in federally funded education." The new Title IX regulations do not address Title IX's application to athletics, which the U.S. Department of Education intends to address in a separate final rule.

In response to the new regulations, state attorneys general from 26 states brought lawsuits to challenge the new rules. The lawsuits all assert similar claims, arguing that the Secretary overstepped the Department's authority in enacting the new regulations by violating the Administrative Procedures Act (the APA), and the Spending Clause of the First Amendment to the U.S. Constitution, particularly as the new rule relates to protections for LGBTQ+ students.

Specifically, these lawsuits include arguments that the new Title IX regulations (1) violate the APA because they exceed the Department of Education's statutory authority (e.g., it has no authority to "redefine" the term "sex" to include gender identity and sexual orientation), are not in accordance with law, and are arbitrary and capricious; (2) constitute an impermissible exercise of legislative power under Article I, Section 1 of the Constitution because the new regulations interfere with Congress's power to pass laws; (3) violate the First Amendment to the Constitution because the new regulations compel employees at federally funded schools to acknowledge and validate transgender students' gender identities and pronouns; and (4) violate the Spending Clause of the Constitution because, among other reasons, the new regulations are not related to the federal interest and violate the plaintiffs' state sovereignty.

In late May, a coalition of sixteen state attorneys general (the Coalition), led by the attorneys general in California, New Jersey, and Pennsylvania, filed an amicus brief in support of the U.S. Department of Education's 2024 Title IX Final Rule.

The Coalition's amicus brief argues the following: (1) the rule's definition of sex and sex discrimination is consistent with Title IX's plain text and the U.S. Constitution; (2) the rule's definition of hostile environment sex-based harassment is appropriately defined in a manner that effectuates Title IX; (3) the rule does not violate the Spending Clause of the U.S. Constitution; and (4) the Amici States' experience confirms that the Final Rule will yield broad benefits without compromising privacy or safety, or imposing significant costs.

Challenges to the rules are widespread, with recent preliminary injunctions granted by U.S. District Courts in Louisiana and Kentucky, blocking the new rule from taking effect in multiple states. Similar decisions are pending in other district courts.

Barlow, Trina Fairley, Toni Michelle Jackson, and Sadina Montani.

<https://www.mondaq.com/unitedstates/education/1485312/the-evolving-landscape-of-title-ix-protections-in-education>

## Navigating AI and Copyright in Schools

The integration of artificial intelligence (AI) technology into American schools has revolutionized educational methods but also introduced significant legal and ethical challenges. One of the emerging concerns is the misuse of AI by students to create unauthorized nude images of their classmates. This issue not only poses questions about privacy and bullying but also intersects significantly with copyright laws and the evolving landscape of AI legislation.

### Legal and Copyright Implications

The use of AI-generated images involves complex copyright issues. These images, often derived from existing materials, can be seen as derivative works which potentially violate copyright laws if created or distributed without proper authorization. Additionally, use of these images may infringe upon privacy rights, especially concerning minors, who are protected under both state and federal laws against unauthorized use of their likenesses.

Schools are legally required to ensure a safe environment, free from harassment and abuse. This extends to digital spaces. The creation and dissemination of images without consent can also fall under anti-bullying laws and, in some cases, might even invoke criminal statutes. Moreover, recent AI legislation, such as laws requiring transparency in the use of AI and measures against deepfakes, further complicates the legal framework within which schools must operate.

### Ethical Considerations and School Responsibility

Beyond the legal ramifications, the ethical implications of AI misuse in schools are profound. Educators have a duty not only to prevent harm but also to instill responsible values in their students. This involves teaching digital ethics, focusing on the concepts of respect, consent, and privacy. Schools must navigate these issues carefully to foster an environment that encourages technological innovation while safeguarding student welfare.

Failure to adequately address these concerns may expose educational institutions to legal risks, including liability for negligence or failing to uphold a safe educational environment.

Across the United States, schools and parents are actively addressing the challenges and opportunities presented by AI technologies. Here is an overview of what is currently being done in terms

of policy development, education, monitoring, and community engagement:

### Policy Development and Communication

Many school districts are implementing detailed policies that regulate the use of AI technologies. These policies often include guidelines on acceptable uses of AI, address copyright and privacy concerns, and state consequences for misuse. For example, school boards are approving policies that explicitly prohibit the use of AI to create or distribute harmful content, which is defined as any online material that causes distress or harm. These policies are usually made accessible to students, parents, and staff through the school's website, parent-teacher meetings, and student handbooks.

### Education and Training Programs

Educational initiatives focusing on the ethical and responsible use of AI are becoming more common. Schools are incorporating digital citizenship curriculum that covers topics such as internet safety, privacy, and the ethical implications of technology use, including AI. Programs often include scenario-based learning to help students understand the consequences of misusing AI technologies. Teachers and staff also receive training to stay updated on the latest technologies and regulatory requirements, ensuring they can guide and monitor students effectively.

### Monitoring and Enforcement

Schools are increasingly using software and monitoring tools to ensure compliance with AI usage policies. These tools can detect unauthorized use of AI technologies on school networks. Additionally, staff are trained to recognize signs of misuse, such as changes in student behavior or reports from other students. Enforcement of policies is typically handled through a combination of disciplinary actions and educational interventions to correct and prevent misuse.

### Parental and Community Engagement

Parental and community involvement is key to extending the principles of responsible AI use beyond the classroom. Schools are hosting workshops and information sessions to educate parents about AI and its potential impacts on children. These sessions aim to equip parents with the knowledge to discuss AI use with their children and support the school's policies at home. Community forums and partnerships with tech companies also provide platforms for broader discussions on the safe integration of AI in educational settings.

### Conclusion

As AI technology continues to evolve, so too does the landscape of legal and ethical challenges in educational settings. Schools must proactively address these issues through informed policies, rigorous education, and strict enforcement.

Fish, David.

<https://www.mondaq.com/unitedstates/technology/1485302/navigating-ai-and-copyright-in-america-schools#authors>



# Calendar of Events

- 8/1** Late Hire Application Window for LEAP Opens
- 8/6-7** CES Instructional Coaching Conference
- 8/11** Summer Olympics Ends
- 8/13-16** NMML Annual Conference
- 8/27** CES Region I Members Meeting, Bloomfield, 9:00
- 8/27** CES Region I PEs Meeting, Farmington 2:00
- 8/29** CES Region II Members Meeting, Mesa Vista, 9:00
- 8/29** CES Region II Pes Meeting, Santa Fe, 2:00

August						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

## Procurement News

### 1) Contract Expirations:

**2020-27 School & Activity Buses**- expired July 15, 2024

Roberts Truck Center of New Mexico, LLC • Tillery Chevrolet - GMC, Inc. DBA Tillery Bus Sales • Lonestar Freightliner Group, LLC DBA Abq. Freightliner • Creative Bus Sales, Inc.

**2021-13 General Office, Classroom & Vocational Supplies, Equipment, Furniture** – expires 10/27/2024. 2021-13 was re-issued on 5/20/2024, as two RFPs:

- 1) Office/Classroom/Vocational Products, Services and Related
- 2) Furniture and Related.

\*Current contract holders are being notified of the separation and issuance of the new RFPs for their commodities and services.

**2020-31A-Vehicles** – expired July 15, 2024

**Note** – these contracts were **replaced with 2024-23**

Phil Long Dealerships Inc - Chevrolet  
 Chalmers Ford  
 Albuquerque Motor Company Inc DBA Melloy Dodge  
 MFL, Inc dba Melloy Ford  
 MCLL, Inc dba Mellor Chevrolet

Phil Long Ford of Raton - Ford  
 Tillery Chevrolet - GMC, Inc  
 MJLL, Inc dba Melloy CJDR-FCA  
 Thirteen Twenty LLC-FCA  
 Amaru Motors 3 LLC dba Charlie Clark Nissan El Paso

**2020-31B Med. & Heavy-Duty Trucks**- expired July 15, 2024

**Note:** These contracts were **replaced with 2024-24**

Roberts Truck Center  
 Tillery Chevrolet GMC, Inc  
 411 Equipment, LLC  
 Border International T  
 Bruckner Truck Sales, Inc - ISUZU

Phil Long Ford of Raton, LLC  
 Watson Truck & Supply, Inc  
 Bruckner Truck Sales, Inc - Hino  
 Chalmers Ford  
 Thirteen Twenty, LLC

Bruckner Truck Sales, Inc – VOLVO  
Albuquerque Motor Company, Inc dba Mellor Dodge  
Inland Kenworth US, Inc  
Bruckner Truck Sales, Inc – AUTOCAR  
MCLL, Inc dba Mellor Chevrolet  
Clark Truck Equipment  
Construction Truck Equipment  
HME, Inc

Bruckner Truck Sales, Inc MACK  
MFLL, Inc dba Melloy Ford  
MJLL, Inc dba Melloy CJDR  
Pete’s Equipment Repair, Inc.  
MCT Industries, Inc  
Lonestar Freightliner  
Rush Truck Centers of New Mexico, Inc  
Enterprise Holdings, Inc

**2020-31C Light, Medium & Heavy-Duty Truck Bodies-** expired July 15, 2024

**Note:** These contracts were replaced with 2024-25

Watson Truck & Supply  
MCT, Inc  
AC Disposal Services, Inc  
Border International

Thirteen Twenty, LLC  
Construction Truck Equipment  
Pete’s Equipment Repair, Inc (New Way Refuse Bodies)  
Watts Manufacturing, LLC

**2020-31D, Trailers-** expired July 15, 2024

**Note:** These contracts were replaced with 2024-26

MCT, Inc  
Border International  
Construction Truck Equipment

Bruckner Truck Sales, Inc  
Lonestar Freightliner

**2020-34 Janitorial Cleaning and Related Services –** expired June 21, 2024

**Note:** These contracts were replaced with 2024-18

Quality Janitorial  
Quality Janitorial – North, LLC  
Southall Enterprises, LLC  
Rhoads, Co  
Stop Restoration, LLC  
Belfor Property Restoration

Spiral Investments, LLC  
QMI New Mexico  
Carpet Tech  
Southall Enterprises, LLC  
Rockefeller’s Cleaning & Restoration  
Mooring Construction & Restoration

**2020-37 Interactive Classroom Technology –** expired July 12, 2024

**Note:** These contracts were replaced with 2024-19

Education Technology  
DHE  
IT Connect  
Team 1<sup>st</sup>  
AiSYS Consulting  
Riverside Technology

Sharp  
Valcom  
Troxell  
DSI  
TIG PC Specialists  
ProVelocity

**2020-38 Public Sector Administrative Software –** expired July 12, 2024

**Note:** These contracts were replaced with 2024-29

Triadic Enterprises  
Albuquerque Image Products

Sagecore Technologies  
Tyler Technologies

**2021-03 Facility Evaluation and Consulting Services – Capital Outlay, Infrastructure, Capital Improvement Planning –** expired July 30, 2025

**Note:** These contracts were replaced with 2024-22

Visions in Planning, Inc  
Northstar NM, LLC  
Parkhill, Smith & Cooper, Inc

ARC, Inc  
Greer Stafford/SJCF Architecture, Inc

**2021-14 GSA 06F-0060P Johnson Controls –** expired July 13, 2024

**2023-23 Physics in a Box –** expired June 28, 2024, has been renewed through June 5, 2025



## 2) Contract Extensions:

CES/AEPA Extensions. Extensions of one year noted here have been signed and uploaded to the Blue Book.  
CES/AEPA 2023-13 Playground & Recreational Equipment: Kompan, Romtec Inc., RCP Shelters  
CES/AEPA 2021-39 HVAC: Carrier Corporation  
CES/AEPA 2022-08 Career & Technical Education: Blick Art Materials, Midwest Technologies, Pitsco Education  
CES/AEPA 2023-08 Institutional Kitchen Equipment: Hubert  
CES/AEPA 2021-23 Disaster Recovery Services: ServiceMaster, Signal USA,  
CES/AEPA 2021-23 E-Rate Consulting: E-Rate Elite, Kellogg & Sovereign, E-Rate Central,  
CES-AEPA 2021-23 Mobile/Cellular Connectivity: Kajeet

## 3) Name Changes/Change of Ownership:

2023-08-R214-ALL Highway Supply, LLC → RoadSafe Traffic Systems: Amendment under development.

2023-20-C1121-ALL Dynamic CommSource, Inc. → is now Albuquerque Cabling, LLC - Completed ✓

2021-02-C114-ALL • 2021-02-C123-ALL • 2021-02-C133-ALL • 2021-20-C141-ALL • 2023-20-C1112-ALL  
A-Com Technologies, LLC → American Fire Protection Group, Inc. is complete,  
will be listed as American Fire Protection Group, Inc. dba A-Com Technologies

## 4) New Contract Awards:

None to report.

## 5) Current & Upcoming Solicitations (In Contract Execution Stage 8/1/2024):

RFP #	RFP Description
2024-27 (2021-13) (exp. 10/27/2024)	<i>Office, Classroom &amp; Vocational Products, Services and Related</i> <i>*Note: Office Supplies, etc. is being issued separate from Furniture</i>
2024-28 (2021-13) (exp. 10/27/2024)	<i>Furniture and Related</i> <i>*Note: Furniture RFP is being issued separate from Office Supplies</i>
2024-29 New Category	<i>Security, Fire, Alarm Systems, Installation, Products, Maintenance, Monitoring and Related</i>
2024-30 New Category	<i>Device Repair and Related, Products and Services</i>
2024-31 New Category	<i>e-Commerce / Online Retailer for Public Sector</i>

## 6) Procurement Issues and News:

Procurement Dept. staff update:

The search for a *Procurement & Contracting Specialist* is ongoing.

On 7/8/24, Thad Phipps joined the CES Procurement team, working alongside John King, to assist CES, Members, and Contractors with JOC Core (RS Means) and construction-related topics. Their job titles have been changed to Construction Analyst. John will primarily work the north, Thad will primarily work the south.

## Order Corner

CES' website has changed! If you're looking for information or functionality that isn't readily noticeable, feel free to call your CES Regional Manager for assistance.

If you would like to know who currently holds a CES contract, and for what, our catalog of contracts (the Bluebook) is accessible **via the 'Login' link** at the top of our homepage, [www.ces.org](http://www.ces.org). If a login is needed to access further details regarding each contract, please contact your CES Regional Manager for assistance in setting up that login.

Paul Benoit  
Northern Services Manager  
Regions 1-5  
[paul@ces.org](mailto:paul@ces.org)  
575-562-2922

Jim Barentine  
Southern Services Manager  
Regions 6-8 + Magdalena, Quemado, & Socorro  
[jim@ces.org](mailto:jim@ces.org)  
575-646-5965

## Notes from Business Office

With very few exceptions, all your POs will be uploaded to CES via the applicable contract-specific button found in the CES Bluebook. Even for "Direct Purchase" POs, our contracts with the vendors require that approval come from our office, as we check your PO and the vendor's quote for possible issues of compliance that could otherwise cause your organization to have problems related to the purchase.

We've significantly improved our PO processing speed over the past few years. Now, most traditional POs are processed within 2-3 days, and nearly all direct POs are processed within about one day.

We understand that even these short delays can be a slight inconvenience, but they allow us to provide thorough compliance checks and additional services that add real value—services you won't find with out-of-state cooperatives.

We appreciate your patience and cooperation as we work to keep your procurement running smoothly. Thank you for your continued support!

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# Construction Corner

## INFORMATION

- It is important to know that charges related to construction (both goods and services), other services, and licensing are all subject to Gross Receipts Tax for public entities in New Mexico.
- Reminder: In January and July each year, the Taxation and Revenue Department publishes the most recent gross receipts tax rate schedule for the 6-month period then beginning. The schedules can be found at this link:

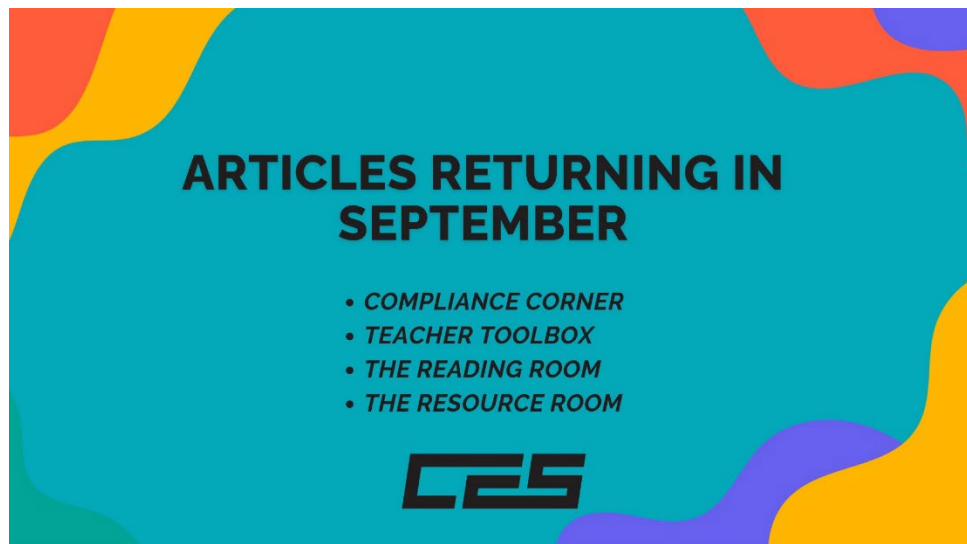
<https://www.tax.newmexico.gov/all-nm-taxes/current-historic-tax-rates-overview/gross-receipts-tax-rates/>

## TRAINING

- CES provides quarterly member training on the use of JOC. New and updated information will be presented. Be “in the know!” Training will be in person at the CES offices and streaming via ZOOM. Emails will be sent out closer to the dates with the starting time.
  - Tuesday, September 17<sup>th</sup>, 2024
  - Wednesday, November 13<sup>th</sup>, 2024

## ASSISTANCE

- **John King**, Construction Analyst  
Serving primarily Northern NM  
Email: [jking@ces.org](mailto:jking@ces.org)  
Phone: 505-344-5470 Ext 150
- **Thad Phipps**, Construction Analyst  
Serving primarily Southern NM  
Email: [thad@ces.org](mailto:thad@ces.org)  
Phone: 505-344-5470 Ext 154



# JOB OPPORTUNITIES AT CES

## Ancillary Openings (beginning to roll in):

- Audiologist – Region 4
- Certified Occupational Therapist Assistant – Region 4
- Certified Orientation Mobility Specialist – Region 4
- Diagnostician – Region 4
- Occupational Therapist – Region 4
- Physical Therapist – Regions 2, 4
- Recreational Therapist – Region 4
- Registered Nurse – Region 4
- Social Worker – Region 4
- Speech/Language Pathologist – Region 4

## Other CES Openings:

- Procurement Specialist
- Professional Services Staff

Watch for CES job postings on [www.indeed.com](http://www.indeed.com).



## New Staff



Thad Phipps spent 25 years as an educator in Artesia, teaching biology and coaching football and golf, and serving as junior high and high school Assistant Principal and high school Principal. He was Assistant Superintendent for Operations for eight years, serving as chief procurement officer and managing district construction projects. Thad's final year was as Superintendent. He is excited to work with the CES team as Construction Analyst and is eager to assist CES members and vendors in that capacity.

# Bulletin Board



## LEAP COHORT 6



### LATE HIRE for LEAP!

Cohort 6 Preservice is July 18-20, 2024 (regionally, throughout NM)...

- *Late Hire* Application window for C6 is July 15th - September 11th
- *Late Hire* Preservice is September 16-18th 2024 @ CES in Albuquerque

*\*Approval for C6 Late Hire is required, Late Hire C6 preservice is held at CES in Albuquerque only, 3 days of coverage required by district and travel support suggested.*

**CONTACT:**  
Delores Lujan  
delores@ces.org



**CES LEAP**  
[www.cesleap.org](http://www.cesleap.org)  
**APPLY NOW!**



## CES Leadership Conference

### Save the Date: October 16th-17th, 2024

Superintendents: Bring your leadership team for two days of collaboration with some of the leading experts in the field of school leadership and instruction.



Philip B. Warrick, EdD, is an author and presenter and has worked globally in the areas of school leadership, instruction, collaborative practices, and grading.



Jan K. Hoegh has been an educator for over 35 years. She has served as a classroom teacher, building leader, professional development specialist, high school assistant principal, curriculum coordinator, and assistant director of statewide assessment.





**CES+**  
**LEDR**

**2024**

**LEADERSHIP**

*Conference*

**NEW DATES**

**OCT 15TH-16TH**

**08 - 04**  
AM PM

**Elevating Education in NM: Leading the Way to Excellence!"**



**MARZANO Resources**

Transform education worldwide to ensure learning for all



Philip B. Warrick, EdD, is an author and presenter and has worked globally in the areas of school leadership, instruction, collaborative practices, and grading.



Jan K. Hoegh has been an educator for over 35 years. She has served as a classroom teacher, building leader, professional development specialist, high school assistant principal, curriculum coordinator, and assistant director of statewide assessment.

Join NM educators and leaders from around the state for this two-day, action-packed learning experience aimed at empowering New Mexico's education to a superior level of excellence. Bring your team of 4 or more with the 5th ticket free.

 **250 per person**

 **Lunch provided**

**REGISTER NOW**



**Questions?**  
**Katie at [Katie@ces.org](mailto:Katie@ces.org)**



**Embassy Suites Hotel**  
**1000 Woodward Place NE**  
**ABQ, NM 87102**



# Instructional Coaching Conference

Facilitator Coaches,  
Michele McWilliams and Evan Edwards

## OUTCOMES FOR PARTICIPATING ICS:

- ICs will clearly identify their role as an IC.
- ICs will define their coach mindset.
- ICs will learn and practice coaching powerful skills.
- ICs will discuss the unique challenges of being an IC including:
  - dealing with difficult teachers
  - coaching novice teachers
  - upholding administration's academic goals
  - ensuring student academic growth

[REGISTER HERE](#)

CES

10601 Research Rd  
Albuquerque, NM 87123

**August 6 & 7, 2024**

To be held at CES from  
8:30-4:00 PM





# CES Contacts

Kim Alvarado  
Purchasing Specialist  
Email: [kalvarado@ces.org](mailto:kalvarado@ces.org)  
Phone: Ext 137

Jim Barentine  
Southern Services Manager  
Email: [jim@ces.org](mailto:jim@ces.org)  
Phone: 575.646.5965

Kelly Bassham  
Financial Specialist (AP)  
Email: [kelly@ces.org](mailto:kelly@ces.org)  
Phone: Ext 135

Mathew Bayhan  
IT Specialist  
Email: [mathew@ces.org](mailto:mathew@ces.org)  
Phone: Ext 152

Paul Benoit  
Northern Services Manager, REAP  
Email: [paul@ces.org](mailto:paul@ces.org)  
Phone: 575.562.2922

Kimberly Buckner  
Purchasing Specialist  
Email: [kbuckner@ces.org](mailto:kbuckner@ces.org)  
Phone: Ext 131

David Chavez  
Executive Director  
Email: [dchavez@ces.org](mailto:dchavez@ces.org)  
Phone: Ext 109

Juliena DeVizio  
Purchasing Specialist  
Email: [juliena@ces.org](mailto:juliena@ces.org)  
Phone: Ext 106

Katie Effert  
Executive Admin Assistant  
Email: [katie@ces.org](mailto:katie@ces.org)  
Phone: Ext 127

Alexis Esslinger  
LEAP Coordinator  
Email: [alexis@ces.org](mailto:alexis@ces.org)  
Phone: Ext 139

Maggie Furlano  
Purchasing Specialist  
Email: [maggie@ces.org](mailto:maggie@ces.org)  
Phone: Ext. 148

LeAnne Gandy  
Ldrshp Development Prog Coord  
Email: [leanne@ces.org](mailto:leanne@ces.org)  
Phone: 575-704-9904

Loretta Garcia  
TAP Coordinator  
Email: [lgarcia@ces.org](mailto:lgarcia@ces.org)  
Phone: 505.985.8454

Aaron Gonzales  
Media Specialist  
Email: [aaron@ces.org](mailto:aaron@ces.org)

Abigail Hansen  
Business Office Admin Assistant  
Email: [abigail@ces.org](mailto:abigail@ces.org)  
Phone: Ext 145

Norma Henderson  
Finance Manager  
Email: [norma@ces.org](mailto:norma@ces.org)  
Phone: Ext 104

John King  
Construction Analyst  
Email: [jking@ces.org](mailto:jking@ces.org)  
Phone: Ext 150

Delores Lujan  
LEAP Admin Assistant  
Email: [delores@ces.org](mailto:delores@ces.org)  
Phone: Ext 144

Dotty McKinney  
Procurement Admin Assistant  
Email: [dotty@ces.org](mailto:dotty@ces.org)  
Phone: Ext 116

Margaret Mikelson  
Finance Specialist  
Email: [margaret@ces.org](mailto:margaret@ces.org)  
Phone: Ext 126

Angelica Monclova  
Office Assistant/Receptionist  
Email: [angelica@ces.org](mailto:angelica@ces.org)  
Phone: Ext 101

Monica Myers  
Lead Purchasing Specialist  
Email: [monica@ces.org](mailto:monica@ces.org)  
Phone: Ext 134

Bertha Ochoa  
Purchasing Specialist  
Email: [bertha@ces.org](mailto:bertha@ces.org)  
Phone: Ext 123

Thad Phipps  
Construction Analyst  
Email: [thad@ces.org](mailto:thad@ces.org)  
Phone: Ext 154

Lianne Pierce  
Director of Ancillary Services  
Email: [lianne@ces.org](mailto:lianne@ces.org)  
Phone: Ext 103

Ilene Gallegos  
Finance Specialist (AR)  
Email: [ilene@ces.org](mailto:ilene@ces.org)  
Phone: Ext 122

Lisa Romo  
Procurement & Contract Specialist  
Email: [lisa@ces.org](mailto:lisa@ces.org)  
Phone: Ext 129

Gustavo Rossell  
Procurement Manager  
Email: [gustavo@ces.org](mailto:gustavo@ces.org)  
Phone: Ext 117

Kim Mizell  
SITE Director  
Email: [kmizell@ces.org](mailto:kmizell@ces.org)  
Phone: Ext 136

Teresa Salazar  
Chief Operations Officer  
Email: [teresa@ces.org](mailto:teresa@ces.org)  
Phone: Ext 149

Angelina Sandoval  
Ancillary Admin Assistant  
Email: [angelina@ces.org](mailto:angelina@ces.org)  
Phone: Ext 119

Kara Scheib  
Purchasing Specialist  
Email: [kara@ces.org](mailto:kara@ces.org)  
Phone: Ext 125

Kelley Scheib  
Financial Specialist (Payroll)  
Email: [kelley@ces.org](mailto:kelley@ces.org)  
Phone: Ext 107

Brad Schroeder  
IT Manager  
Email: [brad@ces.org](mailto:brad@ces.org)  
Phone: Ext 114

Robin Strauser  
Chief Financial Officer  
Email: [robin@ces.org](mailto:robin@ces.org)  
Phone: Ext 108

Tara Summers  
Leadership Admin Assistant  
Email: [tara@ces.org](mailto:tara@ces.org)  
Phone:

Yvonne Tabet  
Human Resources Specialist  
Email: [yvonne@ces.org](mailto:yvonne@ces.org)  
Phone: Ext 113

Anita Valencia  
Purchasing Specialist  
Email: [anita@ces.org](mailto:anita@ces.org)  
Phone: Ext 110

Joe Valencia  
Procurement & Contract Specialist  
Email: [joe@ces.org](mailto:joe@ces.org)  
Phone: Ext 124

Victoria Webb  
Purchasing Specialist  
Email: [victoria@ces.org](mailto:victoria@ces.org)  
Phone: Ext 147

Valerie Yoakum  
Ancillary Admin Assistant  
Email: [valerie@ces.org](mailto:valerie@ces.org)  
Phone: Ext 111