

**STATE OF NEW MEXICO
OTERO SOIL AND WATER
CONSERVATION DISTRICT
Independent Accountants' Report on
Applying Agreed-Upon Procedures
Year Ended June 30, 2010**

**Dan Austin CPA, PC
700 Mechem Drive Ste. 15
Ruidoso, NM 88345**

**STATE OF NEW MEXICO
OTERO SOIL AND
WATER CONSERVATION DISTRICT
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June 30, 2010**

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**STATE OF NEW MEXICO
OTERO SOIL AND
WATER CONSERVATION DISTRICT
Official Roster
June 30, 2010**

Board of Supervisors

Bill Mershon
Rick Baish
Eddie Vigil
Jeff Rabon
Bob Nichols
Clyde Davis, Jr.
James Everage

Chairman
Vice-Chairman
Secretary/Treasurer
Supervisor
Supervisor
Supervisor
Supervisor

Staff

Victoria Milne

District Manager

**Dan Austin CPA, PC
700 Mechem Drive Ste. 15
Ruidoso, NM 88345**

INDEPENDENT ACCOUNTANTS' REPORT ON APPLYING AGREED-UPON PROCEDURES

Bill Mershon, Chairman and
The Board of Supervisors
Otero Soil and Water Conservation District
and Honorable Hector H. Balderas New Mexico State Auditor

We have performed the procedures enumerated below for the Otero Soil and Water Conservation District (OSWCD), for the year ended June 30, 2010. The OSWCD was determined to be a Tier 5 entity under the Audit Act, Section 12-6-3 B (4) NMSA 1978 and Section 2.2.2.16 NMAC. The procedures were agreed to by the OSWCD through the Office of the New Mexico State Auditor. The Otero Soil and Water Conservation District's management is responsible for the organization's accounting records. This agreed-upon procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of those parties specified in the report. Consequently, we make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose. Our procedures and findings are as follows:

1. Cash

Procedures:

- (a) Determine whether bank reconciliations are being performed in a timely manner and whether all bank and investment statements for the fiscal year are complete and on-hand.
- (b) Perform a random test of bank reconciliations for accuracy. Also, trace ending balances to the general ledger, supporting documentation and the financial reports submitted to DFA-Local Government Division (DFA-LGD).
- (c) Determine whether the local public body's financial institutions have provided it with the 50% of pledged collateral on all uninsured deposits as required by Section 6-10-17 NMSA 1978, NM Public Money Act, if applicable.

Findings:

The OSWCD has two bank accounts and utilizes Quicken to record transactions. All bank reconciliations are performed within days of receiving the bank statements and all were complete and on-hand.

Random tests of bank reconciliations revealed that the reconciliations were accurate and agreed with supporting documentation and with the quarterly financial reports submitted to DFA-LGD.

2. Capital Assets

Procedures:

- (a) Verify that the local public body is performing a yearly inventory as required by Section 12-6-10 NMSA1978.

Findings:

The OSWCD performed a yearly inventory as required by Section 12-6-10 NMSA 1978 and maintains a capital asset listing.

3. Revenue

Procedures:

Identify the nature and amount of revenue from sources by reviewing the budget, agreements, rate schedules, and underlying documentation.

(a) Perform an analytical review; test actual revenue compared to budgeted revenue for the year for each type of revenue.

(b) Test 50% of the total amount of revenues for the following attributes:

Amount recorded in the general ledger agrees to the supporting documentation and the bank statement. Proper recording of classification, amount, and period per review of supporting documentation and the general ledger. Perform this revenue work on the same accounting basis that the local public body keeps its accounting records on, cash basis, modified accrual basis, or accrual basis.

Findings:

Analytical review and test of actual revenue compared to budgeted revenue for the year for each type of revenue revealed no exceptions. Amounts recorded in Quicken agreed with supporting documentation and the amounts were properly recorded on a cash basis as to classification, amount and period per review of supporting documentation.

4. Expenditures

Procedures:

(a) Select a sample of cash disbursements and test at least 25 transactions and 50% of the total amount of expenditures for the following attributes:

(b) Determine that amount recorded as disbursed agrees to adequate supporting documentation. Verify that amount, payee, date and description agree to the vendor's invoice, purchase order, contract and cancelled check, as appropriate.

(c) Determine that disbursements were properly authorized and approved in compliance with the budget, legal requirements and established policies and procedures.

(d) Determine that the bid process (or request for proposal process if applicable), purchase orders, contracts and agreements were processed in accordance with the New Mexico Procurement Code (Section 13-1-28 through 13-1-99 NMSA 1978) and State Purchasing Regulations (1.4.1 NMAC) and Regulations Governing the Per Diem and Mileage Act (2.42.2 NMAC).

Findings:

Amounts recorded as disbursed agreed to supporting documentation. Amount paid, payee, date and description agreed with the vendor's invoice, purchase order, contract and cancelled check, as appropriate.

Disbursements were properly authorized and approved in compliance with the budget, legal requirements and established policies and procedures.

The bid process (or request for proposal process, if applicable), purchase orders, contracts and agreements were processed in accordance with the New Mexico Procurement Code (Section 13-1-28 through 13-1-99 NMSA 1978) and State Purchasing Regulations (1.4.1 NMAC) and Regulations Governing the Per Diem and Mileage Act (2.42.2 NMAC).

5. Journal Entries

Procedures:

- (a) If non-routine journal entries, such as adjustments or reclassifications, are posted to the general ledger, test significant items for the following attributes:
- (b) Journal entries appear reasonable and have supporting documentation.
- (c) The local public body has procedures that require journal entries to be reviewed and there is evidence the reviews are being performed.

Findings:

The OSWCD utilizes Quicken to record cash transactions only and does not prepare journal entries.

6. Budget

Procedures:

- (a) Obtain the original fiscal year budget and all budget amendments made throughout the fiscal year and perform the following:
- (b) Verify, through a review of the minutes and correspondence, that the original budget and subsequent budget adjustments were approved by the local public body's governing body and DFA-LGD.
- (c) Determine if the total actual expenditures exceeded the final budget at the legal level of budgetary control; if so, report a compliance finding.
- (d) From the original and final approved budgets and general ledger, prepare a schedule of revenues and expenditures - budget and actual on the budgetary basis used by the local public body (cash, accrual or modified accrual basis) for each individual fund.

Findings:

A review of the minutes revealed that the original budget was approved by the OSWCD and the DFA-LGD. There were four subsequent budget adjustments which were approved by the DFA-LGD.

Total actual expenditures did not exceed the final budget at the total fund level, the legal level of budgetary control.

A schedule of revenues and expenditures - budget and actual was prepared on the cash budgetary basis used by the OSWCD.

7. Capital Outlay Appropriations

Procedures:

- (a) Determine that the amount recorded as disbursed agrees to adequate supporting documentation. Verify the amount, payee, date and description agree to the purchase order, contract, vendor's invoice and canceled check, as appropriate.
- (b) Determine that the cash disbursements were properly authorized and approved in accordance with budget, legal requirements and established policies and procedures.
- (c) Determine that the bid process, purchase orders, contracts and agreements were processed in accordance with New Mexico Procurement Code and State Purchasing Regulations.
- (d) Determine the physical existence (by observation) of the capital asset based on expenditures to date.
- (e) Verify that status reports were submitted to the state agency per terms of agreement and amounts in the status report agree with general ledger and other supporting documentation.
- (f) If the project was funded in advance, determine if the award balance and cash balance appropriately reflects the percentage of completion based on the project schedule and expenditures to date.
- (g) If the project is complete, determine if there is an unexpended balance and whether it was reverted per statute and agreement with the grantor.
- (h) Determine whether cash received for the award was accounted for in a separate fund or separate bank account that is non-interest bearing is so required by the capital outlay award agreement.
- (i) Determine whether reimbursement requests were properly supported by costs incurred by the recipient. Determine whether the costs were paid by the local public body prior to the request for reimbursement.

Findings:

The OSWCD was the recipient of capital outlay funds (FYE 2006-2012) to prepare a comprehensive hydrogeologic study of the Sacramento Mountains. New Mexico State University is the fiscal agent for the project. The project is ongoing.

A review of all disbursements was made to determine that the amount recorded as disbursed agrees to adequate supporting documentation. Verify the amount, payee, date and description agree to the purchase order, contract, vendor's invoice and canceled check, as appropriate. No exceptions were noted. (See Page 8)

All funds are requested from NMSU and immediately disbursed to the contractor. No funds were received in advance. (See Page 8)

A review was made to determine whether reimbursement requests were properly supported by costs incurred by the recipient. Determine whether the costs were paid by the local public body prior to the request for reimbursement. No exceptions were noted.

A review was made to determine that the cash disbursements were properly authorized and approved in accordance with budget, legal requirements and established policies and procedures. No exceptions were noted. (See Page 8)

8. Other Procedures

If information comes to the IPA's attention (regardless of materiality) indicating any fraud, illegal acts, noncompliance, or any internal control deficiencies, disclose in the report as required by Section, 12-6-6 NMSA 1978. The findings must include the required content per Section 2.2.2.10 (I) (3) (C)NMAC.

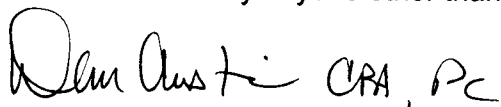
Findings

No exceptions were found as a result of applying the procedures described above (regardless of materiality) indicating any fraud, illegal acts, noncompliance, or any internal control deficiencies.

The Report was submitted late to the Office of the State Auditor.

We were not engaged to, and did not conduct an audit, the objective of which would be the expression of an opinion on the accounting records. Accordingly, we do not express such an opinion. Had we performed additional procedures, other matters might have come to our attention that would have been reported to you.

This report is intended solely for the information and use of Otero Soil and Water Conservation District, the New Mexico State Auditor's Office and the DFA-LGD and is not intended to be and should not be used by anyone other than those specified parties.



Dan Austin CPA, P. C.
Ruidoso, New Mexico
April 29, 2011

STATE OF NEW MEXICO
 OTERO SOIL AND WATER CONSERVATION DISTRICT
 STATEMENT OF REVENUES AND EXPENDITURES
 BUDGET AND ACTUAL (CASH BASIS)
 GENERAL FUND
 FOR THE FISCAL YEAR ENDED JUNE 30, 2010

	General Fund			Variance Favorable (Unfavorable)
	Original Budget	Final Budget	Actual	
Revenues				
BLM-Noxious Weed Control	\$ 25,000	\$ 38,552	\$ 38,552	\$ -
USDA-Childrens' Forest	-	30,000	-	(30,000)
State of NM-HB-2	10,980	10,980	9,533	(1,447)
State of NM-Capital Outaly	529,100	552,841	552,841	-
Otero County	80,419	72,419	72,419	-
Charge for Services	41,000	45,090	37,582	(7,508)
Interest Income	150	150	84	(66)
Other Sources	-	50	498	448
Total revenues	<u>686,649</u>	<u>750,082</u>	<u>711,509</u>	<u>(38,573)</u>
Expenditures				
Current:				
BLM-Noxious Weed Control	\$ 25,000	\$ 36,107	\$ 36,107	\$ -
USDA-Childrens' Forest	-	126	126	-
State of NM-Capital Outaly	503,905	558,873	558,873	-
Other Grants\	40,000	49,256	48,622	634
Salary Expense	81,000	86,185	86,185	-
Travel	10,140	10,140	6,719	3,421
Operating Expense	7,466	7,727	7,727	-
Audit	13,369	13,369	13,369	-
Total expenditures	<u>680,880</u>	<u>761,783</u>	<u>757,728</u>	<u>\$ 4,055</u>
Excess (Deficiency) of Revenues over Expenditures	5,769	(11,701)	(46,219)	
Cash Balance, Beginning	71,479	71,479	71,479	
Cash Balance, Ending	<u>\$ 77,248</u>	<u>\$ 59,778</u>	<u>\$ 25,260</u>	

DEPARTMENT OF FINANCE AND ADMINISTRATION
LOCAL GOVERNMENT DIVISION
SPECIAL DISTRICT FINANCIAL QUARTERLY REPORT

SUBMIT TO LOCAL GOVERNMENT DIVISION NOT LATER
THAN 30 DAYS AFTER THE CLOSE OF EACH QUARTER.
I HEREBY CERTIFY THAT THE CONTENTS IN THIS
REPORT ARE TRUE AND CORRECT TO THE BEST OF
MY KNOWLEDGE.

Special District: Otero SWCD
Period Ending: 30-Jun-10
Prepared by: Victoria Milne

TRANSACTIONS PER BOOKS

Fund #	FUND (1)	CASH BALANCE PER BOOKS July 1, 2009 (3)	REVENUES TO DATE (4)	NET TRANSFERS (5)	EXPENDITURES TO DATE (6)	BOOK BALANCE END OF PERIOD (7)	ADD: OUTSTANDING CHECKS (8)	LESS: DEPOSITS IN TRANSIT (9)	ADJUSTMENTS (10)	ADJUSTED BALANCE END OF PERIOD (11)	BALANCE PER BANK STATEMENTS (12)	DIFFERENCE (13)
	Operating	65,078.28	702,759.31		748,960.85	19,476.72	0.00	0.00	0.00	19,476.72	19,476.72	0.00
	Brush Control	6,400.40	6,748.20		9,366.50	5,783.10	0.00	0.00	0.00	5,783.10	5,783.10	0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
						0.00				0.00		0.00
	SUB-TOTAL	71,478.68	711,508.51	0.00	757,727.35	25,259.82	0.00			25,259.82	25,259.82	0.00
	INVESTMENTS					0.00				0.00		0.00
	SUB-TOTAL INVESTMENTS	0.00	0.00	0.00	0.00	0.00				0.00		0.00
	GRAND TOTAL	\$71,478.68	\$711,508.51	\$0.00	\$757,727.35	\$25,259.82	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	RECAP											

**STATE OF NEW MEXICO
OTERO SOIL AND WATER CONSERVATION DISTRICT
Schedule of Findings and Responses
Year Ended June 30, 2010**

Prior Year Audit Findings

None

Current Year Findings

10-A. Audit Report Submitted Late:

Condition: The report was not submitted to the New Mexico State Auditor's office by the statutory due date of December 1, 2010. Report was submitted May 1, 2011 contract date. However, corrections to the report were submitted at later date resulting in late submission.

Criteria: The New Mexico State Auditor requires public entities to submit their reports by December 1 following the entities year end. If the reports are submitted late, it is considered to be an instance of noncompliance with Subsection A of 2.2.2.9 NMAC.

Cause: The report was contracted late and corrections to the report were after the contract submission date by the contract accountant.

Effect: Noncompliance with state law. In addition, users of the financial statements such as legislators, creditors, bondholders, state and federal grantors, etc., do not have timely audit reports and financial statements for their review. And, late audit reports could have an effect on state and federal funding.

Recommendation: Contract and complete the reports in a timely manner.

**STATE OF NEW MEXICO
OTERO SOIL AND WATER CONSERVATION DISTRICT
Exit Conference
Year Ended June 30, 2010**

EXIT CONFERENCE

The report contents were discussed at an exit conference held on April 29, 2011 with the following in attendance:

Otero Soil and Water Conservation District

Eddie Vigil, Secretary/Treasurer
Victoria Milne, District Manager

Accounting Firm

Dan Austin, CPA