



BENNY L. JASSO, MAYOR

AARON SERA, ADMINISTRATOR

Phone (575) 546-8848 · Fax (575) 546-6442
E-MAIL: deming@cityofdeming.org Website: www.cityofdeming.org
P.O. BOX 706 · DEMING, NEW MEXICO 88031
POPULATION 14,000

CITY COUNCIL MEETING
AGENDA
September 19, 2023
5:30 P.M.

Please join the meeting from your computer, tablet or smartphone.

<https://meet.goto.com/CityofDeming>

Or Using your Phone: [1 866 899 4679](tel:18668994679)

Access Code: 595-334-189

Password: 595334189

CALL TO ORDER/PLEDGE OF ALLEGIANCE/ATTENDANCE ROLL CALL

1. Consent Agenda
 - A. Minutes
 - a. Regular City Council August 15, 2023
 - b. Airport Commission August 8, 2023
 - B. Resolutions:
 - a. To Consider the Approval of a Resolution for Participation in the Transportation Project Fund Program Administered by NMDOT
 - C. Requests to Consider Records Destruction by HR Director
2. Proclamations
 - a. Declaring the Month of September as Duchenne Awareness Month
 - b. Declaring October 06, 2023, as National Manufacturing Day
 - c. Declaring October 22, 2023, as The Friends of the Community Candy Drop Day
3. Public Hearing: To Consider an Ordinance for the Sale of City Property to Old Glory, LLC
4. Administrators Report
5. Adjourn Meeting

The next regular City Council Meeting is scheduled for October 17, 2023, at 5:30 p.m.

CITY COUNCIL MEETING MINUTES

September 19, 2023

Remote meeting in compliance with the
New Mexico Open Meetings Act

Council Present:

Benny L. Jasso, Mayor

Joe "Butter Milo, Councilor

Monica Topham, Mayor Pro Tem

Irmaisela A. Rodriguez, Councilor

Council Present (Telephonically/Virtually):

Alex Valdespino, Councilor

Council Absent:

Staff Present:

Aaron Sera, City Administrator

Jim Massengill, Public Works Director

Joe Owen, Fire Chief

Adrian Coloma, IT

Amanda Sanders, Public Information Officer

Laura Holguin, Finance Director/Treasurer

Azucena Vargas, Community Services Director

Cint Hogan, Chief of Police

Jeremy Gervais, Special Projects Coordinator

Andrea Alonzo, HR Director

Staff Present (Telephonically/Virtually):

Recording Secretary: Mary Jo Valdez, CMC, Municipal Clerk

Mayor Jasso called the meeting to order at 5:30 p.m. and led the Pledge of Allegiance.

Mayor Jasso asked for a Roll Call, as follows, determining a quorum:

Councilor Milo Present

Councilor Rodriguez Present

Mayor Pro Tem Topham Present

Councilor Valdespino Present Telephonically

Mayor Jasso Present

Ms. Valdez verified a quorum.

1. Consent Agenda

Mr. Sera stated he had nothing to discuss on the consent agenda. Mayor Jasso asked Council if they had any questions or if they were prepared to make a motion.

Councilor Milo motioned to approve the consent agenda, as submitted; Councilor Rodriguez second the motion; motion carried by the following roll call vote:

ROLL CALL VOTE

Councilor Valdespino Aye

Councilor Milo Aye

Councilor Rodriguez Aye

Mayor Pro Tem Topham Aye

CITY OF DEMING
RESOLUTION No. 2324

PARTICIPATION IN TRANSPORTATION PROJECT FUND PROGRAM ADMINISTERED BY
NEW MEXICO DEPARTMENT OF TRANSPORTATION

WHEREAS, the City of Deming and the New Mexico Department of Transportation have entered into a grant agreement under the Transportation Fund Program for a local road project.

WHEREAS, the total cost of the project will be \$2,858,991.14 to be funded in proportional share by the parties hereto as follows:

- a. New Mexico Department of Transportation's share shall be 95% or \$2,716,041.58 and
- b. City of Deming's proportional matching share shall be 5% or \$142,949.56

TOTAL PROJECT COST IS \$2,858,991.14

The City of Deming shall pay all costs, which exceed the total amount of \$2,858,991.14.

Now therefore, be it resolved in official session that City of Deming determines, resolves, and orders as follows:

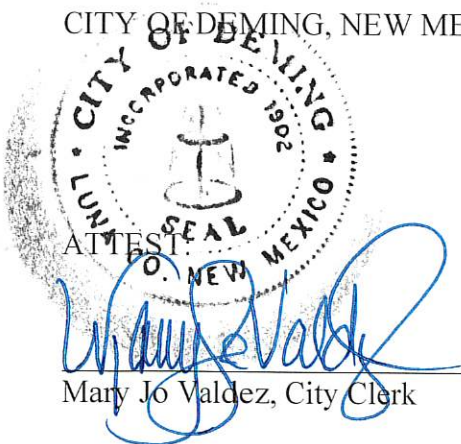
That the project for this Cooperative agreement is adopted and has a priority standing.

The agreement terminates on June 30, 2027 the City of Deming incorporates all the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements and understandings have been merged into the written agreement.

Now therefore, be it resolved by the City of Deming to enter into Cooperative Agreement with the New Mexico Department of Transportation for the TPF Program for year 2023-24 for – Phase II Gold Street Maintenance Reduction Road Diet, Signalization and Pedestrian Safety Improvements within the control of the City of Deming in New Mexico.

PASSED, ADOPTED, AND APPROVED this 19th day of September 2023.

CITY OF DEMING, NEW MEXICO




Benny L. Jasso, Mayor

2. Proclamations

a. Declaring the Month of September as Duchenne Awareness Month

Mayor Jasso read the proclamation for the record. (Attached for reference)

Councilor Rodriguez motioned to approve the proclamation, as submitted; motion second by Councilor Milo; motion carried by following roll call vote:

ROLL CALL VOTE

Mayor Pro Tem Topham	Aye
Councilor Valdespino	Aye
Councilor Rodriguez	Aye
Councilor Milo	Aye

Mayor Jasso called the attention to Fabian and Sebastian in the audience, recognizing them. Ms. Orozco addressed Council expressing their gratitude for creating handicapped accessible parks, such as the All Inclusive Park, in the community which allows for accessibility for both Fabian and Sebastian to enjoy.

b. Declaring October 06, 2023, as National Manufacturing Day

Mayor Jasso read the proclamation for the record. (Attached for reference)

Councilor Milo motioned to approve the proclamation, as submitted; motion second by Mayor Pro Tem Topham; motion carried by following roll call vote:

ROLL CALL VOTE

Councilor Valdespino	Aye
Mayor Pro Tem Topham	Aye
Councilor Rodriguez	Aye
Councilor Milo	Aye

Ms. Ward, participating telephonically, thanked Council for the approval of the proclamation.

c. Declaring October 22, 2023, as the Friends of the Community Candy Drop Day

Mayor Jasso read the proclamation for the record. (Attached for reference)

Councilor Rodriguez motioned to approve the proclamation, as submitted; motion second by Mayor Pro Tem Topham; motion carried by following roll call vote:

ROLL CALL VOTE

Councilor Milo	Aye
Mayor Pro Tem Topham	Aye
Councilor Rodriguez	Aye
Councilor Valdespino	Aye

Mayor Jasso announced that the candy drop would take place at John Wait's Park.

3. Public Hearing: To Consider an Ordinance for the Sale of City Property to Old Glory, LLC

Mayor Jasso conducted a public hearing to consider an ordinance for the sale of City property to Old Glory, LLC.

Mr. Sera explained that the City purchased the property, on the Northeast corner of Platinum and Spruce Streets for plans of expanding the library. Mr. Sera stated that the expansion had not been approved.

CITY OF DEMING PROCLAMATION
Declaring September 7, 2023, and the month of September as
WORLD DUCHENNE AWARENESS DAY AND MONTH

WHEREAS, Duchenne muscular dystrophy (Duchenne) is the most common fatal genetic disorder diagnosed in childhood, affecting approximately one in every 5,000 live male births each year.

WHEREAS, the Duchenne gene is found on the X-chromosome, it primarily affects boys; however, it occurs across all races and cultures.

WHEREAS, Duchenne results in progressive loss of strength and is caused by a mutation in the gene that encodes for dystrophin. Because dystrophin is absent, the muscle cells are easily damaged. The progressive muscle weakness leads to serious medical problems, particularly issues relating to the heart and lungs. People with Duchenne typically live into their late twenties.

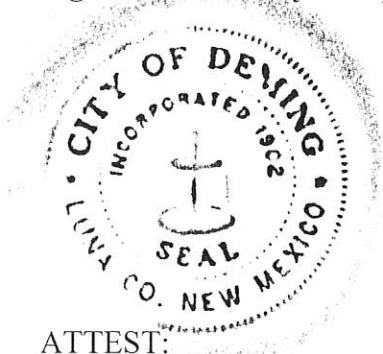
WHEREAS, Duchenne can be passed from parent to child, but approximately 35% of cases occur because of a random spontaneous mutation. In other words, it can affect anyone. Although there are medical treatments that may help slow its progression, there is currently no cure for Duchenne.

WHEREAS, because it is a rare disease, one of our greatest tools in the fight to end Duchenne is raising awareness.


WHEREAS, on September 7, 2023, the eighth World Duchenne Awareness Day took place and the City participated in illuminating the City's public building red. Duchenne organizations around the world will raise awareness for all people living with Duchenne muscular dystrophy.

THEREFORE I, Benny L. Jasso, MAYOR for the City of Deming, do hereby proclaim September 7, 2023 and the month of September as World Duchenne Awareness Day and Month in the City of Deming and encourage the residents of Deming to increase their understanding and awareness of Duchenne muscular dystrophy.

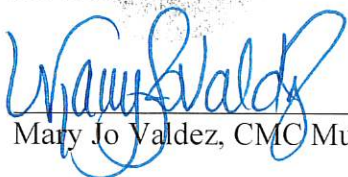
Signed this 19th day of September 2023 in the City of Deming, New Mexico.



CITY OF DEMING, NEW MEXICO


Benny L. Jasso, Mayor

ATTEST:


Mary Jo Valdez, CMC Municipal Clerk

City of Deming Proclamation

A proclamation designating the first Friday of October as NATIONAL MANUFACTURING DAY.

WHEREAS, the first Friday of October each year is designated as National Manufacturing Day; and

WHEREAS, manufacturing makes a very significant contribution to the national, state, and local economy; and

WHEREAS, Deming, Luna County, NM is a significant contributor to the manufacturing industry in our region and is fortunate to be the home of many world-class and diverse manufacturing companies; and

WHEREAS, Deming serves as the region's home to the largest winery in the State of New Mexico, largest green chile and jalapeno processor in the world, and only custom manufactured home builders in the country, accounting for over 1,300 jobs in our community.

WHEREAS, the manufacturing companies located in Deming, Luna County, New Mexico add to the vitality and prosperity of our community by providing high paying quality jobs; and

NOW, THEREFORE BE IT RESOLVED THAT the City Council of the City of Deming, New Mexico, hereby proclaims the first Friday of October to be NATIONAL MANUFACTURING DAY presented locally by Deming Luna County Economic Development, Inc.

For 2023, National Manufacturing Day is hereby designated as October 6, 2023. The City Council hereby urges all citizens to join in recognizing the value of our manufacturers and the importance they serve in our community.

IN TESTIMONY WHEREOF the Mayor of the City of Deming has hereunto subscribed his name and have caused the Official Seal of the City of Deming to be hereunto affixed in on this 19th day of September 2023.

CITY OF DEMING, NEW MEXICO


Benny L. Jasso, Mayor

ATTEST:


Mary Jo Valdez, Municipal City Clerk

Proclamation
***The Friends of the Community
Candy Drop Day***

WHEREAS, Richard Weaver, owner of Weaver's Welding wanted an event to bring young people and authority figures together in a friendly, non-threatening atmosphere, and

WHEREAS, he and many friends of the community sponsored the first Great Pumpkin Candy Drop in 2006.

WHEREAS, he formed Friends of the Community a (501)(c)(3) organization, and

WHEREAS, he solicited donations of cash and/or candy and invited kids, young and old, and,

WHEREAS, he also invited the Deming Police Department, Deming Fire Department, Luna County Sheriff's Posse, public officials, everyone who represents authority; and

WHEREAS, he has grown the Candy Drop to include music, events, and booths which are open to the public, and any vendors in attendance must provide their goods and services free of charge.

NOW THEREFORE, I, Benny L. Jasso, Mayor and City Council of the City of Deming, do hereby proclaim Sunday, October 22, 2023, as:

"THE FRIENDS OF THE COMMUNITY CANDY DROP DAY"

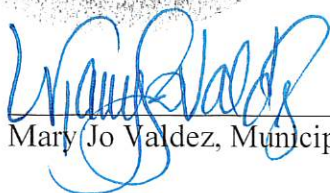
and encourage everyone to support Friends of the Community and help them provide a safe, fun event for young people.

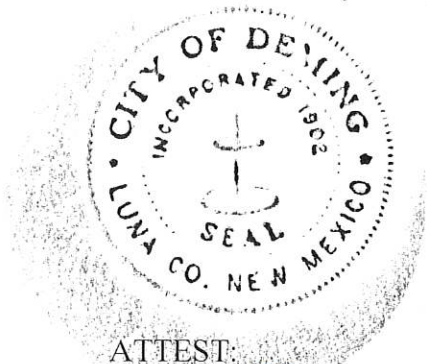
Done this 19th day of September 2023 in the City of Deming, New Mexico.

CITY OF DEMING, NEW MEXICO


Benny L. Jasso, Mayor

ATTEST:


Mary Jo Valdez, Municipal City Clerk



Mr. Sera explained that Mr. Galindo has purchased the property to the north of the subject property and inquired about obtaining the subject property so they could expand their project.

Mayor Jasso opened the public hearing for public comment. There was none.

Mayor Jasso closed the public hearing and asked Council if they were prepared to make a motion.

Councilor Valdespino motioned to approve the ordinance, as presented; motion second by Councilor Milo; motion carried by following roll call vote:

ROLL CALL VOTE

Mayor Pro Tem Topham	Aye
Councilor Rodriguez	Aye
Councilor Milo	Aye
Councilor Valdespino	Aye

4. Administrator's Report

- Mr. Sera stated that Harbor Fright should be open around March or April timeframe.
- Working on Capital Outlay Process with Luna County to determine priorities.
- Working with architects on designing the Public Safety Remodel
- DOT has money to continue the beautification of the I-10 Corridor
- Will be busy attending training conferences in October.

Mayor Jasso mentioned that September is Childhood Cancer Awareness Month and that he's discussed with the Clerk to note that a proclamation should be added for the next year.

5. Adjourn Meeting

With no further business to discuss, Mayor Jasso entertained a motion to adjourn the meeting.

Mayor Pro Tem Topham motioned to adjourn the meeting; Councilor Rodriguez second the motion; motion carried unanimously. The meeting adjourned at 6:05 p.m.

CITY OF DEMING, NEW MEXICO


Benny L Jasso, Mayor

ATTEST:


Mary Jo Valdez, Municipal Clerk

CITY OF DEMING, NEW MEXICO
ORDINANCE NO. 1323

**AN ORDINANCE APPROVING THE SALE OF REAL ESTATE OWNED BY THE
CITY OF DEMING, NEW MEXICO TO OLD GLORY, LLC**

WHEREAS, the City of Deming is proposing the sale of real estate, as described in Exhibit A, to Old Glory, LLC., whose address is P.O. Box 1897, Deming, New Mexico 88031.

WHEREAS, Old Glory, LLC. has expressed interest in utilizing the lands described herein for development.

WHEREAS, the City of Deming pursuant to section 3-54-1 and 3-17-3 NMSA 1978 Comp. has published a Notice of Proposed Ordinance Approving the Sale of Real Estate owned by the City of Deming.

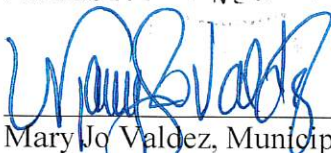
NOW BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEMING, NEW MEXICO:

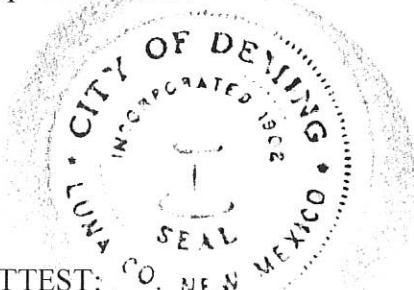
1. The City of Deming, New Mexico shall sell to Old Glory, LLC., certain real estate in Luna County, New Mexico described in Exhibit A, attached hereto by reference.
2. The purchaser has proposed to pay a total price of \$36,000.00 for approximately 17,750 SF non-water righted vacant land, referred to the legal description listed in (Exhibit A).
3. The appraised market value of the parcel is \$36,000.00.
4. The City of Deming's purpose in entering into this land sale with Old Glory, LLC is to stimulate economic activity, facilitate investment in our community, enhance the local government tax base, and add employment to our area.
5. The Mayor or City Administrator shall have the authority to sign all documents regarding this transaction.
6. The approval of this sale may be subject to a referendum pursuant to Section 3-54-1D, NMSA 1978. This ordinance shall become effective forty-five days after its adoption unless a referendum election is held pursuant to Section 3-54-1(H) NMSA 1978 Comp.

PASSED, ADOPTED AND APPROVED by the City Council, City of Deming, New Mexico, this 19th day of September 2023.

CITY OF DEMING, NEW MEXICO

By 
Benny L. Jasso, Mayor

ATTEST: 
Mary Jo Valdez, Municipal City Clerk



ORDINANCE NO. 1323
(EXHIBIT A)

- (a) The following described real property situated in Luna County, New Mexico, together with all buildings and improvements thereon, together with all rights, privileges, and appurtenances thereto, save and except for any water rights except as otherwise described herein, and subject to current taxes, assessments, reservations, and easements as may appear of record:

DESCRIPTION

ALL OF LOTS NUMBERED THIRTEEN (13), FOURTEEN (14), FIFTEEN (15), SIXTEEN (16) AND SEVENTEEN (17) IN BLOCK LETTERED "A" OF THE TOWNSITE OF DEMING, LUNA COUNTY, NEW MEXICO, ACCORDING TO PLAT SLIDE NO. 5-6, RECORDED ON SEPTEMBER 14, 1889, THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF LUNA COUNTY, NEW MEXICO.

together with all improvements thereon, reserved except as otherwise provided herein (hereafter collectively referred to as the "Real Property"), with warranty covenants.