

CITY COUNCIL MEETING MINUTES

January 18, 2022

Remote meeting in compliance with the New Mexico Open
Meetings Act due to COVID-19 Pandemic.

Council Present:

Benny L. Jasso, Mayor

Monica Topham, Councilor

Council Present (Telephonically): Dr. Victor Cruz, Councilor

Joe "Butter Milo, Councilor

Council Absent: Irmaisa "Irma" A. Rodriguez, Councilor

Staff Present: Laura Holguin, Finance Director/CFO

Jim Massengill, Public Works Director

Clint Hogan, Chief of Police

Lane Camfield, Planner

Azucena Vargas, Asst. Public Works Director

Adrian Coloma, IT

Staff Present (Telephonically/Virtually):

Joe Owen, Fire Chief

Alexi Jackson, Community Services Director

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.

A quorum was confirmed by the following roll call:

ROLL CALL VOTE

Mayor Pro Tem Milo Aye

Councilor Cruz Aye

Councilor Topham Aye

1. Consent Agenda

Ms. Holguin presented the consent agenda to Council stating that there were no items to discuss.

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

ROLL CALL VOTE

Councilor Cruz Aye

Councilor Topham Aye

Mayor Pro Tem Milo Aye

2. Public Comments

Mayor Jasso opened the meeting for public comment stating that comments entertained should not be related to any items on the agenda.

3. Nomination of and Election of Mayor Pro Tem

Councilor Cruz nominated Councilor Topham for Mayor Pro Tem.

Mayor Pro Tem Milo motioned to cease nominations; Councilor Topham second the motion and accepted the nomination; motion carried by the following roll call vote:

ROLL CALL VOTE

Councilor Cruz	Aye
Mayor Pro Tem Milo	Aye
Councilor Topham	Aye

Mayor Jasso thanked Councilor Milo for serving as the Mayor Pro Tem.

4. Mayoral Appointments for Part Time and Temporary Employees

Mayor Jasso asked that Council accept his recommendation to approve part-time employees Carlos Caballero, Crystal Carrillo, Eric Olivas, Jesus Puentes, and Robert Ruiz.

Councilor Milo motioned to accept the Mayor's recommendation; Mayor Pro Tem Topham second the motion; motion carried by the following roll call vote:

ROLL CALL VOTE

Councilor Cruz	Aye
Councilor Milo	Aye
Mayor Pro Tem Topham	Aye

5. Resolution: To Consider a Time Extension for Cooperative Agreement L100484 with NMDOT

Mr. Jackson stated that the contractors are almost completed with the project but the time extension is being requested to ensure the deadline is not passed in case there are unforeseen occurrences.

Mayor Pro Tem Topham motioned to approve the resolution, as presented; Councilor Cruz second the motion; motion was approved by the following roll call vote:

ROLL CALL VOTE

Councilor Milo	Aye
Mayor Pro Tem Topham	Aye
Councilor Cruz	Aye

6. Public Hearing: To Consider the Transfer of Ownership of a Dispenser Liquor License No. 0166 with Off Premises Consumption – “Package Sales Only” for Circle K Stores, Inc.

Mayor Jasso conducted a public hearing to Consider the Transfer of Ownership of a Dispenser Liquor License No. 0166 with Off Premises Consumption – “Package Sales Only” for Circle K Stores, Inc.

Ms. Valdez stated that the current license is already in place and in operation; adding that Circle K was in the process of buying out PikQuik. This hearing is for the 200 S. Cody Road address.

Mayor Jasso asked Council if they had any questions. Councilor Cruz asked if one store would be taking over the other one. Ms. Valdez confirmed.

Mayor Jasso opened the hearing for public comments.

Mayor Jasso asked if the applicant would like to address Council.

Mr. Victor Salas, on behalf of Circle K, stated that Circle K has acquired PicQuik stores and are currently operating under the temporary license until the process is complete.

Mr. Oscar Andrade, President of PicQuik Stores addressed Council and thanked the community for their support over their many years in operation; adding that all employees will remain employed. Mr. Andrade thanked Council for their consideration.

With no further comments, Mayor Jasso closed public comments and asked Council for their decision.

Councilor Cruz motioned to approve the transfer of ownership for liquor license number 0166, as presented; Mayor Pro Tem Topham second the motion; motion was approved by the following roll call vote:

ROLL CALL VOTE

Councilor Milo	Aye
Councilor Cruz	Aye
Mayor Pro Tem Topham	Aye

7. Public Hearing: To Consider the Transfer of Ownership of a Dispenser Liquor License No. 0776 with Off Premises Consumption – “Package Sales Only” for Circle K Stores, Inc.

Mayor Jasso conducted a public hearing to Consider the Transfer of Ownership of a Dispenser Liquor License No. 0776 with Off Premises Consumption – “Package Sales Only” for Circle K Stores, Inc. Mayor Jasso noted that this hearing is for 1009 W. Pine Street.

Mayor Jasso asked Council if they had any questions.

Mayor Jasso opened the hearing for public comments. There were none.

Mayor Jasso closed public comments and asked Council for their decision.

Mayor Pro Tem Topham motioned to approve the transfer of ownership for liquor license number 0776, as presented; Councilor Cruz second the motion; motion was approved by the following roll call vote:

ROLL CALL VOTE

Councilor Milo	Aye
Mayor Pro Tem Topham	Aye
Councilor Cruz	Aye

8. Quasi-Judicial Public Hearing: To Consider the Operation of a Tire Repair & Automotive Shop Proposed to be Located at 2001 Columbus Road, within the City Limits

Mayor Jasso conducted a Quasi-Judicial public hearing To Consider the Operation of a Tire Repair & Automotive Shop Proposed to be Located at 2001 Columbus Road, within the City Limits

Mayor Jasso called the hearing to order and asked if Council had any conflicts of interest; they did not.

Mr. Camfield, City Planner, presented the item to Council stating that the applicant, Mr. Hobbs, is requesting a special use permit to operate a tire repair and automotive shop at 2001 Columbus Road. Mr. Hobbs has been made aware that he must have a plan in place to dispose of hazardous materials. Staff has reviewed the property and has no objections to the approval of the request.

Mayor Jasso asked if staff or Council had any questions.

Councilor Cruz asked if they'd be performing oil changes. Mr. Camfield confirmed they would and have a disposal plan in place.

Mayor Jasso asked if the applicant would like to make a statement. Mr. Hobbs declined.

Mayor Jasso asked if Council had any questions for the applicant. There were none.

Mayor Jasso asked if there were any affected parties that would like to speak. There were none.

Mayor Jasso asked if there were any registered parties that would like to cross-examine any party having already given testimony. There were none.

Mayor Jasso closed the public hearing and asked for Council's decision.

Councilor Milo motioned to approve the operation of a tire repair shop for Mr. Hobbs, as presented; Mayor Pro Tem Topham second the motion; motion was approved by the following roll call vote:

ROLL CALL VOTE

Councilor Cruz	Aye	
Mayor Pro Tem Topham	Aye	
Councilor Milo		Aye

9. Quasi-Judicial Public Hearing: To Consider A Special Use Permit for the Operation of a Cannabis Dispensary Proposed by Peter Ferrara to be Located at 1312 W. Pine Street, within the City Limits

Mayor Jasso conducted a Quasi-Judicial public hearing to Consider A Special Use Permit for the Operation of a Cannabis Dispensary Proposed by Peter Ferrara to be Located at 1312 W. Pine Street, within the City Limits.

Mayor Jasso called the hearing to order and asked if Council had any conflicts of interest; they did not.

Mr. Camfield, City Planner, presented the item to Council stating that the applicant, Mr. Ferrara is requesting a special use permit for the operation of a cannabis dispensary at 1312 W Pine contingent upon obtaining a NM State Permit. Staff has reviewed the property and has no objections to the approval of the request.

Mayor Jasso asked if staff or Council had any questions.
There were no questions.

Mayor Jasso asked if the applicant would like to make a statement. Mr. Ferrara stated he is excited to work with the City of Deming.

Mayor Jasso asked if Council had any questions for the applicant. There were none.

Mayor Jasso asked if there were any affected parties that would like to speak. There were none.

Mayor Jasso asked if there were any registered parties that would like to cross-examine any party having already given testimony. There were none.

Mayor Jasso closed the public hearing and asked for Council's decision.

Councilor Cruz motioned to approve the special use permit for Mr. Ferrara, as submitted; Mayor Pro Tem Topham second the motion; motion was approved by the following roll call vote:

ROLL CALL VOTE

Councilor Milo	Aye
Mayor Pro Tem Topham	Aye
Councilor Cruz	Aye

10. Administrator's Report

Ms. Holguin addressed Council, on behalf of Mr. Sera, reporting on the following items.

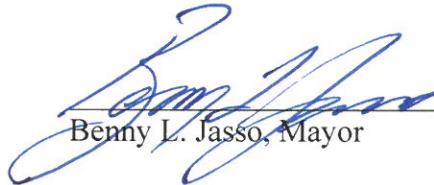
- Mr. Sera is preparing for the legislative session and is in Santa Fe
- Silver Spikes has been cancelled
- Mr. Sera is working with business developers to assist in developing business in town
- The Solar Bid closes tomorrow and will come before Council next month
- Staff has been contacted by an organization to occupy the remainder of the K-Mart building; the information will be disclosed later
- Budget is under progress
- Mr. Sera has had limited time to meet, as he has been preparing for and attending the legislative session

11. Adjourn Meeting

With no further business to discuss, Mayor Jasso entertained a motion to adjourn the meeting. Councilor Milo motioned to adjourn the meeting; Mayor Pro Tem Topham second the motion; motion carried unanimously. The meeting adjourned at 6:04 p.m.



CITY OF DEMING, NEW MEXICO


Benny L. Jasso, Mayor

ATTEST:


Mary Jo Valdez, Municipal Clerk