



BENNY L. JASSO, MAYOR

AARON SERA, ADMINISTRATOR

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POPULATION 14,000

CITY COUNCIL MEETING
AGENDA
December 6, 2021
10:00 A.M.

*Those who would like to participate remotely can via [GoToMeeting.com](https://www.gotomeeting.com) with the following credentials:
You may dial in 10-15 minutes before the meeting begins.*

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

<https://www.gotomeet.me/CityofDeming>

You can also dial in using your phone.

United States (Toll Free): [1 866 899 4679](tel:18668994679)

United States: [+1 \(312\) 757-3119](tel:+13127573119)

Access Code: 595-334-189

Password: 595334189

CALL TO ORDER/PLEDGE OF ALLEGIANCE/ATTENDANCE ROLL CALL

1. Approval for the Continuation of the Deming Local Labor Management Relations Board
2. Ratification of Board Members Appointed to the City Labor Management Relations Board
3. Resolution: To Consider a Time Extension for Cooperative Agreement Number HW2 L100452
4. Approval to Purchase Property Located at 2301 E. Pine Street as Budgeted in Resolution #21-19 and Authorization for the Mayor and/or City Administrator to Execute all Documents Needed to Complete the Transaction
5. Adjourn Meeting

The next regular City Council Meeting is scheduled for December 21, 2021 at 5:30 p.m.

SPECIAL CITY COUNCIL MEETING MINUTES

December 6, 2021

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

Council Present:

Benny L. Jasso, Mayor

Joe “Butter Milo, Mayor Pro Tem

Monica Topham, Councilor

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

Council Absent: Irmaisela “Irma” A. Rodriguez, Councilor

Staff Present: Aaron Sera, Administrator

Laura Holguin, Finance Director/CFO

Azucena Vargas, Assistant PWD

Adrian Coloma, IT

Jim Massengill, Public Works Director

Clint Hogan, Chief of Police

Alexi Jackson, Community Services Director

Staff Present (Telephonically/Virtually): Joe Owen, Fire Chief

Recording Secretary: Mary Jo Valdez, CMC, Municipal Clerk

Mayor Jasso called the meeting to order at 10:00 a.m. and led the Pledge of Allegiance.

A quorum was confirmed by roll call. Ms. Valdez informed that Councilor Rodriguez would be absent.

1. **Approval for the Continuation of the Deming Local Labor Management Relations Board**

Mr. Sera stated that the item is now required by the State Labor Board and asked Ms. Valdez to elaborate.

Ms. Valdez stated that the New Mexico Public Employees Labor Relations Board has implemented a requirement that all bargaining units within each municipality approve the continuance of their Labor Management Relations Board every two years, starting this year. Ms. Valdez stated that both bargaining units had been contacted and provided their approval and that the next step is to obtain City Council’s denial or approval to submit the decision after the Local Labor Board meets later this week, which has to be done prior to December 31st.

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

ROLL CALL VOTE

Councilor Cruz	Aye
Mayor Pro Tem Milo	Aye
Councilor Topham	Aye

2. Ratification of Board Members Appointed to the City Labor Management Relations Board

Mr. Sera explained that this is an annual ratification and that the two members, appointed by the City and two bargaining units will remain the same; adding that those two members select the third neutral party, as listed.

Mayor Pro Tem Milo motioned to approve the continuance, as submitted; Councilor Topham 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

3. Resolution: To Consider a Time Extension for Cooperative Agreement Number HW2 L100452

Mr. Jackson stated that the project is the ongoing reconstruction project of City streets. Mr. Jackson added that the work is almost complete and the time extension is being done to ensure that all the work is completed by the due date as well as ensuring paperwork processing is completed in time, in the event that personnel from City and State Offices should be out of office.

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

ROLL CALL VOTE

Councilor Topham	Aye
Councilor Cruz	Aye
Mayor Pro Tem Milo	Aye

4. Approval to Purchase Property Located at 2301 E. Pine Street as Budgeted in Resolution #21-19 and Authorization for the Mayor and/or City Administrator to Execute all Documents Needed to Complete the Transaction

Mr. Sera explained that the property is south of Trees Lake, bordering Pine Street. Mr. Sera stated that the property was that which was discussed during the budget process and approved. Mr. Sera stated that there are thoughts about possibly using it for an RV Park.

Mayor Pro Tem Milo motioned to approve the purchase of property located at 2301 E. Pine Street as budgeted in Resolution #21-19 and to authorize the Mayor and/or City Administrator to execute all documents needed to complete the transaction; Councilor Topham second the motion; motion was approved by the following roll call vote:

ROLL CALL VOTE

Councilor Cruz	Aye
Mayor Pro Tem Milo	Aye
Councilor Topham	Aye

**CITY OF DEMING
RESOLUTION NO. 21-32**

**A RESOLUTION APPROVING AN APPLICATION FOR A TIME EXTENSION
ON AN AGREEMENT BETWEEN THE CITY OF DEMING AND THE NEW
MEXICO DEPARTMENT OF TRANSPORTATION FOR COOPERATIVE
AGREEMENT NUMBER HW2 L100452**

WHEREAS, the City of Deming has executed Cooperative Agreement Control Number HW2 L100452 from the New Mexico Department of Transportation to reconstruct segments of several city streets, as follows: (1) Poplar Street, from Copper Street to Cody Road, (2) Oak Street, from Copper Street to Gold Street, and (3) Gold Street, from Oak Street to Poplar Street."

WHEREAS, the current agreement expires on December 31, 2021; and

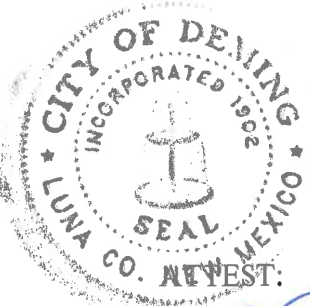
WHEREAS, the project is within the City of Deming's jurisdiction, necessary for the public good and convenience, and to serve the public of the City of Deming; and

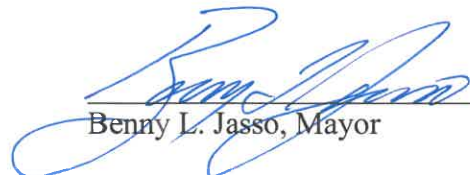
WHEREAS, The New Mexico Transportation Department requires approval of an amended agreement for the City to extend the completion date for this project to March 31, 2022.

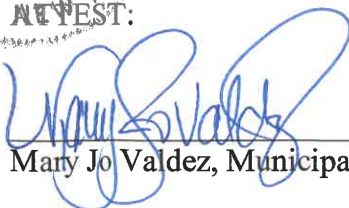
NOW THEREFORE, BE IT RESOLVED that the Governing Body of the City of Deming does hereby determine and resolve as follows:

1. That the application for a three-month time extension for Cooperative Agreement Control Number HW2 L100452, be prepared and submitted to reconstruct segments of several city streets, as follows: (1) Poplar Street, from Copper Street to Cody Road, (2) Oak Street, from Copper Street to Gold Street, and (3) Gold Street, from Oak Street to Poplar Street.
2. That the Mayor is authorized to execute any subsequent agreement.
3. That staff is directed to take such other actions and execute other documents as may be necessary to implement this Resolution.

PASSED, ADOPTED, AND APPROVED this 6th day of December 2021.




Benny L. Jasso, Mayor


Mary Jo Valdez, Municipal Clerk

Contract No.	D18644
Vendor No.	0000054323
Control No.	HW2 L100452

**FIRST AMENDMENT TO
LOCAL GOVERNMENT ROAD FUND
COOPERATIVE AGREEMENT**

This **First Amendment** to the Agreement is entered into between the New Mexico Department of Transportation (Department) and the City of Deming (Public Entity). This Amendment is effective as of the date of the last party to sign on the signature page.

RECITALS

Whereas, the Department and the Public Entity entered into an Agreement, Contract No. D18644, on October 8, 2020; and,

Whereas, Section 19 allows for modification of the Agreement by an instrument in writing executed by the parties; and,

Whereas, the Department and the Public Entity want to extend the term of the Agreement to allow for Project completion; and,

Whereas, the parties agree to modify this Agreement.

Now, therefore, the Department and the Public Entity agree as follows:

Section 6, Term, is deleted and replaced with the following:

6. Term.

This Agreement becomes effective upon signature of all Parties. The effective date is the date when the last party signed the Agreement on the signature page below. This Agreement terminates on **March 31, 2022**. In the event an extension to the term is needed, the Public Entity shall provide written notice along with detailed justification to the Department sixty (60) days prior to the expiration date to ensure timely processing of an Amendment.

All other obligations set forth in the Original Agreement shall remain in full force and effect unless expressly amended or modified by this **First Amendment**.

In Witness Whereof, each party is signing this Agreement on the date stated opposite that party's signature.

New Mexico Department of Transportation

By: _____
Cabinet Secretary or Designee


Date: _____

Approved as to form and legal sufficiency by the New Mexico Department of Transportation's Office of General Counsel

By: _____
Assistant General Counsel

Date: _____

City of Deming:

By: 
Name: Benny L. Jasso
Title: Mayor

Date: 12/06/2021

ATTEST:

By: 
Clerk

Date: 12/06/2021

5. Adjourn Meeting

With no further business to discuss, Mayor Jasso entertained a motion to adjourn the meeting. Councilor Topham motioned to adjourn the meeting; Mayor Pro Tem Milo second the motion; motion carried unanimously. The meeting adjourned at 10:16 a.m.



CITY OF DEMING, NEW MEXICO


Benny L. Jasso, Mayor

ATTEST:


Mary Jo Valdez, Municipal Clerk