

**City of Lordsburg**  
**409 West Wabash – Lordsburg, New Mexico**  
**Regular City Council Meeting (following the Budget Workshop)**  
**April 8, 2022 at 12:00 p.m. noon**

**Visit us on ZOOM or in person**

<https://us02web.zoom.us/j/82693877694?pwd=SjZBMGtzVFc1ekZlQ0dBUZqNDVHUT09>

Meeting ID: 826 9387 7694

Passcode: 960487

## **AGENDA**

### **Welcome**

- a). Approval of Agenda

### **Minutes**

Approval of Regular Meeting Minutes of March 11, 2022

### **Finance Department**

- a). Discussion/Action – Financial Statement Summary for March 2022 and Bank Statement.
- b). Discussion/Action – Approval of FY 2020-2021 Audit.

### **Old Business**

- a). Approval of Full-Time Animal Control Office and Part-Time Cashier

### **New Business**

- a). Discussion/Action Stantec Engineering – Project updates
- b). Discussion/Action – Award RFP for IT Services
- c). Discussion/Action - Crimestopper Funds for an online tip platform
- d). Discussion/Action – American Relief Act Fund – To Repair Booster Station
- e). Discussion/Action – Award Bid – To Repair Booster Station
- f). Discussion/Action – Current Cemetery fees vs. Proposed increase in fees Resolution No. 2022-16
- f). Discussion/Action - Notice of Intent – Ordinance No. 2022-02 – Intent to adopt amendments to the New Mexico Uniform Traffic Ordinance by reference.

### **Adjourn**

**MINUTES  
OF  
REGULAR  
MEETING  
4/8/22**

**City of Lordsburg**  
**409 W. Wabash**  
**Lordsburg, New Mexico 88045**  
**Minutes of Regular Meeting**  
**April 8, 2022**  
**12:00 p.m. Noon**

Meeting called to order at 12:02 p.m.

**Welcome**

**Present:** Mayor Glenda Greene, Linda S. Farnsworth, City Clerk; Martha Salas, Finance Officer; Councilor Rodney Plowman, Councilor Julie V. Montenegro, Councilor Martin Neave, Councilor Alfredo Morelos, Jr., Councilor Manuel D.V. Saucedo and Chief Ricardo Huerta.

**Absent:** Mayor Pro-Tem Caesar Alvarez

**Attendance:** Daniel Holmes, ACO; Zeke Rodriguez, Devon J., George Esqueda - Stantec, Inc.; Phil Cordova, David Ramos and all signed on via ZOOM.

**Approval of Agenda:** An addition was requested to the Agenda – Zeke Rodriguez requested to be added to Agenda in order to give a presentation on medicinal and recreational cannabis. Councilor Freddy Morelos moved to approve the Agenda with the addition of the presentation as (g) under New Business, 2<sup>nd</sup> by Councilor Montenegro. Council was polled- all present voted Aye. Motion carried.

**1. Minutes – Regular Meeting of March 11, 2022**

Councilor Morelos moved to approve the minutes of the Regular Meeting of March 11, 2022, 2<sup>nd</sup> by Councilor Plowman. Council was polled – all present voted Aye. Motion carried.

**2. (a) Financial Statement for March, 2022 and Bank Statement**

a. Martha Salas, Finance Director addressed the Council regarding the Financial Reports for the month of March, 2022. The Finance Director was asked by Councilor Saucedo to request a proposal from LGIP (Local Government

Investment Pool) regarding emergency funds and whether or not we are penalized within 24 hours. The Finance Director will get back on this. The Finance Officer also stated that at the end of the month all CD's will be combined and that all of them will be in interest bearing accounts. With no further questions or comments regarding the financial report, Councilor Morelos made a motion to approve the report, 2<sup>nd</sup> by Councilor Plowman. Council was polled – all present voted Aye.

**(b) Approval of FY 2021 Audit**

Avi Chettry, Auditor with Beasley, Mitchell and Co. appeared via Zoom and gave a brief statement on the findings. The report was over 100 pages long and Mr. Chettry gave a reduced summary and directed the Council, Mayor and Finance Officer on what pages were the most important to go over. Mr. Chettry also stated that is an Auditor's responsibility to provide an opinion and that he was offering an unmodified opinion which is the cleanest and best that any Auditor can provide. His unmodified opinion is that the audit did not identify any material misstatements in the financial statements and that they were all materially correct. All errors were identified and said errors have been acknowledged and either modified or corrected.

**Old Business:**

Approval of Full-time Animal Control Officer and Part-time Cashier positions. Councilor Plowman made a motion to approve the hiring of these employees, 2<sup>nd</sup> by Councilor Morelos. Council was polled – all present voted Aye.

**New Business:**

**(a) Stantec Engineering Project Updates**

George Esqueda approached the Council and Mayor and thanked them for rewarding the General Services RFP to Stantec as of March 11, 2022. He stated that he has already gone over the Master Service Agreement for the terms and conditions with the Mayor and that he is here to update the Council and Mayor on what projects Stantec is currently working on for the City. 1). Lordsburg Water and Wastewater System Improvements. We originally received \$800,000 through Legislative appropriations and have \$488,584.28 remaining. This includes the Hwy 70 lift station and force main improvements and water improvements on "A" Street to replace lines and install new fire hydrants. The new water meters will remain in place. Councilor Saucedo asked if we could possibly apply for

Federal funding to aid in paying for these projects. Mr. Esqueda stated that there is money out there. 2). Fund 89200 Capital Appropriation Project – We received \$150,000 to improve the Special Events Center. 3). 2022 Colonias Application – Includes the replacement of approximately 4,000 linear feet of existing force main pipeline with new pipeline from the Hwy 70 lift station to “D” Street. It also includes 2 grinder pumps and improvements to the SCADA system which is a monitoring system. Requested Colonias Funding is \$903,100 at 80% grant and 20% loan. 4). 2022 Colonias for North side water improvements – Replacement of approximately 10,650 linear feet of existing water mains. Requested Colonias Funding is \$1,948,500 at 80% grant and 20% loan. 5). FY 2022/2023 NMDOT Coop for Animas Street re-paving is a shared project of \$54,500 with the City share being \$13,625 and the NMDOT share as \$40,875. 6). FY2022/2023 – Reconstruction of paving and drainage improvements for parts of Maverick Street, Pyramid Street and Chester Street. Application in the amount of \$250,000 with City share as 25% and NMDOT share as 75%. 7). FY 2023 Transportation Fund (TPF). There is a 95% grant and 5% match requirement for the amount of \$3,759,932.00. Final applications are due by May 25, 2022 and awards notifications begin September, 2022.

**(b) Award of RFP for IT Services** – Two bids were received 1). Better IT Services and 2). Richardson Tech, Inc. The Procurement Officer, Shaun Bivens made a recommendation that we accept the RFP from Richardson Tech, Inc. Councilor Morelos made a motion to accept the RFP from Richardson Tech, Inc., 2<sup>nd</sup> by Councilor Plowman. Council was polled – all Aye that were present, with the exception of Councilor Saucedo who abstained from voting.

**(c) Crimestopper Funds for an online tip platform** - Chief Ricardo Huerta approached the Council and Mayor requesting permission for the Police Department to use the monies set aside for Crimestoppers to pay out rewards for online tips via email or text. Councilor Saucedo made a motion to approve the use of these funds to pay for online tips, 2<sup>nd</sup> by Councilor Morelos. Council was polled - all Aye that were present.

**(d) American Relief Act Fund** – Councilor Morelos made a motion to use the American Relief Act Fund to repair the booster station, 2<sup>nd</sup> by Councilor Saucedo. Council was polled – all Aye that were present.

**(e) Bid Recommendation to Repair Booster Station** – 3 bids were received 1). Deming Excavating 2). General Hydronics Plumbing and 3). Diamond Construction of Las Cruces. Frank Madrid, Environmental Department Supervisor made a recommendation that we accept the bid from Diamond Construction of Las Cruces. Councilor Morelos made a motion to approve Diamond Construction to repair the booster station, 2<sup>nd</sup> by Councilor Saucedo. Council was polled – all Aye that were present.

**(f1) Resolution No. 2022-16 – Increase in Cemetery Fees** – Mayor addressed the Council and advised them that she and Councilor Neave did extensive research and did find out that the cemeteries do belong to the City of Lordsburg. This resolution would increase all cemetery fees. Councilor Morelos stated that he wanted it for the record that he is totally against this increase. The date that this increase goes into effect is on the date of this meeting. It was requested that at next months meeting the actual start date be listed on the resolution. This will be included on next months agenda. A motion was made by Councilor Saucedo to increase the cemetery fees, 2<sup>nd</sup> by Councilor Plowman. City Clerk polled the Council. Motion passed.

Councilor Plowman – AYE  
Mayor Pro-Tem Alvarez – Absent  
Councilor Montenegro – AYE  
Councilor Neave – AYE  
Councilor Morelos – NAY  
Councilor Saucedo – AYE

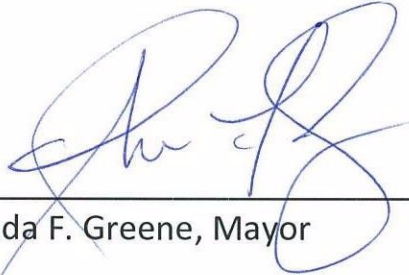
**(f2) Notice of Intent – Ordinance No. 2022-02** – Uniform Traffic Ordinance is several years behind and Chief Huerta and the City Clerk have been working together to get this Ordinance up to date. A notice of intent must be posted in the local newspaper twice before it can become an ordinance. Councilor Neave questioned if it was necessary to be brought before the Council in order to become an ordinance. The answer is yes as the Council must sign in order for the Ordinance to pass. A motion was made by Councilor Neave to accept the Notice of Intent to pass Ordinance No. 2022-02, 2<sup>nd</sup> by Councilor Morelos. Council was polled – all Aye that were present.

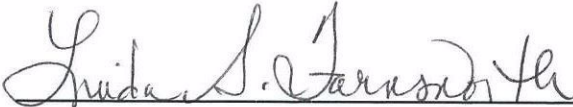
**(g) Addition to Agenda (discussion only) – Zeke Rodriguez with Continual Growth** – Mr. Rodriguez gave his background on medicinal and recreational cannabis and wanted to present to the Council and Mayor in an attempt to get rid of the stigma attached to cannabis. He is involved in the purchase of the old Victorio Homes North of town where his organization will be growing cannabis for profit. Mr. Rodriguez stated that there will be at least 100 jobs available – there is a Veteran’s First program to hire Veteran’s first and he will be bringing in 1 American job for each 5 undocumented residents. Mr. Rodriguez also stated that investors are very interested in this area.

**Adjourn** – With nothing further to be discussed, a motion was made by Councilor Neave to adjourn, 2<sup>nd</sup> by Councilor Saucedo. Council was polled – all Aye that were present. Motion carried and meeting was adjourned at 1:40 p.m.

**Approved this 13<sup>th</sup> day of May, 2022**



  
\_\_\_\_\_  
Glenda F. Greene, Mayor

  
\_\_\_\_\_  
Linda S. Farnsworth, City Clerk

**RESOLUTION  
NO. 2022-16**

**INCREASE OF  
CEMETERY  
FEES**



**RESOLUTION NO. 2022-16**

**State of New Mexico  
City of Lordsburg**

**A Resolution increasing Fees at Shakespeare Cemetery and  
Mountain View Cemetery**


WHEREAS, The Governing Body in and for the Municipality of Lordsburg, State of New Mexico finds that it is necessary to increase the rates at Shakespeare Cemetery and Mountain View Cemetery.

WHEREAS, it is the desire of the City of Lordsburg to accomplish these purposes:


NOW THEREFORE BE IT RESOLVED BY THE CITY OF LORDSBURG THAT:

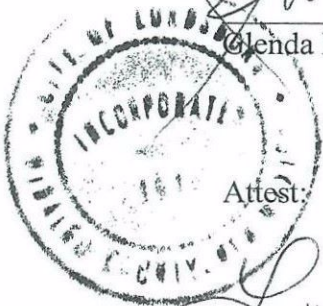
The rates shall be as follows: SEE ATTACHMENT

Effective this the 8th day of April, 2022 in Regular Session, at Lordsburg, NM..

  
\_\_\_\_\_  
Glenda F. Greene, Mayor

Attest:

  
\_\_\_\_\_  
Linda S. Farnsworth, City Clerk



## CEMETERY FEES

### Weekday Burial

Cemetery Plot	\$400.00
Opening/closing	\$300.00
TOTAL CHARGES	\$700.00

### Saturday Burial

Cemetery Plot	\$400.00
Opening/Closing	\$300.00
Overtime	\$300.00
Total Charges	\$1,000.00

### Interment of Cremains

Cemetery Plot	\$400.00
Opening/Closing	\$200.00
Weekend Overtime	\$300.00
Total Charges	\$900.00

### Infant Burial

Cemetery Plot	\$400.00
Opening/Closing	\$300.00
Weekend Overtime	\$300.00
Total Charges	\$1,000.00

### Disinterment

For the reopening of  
grave \$1,000.00  
(Applicable state permit  
Fees and Supervising  
Funeral Director fees are  
additional)

**Effective 4/8/22**

**City of Lordsburg**  
**Rules and Regulations of**  
**Shakespeare and Mountain View Cemetery**



Certain rules and regulations are necessary for the protection of lessees, and to give them assurance that nothing of an unsightly or objectionable nature can ever be placed on plots adjacent to their own.

These rules and regulations are designed for the protection of lessees of internment rights as a group. Their enforcement will help protect your Cemetery and create and preserve its beauty. The following rules and regulations are hereby adopted by the City of Lordsburg for Shakespeare Cemetery and Mountain View Cemetery, hereinafter referred to as the Cemetery and all lease of lots, all visitors, and those performing work within the Cemetery, shall be subject to said rules and regulations, amendments or alterations as shall be adopted from time to time.

These rules and regulations may be amended or revoked by a majority vote of the City Council.

All lots leased shall be subject to the rules and regulations of said Cemetery now or hereafter adopted. Interments will not be allowed in any lot where the lease remains unsettled.



## Section A

### General Visitor Information

1. The grounds within the limits of Shakespeare and Mountain View Cemetery, according to plan of blocks, lots, streets, and alleys as surveyed by J.L. Wells and redrawn and mapped and updated is consecrated for the burial of the dead. The plan above referred to is in the possession of the Office of the City Clerk, Lordsburg, New Mexico.
2. The management and control of the Cemetery is vested in the Mayor and the City Council of the City of Lordsburg, New Mexico. They shall make such rules and regulations for the care of the Cemetery as they may deem proper.
3. All persons are first required to obtain a 99 year lease to the ground desired from the City Clerk, who shall be empowered to issue such leases, but no lease shall be issued until the full amount called for therein shall have been paid. All leases shall bear the seal of the City of Lordsburg thereon.
4. No lots, half lots or single graves shall be sold, rented or leased by the original lessee without consent of the City Clerk and a record made thereof.
5. The size of the graves shall be as follows:  
Plot of eight (8) grave.....12'x40'  
Single grave.....5'x12'  
Openings for adult graves shall be three (3) feet wide, seven and  $\frac{1}{4}$  (7  $\frac{1}{4}$ ') feet long and six (6) feet deep.  
A child's grave shall be six (6) feet deep. The length and width shall be governed by size required.  
All openings shall be 2 and a half (2  $\frac{1}{2}$ ) feet inside the line at the head so that space will be provided for headstone on solid ground.  
All cremains shall be three (3) feet deep.
6. Cemetery hours shall be posted at the Cemetery and set at the discretion of the City Council.

7. All persons entering Shakespeare or Mountain View Cemetery shall obey all rules and regulations adopted by the City Council.
8. No person shall be permitted to enter or leave the Cemetery except by the public gates, which will be open during such hours as specified by the City of Lordsburg.
9. Persons within the Cemetery grounds shall use only the avenues, walkways, and roads when practical. No one shall ride or drive upon the lawns. Riding off-road vehicles or hunting is expressly prohibited within the confines of the Cemetery premises.
10. Automobiles shall not be driven through the grounds at a greater speed than 10 miles per hour and must always be kept off the right side of the Cemetery roadways. Automobiles are not allowed to turn around on the driveways or roadways and are not allowed to park or come to a full stop in front of an open grave unless such automobiles are in attendance at a funeral.
11. Trash containers have been placed in convenient places in the Cemetery for your use. Please use these to dispose of any trash, so the Cemetery is as neat and clean as possible at all times.
12. No person or persons, other than a law enforcement officer, shall be permitted to bring or carry firearms within the Cemetery, except a Military Guard of Honor, and then only when under the charge of an Officer and during a Military Service.
13. No alcoholic beverages or intoxicating liquors within the Cemetery is strictly forbidden.
14. It is of utmost importance that there should be a strict observance of all proprieties due the place, whether embraced in the foregoing regulations or not, as no impropriety will be tolerated.
15. No person will be permitted to use profane or boisterous language or in anyway disturb the quiet sanctify and good order of the Cemetery.
16. All persons are strictly forbidden to break or injure any tree or shrub, or mar any landmark, marker or memorial or any way deface the grounds of the Cemetery.
17. Touch nothing in the Cemetery that does not belong to you. This is the only safe rule to adopt in visiting the Cemetery.

18. All persons are reminded that the grounds are sacredly devoted to the burial of the dead and that the provisions and penalties of the law, as provided by statute, will be strictly enforced in all cases of wanton injury, disturbance, and disregard of the rules.

19. All well-disposed persons will confer a favor by informing the City of Lordsburg of any breach of proper decorum that come under their notice.



## Section B

### City Liability

1. The City of Lordsburg reserves, and shall have, the right to correct any errors that may be made by it either in making interments, disinterments or removals. In the event of such error shall involve the interment of the remains of any person in such lot, the City of Lordsburg reserves and shall have the right to remove and transfer such remains so interred to such other lot of equal value and similar location as may be substituted and conveyed in lieu thereof, according to law in such case made and provided. It shall also have the right to correct any errors made by improper inscription, description, incorrect name or date on the head marker.
2. The City of Lordsburg will not be responsible for theft or damage to anything place on graves or lots or from vehicles parked on the cemetery grounds during services or while visiting the cemetery.
3. The City of Lordsburg will not be liable for any act of lessees, visitors, licensees or trespassers with the Cemetery or any damage to person or property within the Cemetery. The City of Lordsburg shall not be liable for damage caused by the elements, an act of God, common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable accidents, invasions, insurrections, riots, or orders of any military or civil authority, whether the damage be direct or collateral, other than is herein provided.



## Section C

### Regulations for Services

1. Lots at Shakespeare or Mountain View Cemetery shall be used for no other purpose than the burial of the human dead.
2. No interment shall be permitted in the Cemetery without a lease from the City Clerk giving the name, age of birth, date of death of the person to be interred.
3. Applications for the opening and closing of all graves and disinterments must be made at City Hall, City of Lordsburg, during normal business hours 2 days (48 hours) prior to the day the lot is to be used.
4. All charges for the grave, setup and opening and closing of the grave must be paid in full when a request is made to open a grave space.
5. Written notice of 48 hours before the announced time of the funeral will be required. Sunday funerals will not be permitted. Exceptions to this rule will be made only in cases of death from contagious disease or when so ordered by the City of Lordsburg.
6. Interments will be allowed only between the hours of 8:00 a.m. and 4:30 p.m., Monday through Saturday, unless in the case of special order of the Board of Health or as otherwise directed by the City of Lordsburg.
7. Not more than one interment and one cremains, or two cremains in one grave will be allowed except in the case of mother and infant or two infants to be interred at the same time, under the age of 3 years.
8. No cremains shall be placed at Shakespeare or Mountain View Cemetery without prior approval from the City of Lordsburg.
9. Funerals, after entering the gates, shall be subject to the direction of the authorized employees of the City of Lordsburg.
10. Any person desiring to remove a body from the grave space of another must present a written permit signed by the owner for such removal, and also himself sign a request to have such removal made. These shall remain on file in the City of Lordsburg. Removal of a dead body from a burial space within the Cemetery will be permitted only upon application made and approved by the City of Lordsburg in accordance with law in such case made and provided.





## Section D

### Landscaping and Grave Maintenance

1. Funeral designs and floral pieces shall be removed as soon as they become withered or unsightly and an employee of the City of Lordsburg may remove them when, in his judgment, is it for the best interest of the Cemetery.
2. In the event the City of Lordsburg shall determine to be offensive any memorial, structure, marker, monument or inscription placed or to be placed within the Cemetery, the City of Lordsburg expressly reserves to itself the right to enter such lot or plot and remove, change or correct the same after expiration of reasonable notice in writing given to the party or parties in interest therein.
3. The City of Lordsburg will have the authority to enter upon any lot and to remove any objectionable thing or any erection that may have been place there contrary to the regulations.
4. No person shall pluck or remove any plant or flower, either wild or cultivated, from any part of the cemetery.
5. If any tree, shrub, or plant standing upon any lot by means of its roots, branches, or otherwise be or becomes detrimental to adjacent lots or avenues, or if any other reason its removal is deemed necessary, the City of Lordsburg shall have the right and it shall be its duty, to remove such tree, shrub or plant, or any part thereof, or otherwise correct the condition existing as in its judgement seems best.
6. The lessee of any lot, section or block, shall not plant, cut or trim any herbage of any kind or erect any monument or memorial stone, or any structure of any kind, or build or construct any foundation therefor, or form, grade, dig up or deposit any material of any kind upon any burial lot or other portion without prior approval from the City of Lordsburg.
7. No wooden, wrought iron or cast-iron bench or chair, or any wooden wrought iron or wire trellis, shall be permitted to be or brought upon the grounds.
8. Trees may be planted only with permission and direction of the City of Lordsburg in common areas only. No trees, shrubs, or plants of any kind shall be allowed in grave site areas.

9. The authorized personnel of the City of Lordsburg shall direct generally all improvements within the grounds and upon all lots and graves, before as well as after interments have been made therein. They shall have charge of the planting, sodding, surveying and improvements generally.

10. The right to enlarge, reduce, replat or change the boundaries or grading of the Cemetery or of a section or sections, from time to time, including the right to modify or change the location of/or any part thereof or remove or regrade, roads, drives and walks, is hereby expressly reserved. The right to lay, maintain and operate, or alter or change pipelines or gutters for sprinkling systems, drainage, etc...it also expressly reserved, as well as is the right to use Cemetery property, not sold to individual owners, for Cemetery purposes thereto, a perpetual right to ingress and egress over lots for the purpose of passage to and from other lots.

11. All foundations for headstones shall be on the solid ground inside the line at the head of the grave.

