

**MINUTES OF  
LODGER'S  
TAX  
COMMITTEE  
MEETING  
1/16/24**

**Lodger's Tax Committee Meeting**  
**409 West Wabash Street**  
**Lordsburg, New Mexico 88045**  
**Minutes of Meeting**  
**Tuesday, January 16, 2024**  
**5:00 p.m.**

Meeting was called to order at 5:00 p.m.

**Welcome**

**Pledge of Allegiance**

**Present:** Krystal Delao, Committee Chairperson; Marsha Hill, Committee Member; Linda Erikson, Committee Member and Patricia Kronberger, Committee Member.

**Absent:** Nati Castro, Committee Member

**Attendance:** None

**Approval of Agenda:** Marsha Hill moved to accept the Agenda as written, 2<sup>nd</sup> by Patricia Kronberger. Committee members present were polled. Motion passed.

**Minutes**

**a). Minutes of Lodgers Tax Committee Meeting of July 20, 2023**

Marsha Hill made a motion to approve the Minutes of Lodgers Tax Committee meeting of July 20, 2023 as written, 2<sup>nd</sup> by Linda Erikson. Motion passed

**New Business**

**a) Lodger's Tax Funding Request Review**

**1. Vern Richardson – Cotton City Area Rocketry Club**

Mr. Richardson requested a total of \$1,110.00 for a 2 day event to be held on February 24-25, 2024. Please see attached breakdown. All Committee members voiced that they felt that everything requested was reasonable. Linda Erikson made a motion to accept the amount requested by the Cotton City Area Rocketry Club of \$1,100.00, 2<sup>nd</sup> by Marsha Hill. All Committee Members were polled. Motion passed.

**2. LEAP (Lordsburg Economic Advancement Project)**

LEAP requested a total of \$7,980.00 to be used to help define Lordsburg’s Downtown District. Please see attached breakdown. Patricia Kronberger made a motion to accept LEAP’s request, 2<sup>nd</sup> by Linda Erikson. All committee members were polled. Marsha Hill abstained. Motion passed.

**b). Election of Chair Person**

Motion was made by Marsha Hill to retain Krystal Delao as the Chairperson, 2<sup>nd</sup> by Linda Erikson. All Committee Members were polled. Motion passed.

**RESOLUTIONS**

**1). Resolution No. 2024-06 Open Meetings Act**

Patricia Kronberger moved to approve Resolution No. 2024-06, 2<sup>nd</sup> by Marsha Hill. Committee was polled. Motion passed.

- Marsha Hill – AYE
- Linda Erikson – AYE
- Krystal Delao – AYE
- Nati Castro – Absent
- Patricia Kronberger – AYE

**Adjourn**

With nothing further to be discussed, a motion was made by Marsha Hill to adjourn, 2<sup>nd</sup> by Linda Erikson Committee was polled. Motion passed and meeting was adjourned at 5:47 p.m.

**Approved this 7<sup>th</sup> day of March, 2024.**



Attest:

*Linda S. Farnsworth*

City Clerk

*Marsha Hill*

Chair person

Lodger's Tax Committee met on 1/16/24 @ 5:00 p.m.

**#1**

Cotton City Area Rocketry (Vern Richardson) requested \$1,100.00 for 2-day event to be held February 24-25, 2024. Even though the event is not actually held within the City of Lordsburg – all out of town participants will be staying at local motels. Mr. Richardson is in hopes of making this a yearly event.

T-shirts	\$ 500.00
Porta-Pots	\$ 200.00 (@ \$100.00 per day)
Solid Waste (trash) removal	\$ 50.00 (@ \$ 25.00 per day)
Trophies	\$ 360.00 (36 @ \$10.00 each)
	<b>\$1,110.00 Total Request</b>

**\$1,100.00** is the total recommended for the Cotton City Area Rocketry as voted upon by the Lodger's Tax Committee 1/16/24

**#2**

LEAP (Lordsburg Economic Advancement Project) requested \$7,980.00 in regards to MainStreet to help define Lordsburg's downtown district and to drive resident and visitor sales from local stores. LEAP actively promotes Lordsburg all year round.

Banners w/Lordsburg MainStreet Logo	\$2,430.00 (45 @ \$54.00 each)
Window Clings in Store front Windows	\$5,250.00 (15 @ \$350.00 each)
Window paint/brushes	\$ 300.00
	<b>\$7,980.00 Total Request</b>

**\$7,980.00** is the total recommended for LEAP as voted upon by the Lodger's Tax Committee 1/16/24

**e). Lodger's Tax Requests**

The Lodger's Tax Committee met on January 16, 2024 to vote on two (2) Lodger's Tax request submissions. The Committee recommended to the City Council that they approve 1). Cotton City Area Rocketry for the requested amount of \$1,100.00 for another rocketry event to take place near the City of Lordsburg on February 24 -25, 2024 and 2). LEAP (Lordsburg Economic Advancement Project) in the amount of \$7,980.00 to pay for window clings and window paints along with banners for the downtown revitalization of Lordsburg.

**1. Cotton City Area Rocketry**

Councilor Montenegro moved to approve the request for \$1,100.00, 2<sup>nd</sup> by Mayor Pro-Tem Saucedo. Council was polled. Motion passed.

**2. LEAP (Lordsburg Economic Advancement Project)**

Councilor Montenegro moved to approve the request for \$7,980.00, 2<sup>nd</sup> by Mayor Pro-Tem Saucedo. Council was polled. Motion passed.

Approved by City Council on 1/17/24

**RESOLUTION  
NO.  
2024-06  
OPEN MEETINGS  
ACT  
(LODGER'S TAX  
COMMITTEE)**

**Resolution No. 2024-06**  
**City of Lordsburg**  
**Governing Body Meetings and Public Notice Required**  
**Lodger's Tax Committee**

*Whereas*, Section 10-15-1B, NMSA 1978, provides that “all meetings of a quorum of members of any board, commission or other policy-making body of any state agency, or any agency, or authority of any county, municipality, district or any political subdivision held for the purpose of formulating public policy, discussing public business of such board, commission or other public-making body, are declared to be public meetings open to the public at all times, except as otherwise provided in the constitution or the provision of the Open Meetings Act”; and

*Whereas*, Section 10-15-3A, NMSA 1978, provides that “no resolution, rule, regulation, or ordinance or action of any board, commission, committee or other policy-making body shall be valid unless taken or made at a meeting held in accordance with the requirements of Section 10-15-1, NMSA 1978”; and

*Whereas*, Section 10-15-4, NMSA 1978, provides that “any person violating any of the provisions of Section 10-15-1, NMSA 1978, is guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than five hundred dollars (\$500.00) for each offense; and

*Whereas*, Section 10-15-1D, NMSA 1978, requires that “any meetings at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs, and at which a majority or a quorum of the governing body is in attendance, and any closed meetings, shall be held only after reasonable notice to the public. The affected body shall determine at least annually in a public meeting what notice for a public meeting shall be reasonable when applied to such body.

***NOW, THEREFORE, BE IT RESOLVED***, by the Governing Body, hereinafter “Lodger’s Tax Committee” of the City of Lordsburg, New Mexico, that:

1. **Regular Meetings.** Notice shall be given at least five (5) days in advance of any regular meeting of a quorum of the members of the Lodger’s Tax Committee, or other policy-making body held for the purpose of discussing public business or taking any formal action within the authority of such body. All requests for agenda items must be submitted to the Mayor or City Clerk 7 days before the meeting.
2. **Emergency Meetings.** Emergency meetings will be called only under unforeseen circumstances which demand immediate action to protect the health, safety, and property of citizens or to protect the public body from substantial financial loss. Emergency meetings may be called by

the mayor or a majority of the members of the Lodger's Tax Committee upon twenty-four (24) hours notice, unless threat of personal injury or property damage requires less notice. The notice for all emergency meetings shall include an agenda for the meeting.

3. **Work Sessions.** A "work session" is any meeting of a quorum of the Lodger's Tax Committee which does not involve any formal action by the governing body. Notice will be posted 72 hours prior to work session. Such sessions include, but are not limited to:
  - a. Discussion related to the formulation of public policy prior to the formal discussion or adoption of any resolution or ordinance pending before the Lodger's Tax Committee; and
  - b. Discussion of internal administrative actions concerning the operations of the Lodger's Tax Committee; and
  - c. Discussion, to gather information, between members of the Lodger's Tax Committee in preparation for formal discussion or action;

Any person wishing to attend a work session of the Lodger's Tax Committee which has not been closed pursuant to NMSA 1978 Section 10-15-1(H) and 10-15-1(1) and this Open Meetings Act Policy shall be allowed to attend and listen to the discussions.

4. **Closed Meetings.** Pursuant to NMSA 1978, Section 10-15-1(H) and (1), the City Council upon its own motion may close a meeting to the public if the subject matter of such discussion or action is included in Subsection H of the Open Meetings act, NMSA 1978, Section 10-15-1, or if the need to close the meeting is required by other laws which specifically preserve the confidentiality of certain information that is to be considered at a closed meeting. If any meeting is closed pursuant to the exclusions contained in Subsection H of NMSA 1978, Section 10-15-1, and such closure:
  - a. If made in an open meeting, shall be approved by a majority vote of the quorum of the Lodger's Tax Committee and the specific statutory or other authority for such closure, and the subject to discussed, shall be stated with reasonable specificity in the motion calling for the vote on a closed meeting, and such vote shall be taken in an open meeting and the vote of each Committee member shall be recorded in the minutes;
  - b. If called when the Lodger's Tax Committee is not in an open meeting, such closed meeting shall not be held until public notice, appropriate under the circumstances, stating the specific provision of law authorizing the closed meeting and stating with reasonable specificity the subject to be discussed, is given to the general public.



Following completion of any closed meeting, the minutes of the open meeting that was closed, or the minutes of the next open meeting, if the closed meeting was separately scheduled, shall state whether the matters discussed in the closed meeting were limited only to those specified in the motion or notice for closure.

Except as provided in Section 10-15-1 (H) of the Open Meetings Act, any action taken as a result of discussions in the closed meeting shall be made by vote of the Lodger's Tax Committee in an open public meeting.

5. **Special Meetings** Special meetings may be called by the Mayor or a majority of the members of the Lodger's Tax Committee upon three (3) days notice by publication or posting. The notice shall include the subject matter to be discussed. The agenda for the meeting will be available twenty-four (24) hours prior to the meeting.

6. The regularly scheduled meetings of the Lodger's Tax Committee will be held at **5:00 p.m. in quarterly meetings in the Council Chambers at 409 West Wabash Street, Lordsburg, New Mexico**. In the event that the regular meeting date falls on a legal holiday, the Lodger's Tax Committee shall designate an alternate meeting date and/or change the meeting date and/or time to be published or posted as provided in this Resolution. In the event that a regular meeting of the Lodger's Tax Committee is changed to a different location, advance notice of the meeting shall be published or posted as provided in the Resolution.

7. The notice requirements of Sections 1, 2, 3, 4, 5, and 6 of this Resolution are complied with if notice of the date, time, and place of any regular or special meeting are published or posted. Additionally, the notice shall contain information on how the public may obtain a copy of the agenda, said agenda to be available at least seventy-two (72) hours prior to the meeting. "Publish" means printing in a newspaper that is of general circulation within the municipality. If such newspaper is a non-daily paper which will not be circulated to the public in time to meet publication requirements, "publish" shall mean posting in five places within the municipality, and one of the public places where posting shall be made is the Office of the City Clerk, who shall maintain the posting for public inspection within the time limits specified. The five places notice shall be posted are:

- The Office of the City Clerk
- United States Post Office
- Hidalgo County Courthouse
- Western Bank of Lordsburg
- Social Media
- City of Lordsburg Website - [cityoflordsburg.com](http://cityoflordsburg.com)

8. Pursuant to NMSA 1978, Section 10-15-1, a committee member may participate in any open meeting called to take formal action by means of a conference telephone or other similar communications equipment. When it is otherwise difficult or impossible for the member to attend the meeting in person, provided that each member participating by conference telephone can be identified when speaking, all participants are able to hear each other at the same time and members of the public attending the meeting are able to hear any member of the public body who speaks during the meeting.

a). In the event it becomes necessary in order to achieve a quorum for a Lodger's Tax Committee meeting, a member of the Committee who is not available to be present at the meeting shall be permitted to appear by telephone conference with compliance of all safeguards provided herein.

9. The Lodger's Tax Committee hereby authorizes the publication of the schedule of the regular meetings once or twice if required as a legal advertisement in a newspaper of general circulation in the City of Lordsburg.

10. Notwithstanding any other provision of this Resolution, meeting locations, in-person meeting, posting requirements and any other deviation made necessary or advisable by any public health emergency or conditions, may be made while taking into account guidance provided by the New Mexico Attorney General's Office for Public Meetings during public health emergencies.

*DONE AND PASSED* this 16th day of January, 2024



Committee Chair



ATTEST:



Linda S. Farnsworth, City Clerk