

**MINUTES OF  
REGULAR  
MEETING  
OCTOBER 18,  
2023**

**City of Lordsburg**  
**409 W. Wabash**  
**Lordsburg, New Mexico 88045**  
**Minutes of Regular Meeting**  
**October 18, 2023**

Meeting was called to order at 12:00 p.m.

**Welcome**

**Present:** Mayor Glenda F. Greene; Martha Salas, Finance Director; Councilor Rodney Plowman; Councilor Roxann Randall; Councilor Martin Neave; Mayor Pro-Tem Alfredo Morelos, Jr. and Councilor Manuel D.V. Saucedo.

**Absent:** Councilor Julie Montenegro and Linda S. Farnsworth, City Clerk

**Attendance:** Tisha Green, County Manager; George Esqueda, Stantec; Frank Madrid, City Superintendent and Dusti Conover, Community Development Specialist; Alex Ortiz, Waste Water Department; Lois Sonstegand and Oscar Sosa, NM State Police

**Approval of Agenda:** Mayor Pro-Tem Morelos moved to accept the Agenda as written, 2<sup>nd</sup> by Councilor Neave. Council present were polled. Motion passed.

**Minutes**

**a). Minutes of Regular Meeting of September 20, 2023**

Mayor Pro-Tem Morelos moved to approve the Minutes of the Regular Meeting of September 20, 2023, 2<sup>nd</sup> by Councilor Randall. Council present were polled. Motion passed.

**b). Minutes of Special Meeting of October 3, 2023**

Mayor Pro-Tem Morelos moved to approve the Minutes of the Special Meeting of October 3, 2023, 2<sup>nd</sup> by Councilor Randall. Council present were polled. Motion passed.

## **Finance Department**

### **a). Finance Statement Summary and Bank Statement for September 2023**

Ms. Salas went over the City Account Balances including all interest earned per account for the month. Mayor Greene announced that Ms. Salas has turned in her two week notice as she will be going to work for the City of Deming.

Councilor Saucedo commended Ms. Salas for a job well done. Councilor Neave wanted answers to questions he had asked previously regarding the purchase of top of the line tires vs. lower quality tires at a cheaper prices. Ms. Salas said that she had spoken with Accounts Payable and what is being paid for will be more detailed on bills paid. Councilor Neave also wanted to know who approves the purchase of said tires. Ms. Salas explained that the Procurement Officer does after receiving 3 quotes, but that sometime we have to go with the higher quality tire depending on the wear and tear of the vehicle. City Superintendent, Frank Madrid stated that we try to buy locally when we can. Councilor Neave wanted to know how come we do not by cheaper tires with the same specifications. He stated that he likes to have his questioned answered. Ms. Salas assured him that his questions are valid. At this time, Mayor Greene asked if there were any more questions on the Finance Statement Summary and Bank Statement and there were none. Councilor Saucedo moved to approve the Summary and Statement for the month of September 2023, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council present were polled. Motion passed.

### **b). Bills Paid for the Month of September 2023**

Mayor Pro-Tem Morelos moved to approved the bills paid for the month of September 2023, 2<sup>nd</sup> by Councilor Plowman. Council present were polled. Motion passed.

### **c). Resolution No. 2023-31 Budget Adjustments**

This adjustment includes the Law Enforcement Recruitment Fund Allocation Grant which is required for this Grant. Last month the Fire Protection Fund was omitted in error and now added to this budget adjustment as well the Gas Fund insurance amounts. Mayor Pro-Tem Morelos moved to approve Resolution No. 2023-31 Budget Adjustments, 2<sup>nd</sup> by Councilor Plowman. Council present were polled. Motion passed.

Councilor Plowman AYE  
Councilor Randall AYE  
Councilor Montenegro Absent  
Councilor Neave AYE  
Mayor Pro-Tem Morelos AYE  
Councilor Saucedo AYE

**New Business**

**a). George Esqueda with Stantec – Update on all projects**

Mr. Esqueda gave a complete presentation of all 15 projects that Stantec is currently working on with the City of Lordsburg. He also presented the Council with some aerial photos to show what the project areas entail. Mr. Esqueda stated that Stantec is presently under contract with the City of Lordsburg for Master Services Agreement to provide general engineering support for State and Local funded projects. The agreement went into effect May 2022 for a one year period and the City has an option of extending this contract three additional times in one year increments and it has been extended once through May 2024 and if satisfied, we will seek to extend it further.

**b). Updated Employee Personnel Policy**

Mayor Greene stated that this policy is for all employees across the board and that it is not specific to any one department. Dusti Conover, Community Development Specialist gave an overview of the changes with the first one being that all employees represent the City of Lordsburg and should come to work clean and presentable, the next being that there was a change in how Paid Time Off (PTO) is now accumulated, also all employees whether salaried or non-salaried must clock in and clock out each day for accountability. There was also a change on bereavement as step-children and step-parents have now been added to the list. Ms. Conover stated that this Policy was passed through legal before presenting to the Council. Councilor Saucedo noted one error on page 7 that will be corrected before the policies are handed out to the employees for signature. Mayor Pro-Tem Morelos moved to accept Updated Employee Personnel Policy with correction, 2<sup>nd</sup> by Councilor Randall. Council present were polled. Motion passed.

**c). Fit for Duty Form**

Dusti Conover, Community Development Specialist presented the Fit for Duty Form to the Council stating that we cannot be held accountable for undisclosed medical conditions. All employees will sign and the form will be placed in their personnel files. Councilor Saucedo inquired as to whether or not this came from a different municipality or our own. Mayor Greene stated that it was from our own municipality. Councilor Saucedo wanted to know if there were any privacy issues that should be of concern. Ms. Conover stated that there were no HIPAA (Health Insurance Portability and Accountability Act) issues with it. Ms. Conover stated that the employee does not have to disclose the information, whereas Councilor Saucedo stated “but if they do, we will hold it against them”. Mayor Pro-Tem Morelos asked if this form has gone through legal and Ms. Conover assured him that it had gone through legal and she was told that there were no HIPAA violations and she also stated that this form is to protect the City. Councilor Saucedo stated that he is still concerned with privacy issues. Mayor Greene assured Council that legal had, in fact, viewed the form and that it was legal. Councilor Saucedo wanted to know if the Mayor felt that this form had any merit and especially in this small community. Ms. Conover offered to table this item until next month’s meeting so that she could present Council’s questions to legal and then we could revisit this again next month. Councilor Neave wanted to know if the employees would sign it yearly or only when there was an emergency and then sign it again. Ms. Conover stated that it should be done yearly. With that, Mayor Pro-Tem Morelos made a motion to table this item until next month’s meeting, 2<sup>nd</sup> by Councilor Neave. Council present were polled. Motion passed to be tabled until next month’s meeting.

**d). Time Off Request Form**

Mayor Greene stated that this form is for basic payroll tracking. Councilor Saucedo moved to accept the Time Off Request Form, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council present were polled. Motion passed.

**e). Garden Shack building consideration for rental and cost of rental**

Mayor Greene told the Council that she has someone interested in renting the building to be used for a 2-tier barber shop. Randy Rodriguez, Maintenance Supervisor previously stated that it would take approximately \$5,000.00 to even make the place rentable. Councilor Neave felt that regardless of whether it is rented as a barber shop, the City should invest in repairs to make it rentable to

anyone. Frank Madrid, City Superintendent stated that he felt that it would cost much more than \$5,000.00 and possibly up to \$15,000.00 to bring everything up to code and fix the plumbing and electrical, he also stated that we would need to also put in heating and cooling. We would need a contractor to give us an estimate of how much it would cost. Councilor Saucedo moved that we obtain an estimate for renovations to the building, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council present were polled. Motion passed to obtain an estimate for renovations.

**f). Waste Water Treatment – PNM Discharge Agreement**

Alex Ortiz, Waste Water Operator came before the Council urging them to terminate the long standing agreement that the City has with the Lordsburg Generating Station (LGS) which is presently owned by PNM, as it is likely affecting water quality. The agreement allows for LGS to discharge waste water into the Waste Water Treatment Plant. The City received money each month for this service. Mr. Ortiz presented documentation to the Council that shows increased levels of TDS (**Total Dissolved Solids**) that he is confident is coming directly from the LGS. The documentation also shows increased levels of TDS. This evidence comes from six quarters of monitoring at the Waste Water Treatment Plant. Mr. Ortiz stated that the TDS levels exceeded standards by 68%. The total amount of TDS could include dissolved ions including salts, metals and minerals. Mr. Ortiz stated that LGS is also discharging fluoride, sulfites, chloride, uranium and boron into our Treatment Plant. TDS cannot be removed from the water and even though they are being discharged into the Waste Water Treatment Plant, those chemicals could ultimately end up back into the drinking water. Mr. Ortiz also stated that even though there is no definitive proof that the groundwater is being contaminated by LGS but that in looking back at the well resting results it appears that we can draw the conclusion that it is. All of PNM's generating stations have their own evaporative ponds for wastewater discharge. Councilor Neave asked if PNM had sufficient land area to discharge water onto their property. Mr. Ortiz stated that he felt that they did. Lordsburg is the only one that dumps into the local utility system. Mayor Greene added that the income we receive each year from PNM pales in comparison to the cost associated with potential fines that could come down from the Environmental Protection Agency (EPA). Frank Madrid, City Superintendent added that the increased TDS levels will ultimately increase maintenance costs for the City. Mayor Greene stated her concerns and she said that she felt that we should cut them off as it wasn't worth possible fines. Councilor Neave wanted to know when the Agreement is up for renewal and

Mayor Greene stated that it was up for renewal now. Councilor Neave stated this his vote would have to be no. Councilor Plowman made a motion to immediately sever ties with LGS and no longer accept their discharge water, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council present were polled. Motion passed to no longer accept discharged water from PNM.

**g). Tisha Green – Joint Powers Agreement**

Tisha Green, County Manager approached the Council with a Joint Powers Agreement that needs to be signed annually. Mayor Greene pointed out that this is only up for discussion at this point. Ms. Green stated that the last Agreement referenced a 5% increase annually which is proving to be problematic for both the City and the County as it is difficult to budget for. Ms. Green suggested that we do away with the 5% annual increase and also the \$40,000.00 PNM PILT payment as that should not be part of the Agreement. She also stated that this Agreement is for EMS, Dispatch and Detention Center Costs. Ms. Green proposed a flat fee and to possibly find ways where the City and County can work together. After putting much data together on the amount of calls generated within the City of Lordsburg Ms. Green shows that the County has a budget shortfall of about \$806,000.00. She proposed increasing the City's Joint Powers Agreement payment to \$200,000.00 per year. She suggested utilizing the Animal Control Officer within a 5 mile radius of City Limits which would include POW Road and Glen Acres. Ms. Green also suggested that we utilize the Economic Development Specialist's grant writing skills for projects that would benefit both City and County. Councilor Plowman asked about how much the Ambulance Department brings in each year and Ms. Green stated approximately \$284,000.00. The Joint Powers Agreement will be brought back as an action item at next month's meeting.

**h). Resignation of Animal Control Officer**

Mayor Greene informed the Council that Stephanie Helbig has resigned as Animal Control Officer (ACO) and that we are currently advertising for another. Councilor Plowman moved to accept the resignation of Stephanie Helbig, 2<sup>nd</sup> by Councilor Neave. Council present were polled. Motion passed.

**i). Law Enforcement Recruitment Fund Allocation Grant 2-ZH5048-44**

This is a grant to be used for new recruitment for the Police Department and will also pay for related departments such as dispatchers and staff. This grant pays for salaries and benefits over a 3 year period in the amount of \$393,750.00. It will

not cost the City anything at this point in time. Councilor Saucedo moved to accept this Grant, 2<sup>nd</sup> by Councilor Neave. Council present were polled. Motion passed.

### **Resolutions**

#### **a). Resolution No. 2023-32 – Request Time Extension FY23 Local Government Road Fund Control #HW2 L100527**

This is the time extension that George Esqueda with Stantec spoke of earlier in the meeting. It is in regards to a \$50,000.00 project so that the City can get a competitive bid and contractor. We will try to line it up with the County's Power Plant Road project. Councilor Saucedo moved to approve Resolution No. 2023-32, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council present were polled. Motion passed.

Councilor Plowman AYE  
Councilor Randall AYE  
Councilor Montenegro Absent  
Councilor Neave AYE  
Mayor Pro-Tem Morelos AYE  
Councilor Saucedo AYE

### **Ordinances**

#### **a). Ordinance No. 2023-06 - Littering Ordinance**

Mayor Pro-Tem Morelos moved to approve Resolution No. 2023-06 – Littering Ordinance, 2<sup>nd</sup> by Councilor Randall. Council present were polled. Motion passed.

Councilor Plowman AYE  
Councilor Randall AYE  
Councilor Montenegro Absent  
Councilor Neave AYE  
Mayor Pro-Tem Morelos AYE  
Councilor Saucedo AYE

### **Executive Session – To discuss a). Threatened or pending litigation as authorized by Section 10-15-1 (H)(7) Police Department**

Mayor Pro-Tem Morelos moved that they go into Executive Session for the purpose of discussing threatened or pending litigation as referenced above, 2<sup>nd</sup> by Councilor Plowman. Council members present were polled. Motion passed to go



into Executive Session. Mayor Greene announced that the Regular meeting was adjourned to go into Executive Session at 1:41 p.m.

Councilor Plowman AYE  
Councilor Randall AYE  
Councilor Montenegro Absent  
Councilor Neave AYE  
Mayor Pro-Tem Morelos AYE  
Councilor Saucedo AYE

At 2:32 p.m. Mayor Pro-Tem Morelos stated "I move that we return to Open Session and affirmatively state that only those matters for which the meeting was closed were discussed in Executive Session, 2<sup>nd</sup> by Councilor Saucedo. Council members present were polled. Motion passed.

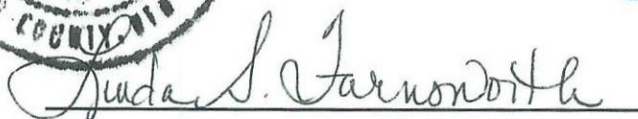
Councilor Plowman AYE  
Councilor Randall AYE  
Councilor Montenegro Absent  
Councilor Neave AYE  
Mayor Pro-Tem Morelos AYE  
Councilor Saucedo AYE

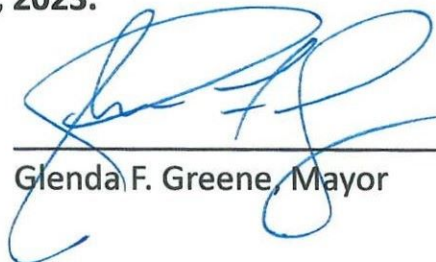
### Adjourn

With nothing further to be discussed, a motion was made by Councilor Saucedo to adjourn, 2<sup>nd</sup> by Councilor Plowman. Council present were polled. Motion passed and meeting was adjourned at 2:33 p.m.

Approved this 15<sup>th</sup> day of November, 2023.



  
Linda S. Farnsworth, City Clerk

  
Glenda F. Greene, Mayor

**MINUTES OF  
REGULAR  
MEETING  
OF  
9/20/23**

**City of Lordsburg**  
**409 W. Wabash**  
**Lordsburg, New Mexico 88045**  
**Minutes of Regular Meeting**  
**September 20, 2023**

Meeting was called to order at 11:58 a.m.

**Welcome**

**Present:** Mayor Glenda F. Greene; Martha Salas, Finance Director; Linda S. Farnsworth, City Clerk; Councilor Rodney Plowman; Councilor Roxann Randall; Councilor Julie Montenegro; Councilor Martin Neave; Mayor Pro-Tem Alfredo Morelos, Jr and Councilor Manuel D.V. Saucedo.

**Attendance:** Tisha Green, County Manager; Bobby Hill, Police Chief Joseph Marquez; Dusti Conover, Code Enforcement/Safety Officer (as of 9/20/23 Community Development Specialist); State Police Officer Oscar Sosa; Amanda Burrola, Shaun Bivens and everyone who attended Via ZOOM.

**Approval of Agenda:** Councilor Saucedo moved to approve the Agenda as written, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council were polled. Motion passed.

**Executive Session: To Discuss a). Purchase of land as authorized by 10-15-1(H)(8).** Mayor Pro-Tem Morelos moved that they go into Executive Session for the purpose to discuss the Purchase of Land, 2<sup>nd</sup> by Councilor Montenegro. City Clerk polled all Council Members. Motion passed to go into Executive Session. Mayor Greene announced that the Regular Meeting was adjourned to go into Executive Session at 12:00 p.m.

Councilor Plowman – Aye  
Councilor Randall – Aye  
Councilor Montenegro – Aye  
Councilor Neave – Aye  
Mayor Pro-Tem Morelos – Aye  
Councilor Saucedo – Aye

At 12:05 p.m. Mayor Pro-Tem Morelos stated "I move that we return to Open Session and affirmatively state that only those matters for which the meeting was closed were discussed in Executive Session", 2<sup>nd</sup> by Councilor Montenegro. City Clerk polled the Council. Motion passed.

Councilor Plowman – Aye

Councilor Randall – Aye

Councilor Montenegro – Aye

Councilor Neave – Aye

Mayor Pro-Tem Morelos – Aye

Councilor Saucedo – Aye

### **Minutes**

#### **a). Minutes of ICIP Workshop of August 16, 2023**

Councilor Saucedo moved to approve the Minutes of the ICIP Workshop of August 16, 2023, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council were polled. Motion passed.

#### **b). Minutes of Regular Meeting of August 16, 2023**

Councilor Montenegro moved to approve the Minutes of the Regular Meeting of August 16, 2023, 2<sup>nd</sup> by Councilor Randall. Council were polled. Motion passed.

### **Finance Department**

#### **a). Finance Statement Summary and Bank Statement for August 2023**

Ms. Salas went over the City Account balances including all interest earned for the month. Councilor Montenegro moved to accept the Finance and Bank Statement for the Month of July 2023, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council were polled. Motion passed.

#### **b). Bills Paid for the Month of August 2023**

Councilor Neave questioned tire repair charges on pages 14 and 15 of Bills Paid report. Ms. Salas explained the charges to the Councilor. Councilor Neave also wanted to know who monitors the P-Cards (Purchase Cards). Ms. Salas stated that she is the one who approves them and explained the process. Councilor Neave was satisfied with the information that Ms. Salas provided. Councilor Montenegro moved to approved the bills paid for August 2023, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council were polled. Motion carried.

### **C. Resolution No. 2023-25 Budget Adjustments**

Resolution is to cover the increase in salaries approved at last month's Council meeting along with change in insurance amounts that all need to be paid for the year. Councilor Saucedo moved to approve Resolution No. 2023-25, 2<sup>nd</sup> by Councilor Montenegro. Council were polled. Motion carried.

Councilor Plowman – Aye

Councilor Randall – Aye

Councilor Montenegro – Aye

Councilor Neave – Aye

Mayor Pro-Tem Morelos – Aye

Councilor Saucedo – Aye

### **New Business**

#### **a). Update on Police Policy Handbook**

33 Policies were presented to the Council for approval. Dusti Conover, Code Enforcement/Safety Officer answered questions to the best of her knowledge on the information contained in these policies. Two policies were found to have discrepancies and/or errors #LPD 2023-006 and #LPD 2023-007. Mayor Pro-Tem Morelos moved to approve the 33 policies with corrections to be made referenced above, 2<sup>nd</sup> by Councilor Montenegro. Council were polled. Motion carried.

Councilor Plowman – Aye

Councilor Randall – Aye

Councilor Montenegro – Aye

Councilor Neave – Aye

Mayor Pro-Tem Morelos – Aye

Councilor Saucedo – Aye

#### **b). New Hire – Museum**

Heber Richins was hired to run the Museum. Councilor Montenegro moved to approve the hiring of Mr. Richins, 2<sup>nd</sup> by Councilor Randall. Council were polled. Motion carried.

**c). New Hire – Lordsburg Police Department**

Jaime Artiaga III was hired to work at the Lordsburg Police Department as an uncertified officer. Mr. Artiaga will be attending the Police Academy in February to become certified. Councilor Saucedo moved to approve the hiring of Mr. Artiaga, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council were polled. Motion carried.

**d). Lordsburg Little League**

Bob Hill addressed the Council about the present condition of the Little League fields. Mr. Hill first asked if there were any grants that Emily Gojkovich, Community Development Specialist could apply for that might help the situation of the fields. Mr. Hill also stated that until the fields are upgraded Lordsburg will not be able to host any All Star games. Little League would like to see the fields turfed with no clay. Councilor Neave stated that turf replacement is very costly. Mayor Greene stated that 15 years is the lifetime of a turf field and that it costs upwards of \$200,000.00 to replace. She also stated that a Recreation Grant has recently been submitted. If the grant is approved that would take care of the turf fields. PNM will help us with any electrical issues that may occur. Councilor Neave wanted to know how much interest Mr. Hill had in this. Mr. Hill explained that it gives kids something to do and a break from hand held devices. Councilor Neave stressed that the age range is from T-ball age to 13 or 14 years old. Mayor Greene discussed the fallen fence and stated that she would discuss this with the Maintenance Department to get repaired. Mayor Pro-Tem Morelos said “lets help them get grants” and Mayor Greene added that it was important to only have one point of contact instead of many.

**e). Memorandum of Understanding between Luna County and City of Lordsburg Police Department (HIDTA)**

Mayor Greene stated how important it is to be pro-active and that we should move on this. Councilor Saucedo wanted to know if we were going to absorb the additional PERA and FICA costs. Per Chief Marquez – this only a temporary for the 1<sup>st</sup> six months and 50/50 should be taken out after that. Per Chief Marquez stricter guidelines will need to be followed. Councilor Plowman moved to approve this MOU between Luna County and Lordsburg Police Department, 2<sup>nd</sup> by Councilor Montenegro. Council were polled. Motion carried.

**f). Union Pacific Cleanup Update**

Dusti Conover, Code Enforcement/Safety Officer gave an update on Union Pacific Railroad property cleanup. Both exits off of Motel Drive have been cleans and six loads of trash and weeds hauled off. Per Mayor Greene, the fence on "A" Street is all coming down. Per Councilor Saucedo, we still need the fence as a sound barrier from the railroad. Councilor Neave would also like to see the mesquites removed and have it sprayed for weeds at least once a year.

**g). Wilson School**

Sales price \$10,000.00 for 6 lots that we need for water improvements. Councilor Neave wants it tallied up on how much it is going to be to clean up the property. Mayor Pro-Tem Morelos moved to approve the purchase of Wilson School, 2<sup>nd</sup> by Councilor Montenegro. Council were polled. Motion carried.

**h). Change in Job Description and Job Title – Community Development Specialist**

To change Dusti Conover's job description and job title from Code Enforcement/Safety Officer to Community Development Specialist. Councilor Neave asked Ms. Conover if she liked all of her duties or if she was overwhelmed. She said that everything was fine. Councilor Montenegro moved to accept the job description and title change, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council were polled. Motion carried.

**i). Letter of Support to Department of Transportation and Bureau of Land Management for potential lithium drilling**

There is possible Lithium 2 miles north of Steins with some of the concern being the dust control regarding the Interstate. Emily Gojcovich, Economic Development Specialist has a meeting in Tempe to tour a lithium mine to see how this works. Councilor Saucedo moved to send the letters of support for potential lithium drilling to both Department of Transportation and Bureau of Land Management, 2<sup>nd</sup> by Councilor Montenegro. Council were polled. Motion carried.

**j). Re-compete Grant**

Approval by Council of this grant is needed in order to apply for Grant and once approved then we will need to be invited. This is just a small part and the invitation is much bigger. Councilor Montenegro moved to approve the Re-Compete Grant, 2<sup>nd</sup> by Councilor Plowman. Council were polled. Motion carried.

**Resolutions**

**a). Resolution No. 2023-26 – Resolution authorizing the assignment of Authorized Officer(s) or Agent(s) for Project No. SAP 23-H4111-GF (reauthorized SAP 19-D2471-GF)**

This Resolution is to reauthorize the remaining funds of the 2019 Capital Outlay Grant-water infrastructure project. Councilor Saucedo moved to approve Resolution No. 2023-26, 2<sup>nd</sup> by Councilor Neave. Council were polled. Motion carried.

Councilor Plowman – Aye

Councilor Randall – Aye

Councilor Montenegro – Aye

Councilor Neave – Aye

Mayor Pro-Tem Morelos – Aye

Councilor Saucedo – Aye

**b). Resolution No. 2023-27 – Resolution approving CDBG Federal Requirements**

Councilor Saucedo moved to approve Resolution No. 2023-27, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council were polled. Motion carried.

Councilor Plowman – Aye

Councilor Randall – Aye

Councilor Montenegro – Aye

Councilor Neave – Aye

Mayor Pro-Tem Morelos – Aye

Councilor Saucedo – Aye



**c). Resolution No. 2023-28 Council of Government (COG) Agreement**

Councilor Saucedo moved to approve the new Council of Government Agreement, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council were polled. Motion carried.

Councilor Plowman – Aye

Councilor Randall – Aye

Councilor Montenegro – Aye

Councilor Neave – Aye

Mayor Pro-Tem Morelos – Aye

Councilor Saucedo – Aye

**d). Resolution No. 2023-29 – TPF Project #HW2L100561 Administered by Department of Transportation**

We are asking for a match waiver on this project. Councilor Montenegro moved to approve Resolution No. 2023-29, 2<sup>nd</sup> by Councilor Saucedo. Council were polled. Motion carried.

Councilor Plowman – Aye

Councilor Randall – Aye

Councilor Montenegro – Aye

Councilor Neave – Aye

Mayor Pro-Tem Morelos – Aye

Councilor Saucedo – Aye

**Ordinances**

**a). Ordinance No. 2023-04 – Fire Ordinance**

Councilor Neave wanted to know how this worked with contractors and Dusti Conover, now Community Development Specialist explained to Councilor that the rules apply to the entire state. Councilor Saucedo moved to approve Ordinance No. 2023-04, 2<sup>nd</sup> by Councilor Neave. Council were polled. Motion carried.

Councilor Plowman – Aye

Councilor Randall – Aye

Councilor Montenegro – Aye

Councilor Neave – Aye

Mayor Pro-Tem Morelos – Aye

Councilor Saucedo – Aye

**b). Adopt Ordinance No. 2023-05 Authorizing the Execution and Delivery of a Bond Anticipation Note/Loan Agreement between the City of Lordsburg and Rural Community Assistance Corporation (RCAC)**

Ms. Salas presented this Ordinance to the Council explaining that this is for funding through RCAC that we receive from USDA. Councilor Saucedo moved to adopt Ordinance No. 2023-05, 2nd by Mayor Pro-Tem Morelos. Council were polled. Motion carried.

Councilor Plowman – Aye

Councilor Randall – Aye

Councilor Montenegro – Aye

Councilor Neave – Aye

Mayor Pro-Tem Morelos – Aye

Councilor Saucedo – Aye

**c). Intent to Amend Ordinance No. 2020-04 Utility Ordinance to include Requirements for Utility Connections to include Requirements for Utility Connections**

Ms. Salas presented the amendment to the current Utility Ordinance. USDA requires all municipalities to have a requirement which all Utility customers are within 100' of City Limits which must be connected to City Utility connections (sewer). Councilor Neave wanted to know what would happen if they were at 101'feet. Councilor Saucedo moved to accept the Amendment to Ordinance No. 2020-04, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. Council were polled. Motion carried.

Councilor Plowman – Aye

Councilor Randall – Aye

Councilor Montenegro – Aye

Councilor Neave – Aye

Mayor Pro-Tem Morelos – Aye

Councilor Saucedo – Aye

**d). Notice of Intent – Ordinance No. 2023-06 Littering**

Councilor Saucedo asked Dusti Conover, now Community Development Specialist “why are we adding another Ordinance when we are not enforcing them”? Mayor Pro-Tem Morelos moved to accept the Notice of Intent on Ordinance No. 2023-06,

2<sup>nd</sup> by Councilor Saucedo, who also stated “we need to enforce”. Council were polled. Motion carried.

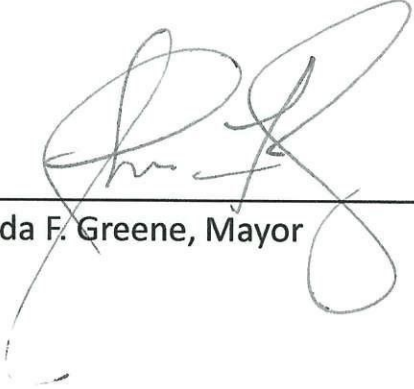
Councilor Plowman – Aye  
Councilor Randall – Aye  
Councilor Montenegro – Aye  
Councilor Neave – Aye  
Mayor Pro-Tem Morelos – Aye  
Councilor Saucedo – Aye


**Adjourn**

With nothing further to be discussed, a motion was made by Mayor Pro-Tem Morelos to adjourn, 2<sup>nd</sup> by Councilor Montenegro. City Clerk polled the Council. Motion carried and meeting was adjourned at 1:30 p.m.

**Approved this 18<sup>th</sup> day of October, 2023**



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

  
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Linda S. Farnsworth, City Clerk

**MINUTES OF  
SPECIAL  
MEETING  
OF  
10/3/23**

**City of Lordsburg**  
**409 W. Wabash**  
**Lordsburg, New Mexico 88045**  
**Minutes of Special Meeting**  
**October 3, 2023**

Meeting was called to order at 12:00 p.m.

**Welcome**

**Present:** Mayor Glenda F. Greene, Mayor; Martha Salas, Finance Director; Linda S. Farnsworth, City Clerk; Councilor Rodney Plowman; Councilor Roxann Randall; Councilor Martin Neave; Mayor Pro-Tem Alfredo Morelos, Jr. and Councilor Manuel D.V. Saucedo.

**Absent:** Councilor Julie Montenegro

**Attendance:** None

**Approval of Agenda:** Mayor Pro-Tem Morelos moved to accept the Agenda as written, 2<sup>nd</sup> by Councilor Randall. All Council present were polled. Motion passed.

**New Business**

**a). Resolution No. 2023-30 Participation in Transportation Project Fund (TPF) Program Administered by New Mexico Department of Transportation Project #LP10054** Councilor Saucedo moved to approve Resolution No. 2023-30, 2<sup>nd</sup> by Mayor Pro-Tem Morelos. All Council present were polled. Motion passed.

Councilor Plowman AYE

Councilor Randall AYE

Councilor Montenegro Absent

Councilor Neave AYE

Mayor Pro-Tem Morelos AYE

Councilor Saucedo AYE

**b). Executive Session: To Discuss Threatened or Pending Litigation (Police Department) as authorized by NMSA 1978 Section 10-15-1 (H)(7).**

Mayor Pro-Tem Morelos moved that they go into Executive Session for the purpose to discuss Threatened or Pending Litigation (Police Department), 2<sup>nd</sup> by Councilor Saucedo. City Clerk polled all Council Members present. Motion passed to go into Executive Session. Mayor Greene announced that the Special Meeting was adjourned to go into Executive Session at 12:03 p.m.

Councilor Plowman AYE

Councilor Randall AYE

Councilor Montenegro Absent

Councilor Neave AYE

Mayor Pro-Tem Morelos AYE

Councilor Saucedo AYE

At 1:25 p.m. Mayor Pro-Tem Morelos stated "I move that we return to Open Session and affirmatively state that only those matters for which the meeting was closed were discussed in Executive Session", 2<sup>nd</sup> by Councilor Saucedo. City Clerk polled all Council Members present. Motion passed.

Councilor Plowman AYE

Councilor Randall AYE

Councilor Montenegro Absent

Councilor Neave AYE

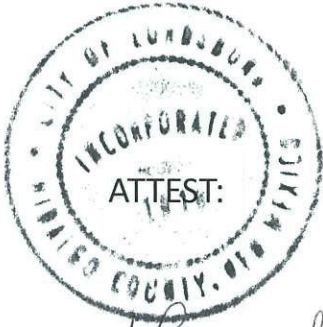
Mayor Pro-Tem Morelos AYE

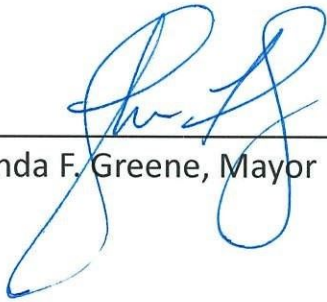
Councilor Saucedo AYE


**Adjourn**

With nothing further to be discussed, a motion was made by Mayor Pro-Tem Morelos to adjourn, 2<sup>nd</sup> by Councilor Neave. All Council present were polled. Motion carried and meeting was adjourned at 1:26 p.m.

Approved this 18<sup>th</sup> day of October, 2023



  
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Glenda F. Greene, Mayor

  
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Linda S. Farnsworth, City Clerk

**RESOLUTION  
NO.  
2023-31  
BUDGET  
ADJUSTMENT**



**City of Lordsburg  
Resolution No. 2023-31**

**A RESOLUTION MAKING BUDGET ADJUSTMENTS AND REQUESTING APPROVAL FROM THE  
DEPARTMENT OF FINANCE AND ADMINISTRATION – LOCAL GOVERNMENT DIVISION**

**WHEREAS**, the City Council of the City of Lordsburg, New Mexico meeting in regular session on the 18<sup>th</sup> day of October 2023 requests the following budget changes be approved by the Department of Finance and Administration – Local Government Division for fiscal year 2023-2024; and

**WHEREAS**, the following changes are requested for the continued operations of the City:

**Council & DFA Approval**

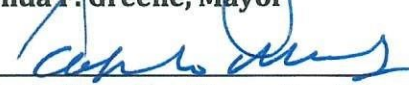
**“Attachment A”**

**WHEREAS**, such changes will in no way affect the financial position of the City of Lordsburg.

**NOW, THEREFORE, BE IT RESOLVED** that a copy of this Resolution be transmitted to the State of New Mexico – Department of Finance and Administration – Local Government Division and it is respectfully requested herewith, that authorization from said agency be provided to this budget change.

*DONE this 18<sup>th</sup> day of October 2023.*

  
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Glenda F. Greene, Mayor

  
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Alfredo Morelos, Mayor Pro Tem

  
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Rodney Plowman, Councilor

  
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Manuel D.V. Saucedo, Councilor

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Julie Montenegro, Councilor

  
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Roxann Randall, Councilor

  
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Martin Neave, Councilor



  
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Linda Farnsworth, City Clerk

<b>Lordsburg GL #</b>	<b>DFA- GL #'s</b>	<b>INCREASE</b>	<b>DECREASE</b>
Law Enforcement Recruitment Grant 089-300-4460	21220-0001-47120	225,000.00	
Law Enforcement Recruitment Grant Personnel Services 089-415-5100	21220-3001-51020	169,350.00	
Law Enforcement Recruitment Grant FICA EXPENSE 089-415-5120	21220-3001-51020	10,312.00	
Law Enforcement Recruitment Grant PERA EXPENSE 089-415-5130	21220-3001-51020	45,338.00	
Fire Protection Fund Insurance 012-415-6240	20900-3002-57070	6,824.00	
Fire Protection Fund Purchase of Equip 012-415-6740	20900-3002-58080		6,824.00
Gas Fund Insurance 022-415-6240	51700-6002-57070	9,110.00	
		<u>465,934.00</u>	<u>6,824.00</u>

# **RESOLUTION**

**NO.**

**2023-32**

**Request Time**

**Extension FY23 Local**

**Government Road**

**Fund Control #HW2 –**

**L100527**

# City of Lordsburg

“In the Land of Enchantment”



Councilors:  
Alfredo Morelos, Pro-Tem  
Roxann Randall  
Rodney Plowman

Mayor Glenda F. Greene  
Linda S. Farnsworth, City Clerk  
Martha Salas, Finance Officer  
Aaron Salazar, Chief of Police

Councilors:  
Manuel D.V. Saucedo  
Julie V. Montenegro  
Martin Neave

October 19, 2023

Mr. Aaron Chavarria, P.E.  
NMDOT District One Engineer  
C/O Gil Gallosa, LGRF Coordinator  
2912 E. Pine St.  
Deming, NM 88030

Re: Request for Time Extension  
NMDOT Control No. **HW2 L100527**  
Contract No. D19416

Dear Mr. Chavarria,

The City of Lordsburg respectfully requests an extension of time for the above referenced project. The City of Lordsburg will be unable to meet the termination date of December 31, 2023, as stated in the Agreement dated August 18, 2022, and is requesting an extension of twelve (12) months, therefore extending the deadline date to December 31, 2024.

The scope of work as outlined in the above referenced Agreement is for the “Design, Construction Management, Pavement Rehabilitation / Improvements and Reconstruction of City Streets”. The approved route and termini are as follows: S. Animas Street – approximately 600’ north of Hill Road.

The Time Extension will allow the City of Lordsburg to complete obtaining the required NMDOT Environmental Certification as well as project design. The City of Lordsburg intends to advertise the construction of the proposed improvements when projected paving projects are planned for 2024 within the Lordsburg area to reduce the costs associated with mobilization and other associated overhead items for a project of this size.

We would like to take this opportunity to thank the New Mexico Department of Transportation for providing municipalities such as ours with a means with which to attempt to improve our communities. If you should have any questions, please do not hesitate to contact me or Martha Salas, Finance Officer, at (575) 542-3421.

Sincerely,

  
Glenda F. Greene  
Mayor, City of Lordsburg

Attachment: Resolution No. 2023-32

“For Business, Better Living and Fine Climate”

409 W. Wabash Street - Lordsburg, New Mexico 88045  
Phone: 575-542-3421 \*\* Fax: 575-542-3507

**CITY OF LORDSBURG  
RESOLUTION NO. 2023-32**

PARTICIPATION IN LOCAL GOVERNMENT ROAD FUND PROGRAM  
ADMINISTERED BY  
NEW MEXICO DEPARTMENT OF TRANSPORTATION

WHEREAS, the City of Lordsburg and the New Mexico Department of Transportation enter into a Cooperative Agreement.

WHEREAS, the total cost of the project will be \$54,500.00 to be funded in proportional share by the parties hereto as follows:

a. New Mexico Department of Transportation's share shall be 75% or \$40,875.00.

and

b. City of Lordsburg's proportional matching share shall be 25% or \$13,625.00.

TOTAL PROJECT COST IS \$54,500.00

City of Lordsburg shall pay all costs, which exceed the total amount of \$54,500.

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


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


The agreement terminates on **December 31, 2024**, and the City of Lordsburg 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 Lordsburg to enter into Cooperative Agreement Control Number HW2 L100527 with the New Mexico Department of Transportation for LGRF Project for year **2022 – 2023** for Project Management Assistance, Design, Bidding, Construction Management, Construction Observation, and Construction and/or Reconstruction of Paving Improvements along S. Animas Street – approximately 600' north of Hill Road within the control of the City of Lordsburg in Lordsburg, Hidalgo County, New Mexico.

**PASSED, APPROVED, and ADOPTED** by the governing body of the City of Lordsburg at its meeting of October 18, 2023.

  
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Mayor – Glenda F. Greene

  
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Mayor Pro-Tem Alfredo Morelos

  
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Councilor Rodney Plowman

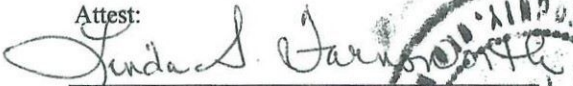
  
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Councilor Roxann Randall

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Councilor Julie Montenegro

  
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Councilor Martin Neave

  
\_\_\_\_\_  
Councilor Manuel D.V. Saucedo

Attest:

  
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Linda S. Farnsworth – City Clerk



**ORDINANCE  
NO.  
2023-06  
(LITTERING  
ORDINANCE)**

**City Of Lordsburg**  
**Littering Ordinance**  
**Ordinance No. 2023-06**

A. Streets: No person shall throw or deposit litter in or on any street, sidewalk, or other public place within the City except in public receptacles, in authorized private receptacles or in the City sanitary landfill.

B. Placing In Receptacles: Persons placing litter in public receptacles or in authorized private receptacles shall do so in such manner as to prevent it from being carried or deposited by the elements on any street, sidewalk or other public or private place.

C. Sweeping In Gutter; Cleaning Sidewalks: No person shall sweep into or deposit in any gutter, street or other public or private place within the City the accumulation of litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying property shall keep the sidewalk, planter strips and driveways abutting their premises clean and free of litter.

D. Throwing From Vehicles: No person, while a driver or passenger in a vehicle shall throw or deposit litter on any private property, any street or other public place within the City.

E. Construction, Loading of Vehicle: No person shall drive or move any truck or other vehicle within the City unless the vehicle is so constructed or loaded as to prevent its load or contents from being blown or deposited on any street, alley or other private or public place.

F. Parks: No person shall throw or deposit litter in any park within the City except in public receptacles and in such manner that the litter will be prevented from being carried or deposited by the elements on any part of the park or on any street or other private or public place. Where public receptacles are not provided, all such litter shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere.

J. Posting Of Notices: No person shall post or affix any notice, poster or other object to any lamppost, public utility pole or shade tree, or on any public structure or building except as may be authorized or required by law.

**Littering prohibited – Penalties.**

A. No person shall throw, drop, deposit, discard, or otherwise dispose of litter upon any public property in the City or upon private property in the City not owned by him or her or in the waters of this City whether from a vehicle or otherwise, including but not limited to any public

highway, public park, beach, campground, forest land, recreational area, trailer park, highway, road, street, or alley except:

1. When such property is designated by the City for the disposal of garbage and refuse, and such person is authorized to use such property for such purpose;

2. Into a litter receptacle in such a manner that the litter will be prevented from being carried away or deposited by the elements upon any part of said private or public property or waters.

B. Except as provided in RCW 70.93.060(4) and 7.80.120(1)(a), any person discarding, throwing, or dropping litter from any motor vehicle shall be guilty and fined up to \$500.00.

C. Any person discarding, throwing, or dropping litter upon public or private property shall be guilty and fined up to \$500.00.

D. Any person who owns property within the City, or who has control or custody of property within the City, shall keep the premises thereof free from litter. Any person failing this duty shall be guilty and fined up to \$500.00.

E. Any person allowing a litter can, garbage can or a similar receptacle, to overflow or who fails to keep litter or garbage within a closed lidded container shall be guilty and fined up to \$500.00.

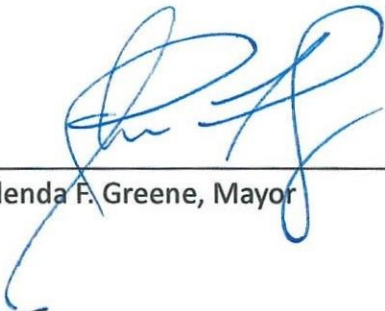
F. Any person who deposits, abandons, or discards any vehicle or motor vehicle parts, fluids or accessories, upon any public property or upon the private property of another without permission shall be guilty and fined up to \$500.00.

G. Any person found guilty of violating the provisions of this section, in the sound discretion of any court in which conviction is obtained, may be directed by the judge to pick up and remove from any public place or any private property with prior permission of the legal owner upon which it is established by competent evidence that such person has deposited litter, any or all litter deposited thereon by anyone prior to the date of the execution of sentence. In the sound



discretion of the court, any person found guilty of violating any of the provisions of this section may be sentenced to perform work in the City work crew in lieu of or in addition to any jail time imposed thereunder.

**PASSED, APPROVED AND ADOPTED by the City of Lordsburg on this 18th day of October 2023 in Regular Session at Lordsburg, Hidalgo County, New Mexico**



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Glenda F. Greene, Mayor



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Linda S. Farnsworth, City Clerk