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POPULATION 14,000

CITY COUNCIL
Special Meeting
December 1, 2015
9:00 a.m.
AGENDA

Call to Order/Pledge of Allegiance

1. Approval of an Election Resolution for the 2016 Municipal Election
2. Public Hearing to Consider an application for a Restaurant Beer & Wine liquor License for Marie's Italian Grill and also to request a waiver as the premises is 160 feet from a church.
3. Closed Session to Discuss the Purchase, Acquisition or Disposal of Real Property Pursuant to NMSA 1978, Section 10-15-1(H)(8)
4. Adjourn Meeting

The next regularly scheduled City Council meeting is Monday, December 14, 2015 commencing at 6:00 p.m.

SPECIAL CITY COUNCIL MEETING MINUTES December 1, 2015

Council Present: Benny L. Jasso, Mayor
Joe “Butter” Milo, Councilor
Roxana Rincon, Councilor
David L. Sanchez, Councilor

Council Absent: Dr. Victor Cruz, Councilor

Staff Present: Aaron Sera, City Administrator
Bryan Reedy, Community Svcs. Dir.
Laura Holguin, Treasurer
Raul Mercado, Fire Chief
Heather Sosa, Fire Battalion Chief

Recording Secretary: Lila Jasso, Administrative Secretary/Asst. Deputy Clerk

Mayor Jasso called the meeting to order at 9:00 a.m. and led the Pledge of Allegiance.

1. Approval of an Election Resolution for the 2016 Municipal Election

Mr. Sera stated that the resolution being presented was required by the State in order to conduct the Municipal Election scheduled for March 1, 2016. He stated that the resolution announced the positions and terms scheduled for election, and also announced the designated the precincts, which are Holy Family Parish Hall and the Mimbres Valley Special Events Center. Mr. Sera noted that the resolution must be posted both in English and Spanish, approved and submitted to the Secretary of State by December 8, 2015. Mr. Sera asked Ms. Jasso if she would like to add anything. Ms. Jasso noted that the four precincts will be combined to two Voter Convenience Centers, and reiterated the two locations previously mentioned.

Mayor Pro Tem Milo asked if the voters could vote at either location. Ms. Jasso clarified that any registered voter can vote at either location.

Mayor Pro Tem Milo moved to approve the 2016 Municipal Election Resolution. Councilor Sanchez seconded the motion; motion carried unanimously.

2. Public Hearing to Consider an application for a Restaurant Beer & Wine Liquor License for Marie’s Italian Grill and also to request a waiver as the premises is 160 feet from a church.

Mr. Sera presented the Restaurant Beer & Wine Application to Mayor Jasso and Council. He stated that the liquor license application, which includes a request for a waiver as the premise is 160 feet from a church, is being presented as the new business owner has applied to the New Mexico Regulation and Licensing Department/Alcohol and Gaming Division for the license. Mr. Sera noted that there are other restaurants in the area that also serve alcohol.

Councilor Sanchez asked if the church had signed a letter noting their stand on the liquor license application. The applicant stated that they did, however, the letter was not included in the packet from the State.

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

Mayor Jasso closed the public hearing and entertained a motion from Council.

Councilor Sanchez moved to approve the requested application for a Restaurant Beer & Wine Liquor License for Marie's Italian Grill, LLC doing business as Marie's Italian Grill, for use at the proposed location of 110 S. Silver Avenue, Deming, NM 88030, and to approve the waiver as the premises is 160 feet from a church. Councilor Rincon seconded the motion, motion carried unanimously.

3. Closed Session to Discuss the Purchase, Acquisition or Disposal of Real Property Pursuant to NMSA 1978, Section 10-15-1(H)(8)

Mayor Jasso entertained a motion to go into closed session.

Mayor Pro Tem Milo moved to go into closed session. Councilor Sanchez seconded the motion; motion carried by the following roll call vote:

ROLL CALL VOTE

Councilor Rincon	Aye
Mayor Pro Tem Milo	Aye
Councilor Sanchez	Aye

Mayor Jasso entertained a motion to go back into open session.

Mayor Pro Tem Milo moved to go back into open session. Councilor Sanchez seconded the motion; motion carried by the following roll call vote:

ROLL CALL VOTE

Mayor Pro Tem Milo	Aye
Councilor Sanchez	Aye
Councilor Rincon	Aye

Mayor Jasso stated for the record that only the items mentioned in the motion to go into closed session were discussed, and no motions were made during the closed session. Mayor Jasso entertained a motion from Council.

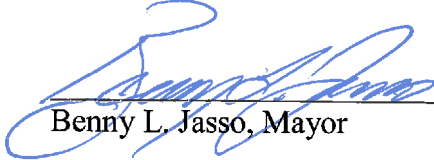
Councilor Sanchez moved to approve the purchase of the land improvements on the City's property located and 695 Skyview Road SW for the amount of \$6,000 with documents to be executed by Mayor Jasso and/or staff. Councilor Rincon seconded the motion; motion carried unanimously.

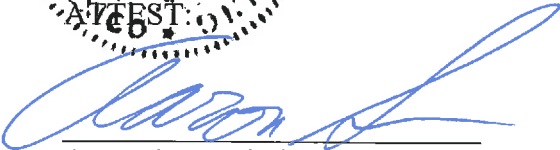
4. Adjourn Meeting

With no further business to discuss, Councilor Sanchez moved to adjourn the meeting. Mayor Pro Tem Milo seconded the motion; motion carried unanimously. Meeting adjourned at 9:25 a.m.



CITY OF DEMING, NEW MEXICO


Benny L. Jasso, Mayor


Aaron Sera, Clerk

**ELECTION RESOLUTION
CITY OF DEMING, NEW MEXICO
Resolution No. 15-37**

Be it resolved by the governing body of the City of Deming of that:

- A. A regular municipal election for the election of municipal officers shall be held on March 1, 2016. Polls will open at 7:00 A.M. and close at 7:00 P.M.
- B. At the regular municipal election, persons shall be elected to fill the following elective offices: (use only those offices whose terms expire in 2016, or if a vacancy has occurred in the office of a councilor, trustee, commissioner and/or judge with an expiration term of 2018).
1. One Municipal Judge for a four year term
 2. District #2 One Councilor for a four year term
 3. District #3 One Councilor for a four year term
- C. Precincts 1 – 4 are consolidated for the regular municipal election.
- D. The following locations are designated as polling places for the conduct of the regular municipal election:
1. Voters in Consolidated Precincts 1-4 shall vote at either of the following locations:

Holy Family Parish Hall
615 S. Copper Street
Deming, NM.

Mimbres Valley Special Events Center
2300 E. Pine Street
Deming, NM
- E. Absentee Voting. Applications for absentee ballots may be obtained only from the office of the Municipal Clerk. All applications for an absentee ballot must be completed and accepted by the Municipal Clerk prior to 5:00 p.m., February 26, 2016. After 5:00 p.m. on February 26, 2016, all unused absentee ballots will be publicly destroyed by the Municipal Clerk. The Municipal Clerk will accept completed absentee ballots delivered by mail, or in person by the voter casting the absentee ballot, by a member of the voter's immediate family, or by the caregiver to the voter until 7:00 p.m. on March 1, 2016.
- Absentee ballots may be marked in person in the office of the Municipal Clerk during the regular hours and days of business, beginning on Tuesday, January 26, 2016 and closing at 5:00 p.m. on Friday, February 26, 2016.
- Early Voting. Early voting on paper ballots counted by electronic vote tabulator will be conducted in the office of the Municipal Clerk during the regular hours and days of

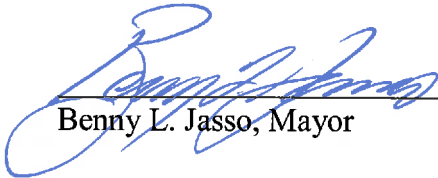
business, beginning on Wednesday, February 10, 2016 and closing at 5:00 p.m. on Friday, February 26, 2016.


- F. Persons desiring to register to vote at the regular municipal election must register with the County Clerk of Luna County not later than Tuesday, February 2, 2016 at 5:00 P.M., the date on which the County Clerk will close registration books.
- G. All Declarations of Candidacy shall be filed with the Municipal Clerk on Tuesday, January 5, 2016 between the hours of 8:00 A.M. and 5:00 P.M.
- H. The casting of votes by qualified municipal electors shall be recorded on paper ballots to be counted by the Dominion ICP electronic vote tabulators.

Passed, adopted and approved this 1st day of December, 2016.



CITY OF DEMING, NEW MEXICO


Benny L. Jasso, Mayor


Aaron Sera, Administrator/Clerk

To be published in accordance with 3-8-26A NMSA 1978.

Cc: County Clerk
Secretary of State

Posted: December 2, 2015

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2nd Publication: December 18, 2015 English and Spanish

RESOLUCIÓN DE ELECCION
CIUDAD DE DEMING, NUEVO MEXICO
Resolución Núm. 15-37

Sea resuelto por el cuerpo gobernante de la Ciudad de Deming que:

- A. Una elección municipal regular para la elección de oficiales municipales se llevará a cabo el 1 de marzo de 2016. Lugares de votación estarán abiertas al público entre las horas de las 7:00 A.M. y las 7:00 P.M.
- B. En la elección municipal regular, individuos serán elegidos para ocupar los siguientes cargos electivos:
1. Un Juez Municipal por un término de cuatro años.
 2. Un consejero del distrito 2 por un término de cuatro años.
 3. Un consejero del distrito 3 por un término de cuatro años.
- C. Los recintos 1-4 son consolidados para la elección municipal regular.
- E. Las siguientes localidades estan designadas como locales para votar para llevar a cabo la elección municipal regular:
1. Los votantes en el los Recintos Consolidados 1-4 votarán en:


Holy Family Parish Hall
615 S. Copper Street
Deming, NM.

Mimbres Valley Special Events Center
2300 E. Pine Street
Deming, NM
- F. Votación en Ausencia. Solicitudes para obtener balotas para votar en ausencia pueden ser obtenidas únicamente de la oficina del Escribano de la Municipalidad. El Escribano de la Municipalidad debe llevar y aceptar todas las solicitudes para obtener una balota para votar en ausencia antes de las 5:00 p.m. el 26 de febrero de 2016. A partir de las 5:00 p.m. el 26 de febrero de 2016, el Escribano de la Municipalidad públicamente destruirá todas las balotas no utilizadas. El Escribano de la Municipalidad aceptará las balotas completadas por el votante que emite su balota, con el fin de votar en ausencia, que se le entregue por correo o en persona, de un miembro de la familia inmediata de la (del) votante, o del conserje al votante hasta las 7:00 p.m. el 1 de marzo de 2016.
- Las balotas de Ausencia se pueden marcar en persona en la oficina de; Escribano de la Municipalidad, durante las horas y días hábiles, empezando el martes, 26 de enero 2016 y terminando a las 5:00 p.m. el viernes, 26 de febrero de 2016.
- Votación por Anticipado. El recuento de los votos por anticipado, de papeleta, se llevará a cabo por un tabulador electrónico en la oficina del Escribano de la Municipalidad, durante las horas y días hábiles, empezando el miércoles, 10 de febrero de 2016 y terminando a las 5:00 p.m. el viernes, 26 de febrero de 2016.
- G. Las personas que deseen registrarse para votar en la elección municipal regular, tienen que registrarse con el Escribano del condado de Luna a más tardar el martes, 2 de febrero de 2016 a las 5:00 P.M., la fecha en que la el Escribano del Condado cerrara los libros del registro.

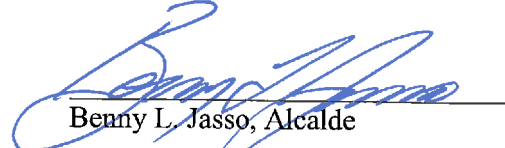
- H. Todas Declaraciones de Candidatura serán archivados con el Escribano Municipal el día martes, 5 de enero de 2016 entre las horas de las 8:00 A.M. y las 5:00 P.M.
- I. El lanzar de votos por electores municipales calificados será registrado en votaciones impresas de papel para ser contado por los tabuladores Dominion ICP de voto electrónicos.

Adoptada y aprobada este día 1 de diciembre de 2015.




Aaron Sera, Escribano Municipal

CIUDAD DE DEMING, NUEVO MEXICO


Benny L. Jasso, Alcalde

Para ser publicado del acuerdo de, 3-8-26A NMSA 1978.

cc: County Clerk
Secretary of State

Fijado: El 2 de diciembre de 2015

1^{ra} Publicación: El 3 de diciembre de 2015 en inglés y en español

2^{da} Publicación: El 18 de diciembre de 2015 en inglés y en español