



# Town of Mesilla, New Mexico

**BOARD OF TRUSTEES**  
**TOWN OF MESILLA**  
**MEETING**  
**MONDAY, MARCH 24, 2014**  
**6:00 P.M.**

- TRUSTEES:** Nora L. Barraza, Mayor  
Sam Bernal, Mayor Pro Tem  
Carlos Arzabal, Trustee (via phone)  
Linda Flores, Trustee  
Stephanie Johnson-Burick, Trustee
- STAFF:** Cynthia Stoechner-Hernandez, Town Clerk/Treasurer  
Kevin Hoban, Fire Chief  
Debbie Lujan, Public Works Director  
Irene Parra, Special Event Coordinator  
Gloria Maya, Recorder
- PUBLIC:**
- |                  |                    |
|------------------|--------------------|
| Mary Kay Shannon | Lincoln Michaud    |
| Rod Rance        | Sheri Lamkin Kerr  |
| Jim Berry        | Patricia Lozano    |
| Isaac Martinez   | Nancy Greene       |
| C. Alexander     | Harold Byington    |
| Jeannie Lucero   | Ralph Lucero       |
| Rebecca Segovia  | Ron Burick         |
| Robert Perez     | Theresa McCatherin |
| Dave Black       | Charles Bourger    |
| Mary F. Lucero   | Susan Krueger      |
| Andy Krentz      | David Gallegos     |
| Mary Helen Ratje | Ella Nelson        |
| Yolanda Lucero   |                    |

## 1. PLEDGE OF ALLEGIANCE

Mayor Barraza led the Pledge of Allegiance.

## 2. PRESENTATIONS

- A Proclamation declaring the Month of March 2014 “Athletic Training Month” in Mesilla, New Mexico – **Presentation by Nora L. Barraza, Mayor**

Mr. Andy Krentz read proclamation declaring the Month of March 2014 “Athletic Training Month” in the Town of Mesilla.

Mr. David Gallegos gave a brief history of Athletic Trainers.

A Proclamation declaring April 13-19, 2014 “National Public Safety Telecommunications Week” in Mesilla, New Mexico – **Presentation by Chief Kevin Hoban**

Fire Chief Kevin Hoban read proclamation declaring April 13-19, 2014 “National Public Safety Telecommunications Week.”

1 Mr. Flores thanked the board for this support.

2 Ms. Debra Lopez stated we will be celebrating 25<sup>th</sup> anniversary. She invited everyone to MRVD during  
3 the week of April 13-19, 2014.

4

5 **3. ROLL CALL AND DETERMINATION OF A QUORUM**

6 **Present:** Mayor Barraza, Mayor Pro Tem Bernal, Trustee Arzabal (via phone), Trustee Flores, Trustee  
7 Johnson-Burick.

8 **4. PUBLIC INPUT** – There is a 3 minute limit per person.

9 Ms. Sherry Lamkin Kerr stated she has been a Mercado vendor for four years. When she started Ms.  
10 Karen Bradshaw was the market manager. The quality standards were high and it was great praise to be  
11 accepted. In the last year morale hit an all-time low, many were contemplating leaving. Because of Ms.  
12 Irene Parra things are looking up and when she makes recommendations to the Mayor we feel they should  
13 be followed through. The recommendation of unloading our equipment at 10:00 a.m. on the deserted  
14 streets is not an unreasonable request. We immediately move our vehicles once we have unloaded. A  
15 Market Manger will see that this is done. She does not know if the town realizes the ages of the vendors  
16 and to expect them to carry their products is unreasonable. It is very dangerous with the uneven bricks  
17 and blocks; the town is opening themselves up for a law suit. She feels all signs should be less than 3 feet  
18 wide and should be professionally printed. She should be able to tape her tasteful sign on her table; she  
19 uses her sun to block the sun and she has invested \$50 to do that.

20 Ms. Mary Kay Shannon stated she has been a vendor for over a year and has enjoyed it very much.  
21 Allowing the vendors to load and unload when the streets are vacant and immediately move our vehicles  
22 as we do at the south end is a request that should be entertained. She has back problems and the current  
23 arrangement is causing additional pain. She enjoys what she is doing and believes the people on the plaza  
24 enjoy it as well. We can document that the streets are bare at that time. Employees of brick and mortar  
25 businesses are parking where we are not allowed to unload. She would like to understand why there are  
26 separate hours from the Friday market to the Sunday market.

27 Ms. Nancy Greene stated her business on the plaza started in 1997. During this period there have been  
28 some good times and some not so good times. Right now we are doing well and Mesilla has an absolute  
29 gem in Ms. Parra. She is bright, enthusiastic and listens very well to the things that we want to talk to her  
30 about and offers suggestions. She stands in support of the things that Ms. Parra will be presenting.  
31 Thanked the board for the courtesy of speaking.

32 Mr. Ron Rance stated the market is not only a place where we buy and sell but also a place where we  
33 socially interact with other vendors who we now call good friends. The last four years he has enjoyed  
34 watching his daughter, who has a disability, buy and sell at the Mercado. Pulling up closer to their spot  
35 would help his daughter become independent by being able to set up on her own. This is not only a  
36 market but therapy for everyday living.

37 Mr. Chris Alexander stated he wants to touch on the importance of filling the position of marshal with a  
38 full time employee as well as any administrator position of the Town of Mesilla. A consultant does not  
39 have the same guidelines of a regular employees. He asked where are we today with Stonegarden,  
40 understands that it has been suspended for a second time. Also understands there is still an on-going  
41 investigation. It is a must to have a full-time employee running the Marshal's Department with all the  
42 problems currently in the department. We do have someone in the department that has the capability of  
43 fulfilling the position at this time. Officer Hervol was given the opportunity to fill that position during the  
44 first suspension because he had those qualifications and today he stills has those qualifications. Officer  
45 Hervol has not been able to perform his job at full capacity because the Mayor has intervned in his job  
46 performance resulted in the second suspension. It is urgent to have a full time Marshal to get this up and

1 running. After the last meeting Mayor Barraza did post a correct job opening. The necessity to fill the  
2 position right now is something we do not have to move on. There has not been any effort to fill the  
3 vacancy left by Lieutenant Flores. We are running short on police officers.

4 Ms. Teresa McGatherin stated she is a Mercado vendor and a resident of Mesilla. She hopes the board  
5 will consider the items that will be presented by Ms. Parra. We are serious about what we do; we are just  
6 as important as the brick and mortar businesses. We want to make Mesilla a place where people want to  
7 come. We want to see the market thrive with good quality products. Thanked the board for their  
8 consideration.

9 Mr. Lincoln Michaud stated he does not see why we cannot park, unload and move our vehicles. He feels  
10 the vendors should meet with the business owners; we have more in common than we realize. Thanked  
11 the board.

12 Ms. Patsy Lozano congratulated Trustee Flores and Trustee Johnson-Burick. She heard that the Mesilla  
13 Marshal's Department had no one qualified to serve as Marshal. That is not true, there is someone in the  
14 department that is very qualified to be Marshal. We do not need a consultant, the board should have  
15 learned from the first time. We need a marshal that can carry a weapon, drive a car and do his job which  
16 is to serve and protect the Town of Mesilla. At one time Mayor Barraza told her that Deputy Hervol was  
17 very qualified to be Marshal. She also heard that the reason he is not Marshal is because the people of  
18 Mesilla do not like him. There are people that don't like her or the trustees what can we do about it.  
19 Deputy Hervol is here to do a job and that is; to protect us. Deputy Hervol has been doing the  
20 Stonegarden Grant and administering it the way it was supposed to be done. We have two cars that's  
21 cannot be used and officers that do not know what is going on. There are IPODS that were purchased  
22 with Stonegarden money for administration. She hopes the board makes the right decision.

23 Ms. Mary Helen Taylor Ratje stated her and her husband were coming on Valley Drive in separate cars  
24 around 9:30 p.m., as we turn on to W. Boutz we saw where a police officer had someone pulled over. We  
25 did not know if it was a Town of Mesilla officer, a Las Cruces Police Officer or a Dona Ana Officer.  
26 Everyone knows that road is 25 mph. As we got to Tony Schaffer's home there was another officer and  
27 she thought what is going on. As she drove further her husband had been pulled over by yet another  
28 office. While the officer had her husband stopped another vehicle sped by so the officer let my husband  
29 go and went after the other vehicle. Her concern is that there were three officers on one road, feels their  
30 time could be better used patrolling in the neighborhood. Her father and a friend have also been stopped  
31 on that road.

32 Mayor Barraza read email from AJ Simonin regarding Mr. Robert Perez.

33 **5. CHANGES/APPROVAL OF THE AGENDA**

34 Mayor Barraza requested moving items #7, #8, and #9 after item #24.

35 Trustee Johnson-Burick requested postponing item #12 to the next Board of Trustees meeting.

36 **Motion:** To approve the agenda as amended, **Moved by** Trustee Flores, **Seconded by** Trustee Bernal

37

38 **Roll Call Vote:** Motion passed (**summary: Yes = 4**).

39 Mayor Pro Tem Bernal Yes

40 Trustee Arzabal Yes

41 Trustee Flores Yes

42 Trustee Johnson-Burick Yes

43

44 **6. \*ACCEPTANCE OF CONSENT AGENDA** – The Board will be asked to approve by one  
45 motion the following items of recurring or routine business. **The Consent Agenda is marked**  
46 **with an asterisk \*:**

1 **Motion:** To approve the consent agenda as amended, **Moved by** Mayor Pro Tem Bernal, **Seconded by**  
2 Trustee Flores.

3  
4 Trustee Johnson-Burick stated there is a miss quote on page 3, line 44 on the March 12<sup>th</sup> Board of  
5 Trustees meeting; the word “not” should be added. Also Mr. Vincent Pokluda’s name is spelled  
6 incorrectly.

7  
8 **Roll Call Vote:** Motion passed (summary: Yes = 4).

9 Mayor Pro Tem Bernal Yes

10 Trustee Arzabal Yes

11 Trustee Flores Yes

12 Trustee Johnson-Burick Yes

13  
14 **\*BOT MINUTES** – Regular Meeting Minutes of March 10, 2014 *Approved by consent*  
15 *agenda*

16 Special Meeting Minutes of March 12, 2014 *Approved by consent*  
17 *agenda*

18 **\*PZHAC CASE 012258** – 2206 Avenida de Mesilla (Café de Mesilla) by Joyce Zimmer, a request  
19 for a sign permit to allow a sign to be installed at the new location of the business. Zone: Historic  
20 Commercial (HC). *Approved by consent agenda*

21 **\*PZHAC CASE 012257 w/Conditions** - 1553 Avenida de Mesilla (First American Bank) by Richard  
22 Jones, a request for a sign permit to allow an 8’ by 3’ (24 sq.fr.) banner sign to be placed on the  
23 property for up to two months. Zone: General Commercial (C). *Approved by consent agenda*

24 7. Decision of the Board of Trustees relating to Town of Mesilla Personnel Policy 3-12-4 – **Joseph**  
25 **Cervantes, Town Attorney**

26  
27 Mayor Barraza indicated this item will be on the agenda at the next meeting. We have until Wednesday  
28 to receive a letter from the attorney. The trustees will review this and get back to me. There is no  
29 decision at this time relating to the Town of Mesilla Personnel Policy.

30  
31 8. Closed session pursuant to 10-15-1 (H) (2) for the purpose of discussing limited personnel  
32 matters for the Marshal’s Department. – **Nora L. Barraza, Mayor**

33  
34 **Motion:** To enter closed session pursuant to 10-15-1 (H)(2) for the purpose of discussing limited  
35 personnel matters for the Marshal’s Department, **Moved by** Trustee Bernal, **Seconded by** Trustee Flores.

36  
37 **Roll Call Vote:** Motion passed (summary: Yes = 4).

38 Mayor Pro Tem Arzabal Yes

39 Trustee Bernal Yes

40 Trustee Flores Yes

41 Trustee Johnson-Burick Yes

42  
43 Enter closed session at 7:45 p.m.

44  
45 **Motion:** To enter regular session after discussing limited personnel matters for the Marshal’s Department,  
46 **Moved by** Trustee Bernal, **Seconded by** Trustee Flores.

47  
48 **Roll Call Vote:** Motion passed (summary: Yes = 4).

49 Mayor Pro Tem Arzabal Yes

50 Trustee Bernal Yes

51 Trustee Flores Yes

1 Trustee Johnson-Burick Yes

2

3 Enter regular session at 9:10 p.m.

4

5 **9. Approval of a Contract with Mr. Robert Perez to advise the Marshal's Department - Nora L.**  
6 **Barraza, Mayor**

7

8 **Motion:** To postpone approval of the contract with Mr. Robert Perez to advise the Marshal's  
9 Department, **Moved by** Trustee Johnson-Burick, **Seconded by** Mayor Pro Tem Bernal.

10

11 **Roll Call Vote:** Motion passed (summary: Yes = 4).

12 Mayor Pro Tem Arzabal Yes

13 Trustee Bernal Yes

14 Trustee Flores Yes

15 Trustee Johnson-Burick Yes

16

17 **10. Update on the Plaza Kiosko Project – Debbie Lujan, Public Works**

18 Ms. Lujan stated the concrete work has been completed, foundation for stairs and sidewalks was brought  
19 up to code, parapet/latias will be installed. The remaining renovation will begin next week. The next  
20 meeting will be held April 2<sup>nd</sup>. She informed the board that the plaza renovations are on schedule.

21 Trustee Flores stated she understood the project was to be completed first by April 7<sup>th</sup> then it was mid-  
22 April, what is the date for completion of the project.

23

24 Ms. Lujan responded the Kiosko will be done somewhere around April 18<sup>th</sup>. There still will to be final  
25 inspections as well as electrical inspections.

26

27 Trustee Flores asked if it is going to be done by the 18<sup>th</sup>.

28

29 Ms. Lujan responded the Kiosko will be done by April 18<sup>th</sup>.

30

31 **11. Changes to the Mercado Vendor Rules & Regulations – Irene Parra, Special Events**  
32 **Coordinator** (item added 3/19/2014 3:46 PM)

33

34 Ms. Irene Parra stated that when she took over this position one of her goals was to establish a good  
35 relationship with the vendors. The vendors are a community of their own and invaluable part of Mesilla.  
36 She has been working to hear what the vendors need to make the Mercado work since they are the ones  
37 who are out on the plaza every week. She met with the mayor to go over the recommendations which she  
38 has provided to the trustees as well as a copy of the rules and regulations. She reviewed the  
39 recommendations: 1) Establishing a captain and co-captain-market manager, 2) designated spots seems to  
40 alleviate a lot of issues, 3) allow 1 hour to set up and 1 hour to break down, 4) allow larger signs; Mayor  
41 Barraza has agreed to increase the sign size to 2x3, 5) establish a quality control committee.

42 Mayor Barraza stated we do have handicap parking available to the vendors. She does not know if the  
43 board would like to look at the Mercado hours of operation. In the past there have been problems with  
44 Mercado vendors so now all the vendors have to pay the price. The rules and regulations have been  
45 abused such as vendors do not move vehicles once they unload. We came to a consensus that a loading  
46 and unloading area be designated to help with this issue. She thought that was working, she is not sure  
47 what the problem is with that.

1 Ms. Parra responded it is not a matter of not working it is that vendors who do not set up at the south end  
2 need to carry their heavy products/equipment to the other side of the plaza. The vendor captain will  
3 ensure that vehicles are moved. We will still have the official coned unloading area but also have an  
4 unofficial unloading area.

5 Mayor Barraza asked who will monitor that the vehicles are moved.

6 Ms. Parra responded the vendor captains.

7 Mayor Barraza asked how allowing set up earlier would interfere with mass which starts at 11:00 a.m.

8 Ms. Parra responded there was a recommendation of allowing parking around the plaza until 10:30 a.m.;  
9 after 10:30 a.m. unloading will only be allowed on the south end of the plaza. The church also has  
10 parking next to the church. The vendors will move vehicles once they have unloaded.

11 Mayor Barraza responded parishioners do park around the plaza; there is an overflow for the 11:00 a.m.  
12 mass. This is something to consider. She is concerned with who is going to monitor. In the past even  
13 those there was a market manager, some of the vendors do what they want to do.

14 Ms. Parra responded the hope is that with this person in place we would alleviate those violations. The  
15 vendors do sign the rules and regulations stating they are going to comply. If they do not they risk the  
16 chance of losing the privilege of selling in the market.

17 Mayor Barraza asked how she will be assigning areas.

18 Ms. Parra responded she will take into consideration the time that the vendor has been participating in the  
19 Mercado. She has been going out on a regular basis to assess the situation. The vendors do understand  
20 that she will be doing the assigning.

21 Mayor Barraza stated the current sign size is 2x2 but vendors put up whatever size of sign they want so  
22 we increased it to 2x3. The space is only 10x10 and her thought was you don't want to cover up your  
23 merchandise with a sign. The Town of Mesilla does have a sign ordinance in place. We need to enact  
24 those rules and regulations to the Mercado vendors. She would think they would not want to take up their  
25 whole place.

26 Ms. Parra stated some signs are 10x10 and are hung to block the sun. Many signs are placed or tied to the  
27 table as to not take away from the presentation.

28 Mayor Barraza stated some vendors have more than one sign which is not allowed. These are the type of  
29 things that the Board of Trustees needs to review. She encouraged Ms. Parra to schedule a meeting  
30 between the vendors and the merchants to work out any issues.

31 Ms. Parra responded there are merchants that have expressed interest in meeting and working with the  
32 vendors.

33 Trustee Flores asked if Ms. Parra coordinated with the brick and mortar business and the vendors to  
34 discuss this rules.

35 Ms. Parra responded she has not since these are strictly for the Mercado vendors. There are other issues  
36 such as marketing and advertising that the two groups would like to discuss.

37 Trustee Flores stated she believes the brick and mortar businesses would like to be consulted regarding  
38 the new rules such as the parking.

39 Ms. Parra stated she was hoping to get these approved first before presenting to the businesses since these  
40 are recommendations.

41 Trustee Flores stated she did have a complaint regarding the loading and unloading; we always have  
42 complaints one way or another. She did inform them that we are working on the issue. She asked Ms.  
43 Parra is she is asking for the set up time to be 10:00 a.m.

44 Ms. Parra responded they are currently allowed to arrive at 10:00 a.m. to unload and reserve their spot but  
45 they may not setup until 11:00 a.m. She is asking that the breakdown time be extended from 30 minutes  
46 to 1 hour.

1 Trustee Flores responded the parking will be an issue with the 11:00 a.m. mass. She asked if the time  
2 could be earlier.

3 Mayor Barraza stated the time could be moved to 9:30 a.m. to 10:30 a.m.

4 Trustee Flores responded the vendors would need to be willing to do it at that time. She asked if the same  
5 sign ratio was used for the vendors as for the brick and mortar businesses.

6 Mayor Barraza responded no because that would make for a really small sign. Some of the businesses on  
7 the plaza pay \$100 a year for parking spaces.

8 Ms. Parra indicated some vendors have asked if they could have that option.

9 Mayor Barraza responded all the vendors would need to pay for parking since it would be difficult to  
10 monitor. This is only for two days out of the week.

11 Ms. Parra responded Mr. Shannon keeps track of the licenses and the vendor captain that would monitor  
12 the parking on the plaza.

13 Mayor Barraza stated if we allow that the vendors will take up all the parking spaces on the plaza and we  
14 would be back to square one.

15 Ms. Parra responded there were only a few that were interested.

16 Mayor Barraza stated she does not know if we want to open up that can of worms.

17 Mayor Pro Tem Bernal stated he supports what Ms. Parra is doing. The vendor input is going to be well  
18 taken. Having the alternate will support the issues we are having right now. It is hard to get volunteers so  
19 getting someone to help with the vendors is great. Many merchants were will to donate maybe Ms. Parra  
20 can get the merchants to support and donate something at the end of the year for the people that volunteer  
21 at the Mercado. Moving the set up time up would work because there is no parking during mass. He  
22 feels it will work. The renovation will help not only the fiesta but the vendors. It is Ms. Parra's smile or  
23 glass that makes them love you.

24 Trustee Johnson-Burick stated she feels more comfortable supporting this knowing that Ms. Parra will be  
25 overseeing this and has final authority on some of these issues. It is always good to try something new.

26 **Motion:** To approve the changes to the Mercado Vendor Rules and Regulations, **Moved by** Trustee  
27 Flores, **Seconded by** Trustee Johnson-Burick.

28 **Roll Call Vote:** Motion passed (**summary: Yes = 4**).

29 Mayor Pro Tem Bernal Yes

30 Trustee Arzabal Yes

31 Trustee Flores Yes

32 Trustee Johnson-Burick Yes

33  
34 **12. Approval of a Drug/Alcohol Policy for Town of Mesilla Employees to be adopted into the**  
35 **Personnel Policy – Nora L. Barraza, Mayor postponed**

36  
37 **13. Discussion on the Public Library at Rio Grande Prep – Nora L. Barraza, Mayor**  
38

39 Mayor Barraza stated she met with Ms. Bonnie Hobbs, Ms. Rene Cane and Mr. David Dollahan on  
40 February 18<sup>th</sup>. They have since closed the public library at the Rio Grande Prep School due to lack of  
41 staffing and liability issues. They did suggest that we could possibly continue with the volunteer library  
42 at the Community Center. This would have to be on an honor system since the town does not have funds  
43 to hire someone to man the library. The books donated could be moved to the Community Center. If  
44 this is something that the trustees would like to discuss this she can set up a meeting.

45 Trustee Johnson-Burick stated this came up when she was running. She would be interested in pursuing  
46 this to see what we can do. There is a lot of talk about bringing back neighborhood libraries.

1 Mayor Barraza stated she will put that as an agenda item for the next meeting.

2 Mayor Pro Tem Bernal indicated he felt positive and did not want to give up so quickly. Let's give it a  
3 chance.

4 Trustee Flores asked if they will donate the books and do we have the space to house a library. There  
5 would need to be volunteers manning the library to reshelf the books. She would like to see the turnout at  
6 the next Board of Trustee's meeting to see if there is an interest.

7 Mayor Barraza stated there are some very good concerns. With regards to space, there is space at the  
8 Community Center. She also was concerned with who will oversee the everyday function of the library.  
9 It will take some work; we can open it up for discussion at the next meeting. She will invite Ms. Hobbs,  
10 Ms. Cane and Mr. Dollahan so they can let us know what is required.

11 Trustee Flores stated if that does not work out we may look into the new movement of small buildings  
12 that read if you want a book take a book.

13 Mayor Barraza stated there are numerous things we can do.

14 **14. Memorandum of General Agreement between the Town of Mesilla and the City of Deming**  
15 **pertaining to the sharing of a Certified Building Official (CBO) as required by Construction**  
16 **Industries Division (CID) and NMSA 1978 60-13-41 – Nora L. Barraza, Mayor/Cynthia**  
17 **Stoehner-Hernandez, Clerk-Treasurer**

18 Mayor Barraza stated we have contracted with Ms. Gina Gentile who previously was Mesilla's building  
19 inspector and has since moved to work with the City of Deming. We have contracted with her so that the  
20 revenue stays with Mesilla. The Construction Industry Board informed us that there must be a  
21 Memorandum of General Agreement between Mesilla and the City of Deming since she is employed with  
22 them. We were told we could share the Deming Certified Building Official /State Certified Construction  
23 Inspector. Ms. Gentile does the Town of Mesilla's inspection on her off days and invoices on a monthly  
24 basis.

25 Trustee Johnson-Burick asked how long has Ms. Gentile been contracted with the Town of Mesilla.

26 Mayor Barraza responded we have been contracting with her for one year.

27 Trustee Johnson-Burick asked if Ms. Gentile works on weekends for the town. She noticed there is no  
28 mention of compensation in this letter. She asked if we will be invoiced by the City of Deming.

29 Mayor Barraza responded Ms. Gentile does her own invoicing.

30 Trustee Johnson-Burick responded the language of Ms. Gentile doing her own invoicing should be added.

31 Mayor Barraza responded we currently have a contract with Ms. Gentile which was approved by the  
32 Board of Trustees. This letter is not a contract.

33 Trustee Flores stated she also feels the language needs to be clearer. On page 2, Rules, does not seem it is  
34 explained in the letter. We need to include who is doing the invoicing and that we will pay Ms. Gentile  
35 directly. We could reference the contract according to the rules inaudible. That seems that is what they  
36 want.. inaudible She asked who will be the person addressed under Article 2; needs to be in the letter as  
37 well.

38 Mayor Barraza responded in Article 3 it reads that each municipality will designate a coordinator; Mr.  
39 Shannon will be the coordinator for the Town of Mesilla.

40 Trustee Flores indicated the letter is supposed to sum up who these people are and what the agreement  
41 actually is. This letter seems vague.

42 Mayor Barraza stated the letter does reference Memorandum of General Agreement.

43 Trustee Flores responded this memorandum does not say who the coordinator will be.

44 Mayor Barraza responded the reason we do not want to put a person's name is if Mr. Shannon leaves it  
45 will need to come back to the board.

46 Trustee Flores indicted we can put department head for Community Development.

1 Mayor Barraza stated we can change Article 3 to read the Town of Mesilla will designate the Community  
2 Development Coordinator to oversee and facilitate the implementation of this agreement.

3 Trustee Flores stated it can be in the memorandum but it does need to be in the letter.

4 Mayor Barraza responded maybe we should get rid of the letter and stay with the agreement to avoid  
5 confusion.

6 Trustee Flores read where each municipality shall be fully responsible for... inaudible... We must  
7 comply with the Memorandum of General Agreement; letter needs tweaking.

8 Trustee Johnson-Burick indicated reads at the top that letter of agreement will be approved at each  
9 municipality. She is concerned that the agreement must be in effect for a period of four years. She  
10 understands it can be terminated but there needs to be a 90 day written notice.

11 Trustee Flores stated municipalities in New Mexico are having issues finding people with these  
12 qualifications. She is not concern with the time; it is finding people with the qualifications

13 Trustee Johnson-Burick stated we are holding this contractor for 4 years because it does not say the  
14 contractor can leave; it reads it is terminated by the municipality.

15 Mayor Barraza responded the board of trustees can do that by giving those 90 days. We are looking at  
16 getting Mr. Shannon certified to do building inspections. Once that is done we can terminate that  
17 contract.

18 Trustee Flores stated as it is now we pay Ms. Gentile when an inspection is done.

19 Mayor Barraza responded we pay per inspection. These are done in phases and are billed at the end of the  
20 month. She asked if it is the wish of the board to postpone until the language has been changed which  
21 will be for the next Board of Trustees meeting.

22 **15. Appointment of representative(s) to the Southwestern Area Workforce Development Board -**  
23 **Nora L. Barraza, Mayor**

24 Mayor Barraza recommends Trustee Arzabal and Alternate Johnson-Burick.

25 **Motion:** To approve the appointment of Trustee Arzabal and Alternate Trustee Johnson-Burick to serve  
26 on the Southwestern Area Workforce Development Board, **Moved by** Mayor Pro Tem Bernal, **Seconded**  
27 **by** Trustee Flores.

28 **Roll Call Vote:** Motion passed (**summary: Yes = 4**).

29 Mayor Pro Tem Bernal Yes

30 Trustee Arzabal Yes

31 Trustee Flores Yes

32 Trustee Johnson-Burick Yes

33  
34 **16. Appointment of representative(s) to the South Central Council of Governments, Inc. - Nora L.**  
35 **Barraza, Mayor**

36 Mayor Barraza recommends herself as Chairperson and Alternate Mayor Pro Tem Bernal.

37 **Motion:** To approve the appointment of Mayor Barraza and Alternate Mayor Pro Tem Bernal to serve as  
38 representative to the South Central Council of Governments, Inc, **Moved by** Trustee Flores, **Seconded by**  
39 Trustee Johnson-Burick.

40 **Roll Call Vote:** Motion passed (**summary: Yes = 4**).

41 Mayor Pro Tem Bernal Yes

42 Trustee Arzabal Yes

43 Trustee Flores Yes

44 Trustee Johnson-Burick Yes

45  
46 **17. Appointment of representative(s) to the Lower Rio Grande Water Users Organization - Nora L.**  
47 **Barraza, Mayor**

1 Mayor Barraza recommended Ms. Debbie Lujan, Mr. John Knob and Alternate Trustee Arzabal.

2 **Motion:** To approve the appointment of Ms. Debbie Lujan, Mr. John Knob and Alternate Trustee Arzabal  
3 to service as representatives to the Lower Rio Grande Water Users Organization, **Moved by** Trustee  
4 Johnson-Burick, **Seconded by** Mayor Pro Tem Bernal.

5 **Roll Call Vote:** Motion passed (**summary: Yes = 4**).

6 Mayor Pro Tem Bernal Yes

7 Trustee Arzabal Yes

8 Trustee Flores Yes

9 Trustee Johnson-Burick Yes

10

11 **18.** Appointment of representative(s) to the Metropolitan Planning Organization (MPO) - **Nora L.**  
12 **Barraza, Mayor**

13 Mayor Barraza recommended herself, Mayor Pro Tem Bernal and Alternate Trustee Flores.

14 **Motion:** To approve the appointment of Mayor Barraza, Trustee Bernal and Alternate Trustee Flores to  
15 serve as representatives to the Metropolitan Planning Organization (MPO), **Moved by** Mayor Pro Tem  
16 Bernal, **Seconded by** Trustee Flores.

17 **Roll Call Vote:** Motion passed (**summary: Yes = 4**).

18 Mayor Pro Tem Bernal Yes

19 Trustee Arzabal Yes

20 Trustee Flores Yes

21 Trustee Johnson-Burick Yes

22

23 **19.** Appointment of representative(s) to the South Central Regional Transit District (RTD) - **Nora L.**  
24 **Barraza, Mayor**

25 Mayor Barraza recommended herself and Alternate Trustee Flores.

26 **Motion:** To approve the appointment of Mayor Barraza and Alternate Trustee Flores to serve as  
27 representatives to the South Central Regional Transit District (RTD), **Moved by** Trustee Johnson-Burick,  
28 **Seconded by** Mayor Pro Tem Bernal.

29 **Roll Call Vote:** Motion passed (**summary: Yes = 4**).

30 Mayor Pro Tem Bernal Yes

31 Trustee Arzabal Yes

32 Trustee Flores Yes

33 Trustee Johnson-Burick Yes

34

35 **20.** Appointment of representative(s) to the MPO Technical Advisory Committee - **Nora L. Barraza,**  
36 **Mayor**

37 Mayor Barraza recommended Ms. Debbie Lujan and Alternate Mr. Larry Shannon.

38 **Motion:** To approve the appointment of Ms. Debbie Lujan and Alternate Mr. Larry Shannon to serve as  
39 representatives to the MPO Technical Advisory Committee, **Moved by** Mayor Pro Tem Bernal,  
40 **Seconded by** Trustee Flores.

41 **Roll Call Vote:** Motion passed (**summary: Yes = 4**).

42 Mayor Pro Tem Bernal Yes

43 Trustee Arzabal Yes

44 Trustee Flores Yes

45 Trustee Johnson-Burick Yes

46

47 **21.** Appointment of a representative(s) to the Viva Dona Ana/Camino Real Consortium – **Nora L.**  
48 **Barraza**

1 Mayor Barraza recommended Trustee Johnson-Burick and Alternate Trustee Arzabal.

2 **Motion:** To approve the appointment of Trustee Johnson-Burick and Alternate Trustee Arzabal to serve  
3 as representatives to the Viva Dona Ana/Camino Real Consortium, **Moved by** Trustee Flores, **Seconded**  
4 **by** Trustee Johnson-Burick.

5 **Roll Call Vote:** Motion passed (summary: Yes = 4).

6 Mayor Pro Tem Bernal Yes

7 Trustee Arzabal Yes

8 Trustee Flores Yes

9 Trustee Johnson-Burick Yes

10

11 Mayor Barraza indicated that most of these meetings are held during the Day. Trustee Flores is the MPO  
12 representative and are held on Fridays once a month. More recommendations will be made at the next  
13 meeting.

14 **22.** Appointment of a Mayor Pro-Tem to serve for one year pursuant to MTC 2.15.060 – **Nora L.**  
15 **Barraza**

16 Mayor Pro Tem Bernal recommended Trustee Arzabal.

17 Trustee Flores stated the New Mexico Municipal League recommends alternating this appointment.

18 Mayor Barraza responded this is brought forth once a year and we should incorporate this into the Town  
19 of Mesilla Town Code.

20 **Motion:** To approve the appointment of Trustee Arzabal to serve as Mayor Pro Tem for one year,  
21 **Moved by** Trustee Flores, **Seconded by** Trustee Johnson-Burick.

22 **Roll Call Vote:** Motion passed (summary: Yes = 4).

23 Mayor Pro Tem Bernal Yes

24 Trustee Arzabal Yes

25 Trustee Flores Yes

26 Trustee Johnson-Burick Yes

27

28 **23.** Submission of names of persons who shall fill the appointive offices of the Town pursuant to  
29 MTC 2.10.060 and section 3-88-33 NMSA 1978 - **Nora L. Barraza, Mayor**

30 Mayor Barraza read the names of persons:

31 Ms. Cynthia Stoechner-Hernandez, Town Clerk/Treasurer

32 Ms. Debbie Lujan, Public Works Director

33 Mr. Kevin Hoban, Fire Chief

34 Vacant – Town Marshal

35 **Motion:** To approve the submission of names of persons who shall fill the appointive offices of the Town  
36 of Mesilla, **Moved by** Trustee Bernal, **Seconded by** Trustee Johnson-Burick.

37 **Roll Call Vote:** Motion passed (summary: Yes = 4).

38 Mayor Pro Tem Arzabal Yes

39 Trustee Bernal Yes

40 Trustee Flores Yes

41 Trustee Johnson-Burick Yes

42

43 **24.** Submission of names of persons who shall be employed by the Town pursuant to MTC 2.10.060,  
44 and section 3-88-33 NMSA 1978 –**Nora L. Barraza, Mayor**

45 Mayor Barraza read the names of persons:

46 Mr. Larry Shannon, Community Development

- 1 Ms. Irene Parra, Special Events
- 2 Ms. Gloria Maya, Deputy Town Clerk/Treasurer/Human Resources
- 3 Ms. Pam Bateman, Accounts Payable
- 4 Mr. Sean Lucero, Public Works Foreman
- 5 Mr. Cyle Beeles, Maintenance I/Custodial
- 6 Mr. Jose Martinez, Maintenance I
- 7 Mr. Danny Dominguez, Maintenance I
- 8 Mr. Arturo Ledezma, Maintenance I
- 9 Ms. Jody Pino, Utility Clerk (Temporary)
- 10 Ms. Andrea Carbajal, Court Clerk (Part-time)
- 11 Ms. Salome Ceballos, Court Clerk (Part-time)
- 12 Mr. Ben Azcarate, Deputy Marshal
- 13 Mr. Manuel Cortez, Deputy Marshal
- 14 Mr. Nick Hervol, Deputy Marshal
- 15 Mr. Enrique Salas, Deputy Marshal
- 16 Mr. Lance Shepan, SRO Officer
- 17 Ms. Sandra Avalos-Russell, HIDTA Finance Officer
- 18 Mr. Jesse Grajeda, ISC Office Manager
- 19 Ms. Elizabeth Buckley, USAO Legal Assistant
- 20 Ms. Janice Sherman, USAO Legal Assistant
- 21 Ms. Nicole Thomas, USAO Legal Assistant
- 22 Mr. ShaheenTorgoley, USAO Special Assistant
- 23 Ms. Rocio Vela, USAO Translator
- 24 Ms. Geraldine Waldon, USAO Legal Assistant
- 25 Ms. Anna Wright, USAO Special Assistant
- 26 Ms. Cecilia Vasconcellos, Groundwork Dona Ana Executive Director

27 **Motion:** To approve the names of the persons to be employed by the Town of Mesilla, **Moved by** Trustee  
 28 Johnson-Burick, **Seconded by** Trustee Bernal.

29 **Roll Call Vote:** Motion passed (**summary: Yes = 4**).

- 30 Mayor Pro Tem Arzabal Yes
- 31 Trustee Bernal Yes
- 32 Trustee Flores Yes
- 33 Trustee Johnson-Burick Yes

34 **25. \* STAFF REPORTS**

- 35 • Community Development Office
- 36 • Community Programs
- 37 • Finance Department.
- 38 • Fire Department.
- 39 • Public Works Department

40 **26. BOARD OF TRUSTEE COMMENTS**

1 Trustee Flores stated she was told that in order to make a complaint regarding the Marshal Department;  
2 they need to go to the Marshal's Department. She would consider having the citizens come to the Town  
3 Hall to make their complaint. She would also consider having the officers review the complaints. She  
4 would like to see a committee made up of citizens, review those complaints. She would like that to be a  
5 future agenda item. Mr. David Rockstraw has put in an application to serve on the Planning and Zoning  
6 Committee. He is a strong candidate she still has the material he submitted to the trustees. He put in a lot  
7 of personal time doing the research.

8 Trustee Johnson-Burick agreed with Trustee Flores regarding the complaint process. She indicated she  
9 would like to be on the screen board for the Marshal position.

10 Mayor Pro Tem Bernal stated he would like to be on the screen board for the Marshal position.

11 Mayor Barraza stated she had already considered putting together a committee to address issues/concerns  
12 out of the Marshal's Department. There is a complaint form that citizens may fill out but they choose not  
13 to. Those complaints go to the supervisor; if she gets the complaint she meets with the Marshal. There is  
14 a process in place but it is not working. Once a Marshal is hired this will be looked in; we need to find a  
15 solution. She does not know where the residents are getting the information. Mr. Pokluda reinstated  
16 Stonegarden. She has the vehicles parked because it seems like every Friday it is suspended and  
17 reinstated on Mondays and rather than keep changing she has chosen to keep them parked. This is still  
18 under investigation by the FBI. She reiterated Stonegarden is reinstated. The information is wrong. She  
19 is tired of accusations when you don't have your facts right. She will be happy to share the information  
20 she has; it is not a secret. We do not have a qualified marshal. All our deputies are Law Enforcement  
21 Certified. We do not have a marshal; we are advertising for a marshal. The posting which cost \$700 was  
22 in the Sun News; this closes on March 28<sup>th</sup>. We are moving forward. The contract was for administration  
23 not for a Marshal. The deputies need to be patrolling. We need someone to do the administration part;  
24 she does not have the time. She does not have certification in law enforcement. Mr. Hervol is overseeing  
25 Stonegarden. She needs an administrator until we hire a Marshal. The Board of Trustees have chosen to  
26 postpone hiring of an administrator. She will continue to oversee the Marshal's Department to the best of  
27 her ability. The Marshal is important to the Town of Mesilla so we are going to hire the best candidate.  
28 A committee will be formed to do the interview process. The next meeting I will bring forth more  
29 committees that need to be filled. She has no idea where the information is coming from. The Governor  
30 did sign Capital Outlay for Phase II for the Public Safety Building; \$445K. We will bring to the next  
31 meeting for approval of the 2013 Public Safety Agreement in the amount of \$452K.

## 32 33 **27. ADJOURNMENT**

34  
35 **Motion:** To adjourn, **Moved by** Trustee Bernal, **Seconded by** Trustee Flores.

36  
37 **Roll Call Vote:** Motion passed (summary: Yes = 4).

38 Mayor Pro Tem Bernal Yes

39 Trustee Arzabal Yes

40 Trustee Flores Yes

41 Trustee Johnson-Burick Yes

42  
43 **MEETING ADJOURNED AT 9:37 P.M.**

44  
45  
46 **APPROVED THIS 14<sup>TH</sup> DAY OF APRIL, 2014.**

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Nora L. Barraza  
Mayor

**ATTEST:**

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Cynthia Stohner-Hernandez  
Town Clerk/Treasurer