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6 **BOARD OF TRUSTEES**
7 **TOWN OF MESILLA**
8 **WORK SESSION**
9 **MONDAY, OCTOBER 28, 2019**
10 **5:00 P.M.**

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13 **TRUSTEES:** Nora L. Barraza, Mayor
14 Stephanie Johnson-Burick, Mayor Pro Tem (arrived at 5:35 P.M.)
15 Carlos Arzabal, Trustee (arrived at 5:52 p.m.)
16 Jesus Caro, Trustee
17 Veronica Garcia, Trustee (ABSENT)

18
19 **STAFF:** Cynthia Stoechner-Hernandez, Town Clerk/Treasurer
20 Kevin Hoban, Fire Chief
21 Rod McGillivray, Public Works Director
22 Enrique Salas, Lieutenant
23 Gloria Maya, Recorder

24
25 **PUBLIC:**

- 26
27
28 1. **Discussion:** Revisions to the Town of Mesilla Personnel Rules and Regulations Handbook. –
29 *Cynthia Stoechner-Hernandez, Clerk/Treasurer.*

30 Mayor Barraza and trustees reviewed the recommendations for changes, terminology and definitions on the
31 following:

- 32 - classified employees
33 - exempt employees
34 - consistency throughout the document
35 - add FLSA
36 - FLSA nonexempt employees
37 - employees
38 - department heads
39 - supervisor
40 - retain definition for unclassified employee
41 - remove Candidates, appointment; keep applicant
42 - keep temporary assignment
43 - change employee to applicant

- 1 - acting employee; not to exceed 6 months
- 2 - remove new hire and use appointment
- 3 - emergency appointment
- 4 - temporary appointee
- 5 - temporary employment
- 6 - add upon consideration of trustees
- 7 - one-year probationary period with an option to extend; allowed to use annual leave after 6 months
- 8 - additional probation period for a position change
- 9 - reclassifications changed to reassignment
- 10 - rehiring of a former employee
- 11 - time limit for temporary or emergency appointments

12

13 Ms. Stohner-Hernandez stated unemployment is paid to an employee who has worked three (3) months or
14 more with the town.

15

16 Closed worksession at 6:00 p.m.

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1 **BOARD OF TRUSTEES**
2 **TOWN OF MESILLA**
3 **REGULAR MEETING**
4 **MONDAY, OCTOBER 28, 2019**
5 **6:00 P.M.**
6
7

- 8 **TRUSTEES:** Nora L. Barraza, Mayor
9 Stephanie Johnson-Burick, Mayor Pro Tem
10 Carlos Arzabal, Trustee
11 Jesus Caro, Trustee
12 Veronica Garcia, Trustee (ABSENT)
13
14 **STAFF:** Cynthia Stoechner-Hernandez, Town Clerk/Treasurer
15 Kevin Hoban, Fire Chief
16 Rod McGillivray, Public Works Director
17 Enrique Salas, Lieutenant
18 Larry Shannon, Community Development Coordinator
19 Gloria Maya, Recorder
20

- 21 **PUBLIC:** John Wright Ella Nelson
22 Sam Kane Barb Denton
23 Harold Denton Victor Torres
24 Rafael Geck Susan Krueger
25 Davie Salas Mary Helen Ratje
26 Becky King Janet Brydon
27 Julie Phillips Victor Sakalys
28 Will McIlvane Stephen McIlvane
29 Olga Torres Ray Torres
30

31 **1. PLEDGE OF ALLEGIANCE**

32 Mayor Barraza led the Pledge of Allegiance.
33

34 **2. ROLL CALL & DETERMINATION OF A QUORUM**

35 **Roll Call.**

36 **Present:** Mayor Nora L. Barraza, Mayor Pro Tem Stefanie Johnson-Burick, Trustee Carlos Arzabal,
37 Trustee Jesus Caro.
38

39 **3. CHANGES TO THE AGENDA & APPROVAL**

40 **Motion: To approve agenda, Moved by Mayor Pro Tem Johnson-Burick, Seconded by Trustee**
41 **Caro.**
42

1 **Roll Call Vote: Motion passed (summary: Yes = 3).**

2 **Mayor Pro Tem Stephanie Johnson-Burick Yes**

3 **Trustee Carlos Arzabal Yes**

4

5 **4. PUBLIC INPUT** – The public is invited to address the Board for up to 3 minutes.

6 Ms. Ratje stated the Pilates class is beneficial to the community. The group cannot pay \$50 an hour to
7 use the Community Center; hoping for a minimal charge. They do not use the center for a profit. Mesilla
8 is going overboard in apartments. A modest home would be fine in the area. Need to look at what is the
9 best use for the interior of Mesilla

10

11 Ms. King read text from the Tango group. There is a discrepancy on the fees.

12

13 Ms. Krueger stated anti donation clause can be met with a dollar. She gave a review of the development
14 of the Iguado Plan which was the town's first master plan. The ordinance is functional but not easy to
15 apply. She sent an email with her concerns; recommended there be work sessions. A guide for building
16 permits was developed; Mr. Shannon has stated that he gives it to the applicants. She does not believe
17 that is being done since it is not working.

18

19 Mr. Geck stated he remembers when in the 70's mobile homes were not allowed in the community and
20 hopes that is taken into consideration when voting on these cases.

21

22 Mr. Kane stated he is the owner of Case #060968 and these are not apartments. These are four (4)
23 separate dwellings, on two (2) lots, that are being proposed that are consistent with the neighborhood.
24 Everything we did not meet Mr. Geck's standards.

25

26 Ms. Nelson stated the exercise is for our health. She would like a copy of the procedures and written
27 policies for renting the Community Center. The group has received inconsistent information. The
28 instructor charges \$5 a class; doing it as a community service. For the record she will ask that her
29 requests be met in a timely manner, i.e. two (2) week period. On her request she will indicate what is
30 being request and why.

31

32

33 Mr. Denton stated the Town of Mesilla utilizes the international historic and residential code. These
34 dwellings are not apartments, multi-family or town houses. They are single family detached houses.
35 They are grouped together with an internal parking core; this keeps parking off the roads. We put
36 together a project that meets the town's requirements and styles.

37

38 Ms. Phillips stated there is not a set price for the exercise class; it is by donation.

39

40 Mayor Barraza read the petition signed by the residents of Mesilla. A copy of the petition was given to
41 each trustee. Ms. Krueger emailed the trustees thoughts regarding the Planning and Zoning Historical
42 Appropriateness Commission cases. Both are attached. [REDACTED]

43 [REDACTED]

44

45

46 **5. *APPROVAL OF CONSENT AGENDA – (The Board will be asked to approve by one**
47 **motion the following items of recurring or routine business. The Consent Agenda is**
48 **marked with an asterisk *):**

Motion: To approve consent agenda, Moved by Trustee Arzabal, Seconded by Mayor Pro Tem

1 **Johnson-Burick.**

2

3 Mayor Pro Tem Johnson-Burick stated what is to distinguish between the two (2) cases. She wants to be
4 consistent.

5

6 Mayor Barraza stated these dwellings will be rentals. These items can be removed from the consent
7 agenda.

8

9 Trustee Caro asked what size the lot is.

10

11 Mr. Shannon responded the lot is .5 an acre; 21,000 sq. ft. The ordinance allows multi-family units for
12 every 4,000 sq. ft.

13

14 Trustee Caro stated he understands the residents' concerns.

15

16 Trustee Arzabal requested removing the item consent agenda.

17

18 **Amended Motion: To remove item F- Case #060973 from consent agenda, Moved by Mayor Pro**
19 **Tem Johnson-Burick, Seconded by Trustee Caro.**

20

21 **Roll Call Vote: Motion passed (summary: Yes = 3).**

22 **Mayor Pro Tem Stephanie Johnson-Burick Yes**

23 **Trustee Carlos Arzabal Yes**

24 **Trustee Jesus Caro Yes**

25

26 **Original Motion Roll Call Vote: Motion passed (summary: Yes = 3).**

27 **Mayor Pro Tem Stephanie Johnson-Burick Yes**

28 **Trustee Carlos Arzabal Yes**

29 **Trustee Jesus Caro Yes**

30

31 a) ***BOT Minutes** – Minutes of a Regular Meeting on October 15th, 2019. *Approved by consent*
32 *agenda*

33 b) ***PZHAC Case 060964**– 2655 Calle de Parian, William and Stephan McIlvaine; a request for
34 a zoning permit to remove and replace fifteen windows on the main dwelling at this address.
35 Zoned: Historic Residential (HR). *Approved by consent agenda*

36 c) ***PZHAC Case 060965**– 2655 Calle de Parian, submitted by William and Stephan McIlvaine;
37 a request for a zoning permit to replace a metal roof on the main dwelling at this address with
38 a tile roof. Zoned: Historic Residential (HR). *Approved by consent agenda*

39 d) ***PZHAC Case 060966**– 2655 Calle de Parian, submitted by William and Stephan McIlvaine;
40 a request for a zoning permit to restucco the main dwelling at this address. Zoned: Historic
41 Residential (HR). *Approved by consent agenda*

- 1 e) ***PZHAC Case 060967** – 2363 Calle de Santiago, submitted by Mary Lucero; a request for
2 a zoning permit to install photo-voltaic cells on a dwelling at this address. Zoned: Historical
3 Residential (HR). *Approved by consent agenda*
- 4 f) ***PZHAC Case 060973** – Immediately adjacent to the east side of 2138 Calle del Sur (address
5 to be assigned) submitted by Davie and Kelly Salas; a request for a zoning permit to allow
6 the construction of two rental units on a property at this address. Zoned: Historical Residential
7 (HR).

8 Mayor Barraza asked if they are planning to add anymore dwellings to the property.

9
10 Mr. Shannon responded at this time he does not believe so. Their plan is to see if the property can be
11 divided.

12
13 **Motion: To suspend the rules, Moved by Trustee Arzabal, Seconded by Mayor Pro Tem Johnson-**
14 **Burick.**

15
16 **Roll Call Vote: Motion passed (summary: Yes = 3).**

17 **Mayor Pro Tem Stephanie Johnson-Burick Yes**

18 **Trustee Carlos Arzabal Yes**

19 **Trustee Jesus Caro Yes**

20
21 Trustee Arzabal stated he understands and respects the petition. The Planning and Zoning approved the
22 case 3 to 0 and understands work sessions were held.

23
24 Mr. Shannon stated we have been allowing accessory dwellings; one (1) in addition to the house.

25
26 Mayor Barraza stated we are crowding as much as we can onto lots. The ordinances were meant to address
27 the situations but were not worded correctly. We do not want to be like Santa Fe; we want to keep the
28 Mesilla ambience. We need to find a medium to address what was intended by our forefathers. This
29 ordinance will be taken seriously; we will work on a new one that addresses what our residents want in our
30 community.

31
32 Mayor Pro Tem Johnson-Burick stated she wants to keep Mesilla – Mesilla. There is inconsistency.

33
34 Mayor Barraza indicated we are looking at families establishing Mesilla as their home. Renters come in
35 and out.

36
37 Trustee Arzabal recommended getting legal advice on these two (2) cases.

38
39 **Motion: To reinstate the rules, Moved by Trustee Arzabal, Seconded by Mayor Pro Tem Johnson-**
40 **Burick.**

1 **Roll Call Vote: Motion passed (summary: Yes = 3).**

2 **Mayor Pro Tem Stephanie Johnson-Burick Yes**

3 **Trustee Carlos Arzabal Yes**

4 **Trustee Jesus Caro Yes**

5

6 **Motion: To postpone Case #060973 until clarification is received from attorney as to the**
7 **interpretation of the Ordinance, Moved by Trustee Arzabal, Seconded by Trustee Caro.**

8

9 **Roll Call Vote: Motion passed (summary: Yes = 3; No=1).**

10 **Mayor Pro Tem Stephanie Johnson-Burick No**

11 **Trustee Carlos Arzabal Yes**

12 **Trustee Jesus Caro Yes**

13

14 **6. OLD BUSINESS:**

15 **a) PZHAC Case 060957 – 2782 Calle de San Albino, submitted by John Wright; a request for**
16 **a zoning permit to remodel and build an addition to a dwelling at this address. Zoned:**
17 **Historical Residential (HR).**

18 **Motion: To approve PZHAC Case 060957 – 2782 Calle de San Albino, submitted by John Wright; a**
19 **request for a zoning permit to remodel and build an addition to a dwelling at this address. Zoned:**
20 **Historical Residential (HR), Moved by Mayor Pro Tem Johnson-Burick, Seconded by Trustee**
21 **Arzabal.**

22

23 Mr. Shannon stated reviewed the application.

24

25 Mayor Barraza asked if they are keeping the courtyard.

26

27 Mr. Shannon responded there will not be a private courtyard.

28

29 Mayor Pro Tem Johnson-Burick stated it is not compatible to surrounding area per code. It sounds like it
30 will be a fortress.

31

32 Mr. Shannon referred to the photographs.

33

34 Trustee Caro stated this is not conforming to the area according to the Iguado Plan.

35

36 Mayor Barraza asked how tall the current walls of the house are.

37

38 Mr. Shannon responded the house is 3 ft. above the street level which make the walls look taller than the
39 12 ft. they currently are. Referred to ordinance.

40

1 Mayor Barraza asked how tall the foundation of the dwelling to the top of the wall is.

2

3 Mr. Shannon responded to the top of the wall is 8 ft.; to the top of the dwelling is another 4 ft.

4

5 Mayor Barraza asked how tall the proposed wall is going to be.

6

7 Mr. Wright gave a description of what he is proposing. He needs to be given direction as he has had to
8 change his plans which costs money.

9

10 Mayor Barraza stated it was pulled from the last Board of Trustees agenda because the board did not have
11 plans. She would like to see the same height across the building.

12

13 Mr. Wright responded there will be parapet, trusses and cooling that will reach the roof of the house; only
14 one section is being done.

15

16 Mayor Barraza asked if one wall remain 8 ft. tall.

17

18 Mr. Wright responded all the rest of the house will remain 8 ft. in height. Showed the plans to trustees.

19

20 Mayor Barraza stated she will request a joint work session with Planning and Zoning and town attorney to
21 guide them with clarification on some of the ordinances.

22

23 **Motion: Called for the question, Moved by Trustee Arzabal, Seconded by Mayor Pro Tem**
24 **Johnson-Burick.**

25 **Roll Call Vote: Motion passed (summary: Yes = 2; No=1).**

26 **Mayor Pro Tem Stephanie Johnson-Burick Yes**

27 **Trustee Carlos Arzabal Yes**

28 **Trustee Jesus Caro Nay**

29

30 **Original Motion Roll Call Vote: Motion passed (summary: Yes = 2; Nay = 1).**

31 **Mayor Pro Tem Stephanie Johnson-Burick Yes**

32 **Trustee Carlos Arzabal Yes**

33 **Trustee Jesus Caro Nay**

34

35 **b) PZHAC Case 060968 – SW corner of Calle de Colon and Calle de Tercera; submitted by**
36 **Samuel Kane; a request for a zoning permit to allow the construction of four rental units on a**
37 **property at this address. Zoned: Historical Residential (HR).**

38 **Motion: To postpone PZHAC Case 06098 – SW corner of Calle de Colon and Calle de Tercera;**
39 **submitted by Samuel Kane; a request for a zoning permit to allow the construction of four rental**
40 **units on a property at this address until clarification from the attorney is received. Zoned:**
41 **Historical Residential (HR), Moved by Trustee Arzabal, Seconded by Trustee Caro.**

1
2 Mayor Pro Tem Johnson-Burick stated the metal pitch roof did not conform to the homes in the area. She
3 is asking that the applicant conform to the surrounding area.

4
5 Trustee Arzabal asked that there be a time frame set to avoid additional cost to the applicant.

6
7 Mayor Barraza responded the attorney will be contacted tomorrow. A work session will be scheduled.
8 She asked that any questions or concern be submitted in writing to staff.

9
10 Trustee Caro stated over the years the Planning and Zoning is not conforming to the Yguado plan which
11 should be taken into consideration.

12
13 **Roll Call Vote: Motion passed (summary: Yes = 2; Nay = 1).**

14 **Mayor Pro Tem Stephanie Johnson-Burick Nay**

15 **Trustee Carlos Arzabal Yes**

16 **Trustee Jesus Caro Yes**

17
18 **7. NEW BUSINESS:**

19 a) **For Approval:** an engineering agreement for MES2019-03 for the design for Calle de Oeste,
20 Santiago and Principal Reconstruction in the amount of \$13,319.50, plus NMGRT

21 **Motion: To approve an engineering agreement for MES2019-03 for the design for Calle de Oeste,**
22 **Santiago and Principal Reconstruction in the amount of \$13,319.50, plus NMGRT, Moved by**
23 **Trustee Arzabal, Seconded by Trustee Caro.**

24
25 **Roll Call Vote: Motion passed (summary: Yes = 3).**

26 **Mayor Pro Tem Stephanie Johnson-Burick Yes**

27 **Trustee Carlos Arzabal Yes**

28 **Trustee Jesus Caro Yes**

29
30 b) **For Approval:** an engineering agreement for MES2019-12 for the design for Calle de Parian
31 Reconstruction project in the amount of \$16,059.50, plus NMGRT funded through the Local
32 Government Road Fund (NMDOT). – *Rod McGillivray, Public Works Director.*

33 **Motion: To approve an engineering agreement for MES2019-12 for the design for Calle de Parian**
34 **Reconstruction project in the amount of \$16,059.50, plus NMGRT funded through the Local**
35 **Government Road Fund (NMDOT), Moved by Trustee Arzabal, Seconded by Mayor Pro Tem**
36 **Johnson-Burick.**

37
38 **Roll Call Vote: Motion passed (summary: Yes = 3).**

39 **Mayor Pro Tem Stephanie Johnson-Burick Yes**

40 **Trustee Carlos Arzabal Yes**

41 **Trustee Jesus Caro Yes**

42

1 c) **Resolution 2019-21:** Authorizing the execution and delivery of a loan agreement and
2 intercept between the Town of Mesilla and the New Mexico Finance Authority in the
3 principal amount of \$95,718 for the purpose of acquiring two new police interceptor vehicles
4 with equipment to be repaid from the Law Enforcement Protection Fund. – *Cynthia*
5 *Stoehner-Hernandez, Clerk/Treasurer.*

6 **Motion: To approve Resolution 2019-21; Authorizing the execution and delivery of a loan**
7 **agreement and intercept between the Town of Mesilla and the New Mexico Finance Authority in**
8 **the principal amount of \$95,718 for the purpose of acquiring two new police interceptor vehicles**
9 **with equipment to be repaid from the Law Enforcement Protection Fund, Moved by Mayor Pro**
10 **Tem Johnson-Burick, Seconded by Trustee Arzabal.**

11
12 Trustee Caro stated he feels the amount is high for two (2) vehicles. He asked why we need those types
13 of vehicles. These vehicles are not right for the Town of Mesilla.

14
15 Mayor Barraza responded the equipment needed is what brings up the price of the vehicle. If we get a
16 vehicle without being equipped, we will need to pay for the needed equipment out of the General Fund
17 later.

18
19 Lieutenant Salas stated the cost to equip a unit is from \$30k to \$40k. These vehicles are specifically
20 made for police use.

21
22 Mayor Barraza stated many times the equipment is more than the vehicle.

23
24 Trustee Caro stated looking back officers get into accident which are not reported. He feels officers do
25 not take care of the vehicles. Recently someone donated two (2) vehicles. If we approve this, they need
26 to take care of the vehicles.

27
28 Lieutenant Salas responded the vehicles were purchased from State Police fleet. Both vehicles have high
29 mileage. High mileage for a unit is 60k which is what our entire fleet beyond. Officer involved crashes
30 are being reported and officers are being tested; rules are being followed.

31
32 Mayor Barraza stated we are spending more on maintenance that the vehicles are worth.

33
34 Lieutenant Salas stated as the fleet ages the repair and maintenance budget will need to be increased to
35 keep units on the road. Warranties, some up to five (5) years, come with new vehicles.

36
37 Mayor Barraza stated we are looking a fleet program where vehicles will be rotated.

38
39 **Roll Call Vote: Motion passed (summary: Yes = 2; Nay=1).**

40 **Mayor Pro Tem Stephanie Johnson-Burick Yes**

41 **Trustee Carlos Arzabal Yes**

42 **Trustee Jesus Caro No**

1 d) **Resolution 2019-22:** Authorizing the Town’s Participation in the Local Government
2 Transportation Project Fund Program administered by the New Mexico Department of
3 Transportation in the amount of \$844,000 to be used for the Calle del Norte Multi-Use Path
4 Phase II project. – *Rod McGillivray, Public Works Director.*

5 **Motion: To approve Resolution 2019-22: Authorizing the Town’s participation in the Local**
6 **Government Transportation Project Fund Program administered by the New Mexico Department**
7 **of Transportation in the amount of \$844,000 to be used for the Calle del Norte Multi-Use Path**
8 **Phase II project, Moved by Trustee Arzabal, Seconded by Mayor Pro Tem Johnson-Burick.**

9
10 Mr. McGillivray stated the town received \$844k; a match waiver request was submitted.

11
12 **Roll Call Vote: Motion passed (summary: Yes = 3).**

13 **Mayor Pro Tem Stephanie Johnson-Burick Yes**

14 **Trustee Carlos Arzabal Yes**

15 **Trustee Jesus Caro Yes**
16

17 **8. BOARD OF TRUSTEE COMMITTEE REPORTS**

18 Mayor Pro Tem Johnson-Burick stated MPO meeting will be held on November 13th.

19
20 Trustee Arzabal stated CFO meeting will be held December 13th in Hatch.

21
22 Mayor Barraza stated RTD meeting will be on Wednesday. She will be attending a mandatory Safety
23 Training meeting in Albuquerque. She attended the Infrastructure Conference last week.

24 25 **9. BOARD OF TRUSTEE/STAFF COMMENTS**

26 Lieutenant Salas stated Corporal Azcarate and himself will be attending a mandatory AED training. The
27 town we received two (2) AED through a Heart Association grant.

28
29 Trustee Arzabal stated we need to get the Pilates Class some answers. He reiterated clarification from the
30 attorney is needed before voting. The board cannot vote on something simply because they do not like it.

31
32 Mayor Pro Tem Johnson-Burick stated she appreciates residents coming forth regarding issues. Legally
33 we must follow the ordinances. Going forward we need to look at the ordinances, the Comprehensive
34 Plan as well as the internal policies dictate how we want Mesilla to be. The Community Center is for the
35 community and its residents. There is a difference between business office rentals versus a class for two
36 (2) hours a week which benefits the community. She recommends a fee schedule be developed.

37
38 Trustee Caro stated he agrees with Mayor Pro Tem Johnson-Burick. He has noticed there are signs

1 coming up around the town.

2

3 Mayor Barraza stated staff will investigate the Argentine Tango class. We have discovered discrepancies
4 in the fees for the Community Center and the fiestas. Ms. Sellers has been hired to do the job. The
5 website has the rental information for facilities in Mesilla. There is an anti-donation clause that the town
6 follows. The rental fee is \$100 an hour, residents pay \$50 an hour, and non-profit pay \$50 a day. We do
7 not have the manpower to take care of the facility if we open it up for everything. We were told that our
8 floor could not be sanded down anymore he would need to be replaced. We do not even make enough to
9 cover the utilities. We are not able to lend out the Community Center. We can look for grants to hire
10 instructor and charge a fee to the participants as well as having exercise stations around d the town. She
11 will not put the staff in a position to pick and choose who gets it free.

12

13 Mayor Pro Tem Johnson-Burick stated she is looking at a fee schedule – not free.

14

15 Mayor Barraza stated the non-profit is a fair fee. The centers in the surrounding area are not free. There
16 will be a joint work session to work out the issues. It is ridiculous that an applicant must come several
17 times to meet with the Planning and Zoning. We need to follow the Yguado Plan, Comprehensive Plan
18 and ordinances regarding applications. She appreciates residents coming forth to voice their concerns; if
19 we don't know we can deal with the problems. The town is putting up more signs to address some issues.
20 There are problems with Rio Grande Prep and Andele's employees who are parking on the side streets.
21 We are seeing more littering and graffiti as well around town. She asked that any concerns come forth to
22 Mr. McGillivray or me. She will be happy to meet with the Pilates group. The Community Center use
23 will be resolved by January 1st. She would like to complete work on the Personnel Handbook completed
24 by the end of December early January; work session will be held before the Board of Trustees meeting on
25 November 12th. Halloween Carnival was successful and a vast amount of can goods were donated. Ms.
26 Sellers did a fabulous job. Veteran's Day Ceremony will be held on November 11th at 11:00 a.m. at
27 Veteran's Park. She will be attending the Border's Mayors Summit in San Diego on November 6th thru
28 8th. Día de los Muertos is this weekend, following weekend is Native American Market and yesterday
29 was the last Mariachi Sunday.

30

31 **10. ADJOURNMENT**

32 **The Town of Mesilla Trustees unanimously agreed to adjourn the meeting. (Summary: Yes-4)**

33

34 **MEETING ADJOURNED AT 7:49 P.M.**

35

36 **APPROVED THIS 12th DAY OF NOVEMBER, 2019.**

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Nora L. Barraza
Mayor

1 ATTEST:

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Cynthia Stoeher-Hernandez
Cynthia Stoeher-Hernandez
Town Clerk/Treasurer

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Revised 1/28
 OCT 25 2019
 mb

Nora Barraza, Mayor of Mesilla and the Board of Trustees. 10-21-2019

Through our petition, our families are requesting that something be done to keep our town from turning into the new Santa Fe of southern New Mexico. We are not talking about the art culture or Indian influence, but about local families who have inherited their homes from parents and grandparents only to be unable to keep them due to the changes brought about by the building of apartments or rentals in our historic neighborhoods. We do NOT want to have to leave our homes because of the transient culture that will soon be taking over our town. We love Mesilla and our families have lived here for generations, but these transient properties such as apartments and rentals have started to change the face of Mesilla which is historic and small town and where we know and talk to our neighbors. We welcome permanent residents who want to become a part of our neighborhoods and join in our culture and history without changing it. Please look into the ordinances allowing apartments and other rentals to be built in our neighborhoods before it is too late. Let us stop the building of these apartments and rentals before we lose the ambience of our town.

NAME (please print) SIGNATURE TELEPHONE ADDRESS

| | | | |
|------------------------|----------------------|----------------|--|
| Rafael L. Geck | Rafael L. Geck | 405-9414 | 2435 Calle de Colon, Mesilla |
| ESTER H. GECK | Esther Geck | 639-3078 | 2435 Calle de Colon, Mesilla |
| Ruben M. Geck | Rub M Geck | (575) 642-9962 | 2485 Calle de Colon |
| Lola Chavez | Lola Chanz | 575-523-5209 | 2544 Calle Teneera |
| Jesse Chantz | Jesse Chantz | 575 523 5209 | 2544 Calle Tercera |
| MARIA NAVARRO | Maria Navarro | 525-635-9726 | 2410 Calle Cura |
| Francisco Torres | Franco | 575-644-3490 | 2131 Calle Tercera |
| Ramona Avalos | Ramona Avalos | (575) 524-3265 | 2580 Calle de Colon, Mesilla, N.M. |
| Edna Bustamante | Edna Bustamante | 523-461 | 2551 Calle de Colon, Mesilla |
| Alberto Bolivar | Al | 575 670 3433 | 2639 Calle Panam Mesilla |
| Elisa Parra | Elisa Parra | 575-649-0704 | 2235 Calle de Colon, Mesilla |
| Patty Martinez | Patty Martinez | 575-640-1561 | 2314 Calle de Colon Mesilla |
| STEVE MARTINEZ | Steve | 575-636-5802 | 2316 CALLE DE COLON, MESILLA |
| Olga A. Ornelas-Torres | Olga Ornelas Torres | 575-635-3711 | 2452 Calle Cura, Mesilla |
| RAYMOND TORRES | Raymond Torres | (575) 635-3454 | 2494 Calle de Cura |
| JONI GUTIERREZ | Joni Gutierrez | (575) 496-2474 | MESILLA NM, 88046 |
| Mercedes Gonzalez | Mercedes Gonzalez | (575) 649-6683 | 2452 Calle de Cura Mesilla 88046 |
| Maria L Rios | Maria L Rios | (575) 433-0896 | 2471 W. calle de Cura Mesilla N. 88046 |
| Martin Rodriguez | Martin Rodriguez | 575-636-5333 | Calle Cuarta Mesilla |
| Marta Ines Rodriguez | Marta Ines Rodriguez | 575-528-8574 | Calle Cuarta Mesilla |

TO: The Board of Trustees

FROM: Susan Krueger

Regarding: Thoughts on 3 Planning, Zoning and Historical Appropriateness Commission (PZHAC) Cases on the Board of Trustees (BOT) agenda for 10/28/19

Case 060973 (agenda # 5. f) and Case 060968 (agenda # 6. b) are both requests for zoning permits to construct apartment units in the HR zone using the Northern New Mexico architectural style. Without being able to identify a predominant architectural style in the development zones for these cases, staff recommended and PZHAC Commissioners agreed to the Northern New Mexico style. In doing so, both staff and Commissioners overlooked Section 18.33.060 D. of the Mesilla Town Code which states specifically at item 6: "If there is no predominant architectural style within the selected development zone, then the historic district (H-C or H-R) as a whole shall become the development zone for the architectural style." In failing to follow this section of the Town's Historic Preservation Ordinance, the PZHAC Commissioners' recommendation to the BOT is in violation of the Town Code. Since, at this point, the BOT has not approved either of these cases, I ask you to send them back to the PZHAC to select a style that meets the Code.

Note: to the best of my knowledge, the Northern New Mexico Architectural style is not predominant in any HR development zone,

Regarding Case 060957 (agenda # 6. a), somehow the 6' wall height set by Code for structures in the HR zone was not applied to this location. However, considering "scale," defined in the Historic Preservation Ordinance as "proper proportion of structures in a historic development zone" (18.33.050), to add 6' to an 8' wall for a total of 14' is clearly not to scale in this development zone. Plus, if I am reading the plans and pictures correctly, the 14' wall will face onto Calle de Santa Ana, visible to all driving or walking in the neighborhood. The question is, applying the Historic Preservation Ordinance, how is it appropriate to permit this request for a 14' wall? A redesign of how the addition is located on the lot so that it is separate from the existing 8' property wall and meets the required set back would change the view from Calle de Santa Ana and help address the matter of scale. Again, since the BOT has not yet approved this case, please send it back to the PZHAC.

Thanks for taking the above into consideration, Susan

Ref. Case 060973

I want to share with you what the Historic Preservation Chapter in the Mesilla Town Code says about selecting an appropriate architectural style in the HR and HC zones. The selection is neither random nor by choice of the property owner or contractor.

Section 18.33.060 D. covers how to use a development zone, stating specifically at item 6: "If there is no predominant architectural style within the selected development zone, then the historic district (H-C or H-R) as a whole shall become the development zone for the architectural style." The "Guide to Building Permits in the Historic Zones" contains more material on development zones and architectural styles with illustrations and includes the predominant architectural style in the HR/HC zones in the early 1980's.

If applicants or commissioners have questions about this section of the Town Code or the Building Permit Guide, it could be useful to sit down together and review them step by step.

Thanks, Susan Krueger 10/21/19