



**THE BOARD OF TRUSTEES OF THE TOWN OF MESILLA WILL HOLD A WORK SESSION
ON MONDAY, AUGUST 10, 2020 AT 5:30 P.M.
VIA TELECONFERENCE 1-346-248-7799
MEETING ID 983-7900-0389
PASSWORD 971704**

TRUSTEES: Nora L. Barraza, Mayor
Carlos Arzabal, Mayor Pro Tem
Jesus Caro, Trustee
Veronica Garcia, Trustee
Stephanie Johnson-Burick, Trustee

STAFF: Cynthia Stoechner-Hernandez, Town Clerk/Treasurer
Kevin Hoban, Fire Chief
Eddie Lerma, Marshal
Rod McGillivray, Public Works Director
Dorothy Sellers, Special Events Coordinator
Gloria Maya, Recorder

1. Discussion on: Resolution 2020-17: A resolution establishing parameters for approvals of temporary signs for local businesses during Pandemic.

Mayor Barraza stated there are more signs being displayed by the businesses during this pandemic. The board gave her permission to approve the request for tents to expedite the process.

Trustee Caro stated during this time we need to be more open minded and lenient toward the businesses who are trying to survive. He agrees to whatever can be done to help the businesses.

Mayor Pro Tem Arzabal agrees we need to be business friendly, a pro-business governing body. He also agrees to allow the mayor to sign off on these requests. We cannot be nick-picking at this time.

Trustee Johnson-Burick agrees as well. She reviewed the criteria in Exhibit A in current ordinance.

Ms. Stoechner-Hernandez reviewed the size limitations and the timeframe for temporary signs. She asked the board what they would like to do.

Trustee Johnson-Burick responded conditions should be waived under these conditions.

Trustee Caro concurs with the trustees.

Trustee Garcia concurs with the trustees.

Mayor Barraza asked until when were the tents allowed.

Ms. Stoechner-Hernandez responded till the end of October or when Governor Lujan Grisham lifts the ban.

Mayor Barraza stated we need to be consistent in the wording used. She feels any temporary signs or banner should not be larger than the 15 sq. ft. currently allowed.

Mayor Pro Tem Arzabal responded 15 sq. ft. is a good size for a sign or banner.

Mayor Barraza stated she would like the signs and sandwich boards to done with class and asked if they want a limit to the number of signs allowed.

Trustee Johnson-Burick responded signs should be attractive as to call attention to the businesses. She feels there should be a limit as to the number of signs allowed. Too many signs can become a safety issue.

Mayor Pro Tem Arzabal stated businesses need to do what they need to do to attract business.

Mayor Barraza stated ADA which is mandated by law still needs to be observed. La Posta has placed a sign at New Mexico Vintage Wine which is off premises; how many other businesses will begin to do that.

Mayor Pro Tem Arzabal asked if that is illegal.

Fire Chief Hoban responded that would need to be checked out through the Health Department. There would also be licensing issues.

Mayor Pro Tem Arzabal stated he heard people are placing to go orders which are delivered to Vintage Wine.

Mayor Barraza stated orders are delivered to Vintage Wine's patio where people sit down to eat and drink.

Fire Chief Hoban responded it is not La Posta's responsibility if the order is placed to go. Licensing issues could come up if there is an agreement between the two businesses.

Mayor Barraza stated during her meeting with Mr. Hutchinson he told her he was also looking at using the patio across the street which has the fountain to use as well.

Fire Chief Hoban stated the places being used as off-site restaurant will be required to meet the codes for restaurants; that will also change their occupancy of the address. We could find where people are being packed into unallowed areas.

Mayor Barraza responded we will do research on what La Posta is doing.

Mayor Pro Tem Arzabal stated businesses are doing what they need to survive. Fire Chief Hoban is inspecting tents that are going up but at the same time we need to relax a bit.

Mayor Barraza responded we will do the research on these issues.

Trustee Garcia stated we are here to help the businesses, but they will still need to go through the process.

Mayor Barraza stated things need to be done with class and something just not thrown together. She agrees the process needs to be followed. The state has also placed rules which they will be regulating. The Fire Department insures they are following their rules as well. The pro-active approach needs to be done in the right way.

Fire Chief Hoban stated all these issues are being addressed everywhere. Signs or tents cannot hinder emergency accessibility or create safety hazards. Businesses are reaching out to us during this time which will help reduce liability to the town.

Trustee Caro stated we need to stay on top of what is being done by the businesses to ensure things are being done correctly; be more vigilante.

Mayor Barraza understands the board agrees to the number of signs (2) and with being consistent with the timeframe. She reiterated research will be done on food being delivered to other businesses and address accordingly. We are only talking about restaurants.

THE BOARD OF TRUSTEES OF THE TOWN OF MESILLA WILL HOLD A REGULAR
MEETING ON MONDAY, AUGUST 10, 2020 AT 6:00 P.M.
VIA TELECONFERENCE 1-346-248-7799
MEETING ID 983-7900-0389
PASSWORD 971704

TRUSTEES: Nora L. Barraza, Mayor
Carlos Arzabal, Mayor Pro Tem
Jesus Caro, Trustee
Veronica Garcia, Trustee
Stephanie Johnson-Burick, Trustee

STAFF: Cynthia Stoechner-Hernandez, Town Clerk/Treasurer
Kevin Hoban, Fire Chief
Eddie Lerma, Marshal
Rod McGillivray, Public Works Director
Dorothy Sellers, Special Events Coordinator
Gloria Maya, Recorder

1. PLEDGE OF ALLEGIANCE

Mayor Barraza led the Pledge of Alliance.

2. ROLL CALL & DETERMINATION OF A QUORUM

Roll Call.

Present: Mayor Barraza, Mayor Pro Tem Arzabal, Trustee Caro, Trustee Garcia, Trustee Johnson-Burick.

Mayor Barraza held a Moment of Silence for Mr. Limon, Mr. Bejarano, Mr. Walsh, Mr. Guerra, and Ms. Fore.

3. CHANGES TO THE AGENDA & APPROVAL

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

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

Mayor Pro Tem Arzabal Yes
Trustee Caro Yes
Trustee Garcia Yes
Trustee Johnson-Burick Yes

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

Public input in writing shall be received at cynthias-h@mesillanm.gov an hour before the meeting begins on the day of the meeting and will be read into the record. You will also be given an opportunity to speak during this time by pressing *9 while in the teleconference. You will be prompted when to begin speaking.

Ms. Aland stated we are here in support of Mr. Matthew Rivera as SRO for Zia Middle School. Mr. Rivera has great rapport with the students and staff at Zia Middle School. He maintains order, provides data, is concerned for our campus and for the welfare of our students. Since

the school closure Mr. Rivera has done 70 to 80 welfare checks on our students.

Ms. Lea stated Mr. Rivera has a great relationship with the students. Without Mr. Rivera it would be difficult continue the welfare checks.

Mayor Barraza responded the Las Cruces Public Schools who provides the funding for that position has not committed to the MOU. The town submitted a letter of support to the school board. The town does not have the funding for that position. We are aware of the impact Mr. Rivera has made at Mesilla Elementary and Zia Middle School. They need to relay the information they provided to us, to the Las Cruces Public School Board.

Marshal Lerma stated Mr. Rivera is an asset to the schools. The issue comes from the school. He was asked to submit a letter, to the board, describing Mr. Rivera's duties with and without students on campus. He also asked the ladies to direct their concerns and support to the school board members on Wednesday.

Mayor Barraza stated there are important duties that can be done while students are not on campus. We also do not want to see Mr. Rivera leave. The SRO and SCO positions will not be filled until Las Cruces Public Schools commits to the funding.

5. CLOSED SESSION – pursuant to NMSA 1978 Chapter 10-15-1(H)(2): discussion limited to personnel matters in the Marshal's Department. – **Nora L. Barraza, Mayor.**

All members of the public/staff not included in the closed session will be placed in the waiting room until the closed session is concluded. All members not included in closed session will be allowed back into the regular meeting once it reconvenes.

Motion: To closed Regular Meeting and enter Closed Session – pursuant to NMSA 1978 Chapter 10-15-1(H)(2): discussion limited to personnel matters in the Marshal's Department, Moved by Trustee Caro, Seconded by Trustee Garcia.

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

Mayor Pro Tem Arzabal Yes
Trustee Caro Yes
Trustee Garcia Yes
Trustee Johnson-Burick Yes

Entered Closed Session at 6:08 p.m.

Motion: To close Closed Session and enter Regular Meeting after limited discussion to personnel matters in the Marshal's Department – pursuant to NMSA 1978 Chapter 10-15-1(H)(2); no action taken, Moved by Mayor Pro Tem Arzabal, Seconded by Trustee Johnson-Burick.

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

Mayor Pro Tem Arzabal Yes
Trustee Caro Yes
Trustee Garcia Yes
Trustee Johnson-Burick Yes

Entered Regular Meeting at 6:19 p.m.

6. ACTION ON LIMITED PERSONNEL MATTERS: following discussion in closed session relating to the Marshal's Department. – **Nora L. Barraza, Mayor.**

Mayor Barraza stated due to funding concerns Mr. Rivera will be released and given a two-week notice.

The SRO position has been vacant since Sergeant Shepan retired.

Motion: To approve action on limited personnel matters following discussion in closed session relating to the Marshal's Department. Noted that this action may change upon funding received from the Las Cruces Public Schools. Moved by Mayor Pro Tem Arzabal, Seconded by Trustee Garcia.

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

Mayor Pro Tem Arzabal Yes
Trustee Caro Yes
Trustee Garcia Yes
Trustee Johnson-Burick Yes

7. *APPROVAL OF CONSENT AGENDA:

(The Board will be asked to approve by one motion the following items of recurring or routine business. The Consent Agenda is marked with an asterisk *):

Mayor Pro Tem Arzabal requested placing under New Business items 8a and 8b.

Motion: To approve consent agenda as amended, Moved by Mayor Pro Tem Arzabal, Seconded by Trustee Garcia.

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

Mayor Pro Tem Arzabal Yes
Trustee Caro Yes
Trustee Garcia Yes
Trustee Johnson-Burick Yes

- a) ***BOT Minutes** – Minutes of a Regular Meeting on July 27, 2020. *Approved by consent agenda*
- b) ***PZHAC Case 061086** – 2288 Calle de Arroyo, submitted by Mary A. Madrid; a request for a zoning permit to allow the repainting of a dwelling at this address. **Zoned: Historical Residential (HR).** *Approved by consent agenda*
- c) ***PZHAC Case 061087** – West side of 2890 Avenida de Mesilla, along Calle de San Albino; submitted by Pena Rentals; a request for a zoning permit to allow the replacement of a deteriorating white wooden fence along the west property line at this address with a similar white wooden fence. **Zoned: Historical Residential (HR).** *Approved by consent agenda*

8. NEW BUSINESS:

- a) **For approval:** An agreement with Molzen Corbin for professional engineering services for Calle del Norte Multi-use Path Phase II– **Rod McGillivray, Public Works Director.** *Approved by consent agenda*
- b) **For approval:** Recommendation of award of contract to A-Mountain Professional Construction Company as apparent low bidder for the Mesilla Roadway Improvements Project: Calle de Principal, Calle de Santiago, Calle de Parian, and Calle de Oeste. – **Rod McGillivray, Public Works Director.** *Approved by consent agenda*
- c) **For discussion:** amending Chapter 18.55.010 Land Uses regarding Columbarium. – **Nora L. Barraza, Mayor.**

Mayor Barraza stated the San Albino Cemetery is running out of plots, so the Basilica of San Albino is proposing setting up a Columbarium behind the rectory due to the increase in number of cremations. She would like to bring forth an amendment to Chapter 18.55.010 to include Columbarium.

Trustee Garcia asked where they are planning to have it.

Mayor Barraza responded they are looking at the vacant lot, which is owned by the church, behind the Grotto. The cemetery does not have the space for a Columbarium and there is better security behind the rectory.

Trustee Johnson-Burick responded she does not perceive any issues with the area chosen.

Mayor Barraza stated more and more people are being cremated due to cost factors.

Trustee Caro stated he will thing on it.

Mayor Barraza asked the board to meet with Father Christopher if they have any questions and she does it will be done in good taste.

Trustee Garcia asked what the process will be.

Ms. Stoechner-Hernandez responded a public hearing notice is posted for 14 days. After the public hearing is held, the 2nd Reading and approval will be on the agenda for the following board meeting. The process takes about a month.

- d) Resolution 2020-17:** A resolution establishing parameters for approvals of temporary signs for local businesses during Pandemic. – **Nora L. Barraza, Mayor.**

Ms. Stoechner-Hernandez stated she will include the parameters brought forth during the worksession which is only for restaurants. Staff will review the New Mexico Environmental food service regulations.

Motion: To approve a Resolution 2020-17: A resolution establishing parameters for approvals of temporary signs for local businesses during Pandemic, Moved by Mayor Pro Tem Arzabal, Seconded by Trustee Garcia.

Trustee Johnson-Burick stated the resolution and ordinance reads local businesses. She asked if it should apply to all businesses.

Mayor Barraza responded this should apply only for restaurants since they are the ones obstructing their entrances with tents. She asked Ms. Stoechner-Hernandez to change the verbiage to address the restaurant businesses only.

Mayor Pro Tem Arzabal stated Galeria Azul's entrance is obstructed by the tent put up by Double Eagle.

Mayor Barraza stated we have given businesses flexibility and feels the plaza businesses are doing well. She has allowed Galeria Azul to place a sandwich sign promoting their business and suggested they meet with Double Eagle to come up with a solution.

Trustee Garcia stated we need to look at helping the retail businesses as well.

Mayor Barraza responded businesses are placing signs without going through the process and we have allowed that. She has also asked the business to come up with ideas keeping in mind ADA regulations and she has not heard anything.

Mayor Pro Tem Arzabal stated if this passes banners will be allowed. He called for the question.

Mayor Barraza stated the verbiage of restaurants only will be added to the resolution.

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

Mayor Pro Tem Arzabal Yes

Trustee Caro Yes

Trustee Garcia Yes

Trustee Johnson-Burick Yes

9. *STAFF REPORTS:

Community Development

Community Programs

Finance Department

Fire Department

Marshal's Department

Public Works Department

10. BOARD OF TRUSTEE COMMITTEE REPORTS

Trustee Johnson-Burick: MPO meeting Wednesday at 1:00 p.m. via Zoom

Trustee Garcia: MPO meeting Wednesday at 1:00 p.m.

Mayor Pro Tem Arzabal: CEO meeting in October via Zoom

Mayor Barraza: RTD meeting July 29th via Zoom; weekly Mayor updates; OEM updates; MPO meeting; SCCOG meeting; NMML Resolution meeting August 1st.

11. BOARD OF TRUSTEE/STAFF COMMENTS

Mr. McGillivray stated the 16 to 18 week trail project is going well; he is expecting early completion. Plaza Lighting Project, awarded to Lynco, is looking at an October start date.

Fire Chief Hoban stated 105 people were tested at the COVID-19 testing site here in Mesilla which many Mesilla residents took advantage since the test were done locally.

Marshal Lerma stated they responded to a heroin overdose call on Calle de Arroyo. He commended Fire Chief Hoban for an exemplary job done with the gentleman who was difficult to deal with.

Mayor Barraza responded the Fire and Marshal Department do an outstanding job working hand and hand in protecting our community. Our GRT came in more than expected.

Mayor Pro Tem Arzabal stated he just spoke to Mr. Montoya, Las Cruces Public Schools Associate Superintendent, who indicated job descriptions are being made for SROs and SCOs for when students are not on campus. He is hoping that the school board will act at the Special Meeting that will be held on Wednesday and that we can get Mr. Rivera back.

Mayor Barraza asked Mayor Pro Tem Arzabal to contact Mr. Montoya to see if there is anything the board can do to help the situation.

Trustee Johnson-Burick asked if there is any way this position can be funded even at a part time bases.

There are families who are being impacted and hopes the school board votes favorably.

Trustee Garcia responded the board can provide letter of support to help.

Mayor Pro Tem Arzabal stated it will be a Special Meeting; he will forward information as he receives it.

Trustee Caro stated there was a hole in the road on Calle de Norte and Calle de Picacho. There were no barriers which could be a hazard for bicyclist and walkers.

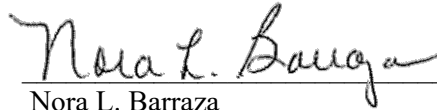
Mayor Barraza stated Mr. Rivera is an authority figure that students feel comfortable talking to. He is a wonderful asset to the schools and its students. We rely on funding from the Las Cruces Public Schools for these positions. These are trying times for everyone.

12. ADJOURNMENT

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

MEETING ADJOURNED AT 7:09 P.M.

APPROVED THIS 10th DAY OF AUGUST, 2020.



Nora L. Barraza
Mayor

ATTEST:



Cynthia Stoeher-Hernandez
Town Clerk/Treasurer

