



BOARD OF TRUSTEES (BOT)
TOWN OF MESILLA
REGULAR MEETING
MONDAY, SEPTEMBER 12, 2022 – 6:00 PM
MINUTES

- TRUSTEES:** Nora Barraza, Mayor
Stephanie Johnson-Burick, Mayor Pro Tem
Biviana Cadena, Trustee
Veronica Garcia, Trustee
Adrianna Merrick, Trustee
- STAFF:** Rani Bush, Town Clerk/Treasurer
Ben Azcarate, Lieutenant
Kevin Hoban, Fire Chief
Rod McGillivray, Public Works Director
Enrique Salas, Marshal
Dorothy Sellers, Community Events Coordinator
Gloria Maya, Recorder
- PUBLIC:** Ron Scott Pat Taylor
Ashley Curry Crystal Davis-Whited
Andy Embury Terry & Shannon Noe
Bader Juda Kimberly Juda
Russel Hernandez Yolanda Lucero

1. PLEDGE OF ALLEGIANCE

Mayor Barraza led the Pledge of Allegiance.

Mayor Barraza held a Moment of Silence.

2. ROLL CALL & DETERMINATION OF A QUORUM

Roll Call.

Present: Mayor Barraza, Mayor Pro-Tem Johnson-Burick, Trustee Cadena, Trustee Garcia, Trustee Merrick.

3. CHANGES TO THE AGENDA & APPROVAL

Motion: To approve agenda, Moved by Mayor Pro Tem Johnson-Burick, Seconded by Trustee Merrick.

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

Mayor Pro Tem Johnson-Burick Yes

Trustee Cadena Yes

Trustee Garcia Yes

Trustee Merrick Yes

4. PRESENTATION

a) Walk to School Day Proclamation – September 21, 2022

Ms. Curry read the Walk to School Day Proclamation – September 21, 2022. Invited everyone to join the students on their walk to school.

Mayor Barraza asked for a Moment of Silence

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

No Public Input

6. 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 Barraza asked if item Case #0614516 is going to be a Short-Term Rental or an expansion of the Black Rat Tattoo.

Mr. Padilla responded phase two will be residential which will be connected to the Black Rat Tattoo.

Mayor Pro Tem Johnson-Burick asked to removed items 6b thru 6n due to lack of information provided. She would like to see the position of the commissioners in each case. The Board Action form does not have adequate information.

Mayor Barraza responded that information can be provided. Staff gave the trustees pertinent information due to the size of the packet. PZHAC minutes cannot be included in the BOT packets until approved by commissioners.

Mayor Pro Tem Johnson-Burick stated she is not comfortable making decisions on cases when there is not sufficient information provided.

Mayor Barraza stated she received her email last night which was not enough time to provide the requested information. Trustees need to contact staff, when they get their packets, with any questions or concerns so they can provide the information.

Ms. Bush stated she will work on the Board Action Form and asked what information is being requested.

Mayor Pro Tem Johnson-Burick stated she is not ready to vote on these cases due to lack of information.

Mayor Barraza reiterated that trustees give staff adequate time to provide information needed.

Trustee Cadena stated we need to understand that if the applicant meets the ordinance the trustees need to vote. Recommends that PZHAC attend the BOT meetings or that we know exactly what is being proposed and taken into consideration.

Mayor Barraza reviewed the application process followed by staff.

Trustee Garcia stated the trustees do work with staff and are patient. We never complained when packets were sent out on Fridays at 4:00 p.m. or 5:00 p.m. We do ask that the staff works with them as we never ask for very much. She did ask about the PZHAC vote.

Mayor Barraza responded she agrees more information needs to be provided to the trustees, i.e., vote count.

Trustee Merrick stated she believes there have been some hasty decisions in the past. She believes everyone should have a fair shot and that is why they are asking for more clarification. As she has stated before, ask legal to be present at the meetings.

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

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

Mayor Pro Tem Johnson-Burick Yes
Trustee Cadena Yes
Trustee Garcia Yes
Trustee Merrick Yes

Motion: To approve consent agenda, Moved by Mayor Pro Tem Johnson-Burick, Seconded by Trustee Garcia.

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

Mayor Pro Tem Johnson-Burick Yes
Trustee Cadena Yes
Trustee Garcia Yes
Trustee Merrick Yes

- a) ***BOT MINUTES** - Minutes of Regular Meeting, August 22, 2022. *Approved by consent agenda*
- b) ***BL #1005** – 2060 Calle de Parian submitted by Bader Jouda of Cannabis Tropic LLC for Cannabis license, **Zoned: Historical Commercial (HC)**. *Postponed*
- c) ***BL #1006** – 2060 Calle de Parian submitted by Bader Jouda of Cannabis Tropic LLC for business license, **Zoned: Historical Commercial (HC)**. *Postponed*
- d) ***Sign Permit #0611433** – 2060 Calle de Parian submitted by Bader Jouda of Cannabis Tropical LLC to put up temporary “Coming Soon” sign in the window, **Zoned: Historical Commercial (HC)**. *Postponed*
- e) ***PZHAC Case #061442** – 2755 Calle de San Albino submitted by ETMSS 2, LLC to replace fence, **Zoned: Historical Residential (HR)**. *Postponed*
- f) ***BL #1018** – 626 N. Alameda Blvd, Las Cruces submitted by Melissa Clark of Desert Sky Realty & Investments, LLC for a business license, **Zoned: Historical Residential (HR)**. *Postponed*

- g) ***STR #1019** – 1717 W Boutz Rd. #3 submitted by Desert Sky Realty & Investments, LLC for a Short-Term Rental (STR) registration, **Zoned: Historical Residential (HR). Postponed**
- h) ***STR #1020** – 1717 W Boutz Rd. #4 submitted by Desert Sky Realty & Investments, LLC for a Short-Term Rental (STR) registration, **Zoned: Historical Residential (HR). Postponed**
- i) ***STR #1021** – 2188 Calle de Norte submitted by Desert Sky Realty & Investment, LLC for a Short-Term Rental (STR) registration, **Zoned: Historical Residential (HR). Postponed**
- j) ***PZHAC Case #061446** – 2415 Calle de Parian submitted by Robert Reynolds to install HVAC system, **Zoned: Historical Residential (HR). Postponed**
- k) ***PZHAC Case #061447** – 2525 Calle de Parian submitted by Camila Rodriguez to install roof mounted solar system, **Zoned: Historical Residential (HR). Postponed**
- l) ***Sign Permit #061448** – 2309 Calle de San Albino #3 submitted by Marshall McGinley to put up temporary sign in door and side window, **Zoned: Historical Commercial (HC). Postponed**
- m) ***Sign Permit #061449** - 2309 Calle de San Albino #3 submitted by Marshall McGinley of to put up exterior double-sided sign, **Zoned: Historical Commercial (HC). Postponed**
- n) ***PZHAC Case #061451** – 1901 Calle de Correo submitted by Brittany Bloch to build phase two of Black Rat Tattoo, **Zoned: Historical Commercial (HC). Postponed**

7. EXECUTIVE SESSION

Motion: To close Regular Meeting: discussion concerning purchase, acquisition, or disposal of real property or water rights pursuant to NMSA 1978, Section 10-15-1(H)(8) and concerning the Marshal and Public Works Departments pursuant to NMSA 1978 10- Moved by Mayor Pro Tem Johnson-Burick, Seconded by Trustee Garcia.

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

Mayor Pro Tem Johnson-Burick Yes

Trustee Cadena Yes

Trustee Garcia Yes

Trustee Merrick Yes

Entered Executive Session at 6:33 p.m.

- a) Discussion concerning purchase, acquisition, or disposal of real property or water rights pursuant to NMSA 1978, Section 10-15-1(H)(8)
- b) Discussion concerning Marshal and Public Works Departments pursuant to NMSA 1978 Chapter 10-15-1(H)(2)

Motion: To enter Regular Meeting: limited discussion concerning purchase, acquisition, or disposal of real property or water rights pursuant to NMSA 1978, Section 10-15-1(H)(8) and concerning the Marshal and Public Works Departments – no action taken, Moved by Trustee Garcia, Seconded by Trustee Merrick.

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

Mayor Pro Tem Johnson-Burick Yes

Trustee Cadena Yes

Trustee Garcia Yes

Trustee Merrick Yes

Entered Regular Meeting at 7:16 p.m.

8. STAFF REPORTS

- a) Calle de Picacho Utility Replacement Project Loan and FY23 Transportation Project Fund Hardship Match Waiver – Rod McGillivray

Mayor Barraza reviewed the Calle de Picacho Utility Replacement Project Loan.

Ms. Bush reviewed the process.

9. NEW BUSINESS

- a) **For Approval:** Calle de Picacho Utility Replacement Project Loan

Motion: To approve Calle de Picacho Utility Replacement Project Loan, Moved by Trustee Garcia, Seconded by Mayor Pro Tem Johnson-Burick.

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

Mayor Pro Tem Johnson-Burick Yes

Trustee Cadena Yes

Trustee Garcia Yes

Trustee Merrick Yes

- b) **For Approval:** Resolution 2022-15 FY23 Transportation Project Fund Hardship Match Waiver

Mayor Barraza stated a letter will be submitted to Department of Transportation (DOT) requesting a hardship match waiver of \$23,432.80.

Motion: To approve Resolution 2022-15 FY23 Transportation Project Fund Hardship Match Waiver, Moved by Trustee Garcia, Seconded by Mayor Pro Tem Johnson-Burick.

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

Mayor Pro Tem Johnson-Burick Yes

Trustee Cadena Yes

Trustee Garcia Yes

Trustee Merrick Yes

10. BOARD OF TRUSTEE COMMITTEE REPORTS

Trustee Garcia: NMML Conference last week, Architectural Style Committee Tuesday

Trustee Merrick: MPO meeting Wednesday

Mayor Pro Tem Johnson-Burick: Meeting on Transitional Process on Tuesday, MPO meeting Wednesday at 1:00 p.m.

Mayor Barraza: NMML Conference last week, MPO meeting Wednesday, NM Planning and Zoning Training, Mayor Summit USA/Mexico in San Diego October 11 thru 13, 2022.

11. BOARD OF TRUSTEE/STAFF COMMENTS

(Written staff reports included in packet)

Fire Chief Hoban stated the NMML was a good conference. They will be receiving the new brush truck. We received approval of a grant to purchase equipment. We received the devices that were purchased through AARA. Fire Prevention Proclamation will be presented at the next meeting. He is planning to retire in November or December.

Mayor Barraza stated they will be starting the interview process.

Trustee Merrick stated the NMML was a good conference. She understands the frustration the applicants that had their cases postponed. We need to ensure that we are making correct decisions. Thanked Fire Chief Hoban for his service.

Mayor Pro Tem Johnson-Burick thanked the Fire Chief for his dedicated service. We need to be well informed to make decisions she is comfortable with.

Trustee Garcia stated agrees the trustees need to be well informed before making decisions. She is available to help with anything for the fiesta this weekend. Policewomen National Day; thanked Deputy Hernandez for her service to the town.

Trustee Cadena stated she apologized to the applicants. We need to build trust and ensure applications meet ordinances. Our goal is to do right for our town.

Mayor Barraza asked the trustee if they would be participating in the parade so she can get a vehicle and to be at the parade site by 9:40 a.m. She asked the trustee to be present at the opening ceremonies at 12:00 noon both Saturday and Sunday. Mr. Padilla will be attending the NMLPZ conference. Walk to School Day will be on Wednesday, RTD meeting on Wednesday, September 28th. They will be working on the Board Action Form to be more informative. The cadet graduation was great. She asked if the cadets could be present at the next BOT meeting. She thanked the firefighters for all their work. Fire Chief Hoban used the siren in reflection of 9/11.

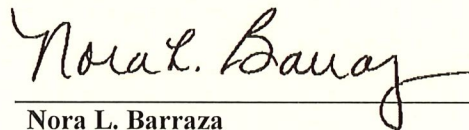
Fire Chief Hoban stated the fire department was established in 1960 and there was a siren that had a phone which was purchased by the residents that would go off until someone got to the station.

12. ADJOURNMENT

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

MEETING ADJOURNED AT 7:48 P.M.

APPROVED THIS 25th DAY OF SEPTEMBER, 2022.



Nora L. Barraza
Mayor

ATTEST:



Rani Bush
Town Clerk/Treasurer

