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**BOARD OF TRUSTEES
TOWN OF MESILLA
WORK SESSION
MONDAY JULY 13, 2015
5:00 P.M.**

1. Discussion regarding the development of a drug and alcohol policy for Town Employees.
Mr. Cervantes reviewed the Drug and Alcohol policy.

Trustee Johnson-Burick stated Dona Ana Sheriff's Department does test the reserves and volunteer firefighters. They test even for reasonable suspicion.

Mayor Barraza agrees that with regards to volunteers we can sever the ties without consequences. The larger municipalities who have many volunteers have their reasons as to why it is not in their policies.

Fire Chief Hoban inaudible

Mayor Barraza stated the county has a volunteer fire department. There is not anything to prevent you from adding that to the volunteer policy.

Mr. Cervantes inaudible

Mayor Barraza

Trustee Johnson-Burick stated if a volunteer gets injured on the job and have reached the threshold for drug testing there will be implications if the worker's comp will be paid.

Inaudible

Mayor Barraza recommended to Mr. Cervantes to contact the New Mexico Municipal League or Self-Insurers in reference for drug testing for volunteers.

Mr. Cervantes

Judge Frieze inaudible

Mr. Cervantes

Mayor Barraza asked Mr. Cervantes to do more research on the volunteer situation.

Mayor Pro Tem Flores stated it could read we are giving you this opportunity to do community service but you need to show up drug and alcohol free; conditions can be placed. This may not have to be part of this policy.

1 Mr. Cervantes

2

3 Inaudible

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5 Mayor Barraza responded the person overseeing community service volunteers needs to take care of the
6 situation. They need to see if it is a liability issue.

7

8 Fire Chief Hoban

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10 Judge Fietze

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12 Mayor Barraza asked if the trustees had questions.

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14 Trustee Johnson-Burick responded she will need another week to finish her review.

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16 Mr. Cervantes

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18 Mayor Barraza stated we will compile questions to bring forth to Mr. Cervantes.

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**BOARD OF TRUSTEES
TOWN OF MESILLA
MEETING
MONDAY JULY 13, 2015
6:00 P.M.**

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TRUSTEES: Nora L. Barraza, Mayor
Linda L. Flores, Mayor Pro Tem
Carlos Arzabal, Trustee
Sam Bernal, Trustee
Stephanie Johnson-Burick, Trustee

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STAFF: Cynthia Stoechner-Hernandez, Town Clerk/Treasurer
Kevin Hoban, Fire Chief
Debbie Lujan, Public Works Director
Chris Mangusing, Marshal
Irene Parra, Special Events Coordinator

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PUBLIC:

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1. PLEDGE OF ALLEGIANCE

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Mayor Barraza led the Pledge of Allegiance.

2. ROLL CALL & DETERMINATION OF A QUORUM

Roll Call.

Present: Mayor Barraza, Mayor Pro Tem Flores, Trustee Bernal, Trustee Arzabal, Trustee Johnson-Burick.

Mayor Barraza held a Moment of Silence for Ms. Gloria Maya's father, Mr. Ramon Serna.

3. PRESENTATION:

- a. Recognition of Sergeant Lance Shepan for his Commitment and Dedication to the 438th Military Policy Detachment for instructing a Post Blast Investigation Class. –**Nora L. Barraza.**

Marshal Mangusing recognized Sergeant Shepan for his Commitment and Dedication to the 438th Military Policy Detachment for instructing a Post Blast Investigation Class. The Town of Mesilla presented a certificate for his service to the town.

- b. A public hearing and a presentation on the water project funded by BECC. – **JT O'Brien, BECC.**
Item has been postponed.

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

Mr. Robert Aranda indicated he was stopped by a Deputy in March who searched his truck because he thought I was intoxicated. He was followed to his parents' home on University. He called Mayor Barraza who asked me to call the Marshal. He was very defensive and we both became argumentative. He indicated he was going

1 to hang up on me if I continued. He accused me of being upset because I got a ticket; that was not the case it is
2 because I was being harassed. My mother did not want me to come because she feels they will retaliate against
3 her. On Saturday I was followed by one of the Deputies to my mother's; I did not do anything wrong. He
4 videotaped the incident. He had asked Officer Salas for his name four times before he gave me his name. The
5 town needs to look at customer service. Marshal Mangusing did an investigation but already had made up his
6 mind. He did come to court and dealt with the situation. We have seen what happened in Las Cruces with the
7 Police Department. There is a lack of compassion and customer service. This needs to be looked at seriously.
8 He does not have a problem paying for a ticket when he does something wrong. Inaudible He wants to let
9 the town know that there is an overflow from the Spotted Brewery; wants to insure that there is respect for the
10 residents.

11
12 Ms. Priciliana Sandoval stated she is proud and happy to be a business woman in Mesilla. She is self-
13 sufficient, pays her taxes and donates to the town as much as she can. When the town's Event Coordinator
14 refuses to call, return calls or emails to the Las Cruces Convention and Visitor's Bureau I am contacted and I
15 in turn call the Coordinator. The Event Coordinator then tells me that I have no right to call her; I should not
16 be talking out of step. Excuse me; tourism is how we are based in Mesilla. This is a fabulous place to be but it
17 is difficult to doing business in more intense when someone tries to circumvent your business from the town
18 hall. She recommends that when the Convention Center calls Mesilla staff should ask how high we can jump
19 to help them. She advertised on the town's website \$5 tours for active military and retired military from June
20 24 through July 4th. The Event Coordinator, the one in charge of the site, moved her post to April 15th;
21 vengeance is so visible when you work for the town. She just wants to get along; she wants nothing free but
22 wants to be treated fair and equally. She may be a tiny business but still a business just like La Posta and
23 Double Eagle.

24 25 **5. CHANGES/APPROVAL OF THE AGENDA**

26 Trustee Arzabal asked to place item 6B on the consent agenda and remove item 6A. The applicant has chosen
27 not to pursue the application.

28
29 Mayor Pro Tem Flores asked that the worksession minutes be amended to reflect Fire Chief Hoban's
30 comments.

31
32 **Motion:** To approve the agenda as amended, **Moved by** Trustee Arzabal, **Seconded by** Mayor Pro Tem
33 Flores.

34
35 **Roll Call Vote: Motion passed (summary: Yes = 4).**

36 **Mayor Pro Tem Flores Yes**

37 **Trustee Arzabal Yes**

38 **Trustee Bernal Yes**

39 **Trustee Johnson-Burick Yes**

40 **6. *APPROVAL OF CONSENT AGENDA – The Board will be asked to approve by one motion**
41 **the following items of recurring or routine business. The Consent Agenda is marked with an**
42 **asterisk *:**

1 **Motion:** To approve the agenda as amended, **Moved by** Trustee Arzabal, **Seconded by** Trustee Johnson-
2 Burick.

3
4 **Roll Call Vote: Motion passed (summary: Yes = 4).**

5 **Mayor Pro Tem Flores Yes**

6 **Trustee Arzabal Yes**

7 **Trustee Bernal Yes**

8 **Trustee Johnson-Burick Yes**

- 9
- 10 • ***BOT MINUTES** – Work Session minutes of June 22, 2015 *Approved by consent agenda*
 - 11 • ***BOT MINUTES** – Regular Meeting minutes of June 22, 2015. *Approved by consent agenda*
 - 12 • ***PZHAC CASE 012371** – 2261 Calle de Guadalupe; Submitted by Bob Hamilton for Josefina’s,
13 a request to amend an existing building permit to allow a front wall to be painted after it is
14 repaired so it will match the color of the remainder of the structure on the property. Zoned:
15 Historical Commercial (HC). *Approved by consent agenda*
 - 16 • ***PZHAC Case 012391** - 2900 Avenida de Mesilla; submitted by Larry Tafoya for Fluorescent
17 Signs, Inc., a request to install a set gas price signs on the east side of the awning at Shorty’s
18 Service station at this address. Zoned General Commercial (C). *Approved by consent agenda*

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20 **6. NEW BUSINESS:**

21 **A PUBLIC HEARING WILL BE HELD PRIOR TO ACTION ON BOA CASE V15-012388:**

- 22 a. **BOA Case V15-012388**– 2979 Camino Castillo; submitted by G.L. Green and Associates for
23 David and Joan Hirsch, a request for a Variance to the size limit for a Guest Dwelling at this
24 location to allow the applicants to construct an 1100 square foot guest house/casita near a pool at
25 the rear of an existing dwelling at this address. Zoned: Single Family (R-1) *Removed from*
26 *agenda*
- 27
- 28 b. Resolution 2015-09: A resolution adopting the 2015-2016 Fiscal Year Revenue and Expenditures
29 Budget for the Town of Mesilla. – **Cynthia Stoenner-Hernandez, Clerk-Treasurer. Approved**
30 *by consent agenda*

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33 **7. *STAFF REPORTS**

34 Community Programs

35 Community Development

36 Finance Department

37 Fire Department

1 Marshal's Department
2 Public Works Department
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4 **8. BOARD OF TRUSTEE COMMENTS**

5 Trustee Bernal stated with regards he feels we need to be careful and take immediate action; pull back and be
6 professional. We are all professionals in the town. Sometimes we let our emotions take over when dealing
7 with the public; we need to be more professional. He knows the Mayor will take care of it.
8

9 Trustee Arzabal stated he will not be attending the July 27th meeting; may be available by phone. He would
10 like a timeframe with regards to the lights at the Basilica; this has taken too long. He would like to have
11 something done in the next two weeks.
12

13 Mayor Pro Tem Flores stated she received an email from Mr. Jim Simonin regarding the fireworks in Mesilla.
14 He requested we limit them to the same as the city.
15

16 Trustee Johnson-Burick no comments
17

18 Mayor Barraza distributed a notice regarding training on Open Meeting Act. She indicated she would not be
19 attending the July 27th meeting. There will be a dedication for Mr. John Sullivan and his mother at the next
20 Board of Trustee's meeting. Mr. Sullivan volunteered his time to the Town of Mesilla. The Municipal Court
21 will be closed next week. She spoke to Marshal Mangusing regarding Mr. Aranda's concern. We will have
22 staff speak to the Spotted Dog Brewery regarding the parking.
23

24 Ms. Lujan stated DOT will also post No Parking signs on University and Calle de Norte.
25

26 Mayor Barraza asked that Mrs. Aranda call her with any problems or concerns. She spoke to Ms. Sandoval
27 regarding her concerns and to Ms. Stoechner-Hernandez who is the Special Events Coordinator supervisor. Ms.
28 Sandoval assured her the post cannot be moved. She asked that she be contacted to see where the breakdown
29 in communication is. The church has changed the lighting; Mr. Shannon will be looking in to that. The
30 firework situation was looked into; we encourage there are rules and regulations for Mesilla that are different
31 from the City of Las Cruces. In the future we will ask the vendors to post the rules and regulations. She
32 commended Ms. Parra on the successful July 4th event. Friday Music on the Plaza will begin this Friday.
33 There will be food and craft vendors as we are working with our Mercado vendors and merchants. There will
34 be no road closures.
35

36 **9. ADJOURNMENT**

37
38 **Motion:** To adjourn, **Moved by** Trustee Arzabal, **Seconded by** Trustee Bernal.
39

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

41 **Mayor Pro Tem Flores Yes**

42 **Trustee Arzabal Yes**

43 **Trustee Bernal Yes**

1 **Trustee Johnson-Burick Yes**

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3 **MEETING ADJOURNED AT 6:38 P.M.**

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5 **APPROVED THIS 27TH DAY OF JULY, 2015.**

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Nora L. Barraza

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Mayor

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13 **ATTEST:**

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Cynthia Stoenner-Hernandez

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18 Town Clerk/Treasurer

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