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8 **BOARD OF TRUSTEES**
9 **TOWN OF MESILLA**
10 **WORK SESSION**
11 **MONDAY, OCTOBER 22, 2018**
12 **5:00 P.M.**

13
14 **TRUSTEES:** Nora L. Barraza, Mayor
15 Jesus Caro, Mayor Pro Tem
16 Carlos Arzabal, Trustee (absent)
17 Veronica S. Garcia, Trustee
18 Stephanie Johnson-Burick, Trustee
19

20 **STAFF:** K.C. Alberg, Marshal
21 Kevin Hoban, Fire Chief
22 Gloria Maya, Recorder
23

24 **PUBLIC:** Susan Krueger Priciliana Sandoval
25
26

27 **A.** Discussion on amending the Mesilla Town Code Chapter 6.05 Animal Control
28 Ordinance. – **Marshal K.C. Alberg.**

29 Mayor Barraza opened the Worksession at 5:04 p.m. to discuss amending the Mesilla Town Code
30 Chapter 6.05 Animal Control Ordinance.
31

32 Marshal Alberg gave an update on amending the Mesilla Town Code Chapter 6.05 Animal Control
33 Ordinance. He has met with the citizens to review changes.

- 34 -must get a handle on cats
- 35 -against the law to participate in trap and return; Albuquerque passed a Trap and Return Program
- 36 -adopt by resolution a restructure of removal fees which is currently \$3
- 37 -fees based on what we pay Animal Services Center which is \$15 per animal per day
- 38 -putting the charges incurred by the town on the violator
- 39 -changes based on science and adequate language
- 40 -reviewed definitions
- 41 -service animals
- 42 -allow force entry if animal is suffering
- 43 -Microchip
- 44 -community cats
- 45 -footing for Trap and Return Program

46 -microchip a requirement
47 -updated language
48 -chaining provision
49 -signage in both English and Spanish
50 -material available for reptiles
51 -corrected typos
52 -insure animals are being transported in a humane fashion
53 -insure basic grooming
54 -dogs houses
55 -impound fees increase
56
57 Mayor Barraza asked if this draft was taken from the current ordinance with the recommended
58 revisions.
59
60 Marshal Alberg responded yes; cross outs, additions and deletions are noted and State Statute was used.
61
62 Trustee Johnson-Burick asked if we have something if the animal is in danger or hurt.
63
64 Marshal Alberg stated that is covered in added sub-section 5.
65
66 Mayor Barraza stated the cross outs are what are being deleted or wording changed.
67
68 Marshal Alberg stated the terminology gives us the footing to do the right thing. We would like to
69 participate in harmonizing our ordinance with the county and the city. He continued to review changes,
70 additions and read added sub-sections.
71
72 Mayor Barraza asked if a resident is providing care for a community cat will it be okay to provide the
73 food on the ditch bank.
74
75 Marshal Alberg cited section addressing the question.
76
77 Marshal Alberg stated humans made the problem with regards to feral cats.
78
79 Trustee Johnson-Burick asked what is being done with individuals that do not follow the ordinance.
80
81 Marshal Alberg responded they will be cited in court. We need to insure that the town has a remedy to
82 dispose animal as we see fit. A Mounted Patrol officer who assists at the fiesta has fifteen acres and has
83 made his property available for relocating the cats. We are trying to find as many options as possible to
84 be as no kill as possible in Mesilla. We have had good success and have save money.
85
86 Trustee Johnson-Burick asked how closely we are mirroring with the county and city ordinances. She
87 has a concern basing the number of animals on the size of land. There are homes in the town that are
88 fenced and have 4 to 6 animals. She asked what if someone one wants to foster animals.
89

90 Marshal Alberg responded there are provisions; such as licenses and kennel permits.
91
92 Mayor Barraza asked how we are going to address when there are homes that do not have the acreage
93 and have animals such as horses. She has a neighbor who has 4 dogs who are fenced in a small area; no
94 room for exercise.
95
96 Marshal Alberg responded he will visit that section. Animal Control looks at how the animals are
97 exercised and how they are housed.
98
99 Mayor Barraza stated property owners in the core of the town have limited land.
100
101 Marshal Alberg stated his main concern is that the animals are being taken care of.
102
103 Trustee Johnson-Burick stated she would not mind animal breeders being imposed a fee.
104
105 Marshal Alberg responded he asking for restructuring of fees that would include animal breeders and
106 impound fees which are extremely low. He would be proposing same type of fees that would mirror
107 the county and the city.
108
109 Trustee Johnson-Burick asked if there will be a distinction between chaining and tethering
110
111 Marshal Alberg responded we can look at flexible tethers and ropes. There is suspected activity of
112 raising fighting dogs in town.
113
114 Mayor Barraza asked to look at Section 6.05.200; currently dogs are not allowed at town sponsored
115 events.
116
117 Marshal Alberg responded it is not clear in the current ordinance who authorizes that; does not feel it
118 should not be the marshal.
119
120 Mayor Barraza requested adding language that when animal is being transported in a crate, that the crate
121 is large enough for the animal to sit, stand, and turn around.
122
123 Marshal Alberg responded the language can be added both sections.
124
125 Trustee Johnson-Burick asked to include duty to provide water, food and shelter; protection from the
126 elements.
127
128 Mayor Barraza stated residents need to assume responsibility.
129
130 Marshal Alberg reiterated we would be remiss in not making close to the county's ordinance.
131
132 Mayor Pro Tem Caro stated not allowing dogs on the plaza should apply to all events.
133

134 Trustee Johnson-Burick thanked Marshal Alberg and the community members for all their hard work on
135 this ordinance.

136
137 Mayor Barraza stated there will another worksession for further discussion. She asked the trustees to
138 share any feedback with Marshal Alberg. There is a process to follow when changing an ordinance.

139 Thanked Marshal Alberg for reaching out to other organizations

140

141 Mayor Barraza closed worksession at 6:01 p.m.

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178 **BOARD OF TRUSTEES**
179 **TOWN OF MESILLA**
180 **REGULAR MEETING**
181 **MONDAY, OCTOBER 22, 2018**
182 **6:00 P.M.**
183

184 **TRUSTEES:** Nora L. Barraza, Mayor
185 Jesus Caro, Mayor Pro Tem
186 Carlos Arzabal, Trustee
187 Veronica S. Garcia, Trustee
188 Stephanie Johnson-Burick, Trustee
189

190 **STAFF:** K.C. Alberg, Marshal
191 Kevin Hoban, Fire Chief
192 Armando Cordero,
193 Gloria Maya, Recorder
194

195 **PUBLIC:** Susan Krueger Priciliana Sandoval
196 Abel Chavarria Judy Chavarria
197 A. D'Ammassa C. Nelson
198 S. Schaefer
199

200 **1. PLEDGE OF ALLEGIANCE**

201 Mayor Barraza led the Pledge of Allegiance.
202

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

204 Mayor Barraza, Mayor Pro Tem Caro, Trustee Arzabal, Trustee Garcia, Trustee Johnson-Burick
205
206

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

208 Mayor Barraza requested adding a Closed Session item to discuss personnel matters; no action will be
209 taken.
210

211 **Motion:** To approve agenda as amended, **Moved by Trustee Arzabal, Seconded by Trustee Garcia.**
212

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

214 **Mayor Pro Tem Caro Yes**

215 **Trustee Arzabal Yes**

216 **Trustee Garcia Yes**

217 **Trustee Johnson-Burick Yes**
218

219 Mayor Barraza held a Moment of Silence for Mrs. Alicia Nieto and Mrs. Rose Mitamura.
220

221 **4. PRESENTATIONS:**

222 **A.** A presentation and the donation of American flags to the Board of Trustees from
223 Woodmen Life Insurance.

224 Mr. Abel Chavarria, Woodman Life Insurance, presented the flags donated to the Town of Mesilla and

225 read a review of the Woodman Life Insurance and the meaning of the flag.

226

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

228 Ms. Krueger referred to the Public Input in October 9th minutes and expressed her concern with the
229 process followed on the Souder/Miller agreement. She indicated that Ms. Jackie Mynekie has a
230 mechanism that triggers a spigot that sprays water on cats which deters cats; organizations will provide
231 these mechanisms.

232

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

235 **Motion:** To approve consent agenda, **Moved by Trustee Arzabal, Seconded by Trustee Johnson-**
236 **Burick.**

237

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

239 **Mayor Pro Tem Caro Yes**

240 **Trustee Arzabal Yes**

241 **Trustee Garcia Yes**

242 **Trustee Johnson-Burick Yes**

243

244 **A. *BOT Minutes** – Minutes of a Regular meeting of October 9, 2018. *Approved by consent*
245 *agenda*

246 **B. *PZHAC Case 060798** – 2112 Calle de Los Huertos, submitted by Robert Salais; a request
247 for a building permit to repaint the outside of a dwelling at this address. Zoned: Historical
248 Residential (HR). *Approved by consent agenda*

249 **C. *PZHAC Case 060801** – 1620 Calle de Alvarez, Suite C2, submitted by Chris/Stefan
250 Schaefer; a request for a building permit to construct a four-foot-high metal security fence
251 with gates between support columns of an existing porch of a commercial structure at this
252 address. Zoned: General Commercial (C) *Approved by consent agenda*

253 **D. *PZHAC Case 060802** – 2111 Calle de Santo Tomas, submitted by Bill McClure for
254 Nancy Clayshulte; a request for a building permit to construct a workshop as an addition to
255 an existing dwelling at this address. Zoned: Historical Residential (HR). *Approved by*
256 *consent agenda*

257

258 **7. NEW BUSINESS:**

259 **A.** An update on Public Works Projects within the Town of Mesilla. – **Armando Cordero.**

260 Mr. Cordero gave an update on Public Works Project:

261 -on schedule with the meter installations

262 -Calle Primera bid is up for approval

263 -provide letter to trustees from Molzen/Corbin

264 -Calle Primera should be completed by the end of December

265 -residents will need to find parking

266 -Bowman agreement approved; moving forward with design

267 -town water system working well

268 -replaced final 2 fire hydrants

269 -staff will be repairing some of the fire hydrants

270 -staff met with Mr. McMahon, Assistant County Manager regarding Snow Road, north of Glass Road
271 which currently has a 2” line

272 -increase line to 6” with two fire hydrants

273 -County will make a legislator request

274

275 Mayor Barraza stated one of the residents requesting service from the town had his well go dry and the
276 other resident has low pressure. These property owners will become Town of Mesilla customers.
277
278 Trustee Caro stated this would save the county money; feels this is a good investment.
279
280 Mr. Cordero responded the current line is 160 ft. short. This would be a continuing project as it continues
281 to grow.
282
283 Trustee Garcia commented Mr. Cordero has gotten a lot done; the other trustees agreed.
284
285 **B. For Approval: an agreement with Smith & Aguirre Construction Co. for construction of**
286 **Calle Primera. – John Montoya, Molzen Corbin.**
287 Mr. Cordero stated the bid for Calle Primera came in at \$46,745 which we do have funding for.
288
289 Mayor Barraza stated this is grant money from the Local Government Road Fund.
290
291 Mr. Cordero stated this project will include curbing.
292
293 **Motion:** To approve an agreement with Smith & Aguirre Construction Co. for construction of Calle
294 Primera, **Moved by Trustee Arzabal, Seconded by Trustee Johnson-Burick.**
295
296 **Roll Call Vote: Motion passed (summary: Yes = 4).**
297 **Mayor Pro Tem Caro Yes**
298 **Trustee Arzabal Yes**
299 **Trustee Garcia Yes**
300 **Trustee Johnson-Burick Yes**
301
302 ****CLOSED SESSION**-pursuant to NMSA 1978 Chapter 10-15-1(H)(2): discussion limited to
303 **Motion:** To enter Closed Session pursuant to NMSA 1978 Chapter 10-15-1(H)(2): discussion limited to
304 personnel matters in the Public Works Department, **Moved by Trustee Johnson-Burick, Seconded by**
305 **Trustee Garcia.**
306
307 **Roll Call Vote: Motion passed (summary: Yes = 4).**
308 **Mayor Pro Tem Caro Yes**
309 **Trustee Arzabal Yes**
310 **Trustee Garcia Yes**
311 **Trustee Johnson-Burick Yes**
312
313 **Entered Closed Session at 6:27 p.m.**
314
315 **Motion:** To enter Regular Meeting after limited discussion pursuant to NMSA 1978 Chapter 10-15-
316 1(H)(2) regarding personnel matters in the Public Works Department; no action taken, **Moved by**
317 **Trustee Arzabal, Seconded by Trustee Garcia.**
318
319 **Roll Call Vote: Motion passed (summary: Yes = 4).**
320 **Mayor Pro Tem Caro Yes**
321 **Trustee Arzabal Yes**
322 **Trustee Garcia Yes**
323 **Trustee Johnson-Burick Yes**
324

325 **Entered Regular Meeting at 6:35 p.m.**

326

327 **1. BOARD OF TRUSTEE COMMITTEE REPORTS**

328 Trustee Arzabal stated they will be having a Chief Elected meeting in December.

329

330 Trustee Johnson-Burick stated she attended the Metropolitan Planning Organization (MPO) meeting; a
331 productive meeting.

332

333 Mayor Barraza stated the MPO meeting was very informative. Valley Drive project is on schedule, this
334 project will affect the Town of Mesilla; information will be posted on our website. She attended the
335 Regional Transit District (RTD) meeting; ridership is up. They are also looking at purchasing a small
336 bus. She will be attending the Infrastructure Meeting in Albuquerque on October 24th-26th. Mariachi
337 Sunday will be on Sunday, October 28th. They are cutting down on expenses and focusing on
338 scholarships for students. The Halloween Carnival will be on Saturday, October 27th. Donations and
339 volunteers will be needed. Board of Trustees meeting will be held on Tuesday, November 13th. Offices
340 will be closed on November 12th in honor of Veteran's Day. The Veteran's Day Ceremony will be
341 November 11th at 11:00 a.m. She will be attending the National League City Summit November 7th thru
342 9th in California.

343

344 **2. BOARD OF TRUSTEE/STAFF COMMENTS**

345 Trustee Caro stated he appreciates the great work Mr. Cordero has done in the Public Works Department.

346

347 Trustee Johnson-Burick thanked Mr. Cordero for getting everything done, it is greatly appreciated. The
348 newsletter reflected on all the great work staff is doing. There are so many positive things being done.
349 She thanked Marshal Alberg for his work in taking care of their animal friends.

350

351 Trustee Arzabal stated agrees with the trustees that Mr. Cordero is doing a great job.

352

353 Trustee Garcia thanked Mr. Cordero for a great job. She thanked Officer Rivera and Ms. Krueger for
354 helping her get her dog back, Mayor Barraza for assisting her with the lady. She will be attending MOLI
355 training.

356

357 Fire Chief Hoban stated they will be doing safety patrol, keeping kids safe on Halloween.

358

359 Mr. Cordero stated he received the plan and design bid for the walking path and asked if there is going to
360 be enough time since the next meeting is not until November 13th.

361

362 Mayor Barraza responded a special meeting can be scheduled if needed.

363

364 **3. ADJOURNMENT**

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

366

367 **MEETING ADJOURNED AT 6:44 P.M.**

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369

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371

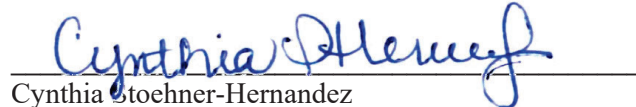
372 APPROVED THIS 13th OF NOVEMBER, 2018.

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Nora L. Barraza

Mayor

ATTEST:


Cynthia Stoechner-Hernandez
Town Clerk/Treasurer

