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# Town of Mesilla, New Mexico

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**BOARD OF TRUSTEES  
TOWN OF MESILLA  
REGULAR BOARD MEETING  
MONDAY, JULY 24, 2017  
6:00 P.M.**

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**TRUSTEES:** Nora L. Barraza, Mayor (via SKYPE)  
Carlos Arzabal, Mayor Pro Tem (absent)  
Jesus Caro, Trustee  
Linda L. Flores, Trustee  
Stephanie Johnson-Burick, Trustee

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**STAFF:** Cynthia Stoechner-Hernandez, Town Clerk/Treasurer  
K.C. Alberg, Marshal  
Kevin Hoban, Fire Chief  
Debbie Lujan, Public Works Director  
Irene Parra, Special Events Coordinator  
Larry Shannon, Community Development Coordinator  
Gloria Maya, Recorder

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**PUBLIC:** Jerry Grandle Mark Valenzuela

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## 1. PLEDGE OF ALLEGIANCE

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Trustee Flores led the Pledge of Allegiance.

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41

## 2. ROLL CALL & DETERMINATION OF A QUORUM

42

**Roll Call.**

**Present: Mayor Barraza (via SKYPE), Trustee Caro, Trustee Flores, Trustee Johnson-Burick.**

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## 3. CHANGES/APPROVAL OF THE AGENDA

Trustee Johnson-Burick requested placing item b on the consent agenda.

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

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

5 **Trustee Caro Yes**

6 **Trustee Flores Yes**

7 **Trustee Johnson-Burick Yes**

8 **Mayor Barraza Yes**

9  
10  
11 **4. PUBLIC INPUT – The public is invited to address the Board for up to 3 minutes.**  
12 **No public input**

13  
14 **5. \*APPROVAL OF CONSENT AGENDA – The Board will be asked to approve by**  
15 **one motion the following items of recurring or routine business. The Consent**  
16 **Agenda is marked with an asterisk \*:**

17 **Motion: To approve consent agenda as amended, Moved by Trustee Johnson-Burick,**  
18 **Seconded by Trustee Flores.**

19  
20 **Roll Call Vote: Motion passed (summary: Yes = 4).**

21 **Trustee Caro Yes**

22 **Trustee Flores Yes**

23 **Trustee Johnson-Burick Yes**

24 **Mayor Barraza Yes**

25  
26  
27 **a. \*BOT MINUTES – Regular Meeting and Work Session minutes of Monday, July**  
28 **10, 2017. *Approved by consent agenda***

29  
30  
31 **b. \*PZHAC CASE 060598 – 2546 Calle de Parian, submitted by Mike Lopez; a request**  
32 **for a building permit to allow the repainting of a dwelling at this address. Zoned:**  
33 **Historic Residential (HR). *Approved by consent agenda***

34  
35  
36  
37 **c. \*PZHAC CASE 060537 – 2747 Calle de Guadalupe, submitted by Debbie Lujan for**  
38 **Mary Lou Medina; a request for a modification to allow a color change on a**  
39 **previously approved building permit for the replacement of faded and warped lattice**  
40 **work around the patio of a dwelling at this address. Zoned: Historical Residential**  
41 **(HR). *Approved by consent agenda***

42  
43  
44 **6. NEW BUSINESS:**

45 **a. For Public Hearing/ Approval: of a small brewer license, manufacture facility only**  
46 **for Spotted Dog Brewery, LLC, at 2920 Avenida de Mesilla, Ste. B, Mesilla, NM**  
47 **88046– Cynthia Stoechner-Hernandez, Clerk-Treasurer.**

48 **Motion: To close Regular Meeting, Moved by Trustee Flores, Seconded by Trustee**  
49 **Johnson-Burick.**

50  
51 **Roll Call Vote: Motion passed (summary: Yes = 4).**

1 **Trustee Caro Yes**  
2 **Trustee Flores Yes**  
3 **Trustee Johnson-Burick Yes**  
4 **Mayor Barraza Yes**

5  
6 Mayor Barraza closed Regular Meeting at 6:07 p.m.

7  
8 **Motion: To open Public Hearing, Moved by Trustee Flores, Seconded by Trustee Johnson-**  
9 **Burick.**

10  
11 **Roll Call Vote: Motion passed (summary: Yes = 4).**

12 **Trustee Caro Yes**  
13 **Trustee Flores Yes**  
14 **Trustee Johnson-Burick Yes**  
15 **Mayor Barraza Yes**

16  
17 Mayor Barraza opened Public Hearing at 6:08 p.m.

18  
19 Ms. Stoechner-Hernandez stated this application is for a Small Brewer License – manufacture  
20 only, located at the old Car Wash. This is not an expansion of business so additional parking is  
21 not needed.

22  
23 **Motion: To close Public Hearing, Moved by Trustee Flores, Seconded by Trustee Johnson-**  
24 **Burick.**

25  
26 **Roll Call Vote: Motion passed (summary: Yes = 4).**

27 **Trustee Caro Yes**  
28 **Trustee Flores Yes**  
29 **Trustee Johnson-Burick Yes**  
30 **Mayor Barraza Yes**

31  
32 **Mayor Barraza closed Public Hearing at 6:09 p.m.**

33  
34 **Motion: To open Regular Meeting, Moved by Trustee Caro, Seconded by Trustee Flores.**

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

37 **Trustee Caro Yes**  
38 **Trustee Flores Yes**  
39 **Trustee Johnson-Burick Yes**  
40 **Mayor Barraza Yes**

41  
42 Mayor Barraza opened Regular Meeting at 6:10 p.m.

43  
44 Trustee Caro asked if they would need more parking and if that will be taken into consideration.  
45  
46

1 **Mayor Barraza stated no additional parking will be required.**

2 **Motion: To approve a small brewer license, manufacture facility only for Spotted Dog**  
3 **Brewery, LLC, at 2920 Avenida de Mesilla, Ste. B, Mesilla, NM 88046, Moved by Trustee**  
4 **Johnson-Burick, Seconded by Trustee Caro.**

5  
6 **Roll Call Vote: Motion passed (summary: Yes = 4).**

7 **Trustee Caro Yes**

8 **Trustee Flores Yes**

9 **Trustee Johnson-Burick Yes**

10 **Mayor Barraza Yes**

11  
12  
13 **b. For approval: A contract with Molzen and Corbin for Engineering and Design**  
14 **Services for Calle Segunda Local Government Road Fund (LGRF) Project in the**  
15 **amount of \$13,801 plus tax. – Debbie Lujan, Public Works Director. *Approved by***  
16 ***consent agenda***

17  
18  
19 **c. For approval: selection of 2017 New Mexico Municipal League Annual Conference**  
20 **Voting Delegates. – Cynthia Stoechner-Hernandez, Clerk-Treasurer.**

21 Mayor Barraza stated she will be attending the New Mexico Municipal League Annual  
22 Conference and would like to be the voting delegate. The board will need to select an alternate  
23 voting delegate.

24  
25 **Motion: To approve 2017 New Mexico Municipal League Annual Conference Voting**  
26 **Delegates - Mayor Barraza, Alternate – Trustee Caro, Moved by Trustee Johnson-Burick,**  
27 **Seconded by Trustee Flores.**

28  
29 **Roll Call Vote: Motion passed (summary: Yes = 4).**

30 **Trustee Caro Yes**

31 **Trustee Flores Yes**

32 **Trustee Johnson-Burick Yes**

33 **Mayor Barraza Yes**

34  
35  
36 **d. For Approval: Ordinance 2017-03 – an Ordinance authorizing the execution and**  
37 **delivery of a Loan Agreement and Intercept Agreement by and between the Town of**  
38 **Mesilla and the New Mexico Finance Authority for the purpose of refunding, paying**  
39 **and discharging the Town’s Municipal Capital Outlay Gross Receipts tax 2003 bond.**  
40 **– Cynthia Stoechner-Hernandez, Clerk-Treasurer.**

41 Ms. Stoechner-Hernandez stated we would be refinancing a 2003 series bond to a 2017 series  
42 bond, info is in packets.

43  
44 **Motion: To approve Ordinance 2017-03 – an Ordinance authorizing the execution and**  
45 **delivery of a Loan Agreement and Intercept Agreement by and between the Town of**  
46 **Mesilla and the New Mexico Finance Authority for the purpose of refunding, paying and**  
47 **discharging the Town’s Municipal Capital Outlay Gross Receipts tax 2003 bond, Moved by**  
48 **Trustee Johnson-Burick, Seconded by Trustee Flores.**

1  
2 **Roll Call Vote: Motion passed (summary: Yes = 4).**

3 **Trustee Caro Yes**

4 **Trustee Flores Yes**

5 **Trustee Johnson-Burick Yes**

6 **Mayor Barraza Yes**

7  
8 Mayor Barraza thanked Ms. Stoechner-Hernandez for doing the research.

9  
10  
11 **e. For Approval: Ordinance 2017-04 – adopting a Special Events Licensing**  
12 **Ordinance. – Larry Shannon, Community Development Coordinator.**

13 Mr. Shannon gave a presentation on the final draft of the ordinance; Food Trucks for Special  
14 Events.

15  
16 Mayor Barraza stated this came forth due to the request for Food Truck Vendors. A lot of time  
17 and efforts were made in putting this ordinance together.

18  
19 **Motion: To approve Ordinance 2017-04 – adopting a Special Events Licensing Ordinance,**  
20 **Moved by Trustee Flores, Seconded by Trustee Johnson-Burick.**

21  
22 Trustee Flores asked that “private property” be added to page 93 – B for clarification with  
23 regards to lemonade stands.

24  
25 Trustee Caro stated he is concerned with the \$200 a day environmental fee. He feels the \$200 is  
26 too much; outrageous. He is willing to go with a \$50 a day fee.

27  
28 Mayor Barraza responded the recommendation of the \$200 fee is that the Gross Receipts  
29 received is not a lot. The Fire and Marshal Departments need to have staff inspections and  
30 monitoring in addition to all the other aspects. She feels it is very reasonable. The town is not  
31 making money.

32  
33 Trustee Caro stated he will with \$100 but will not go with the \$200.

34  
35 Trustee Flores asked if that is a reasonable sum according to the Fire and Marshal Departments.

36  
37 Marshal Alberg responded we have spent a lot of money in overtime in the past and now it has  
38 been reduced since Lieutenant Salas and he are covering shifts. There is a cost impact during  
39 Special Events. We try to keep events family friendly but it cost money. Now with the  
40 Collective Bargaining we have to pay what has been agreed upon. This fee will help cover  
41 additional expenses.

42  
43 Fire Chief Hoban stated he was not involved in the fee amount discussion. The Fire Department  
44 provided inspections. We operate under the same codes as the City of Las Cruces. There needs  
45 to be an updating of codes for Food Trucks. This is an entire fee to the town; impact is not that  
46 great. The whole thing is trash collections. We have had environmental issues in the past. He

1 was not privy as to how the fee was arrived at. He asked what the market charging in other  
2 areas. This money goes to the General Fund.

3  
4 Ms. Parra stated we need to keep in mind is that we do not charge a fee. We are keeping the  
5 events family and community oriented. The fees are low and there is a discount to Mesilla  
6 residents. The revenue generated is very minimal.

7  
8 Ms. Lujan stated the trash is to be picked up by the property owner.

9  
10 Trustee Flores stated she also felt \$200 was high but she is will to let it stay at the \$200 fee. We  
11 can lower it if there are issues.

12  
13 Mayor Barraza commented if we see it is not working it can be brought back to the table. She  
14 asked if it needs to come back with the two (2) recommendations.

15  
16 Ms. Stoechner-Hernandez responded we can make those changes.

17  
18 Mayor Barraza asked Trustee Caro if he wants to make it part a motion.

19  
20 Trustee Caro responded that he will not go with it. He stated with a \$200 per day fee how much  
21 is the vendor going to make. They may not want to come back. He will go with it is it goes  
22 down to \$100 a day.

23  
24 Mayor Barraza stated Trustee Caro would like to propose to lower the cost. She reiterated that if  
25 there are issues it can come back to the board.

26  
27 **Amended Motion: To lower the fee to \$100 a day, Moved by Trustee Caro, Seconded by**  
28 **Trustee Flores.**

29  
30 Trustee Caro reiterated his concerns.

31  
32 Trustee Flores stated she will let it stay at \$200 and will vote against it due to the comments.

33  
34 **Roll Call Vote On Amendment: Motion failed (summary: Yes=1; No=3)**

35 **Trustee Caro Yes**

36 **Trustee Flores No**

37 **Trustee Johnson-Burick No**

38 **Mayor Barraza No**

39  
40 **Original Motion Roll Call Vote: Motion passed (summary: Yes = 4).**

41 **Trustee Caro Yes**

42 **Trustee Flores Yes**

43 **Trustee Johnson-Burick Yes**

44 **Mayor Barraza Yes**

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3 f. For Approval: Ordinance 2017-05 amending the Uniform Traffic Ordinance. –  
4 **Cynthia Stoehner-Hernandez, Clerk-Treasurer**

5 Ms. Stoehner-Hernandez reviewed the final ordinance 2017-05-amending court fines by \$6. She  
6 stated the word “official” will be added to item c on page 100.  
7

8 **Motion: To approve Ordinance 2017-05 amending the Uniform Traffic Ordinance, Moved**  
9 **by Trustee Johnson-Burick, Seconded by Trustee Flores.**  
10

11 Trustee Caro stated he feels people cannot afford; it is maxed out. We cannot compare the City  
12 of Las Cruces with the Town of Mesilla. He does not want to amend the ordinance.  
13

14 Mayor Barraza responded this is not a fee unless someone breaks the law. This is something  
15 people have control over. Judge Frieze has stated our fees are lower than several entities.  
16 People have control when breaking the law. You cannot break the law and get off free.  
17

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

19 **Trustee Caro No**

20 **Trustee Flores Yes**

21 **Trustee Johnson-Burick Yes**

22 **Mayor Barraza Yes**  
23  
24  
25  
26

27 **BOARD OF TRUSTEE COMMENTS**

28 Trustee Caro no comments  
29

30 Trustee Flores stated she congratulated Spotted Dog and is happy they are doing so well.  
31

32 Trustee Johnson-Burick no comments  
33

34 Mayor Barraza stated she also congratulated Spotted Dog on their expansion and thanked them  
35 for staying with the Town of Mesilla. Ms. Stoehner-Hernandez and she will be attending a  
36 conference in San Diego representing the Town of Mesilla. The New Mexico Municipal League  
37 Annual Conference will be in August and asked that the trustees contract Ms. Stoehner-  
38 Hernandez if they will be attending so that she can make reservations. The Music on the Plaza  
39 will continue this Friday. She spoke to Hatch Mayor Nunez regarding the flooding in the area.  
40 The town has stepped up to help their residents.  
41

42 Ms. Lujan stated she will be holding a meeting to go through the ICIP list with the community.  
43 She will send the spreadsheet to the board so they can add projects or recommend changes.  
44

45 Mayor Barraza stated she has received complaints regarding Bowman Street so it will be added  
46 to the ICIP.  
47

48 Marshal Alberg stated the Community Friendly event will be held on August 10<sup>th</sup> at the  
49 Community Center Park. This is a National Night Out event. There will be give-a-ways as well.

1 This is our way of giving back to the community to foster volunteers. Residents will be able to  
2 meet town staff; the people that are keeping them safe.

3  
4 Mayor Barraza asked that the information be put out.

5  
6 Ms. Parra responded the event is August 10<sup>th</sup> from 6-9 p.m. This will be an old fashion block  
7 party. It is a good way to provide outreach to the residents. She thanked the board for passing  
8 the Food Truck ordinance, we will be moving forward. We took into consideration the fees and  
9 were conscientious. In Las Cruces, the fees are \$400 to \$500 a day. Food Truck vendors are  
10 used to paying those fees. It will be up to them where they want to set up. Summer Recreation  
11 concluded on Friday with a Great Race the Rio. There was terrific support from the Marshal and  
12 Fire Departments with plenty of chaperones as well. This Saturday we will be at Llorona Park at  
13 10:00 a.m. with the students.

14  
15 **ADJOURNMENT**

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

17  
18 **MEETING ADJOURNED AT 6:51 P.M.**

19  
20 **APPROVED THIS 14th DAY OF August 2017**



28  
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30  
31 *Nora L. Barraza* \_\_\_\_\_

Nora L. Barraza

Mayor

32 **ATTEST:**

33 *Cynthia Stoenher-Hernandez* \_\_\_\_\_

Cynthia Stoenher-Hernandez

34 Town Clerk/Treasurer