

Oscar Dominguez  
City Manager

**REGULAR MEETING**  
**City of Anthony Board of Trustees**  
**Venue: 820 Highway 478, Anthony NM 88021**  
**& Conference Call**  
**Wednesday, February 16, 2022**  
**6:00 P.M.**

*Mayor Diana M. Trujillo*  
*MPT Elva Flores*  
*Trustee Javier Silva*  
*Trustee Daniel Barreras*  
*Trustee Gabriel I. Holguin*

**MINUTES**

You can join meeting using your phone by dialing.

**United States: +1 (646) 749-3335**

**Access Code: 171-749-101**

Please join meeting from your computer, tablet or smartphone.

<https://meet.goto.com/171749101>

All members of the public entity participating remotely must identify themselves whenever they speak and must be clearly audible to the other members;

1. **CALL TO ORDER** by Mayor Diana M. Trujillo – **6:04 pm**

2. **PLEDGE OF ALLEGIANCE** led by Diana M. Trujillo

3. **ROLL CALL** Present:

MPT Elva Flores	<b>YES</b>	NO
Trustee Javier Silva	<b>YES</b>	NO
Trustee Daniel Barreras	<b>YES</b>	NO
Trustee Gabriel Holguin	<b>YES</b>	NO
Mayor Diana M. Trujillo	<b>YES</b>	NO
Quorum Established	<b>YES</b>	NO

---

*Traduccion del ingles al español y del español al ingles esta disponible a petición.*

4. **CONFLICT OF INTEREST**

5. **APPROVAL OF AGENDA ORDER**

1<sup>st</sup> Motion: Trustee Holguin 2<sup>nd</sup> Motion: MPT Flores

**Roll Call:**

MPT Elva Flores	<b>YES</b>	NO
Trustee Javier Silva	<b>YES</b>	NO 4-0 Vote, Motion Passes
Trustee Barreras	<b>YES</b>	NO
Trustee Holguin	<b>YES</b>	NO
Mayor Diana M. Trujillo	<b>YES</b>	NO

6. **ITEMS FROM THE FLOOR – PUBLIC COMMENTS**

7. **APPROVAL OF MINUTES**

- a) Regular Meeting – 01/19/2022 with amendments
- b) Regular Meeting – 02/02/2022

1<sup>st</sup> Motion: Trustee Holguin 2<sup>nd</sup> Motion: MPT Flores

**Roll Call:**

MPT Elva Flores	<b>YES</b>	NO
Trustee Javier Silva	<b>YES</b>	NO 4-0 vote, Motion Passes
Trustee Barreras	<b>YES</b>	NO
Trustee Holguin	<b>YES</b>	NO
Mayor Diana M. Trujillo	<b>YES</b>	NO

**8. CONSIDERATION AND ACTION**

a) Consideration and action to approve **Resolution 2022-005** a resolution approving the increase of maximum daily exposure limit for payroll entries to \$50,000.00. **Presented by City Clerk**

- Finance Director: is requesting this increase to avoid having issues when processing payroll. In the past, the city has exceeded the limit specially on the beginning of the month, when the payroll includes members of the board and library board.
- Trustee Holquin: how was this amount made up?
- Finance Director: believes Esther did an educated estimate.
- Mayor Trujillo: believes Esther also took into consideration that a deputy clerk will soon be hired and will not like to run into this issue when new payroll amount comes up.
- Trustee Holquin: believes \$5,000 is a pretty big number, and would like to know more information before increasing.
- Finance Director: this doesn't mean that every payroll the city will spend \$5,000 more. This is only to avoid payroll delays, especially now that we have programs that allow police officers to earn overtime compensation.
- Mayor Trujillo: the \$5,000 is just a cushion

1<sup>st</sup> Motion: MPT Flores 2<sup>nd</sup> Motion: Trustee Holquin

**Roll Call:**

MPT Elva Flores	YES	NO
Trustee Javier Silva	YES	NO 4-0 vote, Motion Passes
Trustee Barreras	YES	NO
Trustee Holquin	YES	NO
Mayor Diana M. Trujillo	YES	NO

b) Consideration and action to amend **Resolution 2022-001** a resolution amending governing board meeting schedule. **Presented by City- Clerk**

- Mayor Trujillo: Ms. Motongo could not be here, I will ask Trustee Holquin to present this item since he is requesting the change.
- Trustee Holquin: I request to change the Wednesday meeting be moved to Thursdays until December 2022, to allow accommodations due to the National Board Certification that I am seeking.

1<sup>st</sup> Motion: MPT Flores 2<sup>nd</sup> Motion: Trustee Holquin

**Roll Call:**

MPT Elva Flores	YES	NO
Trustee Javier Silva	YES	NO 4-0 Vote, Motion Passes
Trustee Barreras	YES	NO
Trustee Holquin	YES	NO
Mayor Diana M. Trujillo	YES	NO

c) Consideration and action to approve the engineer's on-call contract. **Presented by City Manager**

- Mayor Trujillo: Spoke with the City attorney and he is kindly requesting to postpone this item due because he has not had time to review it.

1<sup>st</sup> Motion: Trustee Silva 2<sup>nd</sup> Motion: Trustee Holquin

**Roll Call:**

MPT Elva Flores	YES	NO
Trustee Javier Silva	YES	NO 4-0 Vote, Motion passes to postpone
Trustee Barreras	YES	NO
Trustee Holguin	YES	NO
Mayor Diana M. Trujillo	YES	NO

9. **PUBLIC HEARING**

**ORDINANCE 2010-018 SECOND READING**

An ordinance amending land use ordinance to establish zoning and other regulations for cannabis. ***Presented by City Clerk***

**First reading:** February 2<sup>nd</sup>, 2022

**Notice of publication date:** January 27<sup>th</sup>, 2022

**Public Comments/Discussion:** February 2<sup>nd</sup>, 2022, and February 16<sup>th</sup>, 2022

**Consideration and Action to pass:** February 16<sup>th</sup>, 2022

- Jimmy Nevarez: recommended the hours of 7am to 11pm
- MPT Flores: since we are trying to mirror the liquor sales hours, does the liquor store begin to sale at 7am?
- City Attorney: would need a little bit of time to find that information.
- MPT Flores: thinks it is too early to begin sales at 7am, due to the City not having enough law enforcement officers to maintain a safe environment.
- Trustee Holguin: Requested to have the hours from 7am to 11:59pm to match the alcohol sales.
- City Attorney: if the Board would like to keep the hours of sales consistent to the liquor hours, then the Board should not pass the changes.
- Jimmy Nevarez: recommends to not have the hours consistent to the liquor hours, for the safety of the community, and the staff of the establishment.
- Trustee Silva: Thanked Jimmy Nevarez for being there to show his support and opinion. I agree to have the hours from 7am-10pm
- City Attorney: recommends to make an amendment to section 13.7b because this sections still has a reference to 13.1P,
- Jimmy Nevarez: swore to speak under oath
- City Attorney: did you speak to the board and presented on your position with respect to this amended version of the cannabis ordinance, correct?
- Jimmy Nevarez: correct
- City Attorney: as per your statements prior to being placed under oath, are correct and best to your knowledge?
- Jimmy Nevarez: yes, Correct
- City Attorney: is there anything in your statements that you would like to change?
- Jimmy Nevarez: No sir.
- Trustee Holguin: this is not set in stone and recommends to reject this amendment, and keep the hours aligned to the hours of alcohol.
- Jimmy Nevarez: doesn't find it necessary to have the hours mirror to those of Alcohol due to the fact that there is not enough law enforcement. The board can always come back and change the hours if necessary.

- Trustee Holguin: why don't we let the businesses decide their hours of operation.
- Trustee Barreras: I agree with Trustee Silva with the hours of 7am-10pm

MOTION to replace the statement at the end of 13.7b which states as in section 13.1p and replace it with 7am-10pm Monday through Sunday.

1<sup>st</sup> Motion: Trustee Silva 2<sup>nd</sup> Motion: Trustee Barreras

**Roll Call:**

MPT Elva Flores	<b>YES</b>	NO	
Trustee Javier Silva	<b>YES</b>	NO	
Trustee Barreras	<b>YES</b>	NO	3-1 Vote, Motion Passes
Trustee Holguin	YES	<b>NO</b>	
<del>Mayor Diana M. Trujillo</del>	<del>YES</del>	<del>NO</del>	

Original motion:

1<sup>st</sup> Motion: **Trustee Holguin** 2<sup>nd</sup> Motion: **Trustee Barreras**

**Roll Call:**

MPT Elva Flores	<b>YES</b>	NO	
Trustee Javier Silva	<b>YES</b>	NO	3-1 Vote, Motion passes
Trustee Barreras	<b>YES</b>	NO	
Trustee Holguin	YES	<b>NO</b>	
<del>Mayor Diana M. Trujillo</del>	<del>YES</del>	<del>NO</del>	

**10. ITEMS FROM THE CITY CLERK**

- Projects Coordinator: I would like to get clarity on the Adams Park plaque and the amendments that would be added.
- Mayor Trujillo: Please send the Board a copy of the template and have it presented for the next meeting.
- Trustee Silva: what is the question in regards to this plaque?
- Mayor Trujillo: we want the input from everyone.

**11. ITEMS FROM THE MAYOR AND TRUSTEES**

- MPT Flores: none
- Trustee Barreras: None
- Trustee Silva: there was a lady on social media with concerns with potholes on Acosta Road and Clark Ave. Would like to have public works look into that. Also, if Public works supervisor is the one with a procurement certification, I would like to have the mayor request those documents from him.
- Trustee Holguin: resident has been contacting him that there are several employees that are not wearing face masks. We need to set an example to the citizens. I witnessed it today. our technology is not the best, I was just texted that someone was not able to get into the meeting tonight. There are several potholes on Acosta Road that a resident keeps mentioning.
- MPT Flores: recommends to send a notice to residents letting them know that we are trying to take care of the technology issues. I was also informed there was a retirement party that the Board was not invited. I request that the board gets invited or at least be informed it is happening. For the Adams Park ribbon cutting, I have a friend that is willing to donate \$1,000. I also would like to suggest that the little alley be

named as Lincoln Alley. Would also like to request the church clean up the cemetery. I would like to send an invite to the Addams family, for when the ribbon cutting takes place.

- Trustee Silva: was contacted by a resident to create a plaque for the original members that started the ball park. There are few individuals, Johnny Acosta, Art Ramirez, Richard Bejarano.
- Mayor Trujillo: can you please also get the dates and all the names.
- Trustee Holguin: there was several instances that the attorney's input was needed, I would like to have the attorney present in the future meetings.
- Mayor Trujillo: I only requested his presence for the cannabis section.

**12. ADJOURNMENT -7:44pm**

1<sup>st</sup> Motion: Trustee Holguin 2<sup>nd</sup> Motion: MPT Flores

**Roll Call:**

MPT Elva Flores	YES	NO
Trustee Javier Silva	YES	NO
Trustee Barreras	YES	NO
Trustee Holguin	YES	NO
Mayor Diana M. Trujillo	YES	NO



{SEAL}

ATTEST:

**Gloria K. Ramirez, Acting City Clerk**