

Oscar Dominguez  
City Manager

**REGULAR MEETING**  
**City of Anthony Board of Trustees**  
**820 Highway 478, Anthony NM 88021**  
**& Conference Call**  
**Wednesday, June 2, 2021**  
**6:00 P.M.**  
**MINUTES**

*Mayor Diana M. Trujillo*  
*MPT Fernie Herrera*  
*Trustee Elva Flores*  
*Trustee Javier Silva*  
*Trustee Gloria Gameros*

You can join meeting using your phone by dialing.

United States: [+1 \(646\) 749-3335](tel:+16467493335)

Access Code: 623-389-317

All members of the public entity participating remotely must identify themselves whenever they speak and must be clearly audible to the other members; public will be allowed 3 minutes presentation on agenda number 7.

1. CALL TO ORDER by Mayor Diana M. Trujillo
2. PLEDGE OF ALLEGIANCE led by MPT Herrera
3. ROLL CALL Present:

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO
Trustee Elva Flores	YES	NO
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO
Quorum Established	YES	NO

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

4. CONFLICT OF INTEREST

- *Mayor Trujillo: If any trustee has conflict of interest with items on agenda, please recuse yourself.*

5. APPROVAL OF AGENDA ORDER

*Motion to approve agenda order*

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

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO 4 to 0 vote, motion pass.
Trustee Elva Flores	YES	NO
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO

6. APPROVAL OF MINUTES

- a) Workshop Meeting – 05/05/2021
- b) Special Meeting – 05/13/2021
- c) Special Meeting – 05/18/2021 - amendment
- d) Workshop meeting – 5/19/2021
- e) Regular Meeting – 05/19/2021

- *Trustee Gameros: Motion to approve minutes of 5/5/2021, 5/13/2021, 5/19/2021, 5/19/2021 and amend minutes of 5/18/2021.*

- *Minutes 5/18/2021 amend 5a comments from Eric to add “types of” on the last bullet point.*

*Motion to approve minutes as amended.*

1<sup>st</sup> Motion: Trustee Gameros 2<sup>nd</sup> Motion: MPT Herrera

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO 4 to 0 vote, motion passed
Trustee Elva Flores	YES	NO
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO

7. ITEMS FROM THE FLOOR – PUBLIC COMMENTS - None

8. PRESENTATION

a) Discussion 4<sup>th</sup> of July fireworks display. **Presented by MPT Herrera & Mr. Jimmy Nevarez**

- **MPT Herrera:** Mr. Jimmy Nevarez, owner of Diablo Fireworks has very generously offered to do a fireworks presentation for the City at no cost, maybe at the soccer field.
- **Mr. Nevarez:** We are licensed and have insurance, if you choose to have us do a display for you. We would need fire trucks on standby and police to guide traffic.
- **Trustee Flores:** So, with that insurance, what you're saying is, that if anything went wrong, your insurance would cover it or is the city liable for any of this?
- **Mr. Nevarez:** We have a minimum One-Million-dollar bond to cover accidents related to the firework's for personal injury.
- **Alan Dahl:** Encouraged having a written agreement outlining the responsibilities of each party before the display. We should have a provision to indemnifying the City in the event of an accident.
- **Chief of Police:** If approved, Chief will notify State police to request to officers, notify fire departments and other law enforcement around us.
- **Trustee Gamos:** Chief to liaison with city manager to not put strain on officers.
- **Trustee Silva:** Suggested Adams park: There is a hole in place.

9. CONSIDERATION AND ACTION

a. Consideration and action to approve proclamation of fireworks restrictions for year 2021.

- **MPT Herrera:** I brought this up to make sure that everybody was aware that we do have to vote on a proclamation 20 days before July 4<sup>th</sup>.
  - **Mayor Trujillo:** We have had this proclamation approved before for some aerial fireworks like helicopter missiles.
  - **Mr. Nevarez:** Yes, Town of Mesilla passed the same proclamation. State does not allow over 150grams. If El Paso go to a total ban, we will have issues with Texans lighting these fireworks in the desert areas.
  - **Trustee Flores:** Request to notify residents
  - **Trustee Gamos:** If the city goes forward with the display vendors might protest the proclamation.

**MPT Herrera: Motion to postpone**

1<sup>st</sup> Motion: **MPT Herrera** 2<sup>nd</sup> Motion: **Trustee Gamos**

MPT Fernie Herrera	<b>YES</b>	NO
Trustee Gloria Gamos	<b>YES</b>	NO 4 to 0 vote, motion pass.
Trustee Elva Flores	<b>YES</b>	NO
Trustee Javier Silva	<b>YES</b>	NO
Mayor Diana M. Trujillo	<b>YES</b>	NO

b. Consideration and action to approve an amended Sergeant Job description. **Presented by Chief of Police**

- **Chief of Police:** Current job description was limiting; Previous job description restricts position to only Anthony police department officers, but it was inconsistent with the SOP.

**Motion to approve**

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

MPT Fernie Herrera	<b>YES</b>	NO
Trustee Gloria Gamos	<b>YES</b>	NO 4 to 0 votes, motion passed.
Trustee Elva Flores	<b>YES</b>	NO
Trustee Javier Silva	<b>YES</b>	NO
Mayor Diana M. Trujillo	<b>YES</b>	NO

c. Consideration and action to approve an amended Police department SOP – Promotion section. **Presented by Chief of Police**

- **Chief of Police:** these changes were done in liaison with city clerk and city manager. Qualification section was the biggest change: We wanted to just make sure it was consistent with the job description and then also removed the city clerk from any of the responsibility for the promotion because it should be the city manager.

**Motion to approve an amended police department SOP – promotion section**

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

MPT Fernie Herrera YES NO  
Trustee Gloria Gameros YES NO 4 to 0 vote, motion pass.  
Trustee Elva Flores YES NO  
Trustee Javier Silva YES NO  
Mayor Diana M. Trujillo YES NO

d. Consideration and action to approve application for COPS Hiring Program (CHP) grant to hire two additional Patrol Officers for a three-year period. **Presented by Chief of Police**

- **Chief of Police:** *This grant opportunity has \$14 billion to go into community policing. The whole purpose of the program is to provide funding directly to agencies to hire or to re-hire additional law enforcement officers in an effort to increase the community policing capacity or the crime prevention efforts in our community. It would cover up to 75% of the entry level salary and the fringe benefits for each approved position for a total of three years. For full-time officers, there is a minimum of 25% of a local cash match requirement, unless there's a waiver approved.*

- **Mayor Trujillo:** *I think it's a great idea, but the board can decide.*
- **Trustee Gameros:** *If this passes, send a copy to finance officer to add to next year's budget.*

**Motion to approve application for COPS Hiring Program (CHP) grant to hire two additional Patrol Officers for a three-year period.**

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

MPT Fernie Herrera YES NO  
Trustee Gloria Gameros YES NO 4 to 0 vote, motion pass.  
Trustee Elva Flores YES NO  
Trustee Javier Silva YES NO  
Mayor Diana M. Trujillo YES NO

e. Consideration and action to approve **Resolution 2021-022** a resolution authorizing the disposition of obsolete municipal court criminal non-DWI case files. **Presented by City Clerk**

- **City Clerk:** *Requested to do destruction of records using American Document service by shredding. They came out lowest for this service they estimated \$181.21.*

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

MPT Fernie Herrera YES NO  
Trustee Gloria Gameros YES NO 4 to 0 vote, motion pass.  
Trustee Elva Flores YES NO  
Trustee Javier Silva YES NO  
Mayor Diana M. Trujillo YES NO

f. Consideration and action to approve transfer \$5,000.00 from GL: 101-03-62401 to GL: 101-03-63000 for disposition of obsolete IT equipment. **Presented by City Clerk**

- **City Clerk:** *This request is based on Resolution 2020-030, approval for disposal of obsolete IT equipment. Staff was unable to find an affordable price for disposal. First quote was at \$8,030.00; Second quote was at \$5,335 with ACT enviros. American Document Services company quote was estimating about \$2,000.*

- *This transfer will allow staff have enough funds to destruct obsolete IT equipment as approved by resolution.*
- *GL:101-03-62401 was initially set aside for CES fee, due to COVID-19, these funds were not used.*

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

MPT Fernie Herrera YES NO  
Trustee Gloria Gameros YES NO 4 to 0 vote, motion pass.  
Trustee Elva Flores YES NO  
Trustee Javier Silva YES NO  
Mayor Diana M. Trujillo YES NO

g. Consideration and action to approve an amended temporary Covid-19 policies and procedures. **Presented by City Manager**

- **City Manager:** This item is staff's attempt to give employees some new guidance on policies and procedures related to the pandemic. Major changes are around paid sick leave, as well as the mass wearing, social distancing and vaccinations.
- **Trustee Flores:** Concerned that it says new hires must produce a COVID-19 vaccine record as a condition of employment.
- **City Manager:** Provisions are mostly to protect current employees.
- **Alan Dahl - City attorney:** Public schools are used to having vaccine requirements to attend school. If you are going to require employees to be vaccinated, the current understanding is that you would have to be able to show that unvaccinated employees pose a direct threat to the health and safety of other individuals in the workplace. The county's current vaccine requirements are being challenged by at least one existing employee.

**Trustee Silva:** motion to add "if one cannot be provided a mask will be required at all times".

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

MPT Fernie Herrera YES NO  
 Trustee Gloria Gameros YES NO 3 to 1 vote, motion to amend passed.  
 Trustee Elva Flores YES NO  
 Trustee Javier Silva YES NO  
 Mayor Diana M. Trujillo ~~YES~~ ~~NO~~

**Trustee Gameros:** Motion to approve temporary COVID-19 policies and procedures.

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

MPT Fernie Herrera YES NO  
 Trustee Gloria Gameros YES NO 3 to 1 vote, motion pass.  
 Trustee Elva Flores YES NO as amended.  
 Trustee Javier Silva YES NO  
 Mayor Diana M. Trujillo ~~YES~~ ~~NO~~

h. Consideration and action to rescind **Resolution 2020-013**, declaration of health emergency. **Presented by City Manager**

- **City Manager:** The original Emergency Health declaration that this board passed was really for funding purposes in order for the city to be able to be eligible for CARES Act and FEMA grants.
  - The Board also decided to tie the city's public health declaration to the state's health declaration. However, when the Board decided to re-open in April, it really went its own way.
  - A lot of the policies that the city was borrowing from the State are no longer being followed.
  - Most of these provisions, thankfully, including the large purchasing power that the city manager was given were never used.

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

MPT Fernie Herrera YES NO  
 Trustee Gloria Gameros YES NO 4 to 0 vote, motion pass.  
 Trustee Elva Flores YES NO  
 Trustee Javier Silva YES NO  
 Mayor Diana M. Trujillo ~~YES~~ ~~NO~~

i. Consideration and action to approve park and field facilities fees. **Presented by City Manager**

- **City Manager:** At the last board meeting, Trustee inquired about the soccer field. It is time to update these forms, to include the soccer field, rather than take away the baseball field, which of course is not available now, I just left them both in there. Fees may need to be revisited and or revised. Fees were not altered from original.
- **Trustee Gameros:** Requested to amend second sentence: Insert "be". Under Fees, Special Permit has different fee; We might consider employee overtime and look at other cities to compare fees.
- **Trustee Flores:** Agreed: It's been a long-time back; Fees are not up to par. Baseball will be in demand. We need to make sure we are considering wear and tear of the field and overtime of employees who will be maintaining. If we have to clean up. prices should be available. Maybe an option for residents clean up after themselves.
- **MPT Herrera:** Refundable cleaning deposit is waived when its cleaned. Can people book on weekends?



- **City Manager:** The form was not changed at all; This was as is.
- **MPT Herrera:** I see they are allowed to use on weekends.
- **Trustee Silva:** We should revise fees and insurance to consider small leagues that cannot afford a million dollars insurance.
- **Mayor Trujillo:** Request motion to post pone item.  
 1<sup>st</sup> Motion: Trustee Gameros 2<sup>nd</sup> Motion: MPT Herrera  
 MPT Fernie Herrera YES NO  
 Trustee Gloria Gameros YES NO 4 to 0 vote, motion pass.  
 Trustee Elva Flores YES NO  
 Trustee Javier Silva YES NO  
 Mayor Diana M. Trujillo YES NO

**10. ITEMS FROM THE CITY CLERK**

- **City clerk:** staff requested budget hearing – 6/11/2021 at 5:00pm  
 - Fireworks Proclamation special meeting – 6/11/2021 at 4:30pm

**11. ITEMS FROM THE CITY MANAGER - None**

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

- **Trustee Flores:** No items
- **Trustee Silva:** No items
- **Trustee Gameros:** Requested staff to place finance policies or procedures on agenda, as amended in audit meeting.  
 - Requested supporting documentation of the RFP meeting 6/3/2021.
- **MPT Herrera:** Requested update on junior funds.  
 - Gave update in lights on 1<sup>st</sup> & 2<sup>nd</sup> Anthony at the dead end.
- **Mayor Trujillo:** Now that Covid-19 has reduced, we should start preparing for end of year City events.

**13. ADJOURNMENT – 8:11PM**

1<sup>st</sup> Motion: Trustee Gameros 2<sup>nd</sup> Motion: Trustee Flores  
 MPT Fernie Herrera YES NO  
 Trustee Gloria Gameros YES NO 4 to 0 vote, motion pass.  
 Trustee Elva Flores YES NO  
 Trustee Javier Silva YES NO  
 Mayor Diana M. Trujillo YES NO



*Diana Murillo-Trujillo*  
 Diana Murillo-Trujillo, Mayor

ATTEST:

*Esther Motongo*

Esther Motongo, CMC- City Clerk