



**SPECIAL MEETING**  
**City of Anthony Board of Trustees**  
**Conference Call**  
**Friday June 11, 2021**  
**4:30 P.M**  
**MINUTES**

**You can join meeting using your phone by dialing.**  
**United States: +1 (646) 749-3335**  
**Access Code: 258-232-109**

1. **CALL TO ORDER** by Mayor Diana M. Trujillo
2. **PLEDGE OF ALLEGIANCE** led by City Manager- Oscar Dominguez
3. **ROLL CALL** Present:
 

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

**4. APPROVAL OF AGENDA ORDER**

*Motion to approve agenda order*

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

**Roll Call:**

- |                         |            |                              |
|-------------------------|------------|------------------------------|
| MPT Fernie Herrera      | <b>YES</b> | NO                           |
| Trustee Gloria Gameros  | <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                           |

**5. PRESENTATION**

a) Discussion of temporary judge Position. *Presented by Judge Rafael Ramos*

- *Judge Ramos: This is just to present the job posting for the temporary judge position. Guidance came from the court mentors to advertise and have position open like other City positions.*
  - *Compensation: \$800/ Month (Pro-Rata) approximately: \$26.66 / Day*
  - *Position will be posted on 6/14/2021; Deadline to submit is June 29, 2021, at 8:00 am.*
  - *Requested board to budget for approximately \$1,600 for this position.*
  - *MPT Herrera: Thank you for posting this position. I think it's fair. I thank you for that.*
  - *Judge Ramos: The reason I wanted to talk to the board is also to bring up one of the requirements. Ordinance 2010-001 says candidates must be qualified elector. Some residents registered before their property was incorporated. City Clerk explained that if the address and property of the candidate falls within the City limits that will be considered qualified. So, I don't think that's going to be a problem and it was just a point that we've gone over and I wanted to make everyone aware of that.*
  - *Trustee Gameros: I think posting is a good way because the individual will know exactly how much they're going to be getting paid. If judge is good with these 60 days budget for this position, that's fine with me.*
  - *Trustee Flores: Fine with what the judge needs.*

## 6. CONSIDERATION AND ACTION

- a. Consideration and action to approve proclamation of fireworks restrictions for year 2021. **Presented by MPT Herrera & Mr. Jimmy Nevarez**
- **MPT Herrera:** This item was discussed last meeting; It's now here for the board to discuss if they want to approve the item or not.
  - **Trustee Silva:** Requested City attorney to speak on the changes he was recommending.
  - **Alan Dahl:** First, I want to refer back to the statute that the proclamation is based on. The statute says that the board has to review the information provided by National Weather Service and other relevant information from the United States Forest Service. I actually provided a link to City Clerk so we can review today. This proclamation has to be based on the review of that information in order to conclude that there is a severe drought in New Mexico.
  - June 8, 2021 from the National Weather Service, showing drought conditions within the state. (link: <https://www.weather.gov/abq/DroughtNEW>).
  - My recommendation is based on this information, the Board of Trustees consider:
    - Deleting the provision: "There are no drought conditions".
    - Adding a new provision above number one that states that there is a severe drought condition within the City of Anthony.
    - Add Board of Trustees has reviewed the National Weather Service information instead of the United States Forest Service.
    - Item 3, change to read "Paragraph 2".
    - Item 5, add "By permit only".
    - Item 9, add "Proclamation shall not prevent the City from authorizing a firework display on its own property which includes fireworks that would otherwise be prohibited by the Proclamation".
  - The point of adding the language is just to make it clear that, although there is a drought and we're going to restrict fireworks that are being used within the City by residents, the proclamation is not meant to restrict the fireworks that are being used as part of a display on the city's grounds. That way, you avoid the appearance of a double standard.
  - **Mr. Jimmy Nevarez:** I support the proclamation it is a tool to help enforce safe use of fireworks. The big problem is if they're going to sell online, fireworks and the other items that are not restricted by this proclamation. Will vendors need to charge fees?
  - **Trustee Gameros:** Requested city manager to ask neighborhood services to make sure that vendors are complying with our fees.
  - **MPT Herrera:** City manager, if you are going to have some kind of talks with the vendors that are going to be setting up, on Anthony Drive, find a way for them to prove that they are charging that particular fee.
  - **Trustee Flores:** Did we pick a place where we're going to have this display? If we have drought, will fire fighters be present?
  - **Mayor Trujillo:** Trustee, lets discuss this in the next agenda item.
  - **Ms. Betty Gonzalez:** I'm very concerned about the aerial fireworks. Last year I picked up probably about 15 of those aerial fireworks in my yard. I'm not opposed to people having fireworks within their yards. However, I'm asking that if you're going to do fireworks that it may not be out on the neighborhood streets. There's a big neighborhood across from the cemetery.

**Motion to amend proclamation:**

- *Deleting the provision. "There are no drought conditions".*
- *Adding a new provision above number one that states that there is a severe drought condition within the City of Anthony.*
- *Add Board of Trustee has reviewed the National Weather Service information instead of the United States Forest Service.*
- *Item 3, change to read "Paragraph 2".*
- *Item 5, add "By permit only".*
- *Item 9, add "Proclamation shall not prevent the City from authorizing a firework display on its own property which includes fireworks that would otherwise be prohibited by the Proclamation".*

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

**Roll Call:**

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

**Motion: Consideration and action to approve proclamation of fireworks restrictions for year 2021 as amended.**

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

**Roll Call:**

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

**b. Consideration and action to approve firework display for 4<sup>th</sup> of July. Presented by MPT Herrera & Mr. Jimmy Nevarez**

- ❖ **MPT Herrera:** *This item was also discussed last meeting. To answer Trustee Flores' question, we did not talk to fire department as we are not sure this item will be approved or not. Fire department is responsible for this area even if they're not on site at the event, they will have to respond to any incident that might occur.*
- ❖ **Trustee Flores:** *Can Mr. Nevarez host at his property since he has more space?*
  - **Mr. Nevarez:** *I would be more than happy to host. Display has been done there before, but Mr. Nunez has recently rented the land to the Department of Transportation for the highway construction on the bridge. Not sure Mr. Nunez is able to provide additional space.*
  - **MPT Herrera:** *Concerned about having a firework display at Mr. Nevarez' place, not only because of the amount of people that go there every year, but also because of the construction going on right now. That's why I suggested to have it down here in the City.*
  - **Trustee Flores:** *The amount of people that go there every year is too much; We wouldn't even have parking.*
  - **Trustee Silva;** *My concern is having fireworks on the grass at soccer field. We just spend about \$50,000 on the grass.*

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

**Roll Call:**

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO 4 to 0 vote, motion not passed.
Trustee Elva Flores	YES	NO
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO

c. Consideration and action to approve firework display agreement for 4th of July. *Presented by City Manager*

❖ *Alan Dahl: This item is moot. Board should just hold a vote to either remove it from the agenda or alternatively, to table it indefinitely.*

*Motion: Consideration and action to table firework display agreement for 4th of July, indefinitely.*

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

**Roll Call:**

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. ADJOURNMENT**

*Motion to adjourn*

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

**Roll Call:**

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

  
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 Diana Murillo-Trujillo, Mayor



{SEAL}

ATTEST:

  
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Esther Motongo, City Clerk