

SOUTH MESQUITE DESIGN REVIEW BOARD
April 6, 2016 at 6:00 p.m.

Following are the minutes of the South Mesquite Design Review Board meeting held April 6, 2016 in 2007-A, City Hall, 700 N. Main Street, Las Cruces, NM 88001.

MEMBERS PRESENT: Robert Williams
David Chavez
Faith Hutson
Paul Mach
Tony Dahlin
Barbara Kuhns
Ernie Campos

STAFF PRESENT: Adam Ochoa, CLC Planner
Becky Baum, RC Creations, LLC, Recording Sec.

OTHERS: Frank Belyan
Angela Diaz Chavez
Dorothy DiPace
Sam DiPace
Richard Trejo

I. CALL TO ORDER (6:03 p.m.)

Williams: Okay. Call the meeting to order at 6:03. I just got a phone call from Faith, she's running a little bit late and so she'll be here as soon as she can so we can get to the meeting. Call the meeting to order.

II. APPROVAL OF MINUTES - January 21, 2016

Williams: We're going to, we got, first on the agenda is Approval of the Minutes from the 21st, January 21st, 2016. Any suggestions, comments, changes?

Chavez: Everything was fine.

Williams: Faith said she didn't have anything.

Dahlin: Do I need to call for a vote?

Williams: Tony Dahlin.

Dahlin: Do I need to call for a vote?

Ochoa: The Chair will call for a vote and ...

1 Chavez: Call, the Chair does that.
2
3 Kuhns: No, you can make a motion.
4
5 Williams: Okay. Yeah.
6
7 Dahlin: So I motion that we vote.
8
9 Chavez: Second?
10
11 Kuhns: No, that would be approve.
12
13 Ochoa: That's fine.
14
15 Kuhns: You make, okay.
16
17 Dahlin: Yeah. But the ...
18
19 Ochoa: All in favor.
20
21 Williams: All in favor say "aye."

22
23 MOTION PASSES UNANIMOUSLY.

24
25 Williams: Motion passes.

26
27 **III. NEW BUSINESS**

28
29 1. **Case 64097:** Proposal to approve and finalize the construction of a new roof
30 for a single-family home on a parcel located on the north side of Augustine
31 Avenue, 85 +/- feet east of its intersection with Campo Street; a.k.a. 315 E.
32 Augustine Avenue; Parcel ID # 02-04644. The subject property is zoned R-3
33 (High Density Residential) and is located within the Original Townsite of the
34 south Mesquite Overlay District. Submitted by Angela Diaz Chavez, property
35 owner.

36
37 Williams: So under New Business we have Case 64097. Oh, okay, we're on.

38
39 Ochoa: Yes it, it will turn back on, there we go. First and only case we have for
40 you, for you ladies and gentlemen tonight is Case 64097. This is request
41 for approval of a new roof for a property at 315 East Augustine Avenue.
42 Shown here on the, okay guess my mouse doesn't work ... my vicinity and
43 zoning map, see here it's highlighted, kind of hash marked and it says,
44 "subject property." Property's located on the north side of Augustine
45 between San Pedro to the east and there, and there's Campo to the west
46 right near the edge if you will of what is the South Mesquite Overlay.

1
2 Dahlin: Well I saw, excuse me, excuse me. When I saw it there's a house in front
3 of the house with the roof.
4
5 Ochoa: Yes sir. Let me conclude my, my presentation ...
6
7 Dahlin: Oh.
8
9 Ochoa: And we can open it up to discussion.
10
11 Dahlin: Okay.
12
13 Ochoa: Okay?
14
15 Dahlin: All right.
16
17 Ochoa: Thank you. So as I said the property's on the north side of Augustine
18 Avenue, 85 feet east of its intersection with Campo Street. The property
19 encompasses approximately 0.1 acre that is zoned R-3, high-density
20 residential. Currently there is an existing single-family home on the
21 property and an accessory structure. The single-family home on the
22 property was built back in 1935 but is listed as a noncontributing structure
23 under the Historic Registry, with the State Historic Registry. It's also noted
24 under there that there was a major remodel that occurred to the, to the, to
25 the house a while back that actually changed its original appearance
26 which is why it's no longer contributing to the historical neighborhood.
27 Property's seen here on the aerial map. That is its front yard where
28 the little purple thing is. The, the accessory structure to the east and the
29 main structure in the middle there. What we're looking at tonight again is
30 the roof, a request for approval of a roof. It's, you can kind of see it from
31 here, it's kind of a hip roof if you will, very small pitch on that property, on,
32 on that roof. That's, that's what the original roof looked like on the
33 property. I have some site photos that better show that as well.
34 A little bit of, bit of background on this property. The applicant and
35 her contractor were issued a permit for a reroof on the building. That is
36 what the permit was for, for a reroof, basically staff believing that what
37 they were going to build was going to match what was then already
38 existing on, on the property. But after some discussion between the
39 contractor and the applicant/property owner it was agreed between them
40 that it'd be better to build a whole new roof for the dwelling instead of
41 trying to fix the old roof since there are a number of holes in it and rotted
42 wood and you name it. The new roof would have a greater pitch on it to
43 allow for better ... right there next to Tony please. Basically to better,
44 better withstand the, the extreme weather conditions of the region and for
45 a better, and to better, just for it to last longer you know to allow for water
46 to sheet off of it a lot, lot easier. The applicant and the contractor were

1 unaware that the change in the pitch would require review by the South
2 Mesquite Design Review Board before the work started and work did
3 commence. So with that a inspector did go by to the property, did notice
4 the change in the pitch in the roof so then, which basically the new pitched
5 roof exceeded the scope of work permitted by the reroof permit that they
6 were issued. Because of that they were required to come before you all
7 essentially to request approval for what they were already basically in the
8 process of doing for the building on the property.

9 So now the proposal is the applicant is seeking approval to
10 essentially finish her roof. The applicant has stated she hasn't been able
11 to live in her house for a number of months now since it's been kind of
12 under construction, not only that but also the roof was in such disrepair,
13 disrepair she couldn't live in there so essentially she's seeking your
14 approval tonight so she can finally finalize the construction of it and leave
15 her friend's house where she's been staying at and allow her to move
16 back to her home. The applicant and the contractor have stated that there
17 are numerous homes in the surrounding area that have pitched roofs and
18 are built with the same material as what is being utilized for this, for this
19 roof in the surrounding area that it's going to be compatible with the area.
20 Here you can see the side a little bit better. Here you can see on the top
21 left corner, that is what the, kind of what the roof used to look like, as you
22 can see there's a small pitch on it kind of like a hip roof if you will. The
23 new roof is what's on this, on the lower right-hand side of the, of the
24 screen there. That is where the new roof is. You can see how the new
25 pitch is and where the existing pitch was if you will, where the stucco was
26 at, just to kind of show you an example of the, well to show you what it is
27 that they're changing from, from one pitch to a bigger pitch on that roof.
28 The applicant did provide a number of pictures of surrounding area. Staff
29 went out as well, some pictures of the surrounding area showing some of
30 the buildings out there. They stated directly to the, on the bottom left
31 corner of that picture is the house directly east of this property. They have
32 a pitched roof. As you can see they kind of have a differentiate,
33 differentiating textures if you will where the original stucco is on the bottom
34 then they have like wood on top to kind of show the difference between
35 the two. Another one right in the center as well, on the bottom center
36 another one, a, a pitched roof that relatively matches what they're
37 proposing and on the bottom right-hand corner as well, another pitched
38 roof in the area. Those two properties I believe are on San Pedro about
39 half a block away from the property.

40 When staff reviewed this we're required to look at all, all applicable
41 development basically supposed to utilize any, or extra styles and
42 methods, materials that are visually compatible with the original structure
43 or the surrounding area and the overall character of the, of the Historic
44 District. These types of projects shall result basically kind of like a vision,
45 like a vision-able, visual compatibility, there you go, transition between
46 what's new in the South Mesquite and what's old in the South Mesquite,

1 not necessarily mimicking but looking, trying to keep that same character if
2 you will, compatibility is what we're looking for. Staff also saw that well
3 since the property is, the structure excuse me is noncontributing and
4 already has major remodeling occurred to it in the past the change in this
5 roof might, might, might not be too, too, too big of an issue. The property
6 owners also have receive, I'm sorry staff, my apologies has received two
7 letters of support of the proposed, thank you ... one was in your staff
8 report where the adjacent neighbors, the, the, have no issues with the roof
9 and there is another e-mail I received. Another adjacent property, or
10 nearby property owner with no issues with the proposed roof. Staff also
11 received two phone calls supporting the roof. The one neighbor ...

12
13 Kuhns: *(inaudible)*

14
15 Ochoa: Had given staff where they were, a property they had, both stating that a
16 pitched roof that they have no issues with it and that there's some existing
17 properties already around there with pitched roofs so it shouldn't be out of
18 character as stated by the, one of the first ones on the, on the, on the
19 phone.

20 With that, based on that, staff does recommend approval based on
21 the findings found in your staff report. The South Mesquite Design Review
22 Board does have final authority on these types of proposals in the South
23 Mesquite. Your options tonight ladies and gentlemen is: 1) to vote "yes"
24 so to approve new roof for the, for the property at 315 East Augustin; 2)
25 vote "no," this would deny the new roof and would require the applicant
26 essentially to demolish the roof and then put it back what it was originally;
27 or 3) to vote "yes" and that, with conditions, this essentially would allow
28 the Board to add conditions deemed necessary for this case; or 4) table
29 and postpone this and then direct staff and the applicant accordingly for
30 any additional information might be needed or alternate solutions which
31 will be brought for you at a, at a later meeting. With that, that is the
32 conclusion of my presentation. I stand for questions and as I stated
33 before the applicant is here but only speaks Spanish but I think she has a
34 couple people that would, are willing to speak on her behalf to kind of
35 state her case.

36
37 Dahlin: I motion we bring it to a vote.

38
39 Kuhns: Aren't we going to discuss it?

40
41 Chavez: We need to discuss this please.

42
43 Dahlin: Oh, okay.

44
45 Chavez: How close are you to finishing the roof? Is it weeks, a month?
46

1 Trejo: I'm her brother. Maybe like two or three days at most.
2
3 Chavez: And then right after that she can move back into the house?
4
5 Trejo: Yes sir.
6
7 Campos: I apologize for being tardy, I had to go get my tag up on the house. The
8 material for the roof, it'll be shingle?
9
10 Trejo: Yes.
11
12 Campos: It'll be shingle.
13
14 Trejo: Yes sir. The only reason she's, she, she went, went ahead and did the
15 pitched roof on her, on her roof is that all her structure, I don't know if you
16 guys saw the pictures, it's really really bad, you know. And they got
17 pallets and everything you know. Like if the people that were living there
18 before they, they made that roof out of pallets and whatever they could
19 find and the roof is coming down on the, on the house from the inside. So
20 that's the only reason she's doing over-roof you know on it. She can't go, I
21 mean she can't do it the same, the same it was. That's the only, that's the
22 only problem you know.
23
24 DiPace: I think the error, I'm a friend of, of the person in question here. I think the
25 only issue was she assumed when your, when the original permit was
26 issued that that was all. She didn't really understand that that issue was
27 for a flat roof or, or to match the existing roof and as this gentleman
28 explained, her contractor was like, "This roof of yours is totally rotted."
29 And as, as her brother stated it's actually made out of the pallets, old
30 pallets you know the wood from it so it's, it's literally falling in so the
31 contractor was like, "Okay what we probably need to do is to put a pitched
32 roof. Many of your neighbors have pitched roofs. A flat roof is not going
33 to be a good idea because you're going to need to maintain it. It's
34 probably going to give you problems." She is a widow and doesn't have
35 that kind of income to be replacing that roof. This is a big expense for her.
36 The insurance is probably going to pay half of it. So the contractor, not
37 realizing I guess that the, that the permit was for an, the flat roof and, and
38 they actually needed to request I guess in, in the beginning a permit for a
39 pitched roof or to change the, the look of the, the house. So anyway right
40 now the house still can't be lived in because the roof isn't finished so
41 basically what is there is the trusses but she, she can't live there because
42 it's got holes in the roof and holes in the ceiling. So we'd like to be able to
43 complete that and yes it, it will be a shingle roof and it'll actually be an
44 improvement ...
45
46 Campos: Yeah.

1
2 DiPace: For the area.
3
4 Campos: Quick question. From the, from the old roof has anybody, and has, has
5 the City gone and inspected for mold damage from the water for health
6 purposes? I don't know if that's in our criteria or not. If they're going to
7 keep the, the, the, the same ceiling on the inside ...
8
9 DiPace: They're not going to keep the same ceiling.
10
11 Campos: They're not going to keep it, good.
12
13 DiPace: It's, it's totally rotted.
14
15 Campos: Okay, good. Yeah so they're, they're ...
16
17 DiPace: Everything has to be ...
18
19 Campos: Going to remove all that.
20
21 DiPace: Everything has to be removed.
22
23 Campos: Excellent. So they're going to update the inside of the wall from the ceiling
24 up.
25
26 DiPace: From the ceiling up.
27
28 Campos: Yeah.
29
30 DiPace: Correct.
31
32 Campos: I'm just concerned about mold ...
33
34 DiPace: Yes. I thank you.
35
36 Campos: Cause I've seen that happen before in a lot of old houses.
37
38 DiPace: Yes.
39
40 Campos: Yeah. So for the Review Committee as far as, as far as I can see for the
41 pitched roof I don't see a, an issue as far as the aesthetics from the
42 surrounding area. This is an upgrade to her house. Had this been like an
43 adobe house or something that was built prior to that era maybe the flat
44 roof would have been a different option. It's kind of awkward to see a, an
45 old adobe building and then put a metal roof on top if that makes any
46 sense.

1
2 Kuhns: Well it was built in 1935.
3
4 Campos: I saw that, yes ma'am. Yeah. I noticed the front of the, of the arches is
5 like that slump block that they used back in the '70s. That's all the
6 questions I have. Thank you.
7
8 Williams: Tony.
9
10 Mach: Yeah, this was a really difficult case brought before us at least on my
11 perspective because part of what the Design Review Board is charged
12 with is trying to help preserve ...
13
14 DiPace: Of course.
15
16 Mach: The buildings, the, and the old buildings ...
17
18 DiPace: And the historical buildings.
19
20 Mach: In the District, and the historical ones. And so for me the main thing was
21 that the house was listed as noncontributing to the historical ...
22
23 DiPace: Would you please explain that, that phrase, noncontributing?
24
25 Mach: The Historic District through the, the National Historic Register and the
26 State Historic Register goes through, looks at it, takes a survey of the
27 buildings in the District. And they've determined that, as far as I
28 understand there's a, determined that there are enough houses that are
29 the way that they were when they were originally built and they're old
30 enough and in such a condition that the area was deemed a Historic
31 District. And so part of the way to keep the District historic is that
32 buildings are not changed from the outside, the way that they look, or the
33 way that they looked when they were deemed historic. And so bringing
34 the case when the pitch of the roof was changed from what it originally
35 was, that made a significant difference in the exterior part of the building
36 which would make it not historic anymore. So for us there was a survey
37 done in 1980 which determined which houses in the District were
38 contributing to the historic ...
39
40 DiPace: Original.
41
42 Mach: Feel and the original Historic District. Then there was one done in 1994 or
43 '95 and then another one done in 2004. So in 1980 the house was
44 deemed contributing which meant that it was historic in nature, it, it
45 contributed to the historic feel, the historicness of the District.
46

1 DiPace: Understood. Understood.
2
3 Mach: Then in 1994 when the survey was done again that house was deemed
4 noncontributing which meant it lost its historicness ...
5
6 DiPace: Oh. Okay.
7
8 Mach: Of there.
9
10 DiPace: And in this case that's a good thing I guess.
11
12 Mach: For you, as far as I'm concerned it was a good thing because if it had been
13 still contributing that would be ...
14
15 DiPace: Understood.
16
17 Mach: A very difficult thing for us to, at least for me to say, "Yeah go ahead," and
18 yet the work is already three-quarters done and so it would put me at
19 least, and I think the other Members of this Board in a really bad position
20 because I don't want to tell somebody what they can do with their
21 property. But the City has looked at the District and deemed that it is such
22 a treasure to the City and to the area that the City deemed that it should
23 be preserved and that's why this Board was brought, was put together, not
24 to try and cause people problems but to also try and be helpful and if
25 somebody comes and wants to do restoration to a house, a historic house
26 that is perhaps falling apart, boarded up, that we could help be guides to
27 doing that in a manner that would keep it historic. And when the house
28 was changed so much that in 1994 it was no longer contributing to the ...
29
30 DiPace: Right.
31
32 Mach: Historic of the city ...
33
34 DiPace: And I do understand that but like I said as you can see in the
35 neighborhood, most of the houses now have pitched roofs.
36
37 Mach: Right. Well this Board was brought together, I'm not sure when the
38 beginning of ...
39
40 Chavez: 2005.
41
42 Mach: In 2005 so ...
43
44 DiPace: So did those people have to get special permission to build those roofs?
45

1 Chavez: By the time those houses, the ones that are on the street, they were done
2 years ago. So, and they were done prior to 2005. So at that time there
3 was no historical ordinance ...
4

5 DiPace: Right.
6

7 Chavez: For the protection of the neighborhood so basically it was, it was like
8 anything in the city. So if they chose to do a pitched roof that's what
9 happened.
10

11 DiPace: Understood.
12

13 Chavez: And the, the historic value of the property since it was changed in '94 and
14 you know the arches in front of the building and stuff, that wouldn't be
15 considered historic. The, probably the only thing that is historic in that
16 home is probably the rooms that are still adobe, made of, out of adobe.
17 Are there rooms in that, okay. SPEAKING SPANISH.
18

19 A. Chavez: SPEAKING SPANISH
20

21 Chavez: I, I asked her if the house had adobe. So if it is, chances are since it was
22 built in 1935 yes definitely it's, it was a, a contributing historic structure but
23 after all the changes and since there are so many houses with pitched
24 roofs and it's not like there's one, there's only one that I saw that was
25 actually a flat roof that's on the corner that's pretty historic. You know,
26 can't exactly, you know you're the property owner. The needs, your needs
27 outweigh at this time because she can't get in her home and they're going
28 to take all the ceilings off of the house which is a health issue because of
29 the wood rot, I would be in, in, inclined to you know say yes.
30

31 Williams: Okay.
32

33 Chavez: Since the other buildings, houses around the neighborhood already have
34 pitched roofs. If this one was just standing out and it was so historic then
35 there would be an issue. The State would come down on us and say,
36 "You know what's going on?" But it, since it's already had a pitched roof
37 and with wood rot and stuff really we, we, we can't keep you from doing
38 the work.
39

40 Williams: I'm going to go ahead and any other, from the Board any other
41 discussion? With that it, we're going to call ...
42

43 Ochoa: For a motion.
44

45 Williams: For a motion to vote so, so want to make a motion?
46

1 Mach: I ...
2
3 Dahlin: You lost me at the last one.
4
5 Mach: I move that we take option number one, yes vote. This would approve the
6 new roof.
7
8 Chavez: Second.
9
10 Williams: I got a vote and a second. All those in favor?
11
12 MOTION PASSES UNANIMOUSLY.
13
14 Williams: Motion passes.
15
16 Kuhns: Could I bring up something now? I think our Board, we need to be really
17 clear about well they didn't know and they already started the work ...
18
19 DiPace: Thank you.
20
21 Kuhns: You don't approve it.
22
23 A. Chavez: Bless you.
24
25 Chavez: Thank you.
26
27 DiPace: Thank you.
28
29 Williams: Thank you.
30
31 Kuhns: We need to be aware that I don't think it's fair or professional to have
32 someone come in front of the Board and say, "Well we didn't know and we
33 already started the work, and if you don't approve it we're out of a lot of
34 money," because it leads to a lot of problems and it's a reoccurring
35 problem in the Historic District.
36
37 Williams: I would agree with that.
38
39 Chavez: Yeah.
40
41 Williams: I think it's, we don't want to make that the, the decision-maker ...
42
43 Chavez: The norm.
44
45 Williams: And, or just because it's, something that's already going on.
46

1 Kuhns: I would ...
2
3 Williams: In this case like they said it was noncontributing and it really didn't ...
4
5 Kuhns: That ...
6
7 Williams: All we were doing, it was already a pitched roof that was, that they were
8 replacing that they went to a higher pitch so.
9
10 Kuhns: I would've preferred to have seen this case presented on a professional,
11 factual basis instead of the, "Now she can't live in the house, dah dah dah
12 dah dah," because really all what we can really take into account ethically
13 is the, "Was it contributing?" We really can't ethically take into account
14 you know some of the other things because then we, it, it's a gray area.
15
16 Chavez: Yeah, it is a gray area.
17
18 Williams: And I, and, and I guess my suggestion on that is that, that those are
19 emotional, I mean they're going to, applicants are always going to put,
20 throw in those emotional issues to try and sway the vote. And it's like, so,
21 but we can't, there's nothing we can do to stop that. We can't tell people,
22 "You can't say I can't live here." We can't, you know we can't tell them
23 what to say ...
24
25 Kuhns: No but the City promoted it.
26
27 Williams: But I know they did, but no, no, but that, the, don't think that was in their
28 application everything and I think what we need to do as a Board is just
29 agree that we don't let that sway what we, the decisions we make.
30
31 Kuhns: Excellent.
32
33 Williams: We can't, we can't tell people what to say or how they need to present
34 their arguments and stuff like that. We need to just agree that, that we
35 need to be, we need to be mindful of that and not let it sway our group.
36
37 Hutson: I think again this brings up the point that somehow we have got to get
38 contractors to know what City Code is and that we have a Design Review
39 Board because he should've been aware of that, he should've come to the
40 City, he should've gotten what needed to be done, gone through the Board
41 before any of this happened. And I don't know how we're going to get that
42 out Adam to everybody but you know there's a lot of contractors and I
43 think there's even more popping up with hail damage and stuff but
44 somehow we've got to get that out.
45

1 Dahlin: I'm a contractor. I know what happened there and if I can be off the record
2 or do we go ...
3
4 Chavez: No.
5
6 Hutson: No.
7
8 Ochoa: You can't be off the record.
9
10 Dahlin: A lot of times contractors will pull a permit for a reroof and do more so I did
11 not take that in consideration on my vote at all but I just wanted to let you
12 know the contractors already know the truth so.
13
14 Williams: I, I, yes ...
15
16 Chavez: Well.
17
18 Dahlin: Anyone that does a roof knows the truth.
19
20 Ochoa: Yes sir.
21
22 Campo: May I address you Mr. Ochoa?
23
24 Ochoa: Sure. You have a question for me?
25
26 Campo: I walk in for a reroof. At the front desk are they aware of the zoning
27 characteristics of this, in this, that's in the District? I mean maybe you
28 have some kind of consultant come up and, and let the contractor hear, or,
29 or the property owner about the, the change of the, the, of the aesthetics
30 of the type of roof they're going to be doing? Is there any possibility they
31 can catch that?
32
33 Ochoa: Yeah. What we're, what we're trying to do, this isn't the first time this has
34 happened but just, just kind of an FYI this, this sort of thing, yeah it's
35 happening in South Mesquite. We might have a couple cases later that'll
36 come up next month actually, be here. But any-who, this isn't only in the
37 South Mesquite. It's, happens all over the city unfortunately where people
38 go over their scope of work, people don't pull a permit, you know and
39 unfortunately it's just, it's just a battle that we're going to have to ...
40
41 Williams: This is, oh.
42
43 Ochoa: That, that we have to keep, keep going with if you will but you know on our
44 end we just need to see them whenever they come in for the, for the, for
45 the application, for I'm sorry, their permits but we are trying to work on
46 some items. I'm actually trying to create kind of a map that's a little bit

1 bigger for people to see and put it in the front desk area so they can see,
2 "Are you here?, if you are here please talk to you know building and, or
3 me basically ..."
4
5 Campo: Yeah.
6
7 Ochoa: "Before you do anything on your property." We are, we do have it set up
8 in our database as well but unfortunately not all the properties are in there
9 yet that they're in the South Mesquite so sometimes some are missed and
10 sometimes I'm caught on you know the last day of review, "Hey Adam.
11 Somebody's trying to do this." I go, "Hold on. You can't do that."
12
13 Campos: Yeah and ...
14
15 Williams: Now, and I, I'll just make a comment and we'll kind of close this discussion
16 because I, I would like to move on but the, the, keep in mind this wasn't,
17 the, they came in thinking they were going to put the same roof back on
18 which doesn't require a review for us. If they're just replacing the roof it
19 doesn't require our review ...
20
21 Campo: But we are not administratively, yeah.
22
23 Williams: And it's like so, the good thing to keep in mind is that, and we've had this
24 issue before when we, last year it was one of the things we discussed a
25 lot, the fact that the Code official or the inspector caught it when they went
26 out into the site and red-tagged it.
27
28 Kuhns: Right.
29
30 Williams: That wouldn't have happened last year, or very likely would not have
31 happened last year and they would've just moved it through without
32 saying, "No, you've got to stop work and take it to the Review Board."
33
34 Campos: Yes sir.
35
36 Williams: So we're already ahead ...
37
38 Kuhns: Right.
39
40 Williams: Of the game ...
41
42 Kuhns: Right.
43
44 Williams: In that fact. The City, the, the planning people here are aware of the
45 District and what, what the rules are and things like that. But again like I
46 said if they're not making a change, just reroofing, putting on the same

1 roof which is what this originally started as then it doesn't, it doesn't
2 require a review by us. There's things that they can do without having to
3 come to us.
4
5 Ochoa: That's correct.
6
7 Williams: So that, so that was, so we're already ahead of the game. I think we're
8 doing well because like I said you know the, there were in the past that
9 was the issue ...
10
11 Chavez: Oh they ...
12
13 Williams: We had. People were making changes all over the place and the
14 inspectors weren't catching it and everything and we'd find out about it and
15 so it, it, it's, we're doing better already so the ...
16
17 Mach: Actually Frank was the one who actually saw this, this roof done, what
18 was going on, like it was a four-day weekend and he actually came home
19 and said, "You know there's a roof going on over there on Augustine." So
20 I got on my bike, we both went over there and I noticed it and that's when I
21 came over to the Planning Department. It was a Friday so, but folks were
22 working on it and it probably would have been finished and done and
23 nobody would've caught that so.
24
25 Williams: Okay.
26
27 Mach: And, and I felt terrible about the whole thing.
28
29 Williams: Yeah.
30
31 Mach: And when I saw that it was a noncontributing house I felt better about it
32 but if that had been a historically, a contributing house it would've been
33 really difficult to be able to approve that.
34
35 Williams: Yeah.
36
37 Ochoa: And, and I'm sorry, just if I may interject to the Board again here a little bit,
38 just an FYI I mean I think there were bigger issues in why we didn't catch
39 this one earlier. We're about, I think staff is a, is Community Development
40 Department, our Permits Inspections Department, about three months
41 behind in roofs right now because of the whole hail damage, the whole
42 hailstorm that we got so we're really far behind unfortunately when it
43 comes to inspections and, and all that. But unfortunately, but Paul was
44 correct when he came and told us so we sent an inspector out to them
45 and the inspector red-tagged the, the, the finalization of that, of that
46 (*inaudible*).

1
2 Dahlin: I'm kind of agreeing with Faith. However I pulled three permits for roofs
3 recently and now they're asking tear off and repair only, no structure
4 changes. That's what they asked at the County now, at least Kyle and,
5 and Tina ...
6
7 Ochoa: That's correct. That is something new that's (*inaudible*) so.
8
9 Dahlin: Yeah so they're, they're actually working on it. I think this guy's doing
10 what he thinks they were doing.
11
12 Ochoa: All right.
13
14 Chavez: I have one, one real quick question. You said something about you're
15 almost finished labeling or, or installing all the addresses on the Mesquite
16 District this (*inaudible*).
17
18 Ochoa: Correct.
19
20 Chavez: Why is it taking so long? We had the same question in 2005 that that
21 would be taken care of and, and we still, here we are 2016 and it's not
22 done.
23
24 Ochoa: Correct. The, our current software that we have, it doesn't really lend itself
25 to community, to our needs of Community Development, we have to
26 actually go in there physically and, and put each one in there if you will.
27 So the biggest thing that helps us actually is having a map up there for the
28 permit techs and everybody to have and see what's in South Mesquite and
29 that's, well one's, well one was already made but we changed it with the,
30 with the amendment. Well it really changed but we, we were trying to get
31 a new one for them to have up there as well so they could touch base on
32 that. A good thing too is we actually have our Plans Examiner really
33 looking out for those as well now which is when I'm brought into the loop
34 as well. So we're, we're trying to catch them and we're trying to get that
35 with the, the, the software but like I said it's, each one has to be basically
36 put in manually just like, well this one here was in there, a couple other
37 ones came in before. They did not come to me. When they did come to
38 me I added them as SMO, South Mesquite Overlay. So it is being done
39 gradually but, but it's, it's kind of difficult to do it in our database
40 unfortunately.
41
42 Chavez: Is there a flag or some kind of a symbol when you, you're typing in the
43 permit information and the address shows up in the, on the Historic
44 District, is there some kind of a symbol that shows up, "Okay, this is
45 historic," right of the bat or is it you're just assuming the, it, the staff and,
46 and permit office knows that this is a historic area?

1
2 Ochoa: No, each, each property when it comes up because each one has their
3 own address and their own parcel ID number will have a label on there
4 that is South Mesquite Overlay.
5
6 Chavez: Okay. Okay.
7
8 Ochoa: It does say that ...
9
10 Kuhns: *(inaudible)*
11
12 Ochoa: And like I said that's what I've been just physically typing in a note field
13 unfortunately, again because the database, I'm sorry the software we're
14 using is more linked to financial side of things than, than our stuff.
15
16 Chavez: And one last question.
17
18 Ochoa: Sure.
19
20 Chavez: When will we have the new ordinance that just passed last year start
21 getting on the website, because the old ordinance that was since 2005
22 was just passed unanimously by Council and it's a stronger document ...
23
24 Kuhns: *(inaudible)*
25
26 Chavez: And so we're, we're working on that new one. The old one no longer
27 actually exists ...
28
29 Ochoa: Correct.
30
31 Chavez: Pretty much because of the new one, so when is that going to be online or
32 when is that going to be able to be available to the public so, a lot of
33 people are thinking or they're working on an old document and some of
34 that has been erased and, and the new one is the one we're working on.
35 So can you give us an idea?
36
37 Ochoa: Yes. The new ordinance when it was updated was put on the old website.
38 This new website we have is the older one, is a newer one that kind of
39 took stuff from both previous the website and then the new whole website
40 but unfortunately I guess there was some type of mix-up when it came to
41 the ordinances. I will have that posted and hopefully I, I, I'll have that up
42 by the end of the week. That, that will be changed.
43
44 Chavez: That would help a heck of a lot.
45

1 Ochoa: Yeah, no problem at all. Thank you for bringing that to my attention.
2 Again when those, the previously new website it was there cause Susana,
3 Susana Montana the regs planner, she made sure that it was there. They
4 got a whole new website, well not a whole new, but a newer website and I
5 guess it just changed back so I will get that changed again sir.
6
7 Chavez: Thank you.
8
9 Mach: David when was the last time you looked for the new one on the website?
10 Was it just recently?
11
12 Chavez: Just recently. I couldn't ...
13
14 Mach: Because the, because when this case came, not, after the last meeting I
15 went out to the website because I knew that the old codes were out there
16 and I went to try and find the old one cause I'd thrown my old one away
17 and here it was the new one.
18
19 Chavez: *(inaudible)*
20
21 Mach: I'm like it, well the new one is, it's possible that ...
22
23 Chavez: Yeah I mean I have a, I have my paper copy so I use that as my ...
24
25 Mach: Right. So I went actually looking for the old ordinance because when I
26 went to the Clerk's office about three months ago and I asked them how
27 long does it take for these new ordinances, the new codes to get out there
28 and I was told that it's really expensive to put them out there and that it
29 can take up to a year. And so then I went out there, I was looking for the
30 old code to try and get it, and here I went out there and I couldn't find the
31 old one. I only found the new one so ...
32
33 Chavez: Yeah that's ...
34
35 Mach: It may be already up, up and running.
36
37 Hutson: *(inaudible)*
38
39 Ochoa: I'll double-check that just in case cause I know there a number of links to
40 get to it so I will just double-check to make sure that each, each link, that
41 there is multiple links but they all have the same meaning, all right. I'm
42 sorry Ernie, you have a question?
43
44 Campos: Yeah. Real quick recommendation on the overlay. I also *(inaudible)*
45 where mapping out *(inaudible)* is David Jaurequi still in your, on your
46 staff? Did ...

1
2 Ochoa: Yes he is.
3
4 Campos: Any possibility he might make the, or have some kind of a special project
5 where he can just do, have the overlay district issue where we're trying to..
6
7 Ochoa: Addressed out?
8
9 Campos: Yeah, yeah.
10
11 Chavez: Yeah.
12
13 Campos: Just a suggestion. Cause we're doing that right now, one of our GIS guys
14 are *(inaudible)* over all our, all our special use permits in service areas
15 we'll, we'll be able to catch it. There was one already issued for a special
16 use permit that had like two blinds on one lot. That way we catch that up
17 front at the front desk and we're aware of the whole situation. Just a
18 recommendation.
19
20 Ochoa: Sounds good.
21
22 Dahlin: I have a question.
23
24 Campos: *(inaudible)*
25
26 Williams: How about if we do, one thing is that I, I'm, your name is over there and
27 it's like just introductions again for those people so it's like I'm Robert
28 Williams and I'm the, the Chair for the, the thing and I live on Mesquite and
29 Las Cruces right on the corner so if we want to just go around and ...
30
31 Campos: Excellent, yes sir.
32
33 Williams: That way you can ...
34
35 Campos: And I'd like that, yeah.
36
37 Williams: *(inaudible)*
38
39 Campos: I'll address you as well, Chair. I'm sorry. I, I apologize.
40
41 Williams: Oh no problem. Robert is fine so, so.
42
43 Dahlin: I'm Tony. I sit at the Board. I work a lot in the Mesquite area but it's all
44 the State projects so it actually bypasses this Board so, so that's it.
45

1 Campos: Yeah, same here, yeah. Ernie Campos. I live in, I'm in, I'm in Mesquite
2 and Texas and then I work for Dona Ana County and pending questions I'll
3 be here to help hash things out.
4

5 Williams: You're welcome. So ...
6

7 Kuhns: Barbara Kuhns and I live on the corner of Hadley and Tornillo,
8 homeowner.
9

10 Campos: Great.
11

12 Hutson: I'm Faith Hutson. I live on Mesquite between Soledad and Texas.
13

14 Mach: And I'm Paul, Paul Mach and I live on May Avenue between San Pedro
15 and Mesquite.
16

17 Chavez: I'm David Chavez. I live between Monte Vista and Tornillo on Griggs.
18

19 Kuhns: Bunch of homies.
20

21 Campos: Yeah.
22

23 IV. DISCUSSION OF OTHER ITEMS 24

25 Ochoa: Any other items to speak with to the Board?
26

27 Kuhns: Yeah.
28

29 Ochoa: Yes.
30

31 Kuhns: I wanted to let the Board know that I think you might want to consider
32 replacing me because I'll be gone from June first to October first and if
33 critical issues come up, you know I was gone that time last year and
34 nothing came up and you know David said, "Well, could you stay on the
35 Board and Skype in?" you know I don't know if that's possible but I, you
36 know I don't want to put the Board in jeopardy. I want you to be aware of
37 it.
38

39 Williams: I don't know how that would, how that works with the ...
40

41 Ochoa: Sure, that's ...
42

43 Williams: With *(inaudible)*.
44

45 Ochoa: That's really a, I'll talk to my director about that and to my administrator
46 about that on what we can do, if we can do, if the Board is okay with

1 basically having her as a leave of absence if you will for that time or if
2 you're more comfortable, because if she is to step down and somebody
3 replace her, that person will essentially be on the Board for the next four
4 years or until they say, "No mas," basically. So it's really, you know if you
5 wish to stay on the Board we could possibly look at doing leave of
6 absence you know knowing that we're all aware of it or if it's a flat-out you,
7 you're looking at just to get replaced where you can have somebody here,
8 the Board does not feel comfortable not having that seventh person here,
9 that's definitely something we can do as well. And start advertising for
10 that, cause we need to advertise to have people, people apply to it just like
11 Ernie did and everybody else did here to be on the Board.

12
13 Kuhns: You know Ernie ...

14
15 Campos: Yes ma'am.

16
17 Kuhns: I don't know how long I've been on the Board, maybe two years or
18 something but quite a number of people join and really are committed and
19 then never make the meetings and so I could do a leave of absence if we
20 could depend on you being at the meetings cause that would make, well
21 six. That's good. That's good.

22
23 Ochoa: Right.

24
25 Campos: Yes ma'am. That's not hard at all.

26
27 Kuhns: Good. Good.

28
29 Campos: May, I'll make the best effort, yes ma'am.

30
31 Ochoa: And just a point of order, for quorum all we need are four present in order
32 to, to vote on something. So from that aspect as long as four of you all
33 are here we can still run the meeting, we'll still vote and so forth like that
34 and those four, they'll always have the option of postponing a case if they
35 don't feel that they have enough information or want additional
36 information, have additional people there to vote on something.

37
38 Kuhns: Robert, would you like me to leave the room and the Board can discuss it?

39
40 Williams: I, I don't know that you need to.

41
42 Kuhns: Okay.

43
44 Williams: I think it's, I think it's, we're all friends. We all know the neighbors.

45
46 Kuhns: Well I just wanted ...

1
2 Williams: And I, I mean I don't ...
3
4 Kuhns: To make sure everybody felt comfortable.
5
6 Williams: Yeah but again I'd be, I, I would be more comfortable with a leave of
7 absence I think than, because you have been a contributing member.
8
9 Kuhns: How about the rest of you?
10
11 Mach: Yeah, do you, do you want to stay on the Board? I mean ...
12
13 Kuhns: Sure.
14
15 Mach: I don't ...
16
17 Kuhns: Yeah.
18
19 Mach: Oh, okay. Cause I ...
20
21 Kuhns: But I, you know I don't want to make it difficult for that time period. And
22 last year it just happened nothing came up.
23
24 Mach: Okay.
25
26 Chavez: I'm, I'm comfortable with you staying on.
27
28 Kuhns: Okay.
29
30 Chavez: And like you said if there is a case that comes through, you get online and
31 we'll ...
32
33 Kuhns: Yeah.
34
35 Chavez: I mean text you to say, "By the way there's a case coming up." If you don't
36 mind looking it over online and then you can send in your, your ...
37
38 Kuhns: Then ...
39
40 Chavez: Response to staff.
41
42 Ochoa: Definitely send in comments.
43
44 Chavez: And that way it'll, you have staff's recommendations and then your
45 recommendations prior to and then you know you'll be part of the vote still.
46 You, would that work?

1
2 Ochoa: Yes. That's, that's no problem. I, we could actually do that as well.
3
4 Kuhns: Okay.
5
6 Ochoa: If you like I could like just scan the information to e-mail it to you ...
7
8 Kuhns: Right.
9
10 Ochoa: Instead of having, delivering a packet to you.
11
12 Kuhns: Great.
13
14 Ochoa: Just where you can have that for review where you, and touch base back
15 with me you know, "No issues," or if you have whatever questions or
16 whatever comments you might have and I can bring that before the Board
17 or just, yeah I'll just bring it before you all at the meeting.
18
19 Dahlin: What was my question, does this allow us to vote when you're not here?
20
21 Ochoa: No.
22
23 Dahlin: Okay.
24
25 Ochoa: If you are not present you cannot vote.
26
27 Dahlin: But we can comment. What if it's four people vote on it and they vote for
28 and against?
29
30 Kuhns: Two.
31
32 Ochoa: Half and half?
33
34 Dahlin: Yeah.
35
36 Ochoa: Then the motion fails and, and it's basically not approved.
37
38 Dahlin: Okay.
39
40 Ochoa: They can ...
41
42 Campos: Robert's Rules of Order, correct?
43
44 Ochoa: Yes. Robert's Rules of Order, exactly. And it's, it's always just the
45 majority.
46

1 Kuhns: Do I need to fill out paperwork for the leave of absence?
2
3 Ochoa: If you could send me an e-mail.
4
5 Kuhns: All right.
6
7 Ochoa: I will forward that to my director and to my administrator and if you feel
8 comfortable and everybody else here feels comfortable I don't see too
9 many issues with that.
10
11 Dahlin: Okay, I can ...
12
13 Kuhns: And I think I'll be here for the July meeting.
14
15 Williams: And I can, and I'll, I can send an e-mail to you also just saying the Board
16 discussed it and that we agreed to approve the leave of absence.
17
18 Dahlin: Is it okay if we communicate with Barbara when she's gone because if I
19 have a case like this I might want her input.
20
21 Ochoa: The, the problem is you're not, you're not allowed to speak about ...
22
23 Chavez: Case.
24
25 Ochoa: Cases between each other or between the public or anything, anybody
26 like that. If it's something that's more general of a question if you will that's
27 fine, but if it's actual case-specific ...
28
29 Williams: You can't.
30
31 Ochoa: No you can't, okay. But in ...
32
33 Dahlin: We're (*inaudible*) politician.
34
35 Ochoa: But staff is here, right. But staff is here if you have questions for me. We
36 could definitely go into case specifics without actually talking about how
37 you're going to vote or what you're looking at the case as long as it's just,
38 just general discussion of the case.
39
40 Chavez: This last Council meeting, the three cases that we worked on, I
41 understand that they passed the zoning changes. They were talked at
42 Council, the zoning change on the property here at 520 Campo and all,
43 the other two that were discussed, everything went through. Council just
44 you know they didn't really discuss it, they voted and it passed.
45

1 Ochoa: That is correct. Both, both zoning changes, it was two zone changes
2 wasn't it ...
3
4 Chavez: I think there were three.
5
6 Ochoa: Might have been.
7
8 Chavez: I, I think there was three things on there but I mean the zone, it, it passed
9 so what we did ...
10
11 Ochoa: Yes.
12
13 Chavez: Went in front of Council so I'm just asking, why I brought it up cause I think
14 it's important that even though, and here's a little complaint, it would be
15 nice to know that some of our work that we have passed, zoning or
16 anything that has to go to Council, it would be nice if we would get
17 informed. The, how I got informed was Councilor Greg Smith and for me
18 to attend, just to be there just in case there was a question, there was no
19 question but it, we need to be in the loop since this is, this is what we do
20 and I'd kinda like to see the whole thing finished out and somewhat, one of
21 us somewhere represent the Board at Council when we've already passed
22 the, a case, okay. Just a suggestion.
23
24 Williams: Yeah, I would agree. I think it'd be nice to know whenever we, if there's
25 something that we've voted on or something that's going before City
26 Council to know when it's on their agenda so.
27
28 Campos: Mr. Ochoa.
29
30 Ochoa: Yes.
31
32 Campos: Will those, will those items on Consent?
33
34 Ochoa: Yes they were.
35
36 Campos: That's what I thought.
37
38 Ochoa: Yes. Those represent ...
39
40 Campos: Sometimes they pull them out of Consent.
41
42 Ochoa: Correct.
43
44 Campos: And they don't ...
45

1 Ochoa: So they didn't even review them. They just voted on them as one fell
2 swoop.
3
4 Chavez: They just wanted to ...
5
6 Ochoa: As to, I'll have to touch base again with my director and my administrator
7 on the legalities of actually having a designated Board Member there and
8 speaking on behalf of the Board. I, I'm not 100% sure if that's allowed
9 because well from plan, just taking the Planning and Zoning Commission
10 for example, they are, they're allowed to go there as a member of the
11 public if you will but not there as a P&Z Commissioner there to you know,
12 "We voted this against this," and so on and so forth. I guess I just want to
13 make sure that, that we get that information correct and I'll get that to you
14 all at the, at our next meeting next month. Okay?
15
16 Campos: Sounds good. Appreciate that.
17
18 Mach: Okay. Just, on this topic I asked Katherine Harrison-Rogers about that
19 zoning change because there were, there were restrictions put on that
20 zoning. So just for the, for us here I asked her, "How does somebody
21 know that buys that property, how are they going to know that those
22 different constraints were put on that property?" you know, we voted to
23 approve the zoning change with conditions. So how do they know that
24 those conditions are part of ...
25
26 Dahlin: Title search.
27
28 Mach: The property.
29
30 Dahlin: Yeah.
31
32 Mach: And I was told that when somebody comes to the, comes to the City to get
33 a permit to do whatever they are, there is a flag on that property ...
34
35 Ochoa: Yes.
36
37 Mach: That shows that there are conditions on there that can be preventive.
38
39 Campos: Yes sir.
40
41 Mach: So it's not just we say that we vote on something, recommend approval
42 with conditions, and then they just disappear by the time the zoning
43 change takes.
44
45 Ochoa: Correct. And if I may touch base on that, basically for example the
46 property comes in trying to get a zone change, R-3 to O-1 and you all put

1 conditions on those. Those conditions move forward through there so that
2 property's now going to be zoned O-1c, the c's going to be the trigger or
3 the flag that says, "There's conditions on this property." And everybody
4 knows you don't touch anything with a condition on it. You come to the
5 planner because we, we review all the conditions, make sure all the
6 conditions are being met.
7
8 Chavez: Is this for the life of the property?
9
10 Ochoa: That is for the life of the property till that zoning designation goes away.
11
12 Campos: Some of those, some of those conditions are also recorded at the Clerk's
13 Office.
14
15 Ochoa: Correct.
16
17 Campos: I, I've seen some where they were attached to the warranty deed.
18
19 Ochoa: That is correct.
20
21 Campos: And that the property owner beware. Yes sir. Public Works.
22
23 Kuhns: I have a question about that. You know the property and it's on the
24 southeast corner of Hadley and Tornillo, Harry Chavez owns it and he had
25 it subdivided into three lots. So is that permanent?
26
27 Ochoa: Into the four lots you mean, ma'am?
28
29 Kuhns: Was it four?
30
31 Ochoa: It was four.
32
33 Hutson: Yes.
34
35 Kuhns: Okay.
36
37 Ochoa: Yes. They got approved for an infill development proposal that created
38 the four lots and they got variances. An infill development proposal does
39 not expire so those four lots are essentially there until they develop or
40 somebody comes back and re-subdivides or changes what's go, what was
41 going on there.
42
43 Campos: At the recorders, I worked on that project that they're rebuilding.
44
45 Dahlin: Is Mesquite Area infill?
46

1 Ochoa: No. Under the current 2000, the current amendment excuse me that was
2 just recently passed, the South Mesquite is no longer in the infill
3 development process or candidates for infill development process. It may
4 be still a candidate for like breaks on permit applications (*inaudible*) and
5 so on and so forth from the City but it cannot go through the infill
6 development process anymore because an infill development process has
7 to be fast-tracked and this is the fast-track, it needs to come here then to
8 the next step and to the next step so ...
9

10 Dahlin: Problem.

11

12 Ochoa: Defeats the purpose of infill so no there's no more infill in South Mesquite.

13

14 Mach: Can I discuss another topic?

15

16 Ochoa: Sure.

17

18 Mach: We have time? The previous couple of Design Review Board meetings I
19 was just a little bit concerned that we're not familiar enough with many
20 codes. I just, I saw some things being said, brought, points brought up at
21 the Design Review Board meeting and they just indicated to me that we
22 needed to be a little bit more familiar with the codes. I, I don't think we
23 have to, you know we don't have to memorize them and I know we're all
24 busy and I know we've got things going on in our lives but I think we need
25 to be familiar enough with the codes to know when, when cases come up
26 to us, what parts of those codes are affected and there's only 35 pages of
27 this 38, City Code 38-49.2 that pertains to the Design Review Board and
28 I'd just kind of like to ask us all as members, maybe before meeting to
29 reread those 35 pages or some of the ones that specifically pertain to the
30 case that we're involved with. And, you mentioned Adam sometime that
31 maybe we might have a, like a retreat or some kind of a, a ...
32

33 Ochoa: Definitely. I discussed this with Mr. Mach. Possibly next month we do
34 have a couple cases so it might be a pretty lengthy agenda considering
35 the two cases we have coming before you all but the next month after that
36 we could if we do not have any cases come through we can turn it into
37 what's called a work session instead where we could just kind of go
38 through the code, what we're, what, ask staff what we're looking at, what
39 you all should, should, should possibly be looking at as well and just kind
40 of thumb through it if you will. If you wish, also maybe even touch base a
41 little bit more on, on our modified Robert's Rules of Order as well, just
42 where you could all know as well, you know because everything we're
43 talking about in here is recorded so you are going in record for now until
44 the Earth blows up I guess. So, so what you, what you bring up the, well,
45 how things are, are brought up and things are spoken about will always be
46 on the record. So we definitely do that, possibly in June. If not, in, in July

1 when the, the people come back if, if need be so we can have a full
2 quorum and, or a full Board again and we can all sit down and talk about
3 that.
4
5 Mach: Okay. Thanks.
6
7 Chavez: Okay, this is one more. Since we basically are the stewards basically of
8 the Historic District, any work done on any piece of property should go
9 through this Board, correct if it's pulled a permit and all this stuff. Klein
10 Park is being worked on as we speak. That never came through this
11 Board. It should have come through here because: 1) they're redoing the
12 walls surrounding the park; 2) the amount of money that's being spent
13 come from, coming from the State, and then they're going to be putting
14 more electricity and repainting the bandstand. That should've come
15 through us even though, I don't know if it went even through Parks and
16 Rec. but the thing is we're responsible for all of it and Klein Park is a
17 historic park.
18
19 Ochoa: Right.
20
21 Chavez: So my question is why were we not in the loop for Klein Park as far as
22 discussion of the walls, the plaster, the color? None of that has been
23 brought to our attention. Now I get called to meet with Kathy Matthews
24 and, and Tim Fulton, Dolores Archuleta and, and the, the architect to talk
25 about it, okay. And the next conversation will be the color of the plaster,
26 the color of the, of the, the walls.
27
28 Ochoa: Sure.
29
30 Chavez: But my question is we should've been, that, that case should've come in
31 before us because that's remodeling. It's changing the scope of the park
32 and it is a historic park and we are responsible.
33
34 Ochoa: Right.
35
36 Dahlin: I have the answer.
37
38 Ochoa: I, I'm, well I'm sorry. Yes I, I, I just need to, hold on Tony. That is City-
39 owned property so permits are hold with the State for that.
40
41 Chavez: For State funding.
42
43 Ochoa: That is correct. But, so CID does those permits for that so we never get it
44 here in our department. All we can control are permits for privately-owned
45 property that we have. That's what we review. I could, we could
46 potentially ask, I'll talk, I'll touch base with Kathy Matthews about it. If we

1 could get just kind of like a Discussion Item about it, I don't see too many
2 issues with that. But again whether you all, whether it had been come in
3 for approval or not, that's not the case because again that permit didn't
4 come, come from us. But I, I think we can definitely touch base and if we
5 get, if I can get an architectural rendering or something like that and bring
6 it before you all just so you can see what's going on out there and what's
7 been discussed and agreed upon for that but I'll keep (*inaudible*) marker.
8

9 Chavez: Thank you.

10

11 Dahlin: The last three projects we're dealing with but because it was municipal
12 money I didn't have to come through this process. And it's on, in here. I
13 went word by word until I found it. So it's in our handbook. They're
14 exempt from us.

15

16 Campos: May I, with the, with that, with that project could we as a Board or, or a
17 Member contribute our five cents during the neighborhood meetings that
18 they had with Steinborn and all that?

19

20 Ochoa: And be ...

21

22 Campos: Just representing as ourselves, or if we did just be regular, regular Joe's?

23

24 Williams: Citizen.

25

26 Ochoa: You could just say and go in front of the public I'm a citizen but I'm also on
27 this Board. But I'm a citizen as well and my issues with this are that so on
28 and so forth or my concerns are this or questions are this and so on and
29 so forth like that. That's the ...

30

31 Chavez: Then my, my whole thing was be informed. It is within the boundaries of
32 what we govern.

33

34 Ochoa: Sure.

35

36 Chavez: And it is an, a historic park and so it just, at least, I think it's the, there's
37 some decorum. At least this is what we're here for, to protect the
38 neighborhood. The park has been there since 1953 I believe. It's the last
39 bandstand in Southern New Mexico basically even though it's cinderblock.

40

41 Ochoa: Right.

42

43 Chavez: But if, it is what it is and so at least we have some information so, because
44 a lot of people know we're on the Board and people ask and we go, "Well
45 we don't know." And it's kind of like, "It's your job to know. You are,

1 you're the stewards." So just, and keep us in the loop. That's all I'm
2 asking.

3
4 Ochoa: Sure. That's not a problem. If there's anything you see and as well as just
5 like pause in front of a house you see something going on in South
6 Mesquite area, you shoot me an e-mail, you should give me a phone call
7 and we'll investigate, as staff we'll investigate that further. But again the,
8 the Klein Park that's the first we've, I've heard of it personally again
9 because it's completely out of our purview, it's completely out of our
10 permitting process.

11
12 Chavez: Okay.

13
14 \Ochoa: Okay.

15
16 **V. STAFF ANNOUNCEMENTS**

17
18 Williams: Any Staff Announcements?

19
20 **VI. ADJOURNMENT (7:00 p.m.)**

21
22 Ochoa: And I guess that may be it. Call for a motion to adjourn.

23
24 Williams: Adjourn?

25
26 Chavez: So moved.

27
28 Hutson: You, we do not need to call for a motion for adjournment. We can just ...

29
30 Kuhns: That was in the minutes too.

31
32 Dahlin: Can we just walk out that door?

33
34 Williams: Meeting's over.

35
36 Hutson: Chair, the Chair can just say and ...

37
38 Ochoa: We're adjourned.

39
40 Hutson: We don't have to have a motion for adjournment.

41
42 Williams: That's what I say. Meeting adjourned.

43
44 

45
46

Chairperson