

RESOLUTION NO. 2015- 18

DIRECTING THE TOWN MANAGER TO CONFER AND NEGOTIATE WITH THE INTERSTATE STREAM COMMISSION AND OTHER POTENTIAL PARTIES TO THE JOINT POWERS AGREEMENT DATED JUNE 10, 2015, CREATING A NEW MEXICO CENTRAL ARIZONA PROJECT (CAP) ENTITY.

Sponsored by Mayor Michael S. Morones

WHEREAS, On June 10, 2015 the Interstate Stream Commission, an agency of the State of New Mexico, created a final draft Joint Powers Agreement (JPA) which would create a New Mexico CAP entity for the purpose of undertaking the duties and obligations of planning, designing, construction, operation of a New Mexico Unit which shall include diversion projects on the Gila and San Francisco Rivers; and

WHEREAS, a Resolution to permit the Mayor, on behalf of the Town of Silver City, to enter into said JPA and undertake the duties and commitments of membership therein was defeated by vote of the Town Council; and

WHEREAS, the Town Council finds that the creation of a New Mexico Unit as contemplated by said JPA will likely have dramatic effects upon the economy of the Town, and may have significant economic effect upon the residents of the Town, who are also residents of Grant County and subject to its taxing authorities in various circumstances; and

WHEREAS, the Town Council finds that conferring and sharing perspectives and information with the potential parties to said JPA will be beneficial to all; and

WHEREAS, the Town Council finds that a report to the Town Council by the Town Manager on the results of his inquiries and discussions, along with recommendations as to future courses of action, is necessary for the health, safety and welfare of the Town and its inhabitants;

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SILVER CITY, NEW MEXICO, that:

1. The Town Council of the Town of Silver City authorizes the Town Manager:

A. To confer with potential parties to the JPA, and to share with those parties the Town's perspectives and concerns;

B. To make diligent inquiry as to the potential consequences to the Town from the exercise of duties and obligations by said JPA entity, or by any constituent member thereof;

C. To make a report with recommendations as to future courses of action that may be prudent for the protection of the health, safety and welfare of the Town and its inhabitants;

D. To accomplish the foregoing within a time period of no more than 60 days.

E. The directions given herein do not authorize the Town Manager to enter into any agreement, nor to execute any documents associated with the substance of this matter.

PASSED, APPROVED AND ADOPTED THIS 23rd day of June, 2015.

(Seal)

Michael S. Morones, Mayor

Attest:

Ann L. Mackie, Town Clerk