

**MINUTES OF THE COUNCIL OF THE TOWN OF SILVER CITY
REGULAR COUNCIL MEETING
Grant County Administration Center, 1400 Hwy. 180, Silver City, NM
March 22, 2016, 6:00 p.m.**

Present:

Ken Ladner, Mayor
Cynthia Ann Bettison, District 1
Lynda D. Aiman-Smith, District 2
Jose A. Ray, Jr., District 3
Guadalupe Cano, District 4

Also Present:

Alex C. Brown, Town Manager-Finance Director
Ann L. Mackie, Town Clerk
Robert L. Scavron, Town Attorney
Robert Esqueda, Utilities Director

- 1. CALL TO ORDER/PLEDGE OF ALLEGIANCE** – Mayor Ladner called the meeting to order at 6:00 p.m.
- 2. CEREMONIES** – None.
- 3. PROCLAMATIONS** – "**Welcome Home Vietnam Veteran's Day**" - **March 29, 2016**. Mayor Ladner said the Town wanted to honor and recognize their Vietnam veterans with a proclamation and he asked Councilor Ray to help him present it. The Mayor read the proclamation and Councilor Ray presented it to Edna Pulistan, Regent of the local Jacob Bennett Chapter of the New Mexico State Organization National Society of the Daughters of the American Revolution. Ms. Pulistan said the Daughters of the American Revolution honored their revolutionary war ancestors, but also liked to honor all of the men and women who served their country in the many wars.
- 4. PUBLIC INPUT** – None.
- 5. COUNCIL COMMENTS** - The Council commented on the following: upcoming events; how Doña Ana County had more veterans than Grant County; possibly making a flag for the Town of Silver City; a suggestion to install 3 tall lights downtown so people would feel safer; an upcoming cell phone ordinance; a legal notice about how the Town was selling the property at 914 Pope Street; how projects had to be prioritized based on the priorities of the Town because many projects required a number of departments and outside experts; how the Bicycle Master Plan was moving forward; staff was thanked for beginning the process of reviewing various Town plans; how public comments would be taken into consideration for the upcoming infrastructure capital improvement 5 year plan for the Town; how public monies subsidized some of the projects that the Town had done over the years, but competition for those funds was escalating; openings for volunteer positions on various Town boards and committees; some of the Mayor's experiences in the past 2 weeks since being sworn in; how Manager Brown would authorize angled parking back on Broadway and have the stop sign by the Museum reinstalled; how the downtown merchants would be asked to help beautify downtown with flower boxes, cleaning their sidewalks, etc.; how Senator Howie Morales put together a group of people from Silver City, the neighboring communities, and the county to look at a potential site for a community center and that he also had an interest in somehow building a structure over the current swimming pool to make it a year-long facility; and how there were things going on that involved all of the Town Council, the State Representatives and others that would hopefully get things moving in a good direction.
- 6. CHANGES TO AGENDA** – None.
- 7. APPROVAL OF MINUTES - Regular Meeting on March 8, 2016** - Councilor Aiman-Smith moved to approve the minutes of the Regular Council Meeting of March 8, 2016. Councilor Bettison seconded. Mayor Ladner said there was a motion and a second. He asked if there was any other discussion, and there was none. He asked for a vote of all those in favor, and all 4 Councilors said aye. He asked if any were opposed, and there were none. Motion carried.
- 8. REPORTS - A. Staff Reports.** Manager Brown said he and Assistant Manager Marshall would give updates on Town plans and what had been done. He said they would work hard to educate the community on what had been done

on the various plans, including the challenges, and they would start working on an updated Comprehensive Plan which would make all of the plans work together.

9. PUBLIC HEARINGS - None.

10. UNFINISHED BUSINESS - None.

11. NEW BUSINESS -

A. Approval / Disapproval of 2 Public Celebration Permit Applications for the Toadfest Tap Takeover event sponsored by Little Toad Creek Brewery on April 16, 2016 from noon to midnight at 200 N. Bullard St., Silver City, NM. License Holders: 1) Little Toad Creek Distillery, License # 63004, HC68 Box 134, Silver City, NM 88061, and 2) Little Toad Creek Brewery, License # 67021, HC68 Box 134, Silver City, NM 88061. Mayor Ladner asked who would be representing the applicant. Theresa Dahl-Bredine came forward and said it would be their third year with their co-sponsor, the New Mexico Brewers Guild. She said their goal was to promote local New Mexico craft beverages and she was happy that their event would again be on the same day as the Trail Days event to promote the Continental Divide Trail. She said they would be extending their premises into the street with a street closure from Broadway to Yankie Street and they already obtained the Town's special event permit for it. There was further discussion about how Little Toad Creek was working with the downtown merchants for the event to make it more festive; how the list of alcohol servers should be updated; how over the last fiscal year the Town paid \$18,000.00 in employee overtime which was above the normal budget for working during all of the events held between April and November; how they needed to do an analysis on how events and tourism paid back the Town; and how at least 10 New Mexico brewers would be at the festival. Mayor Ladner asked for a motion. Councilor Ray told Ms. Dahl-Bredine that they enjoyed the things she was doing downtown and he was happy that she would have a 5 foot fence at the event. He made a motion to approve 2 Public Celebration Permit Applications for the Toadfest Tap Takeover event sponsored by Little Toad Creek Brewery on April 16, 2016 from noon to midnight at 200 N. Bullard St., Silver City, NM. License Holders: 1) Little Toad Creek Distillery, License # 63004, HC68 Box 134, Silver City, NM 88061, and 2) Little Toad Creek Brewery, License # 67021, HC68 Box 134, Silver City, NM 88061. Councilor Cano seconded. Mayor Ladner said they had a motion and a second. He asked for a vote of all those in favor, and all 4 Councilors said aye. He asked if any were opposed, and there were none. Motion carried.

B. Approval / Disapproval of 2 Public Celebration Permit Applications and waiver of NMSA 1978 60-6B-10 of the prohibition of dispensing of alcoholic beverages within 300 feet of a church or school. Event information: Tour of the Gila beer garden sponsored by Tour of the Gila, Inc. on May 7, 2016 from noon until 7:00 p.m. at 703 N. Bullard St., Silver City, NM. License Holders: 1) Little Toad Creek Distillery, License # 63004, HC68 Box 134, Silver City, NM 88061, and 2) Little Toad Creek Brewery, License # 67021, HC68 Box 134, Silver City, NM 88061. Mayor Ladner asked who would be representing the applicant. Jack Brennan and Michelle Geels came forward. Ms. Geels thanked the Council and said it was their 30th year for the Tour of the Gila and she asked for the approval of the beer and spirit garden. She said they received their Town permit for the closure of the street. Mr. Brennan said it was the 4th or 5th year for the beer garden and he provided further details about the Expo and vendors. Mayor Ladner asked for a motion. Councilor Ray thanked them and said their security people did a good job. He made a motion to approve 2 Public Celebration Permit Applications and waiver of NMSA 1978 60-6B-10 of the prohibition of dispensing of alcoholic beverages within 300 feet of a church or school. Event information: Tour of the Gila beer garden sponsored by Tour of the Gila, Inc. on May 7, 2016 from noon until 7:00 p.m. at 703 N. Bullard St., Silver City, NM. License Holders: 1) Little Toad Creek Distillery, License # 63004, HC68 Box 134, Silver City, NM 88061, and 2) Little Toad Creek Brewery, License # 67021, HC68 Box 134, Silver City, NM 88061. He also thanked the church for allowing the event to happen. Councilor Cano seconded. Mayor Ladner said there was a motion and a second. He asked for a vote of all those in favor, and all 4 Councilors said aye. He asked if any were opposed, and there were none. Motion carried.

C. Approval / Disapproval of Resolution No. 2016-12: a Resolution authorizing the submission of a New Mexico Community Development Block Grant Program application to the Department of Finance and Administration / Local Government Division; and authorizing the Mayor to act as the Town of Silver City's Chief Executive Officer and authorized representative in all matters pertaining to the Town of Silver City's participation in the

Community Development Block Grant Program. Mayor Ladner gave the floor to Manager Brown. Manager Brown said it was an application to authorize the Town to submit a Community Development Block Grant to do 6 blocks of water line replacement in the Chihuahua Hill neighborhood from Robert Street down to Highway 90 and from Dorothy to Alice Street. He said the full grant application was for \$475,776.00 to do all of the project, but a phased project would cost \$380,869.00, and it would require a \$47,578.00 match which would be budgeted in the next year's budget if the grant was approved. There was further discussion. Mayor Ladner asked for a motion. Councilor Ray moved to approve Resolution No. 2016-12: a Resolution authorizing the submission of a New Mexico Community Development Block Grant Program application to the Department of Finance and Administration / Local Government Division; and authorizing the Mayor to act as the Town of Silver City's Chief Executive Officer and authorized representative in all matters pertaining to the Town of Silver City's participation in the Community Development Block Grant Program. Councilor Aiman-Smith seconded. Mayor Ladner said there was a motion and a second, and he asked for a roll call vote. Councilor Cano voted aye; Councilor Ray voted aye; Councilor Aiman-Smith voted aye; and Councilor Bettison voted aye. Motion carried.

D. Approval / Disapproval of Bid #15/16-5: Wastewater Treatment Plant Grit Removal System. Mayor Ladner gave the floor to Manager Brown. Manager Brown said it was a Colonias infrastructure project from the 2015 awards and they were awarded \$457,824.00. He stated they received 1 bid from Smithco Construction, Inc. out of Caballo, New Mexico in the amount of \$477,595.00 without gross receipts taxes, and that with gross receipts taxes it would be \$508,937.17. He said the staff recommendation was to award the project and to budget the remaining dollars in the next year's budget. There was further discussion about the project. Mayor Ladner asked for a motion. Councilor Bettison moved to approve Bid #15/16-5: Wastewater Treatment Plant Grit Removal System per staff recommendation to Smithco Construction, Inc. for \$477,595.00 without gross receipts taxes. Manager Brown stated she needed to include gross receipts taxes. Councilor Bettison added "plus gross receipts taxes" to her motion. Councilor Aiman-Smith seconded. Mayor Ladner said there was a motion and a second. He asked for a vote of all those in favor, and all 4 Councilors said aye. He asked if any were opposed, and there were none. Motion carried.

12. ADJOURNMENT – Mayor Ladner asked for a motion to adjourn. Councilor Ray moved to adjourn at 7:01 p.m. and Councilor Bettison seconded. Mayor Ladner stated there was a motion and a second to adjourn. He asked for a vote of all those in favor, and all 4 Councilors said aye. He asked if any were opposed, and there were none. Motion carried.

Ken Ladner, Mayor

Attest:

Ann L. Mackie, Town Clerk