

**MINUTES OF THE COUNCIL OF THE TOWN OF SILVER CITY**  
**SPECIAL COUNCIL MEETING**  
**Grant County Administration Center, 1400 Hwy 180, Silver City, NM**  
**December 17, 2009 – 6:00 P.M.**

**Present:** James R. Marshall, Mayor  
Cynthia A. Bettison, District 1  
Thomas A. Nupp, District 2  
Simon Wheaton-Smith, District 3  
Steve May, District 4

**Also Present:** Alex C. Brown, Town Manager-Finance Director  
Ann L. Mackie, Town Clerk  
Peter Pena, Public Works Director

**1. CALL TO ORDER/PLEDGE OF ALLEGIANCE** – Mayor Marshall called the meeting to order at 6:00 p.m.

**2. APPROVAL OF THE MINUTES – Regular Meeting – December 8, 2009:** Councilor Bettison made a motion to approve the minutes. Councilor May seconded the motion. All were in favor, motion passed.

**3. NEW BUSINESS –**

**A. Approval / Disapproval of Bid 09/10-10: 2009 ARRA, Silver Street ADA (Americans with Disabilities Act) & Roadway Improvements.** Manager Brown presented the details of Bid 09/10-10 and stated the Town received bids for the project from Morrow Enterprises, Inc. and from Southwest Concrete and Paving, Inc. He said it was staff's recommendation to award the bid to Southwest Concrete and Paving, Inc. for both Bid Lot # 1 and # 2, and stated it was contingent on the New Mexico Department of Transportation's clearance of the project. Peter Pena, Public Works Director, answered questions from the Council and stated he would like to begin the project in mid-February 2010. There was further discussion. Councilor May made a motion to approve Bid 09/10-10 for the Silver Street ADA and roadway improvements and award the bid to Southwest Concrete and Paving, Inc., involving Bid Lot #1 for \$440,180.55 and Bid Lot #2 for \$27,032.80, with gross receipts tax for a grand total of \$501,086.32. Councilor Wheaton-Smith seconded the motion as stated. There was no further discussion. All were in favor, motion passed.

**B. Appointment of four members to the Mayor's Climate Protection Citizens Advisory Committee.** Mayor Marshall received the Council's consensus to appoint Debaura James, Jim Kerstetter, Gary Edwards, and James Goodkind to the committee for one year terms.

**C. Approval / Disapproval of request for destruction of records from the following departments: Police, Recreation Center/Public Works, Finance and Payroll, Utility Billing, and Executive Departments; quantity 95 boxes.** Town Clerk Mackie requested approval of the destruction of 95 boxes of departmental records and stated the New Mexico State Records and Archives had approved their destruction because they had met their retention. She commented that the Town had contracted with a bonded vendor to do the destruction. Councilor Wheaton-Smith made a motion to approve the request for destruction of 95 boxes as specified in the Council package for December 17, 2009. Councilor Bettison seconded the motion as stated. There was no further discussion. All were in favor, motion passed.

**12. ADJOURNMENT** – Councilor Wheaton-Smith made a motion to adjourn at 6:15 p.m. Councilor May seconded the motion. All were in favor, motion passed.

/s/

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James R. Marshall, Mayor

Attest:

/s/

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Ann L. Mackie, Town Clerk