



**GOVERNING BODY
OF THE TOWN OF SILVER CITY**

**REGULAR COUNCIL MEETING
AGENDA
JULY 13, 2010, 7:00 P.M.**

GRANT COUNTY ADMINISTRATION CENTER, 1400 HWY. 180 E., SILVER CITY, NM

- 1. CALL TO ORDER, PLEDGE OF ALLEGIANCE, AND READING OF MISSION STATEMENT**
- 2. CEREMONIES** - Recognition of the Town of Silver City by the Chamber of Commerce.
- 3. PROCLAMATIONS**
- 4. PUBLIC INPUT**
- 5. COUNCIL COMMENTS**
- 6. CHANGES TO AGENDA**
- 7. APPROVAL OF MINUTES**
 - Regular Meeting – June 22, 2010
 - Strategic Planning Session – June 28, 2010
- 8. REPORTS**
 - A. Report by Fire Marshal Lambert on the status of the Penny Park remediation.
- 9. PUBLIC HEARINGS**
 - A. Approval / Disapproval of Ordinance No. 1165: An Ordinance amending Municipal Code Chapter 151, §151.031 (Land Use Code, Use Table) by modifying the “Use Table” to include child care centers as a conditional use in Residential “A” zoned districts within the Town of Silver City, Grant County, NM.
 - B. Approval / Disapproval of AP10-1: An appeal of the Planning and Zoning Commission's decision to deny a request for a Variance to allow encroachments into the side setbacks for a property located at 4008 Hwy. 90S. Appellant is Charles Cassidy.
- 10. UNFINISHED BUSINESS**
 - A. Approval / Disapproval of action on Penny Park in order to provide the Council guidance to staff regarding the contract/process to be utilized in repair of the burned section of Penny Park.
 - B. Approval / Disapproval of Ordinance No. 1166: an Ordinance amending Municipal Code Chapter 70, §70.07(B) (Schedule of Penalty Assessments).
 - C. Approval / Disapproval of Ordinance No. 1167: an Ordinance amending Municipal Code Chapter 30, §30.02 (A) (Town Council, Meetings; Regular).
 - D. Approval / Disapproval of Resolution No. 2010-18: a Resolution amending Resolution No. 2010-01 (Open Meetings) to reflect the time-change provisions of Ordinance No. 1167 regarding time and place of Town Council meetings.
- 11. NEW BUSINESS**
 - A. Approval / Disapproval of Resolution No. 2010-17: participation in Local Government Road Fund Program administered by NM Department of Transportation.
 - B. Approval / Disapproval of Resolution No. 2010-19: a Resolution authorizing the purchase of a certain parcel of improved property commonly known as 1007 Pope Street, Silver City, NM.
 - C. Appointment of 3 members to the Museum Board.
 - D. Appointment of 1 member to the Planning and Zoning Commission.
 - E. Discussion and possible action for a change in the distribution of lodgers tax.
- 12. ADJOURNMENT**

Town of Silver City Council Members

<u>Name</u>	<u>Elected Position</u>	<u>Telephone</u>	<u>Term of Office</u>
James R. Marshall	Mayor	534-6346	04/10 - 03/12
Cynthia Ann Bettison	Councilor, District 1	538-3887	04/09 - 03/11
Jamie K. Thomson	Councilor, District 2	534-9040	04/10 - 03/12
Simon Wheaton-Smith	Councilor, District 3	590-2396	04/09 - 03/11
Michael S. Morones	Councilor, District 4	313-9787	04/10 - 03/12

MISSION STATEMENT OF THE TOWN OF SILVER CITY

Silver City is the hub of an inclusive community settled within a small town that through guided growth, honors and preserves its historical, cultural, and natural heritage while facilitating jobs, health, and education resources such that the residents and visitors may enjoy and protect the recreational opportunities of the area and high quality of life.

Approved by the Town Council on May 25, 2010.

The Council may call an EXECUTIVE SESSION pursuant to NMSA 1978 Section 10-5-1(H) for the following reasons:

1. meetings pertaining to **issuance, suspension, renewal or revocation of a license**, except that a hearing at which evidence is offered or rebutted shall be open;
2. **limited personnel matters** which means the discussion of hiring, promotion, demotion, dismissal, assignment or resignation of or the investigation or consideration of complaints or charges against any individual public employee;
3. deliberations by a public body in connection with an **administrative adjudicatory proceeding**;
5. meetings for the **discussion of bargaining strategy preliminary to collective bargaining negotiations** between the policymaking body and a bargaining unit representing the employees of that policymaking body and collective bargaining sessions at which the policymaking body and the representatives of the collective bargaining unit are present;
6. that portion of meetings at which a decision concerning **purchases in an amount exceeding \$2,500 that can be made only from one source** and that portion of meetings at which the **contents of competitive sealed proposals solicited pursuant to the Procurement Code (13-1-28 NMSA 1978) are discussed during the contract negotiation process**. The actual approval of purchase of the item or final action regarding the selection of a contractor shall be made in an open meeting;
7. meetings subject to the **attorney-client privilege pertaining to threatened or pending litigation** in which the public body is or may become a participant;
8. meetings for the **discussion of the purchase, acquisition or disposal of real property or water rights** by the public body.

Note: NMSA 1978 Section 10-5-1(H) Exceptions (4) relating to students, (9) relating to public hospitals, and (10) relating to the gaming control board were not listed above since they do not apply to the Town of Silver City.

**For information on what's happening in local government,
please visit the Town's website at www.townofsilvercity.org.**