

**MINUTES OF THE COUNCIL OF THE TOWN OF SILVER CITY
REGULAR COUNCIL MEETING
Grant County Administration Center, 1400 Hwy. 180, Silver City, NM
July 25, 2016, 9:00 a.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
Robert L. Scavron, Town Attorney
Ann L. Mackie, Town Clerk
Terry Timme, Office of Sustainability
Peter Pena, Public Works Director

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE – Mayor Ladner called the meeting to order at 9:00 a.m.

2. CEREMONIES – None.

3. PROCLAMATIONS - None.

4. PUBLIC INPUT – None.

5. COUNCIL COMMENTS - The Council commented on the following: how the Bicycle Master Plan was in the final stages and Councilor Aiman-Smith thanked the Community Development Department staff and the consultants for working so hard on it; Councilor Bettison shared information from the recent New Mexico Municipal League meetings that she attended; how Councilor Ray was in favor of the 4-way stop signs at Bullard Street and Broadway Avenue and would like the Town and the Police Chief to consider implementing them permanently; how for safety reasons Councilor Ray would like to see 2 cops together when patrolling; how the new ordinance regarding the ban on using a cell phone while driving a motor vehicle or bicycle was in affect; how Mayor Ladner was meeting with members of the Silver City MainStreet Project Board to talk about handicap access at the Silco Theater so it would be a good experience for everybody; and how one of the Mayor’s campaign platforms was that the Town needed good looking, first class signs at the 3 main entrances into town and how he would be working with Manager Brown about it, and they would want the Town Council’s approval at some point.

6. CHANGES TO AGENDA – None.

7. APPROVAL OF MINUTES - Special Meeting on June 27, 2016 - Councilor Aiman-Smith moved to approve the minutes of the Special Council Meeting of the Town of Silver City on June 27, 2016. Councilor Bettison seconded. Mayor Ladner asked if there was any discussion, and there was none. He said there was a motion and a second, and he asked all those in favor to say aye. All 4 Councilors said aye. He asked if any were opposed to say nay, and there was no opposition. Motion carried. **Regular Meeting on July 12, 2016** - Councilor Aiman-Smith moved to approve the minutes of the Regular Council Meeting of the Town of Silver City on July 12, 2016. Councilor Bettison seconded. The Mayor asked if there was any discussion, and there was none. He said there was a motion and a second, and he asked all those in favor to say aye. All 4 Councilors said aye. He asked if any were opposed to say nay, and there was no opposition. Motion carried.

8. REPORTS -

A. Staff Reports. – Dr. Terry Timme, from the Town’s Office of Sustainability, gave an update on changes occurring in the recycling program in Silver City and Grant County. He said the biggest change became effective on July 1, 2016 with the discontinuance of the collection of glass. He said they tried to repurpose or reuse glass with a local construction company, but they could not use it. He said they would have to haul the glass to Phoenix and it would cost the Town about \$42,000 per year which was something beyond the budget of the Town or the Southwest Solid Waste

Authority. He said the decision was made to discontinue recycling glass at the curbside or at the landfill so all glass should go in with household trash. He said glass was inert so it was not a big problem in the landfill and would not cause damage, plus the amount collected was less than one percent of the typical trash in the landfill and it would not change the lifespan of the landfill. He stated they would keep looking for options, and he discussed how they would be changing the way they collected recycling in Silver City by using green carts for recycling and collect them automatically, etc. He talked about the types of items that could be recycled and how cardboard had a high market value so it was separated out to make as much money as possible. He answered questions from Councilor Aiman-Smith about the cost to set up a glass crusher, and there was further discussion. Manager Brown commented that in a few months they would have to change the Town ordinance because they would need an enforcement tool to require people to put their recyclables in the new green containers.

Manager Brown reported on a water conservation grant that the Town received earlier in the year and how it would allow them to update their accounting and billing software to be more user friendly and to get more information to the customers. He discussed the status of the grant agreement and said they would know for sure in the next few weeks.

9. PUBLIC HEARINGS - None.

10. UNFINISHED BUSINESS- None.

11. NEW BUSINESS -

A. Approval / Disapproval of 2 Public Celebration Permit Applications and a waiver of NMSA 1978 Section 60-6B-10 of the prohibition of dispensing of alcoholic beverages within 300 feet of a church or school. Event information: the 1st Southwest Print Fiesta sponsored by Mimbres Region Arts Council, with alcohol service on September 3, 2016 from noon to 11:00 pm. Liquor License Holder Information: 1) Little Toad Creek Brewery #67021, HC68 Box 134, Silver City, NM, 2) Little Toad Creek Distillery #63004, HC68 Box 134, Silver City, NM. Kevin Lenkner, Executive Director of the Mimbres Region Arts Council, said they were excited to be piloting a new festival and that the Pickmania festival was taking a break. He said they were doing a visual arts themed fiesta. Councilor Aiman-Smith asked him to talk about the street closure and the rolling thing (that was pictured in the event brochure). Mr. Lenkner described how there would be vendors on the street and in the courtyard of the Seedboat Gallery, and that artists would create a 36 inch by 36 inch print and the steam roller would roll over it as a way to make a print. He said it was the first one in New Mexico and that they would make it a regional event similar to the CLAY Festival, but on a much smaller scale with about 200 to 300 people. Mayor Ladner said he would entertain a motion. Councilor Ray moved to approve the 2 Public Celebration Permit Applications and a waiver of NMSA 1978 Section 60-6B-10 of the prohibition of dispensing of alcoholic beverages within 300 feet of a church or school. Event information: the 1st Southwest Print Fiesta sponsored by Mimbres Region Arts Council, with alcohol service on September 3, 2016 from noon to 11:00 pm. Liquor License Holder Information: 1) Little Toad Creek Brewery #67021, HC68 Box 134, Silver City, NM, 2) Little Toad Creek Distillery #63004, HC68 Box 134, Silver City, NM. Councilor Cano seconded. The Mayor asked if there was any discussion, and there was none. He asked all those in favor to say aye, and all 4 Councilors said aye. He asked if any were opposed, and there were none. Motion carried.

B. Approval / Disapproval of Resolution No. 2016-15: Final Quarter Financial Report Year Ending June 30, 2016. Manager Brown said it was required that the Town Council certify the final quarter report. He said the beginning cash balances in the report were the final balances at the end of the last fiscal year, and that the last fiscal year had \$490,000 for the cash balance in the General Fund. He said the current year had \$799,000 for the cash balance and the total cash at the end of last year was \$819,000. He said at the end of the current year they were at \$3,100,000 and that a big part of it was due to the quarter percent increase in gross receipts taxes and because they pushed harder to get their reimbursements back on a timely manner. He said they were more stringent on how they spent the funds internally, especially the grants since there was a lot of money outstanding the previous year. He said the auditor was concerned with the cash on hand and currently it was almost 4 times what they had the previous year so they fixed that concern. He said he was concerned that the state would not reimburse them for grants on a timely manner or at all since the state was in a financial situation. There was further discussion about the possibility of a special session of the legislature and how they may do a sweep, etc. Mayor

Ladner asked for a motion. Councilor Bettison moved to approve Resolution No. 2016-15: Final Quarter Financial Report Year Ending June 30, 2016. Councilor Aiman-Smith seconded. The Mayor asked if there was any discussion and there was none. He asked for a roll call vote. Councilor Bettison voted aye; Councilor Aiman-Smith voted aye; Councilor Ray voted aye; and Councilor Cano voted aye. Motion carried.

C. Approval / Disapproval of Resolution No. 2016-16: a Resolution amending the approved or adopted budget for the Fiscal Year commencing July 1, 2015 through June 30, 2016, and for Municipal Purpose in the Town of Silver City, NM, transferring and appropriating funds thereof. Manager Brown said it was basically a change to the Fiscal Year 2016 budget and it was a final change. He said they added the grants that were received during the year and they deleted some of the grants that they did not receive, and he explained further. He said the only significant changes were that they transferred more money out of the Sanitation Fund and the Water and Sewer Fund to cover the grants and some of the overages in other funds, etc. There were no questions from the Council. Mayor Ladner asked for a motion. Councilor Aiman-Smith moved to approve Resolution No. 2016-16: a Resolution amending the approved or adopted budget for the Fiscal Year commencing July 1, 2015 through June 30, 2016, and for Municipal Purpose in the Town of Silver City, NM, transferring and appropriating funds thereof. Councilor Bettison seconded. Mayor Ladner asked if there was any discussion, and there was none. He asked for a roll call vote. Councilor Bettison voted aye; Councilor Aiman-Smith voted aye; Councilor Ray voted aye; and Councilor Cano voted aye. Motion carried.

D. Approval / Disapproval of Resolution No. 2016-17: approval and adoption of the Budget for the Fiscal Year commencing July 1, 2016 through June 30, 2017. Manager Brown said it was the final budget and it had updated beginning cash balances unaudited for the next fiscal year. He said the biggest change in the General Fund was the change in the beginning cash balance of \$500,000 to \$799,000 and that they decreased revenue projections to be more cautious for the next year, and the expenditures were increased from \$9,437,000 to \$9,505,000 because they changed benefits and some increases had been approved for the year so it left them with a 1/12th required reserve of \$792,000. He said they were budgeting an ending cash balance of \$974,000 so they were exceeding the 1/12th required reserve to be cautious. Mayor Ladner asked if there were any questions, and there were none. He said he would hear a motion. Councilor Ray moved to approve Resolution No. 2016-17: approval and adoption of the budget for the Fiscal Year commencing July 1, 2016 through June 30, 2017. Councilor Cano seconded. Mayor Ladner asked if there was any discussion, and there was none. 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. Manager Brown thanked Anita Norero, Deputy Finance Director, and stated Ms. Norero did all of the detailed work on the budget. He also thanked the accounting staff for the great job they did.

E. Approval / Disapproval of Resolution No. 2016-18: a Resolution of the Town Council of the Town of Silver City supporting the naming of the Hudson Street Bridge located on Highway 90 in Silver City as “The Veterans Memorial Bridge”. Councilor Ray thanked the local veteran groups for allowing him to bring up the Resolution before the Town Council, and that it was with great honor that they should have a bridge named for the veterans. He said they needed to have something like that more often and they should have a celebration on Hudson Street with everybody. He moved to approve Resolution No. 2016-18: a Resolution of the Town Council of the Town of Silver City supporting the naming of the Hudson Street Bridge located on Highway 90 in Silver City as “The Veterans Memorial Bridge”. Councilor Cano seconded. Mayor Ladner asked if there was any discussion, and there was none. 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. There was further discussion about closing off the bridge for a dedication ceremony. Ray Davis, Commander of the American Legion Post in Silver City, expressed his appreciation on behalf of all the past and future veterans, and he said it was a real honor.

F. Approval / Disapproval of Resolution No. 2016-20: Participation in Local Government Road Fund Program administered by the New Mexico Department of Transportation. Peter Pena, Public Works Director, said the Resolution would let the Town enter into a cooperative agreement with the New Mexico Department of Transportation and that it partially funded about 50 percent of the Town’s annual chip and fog seal project. There was discussion about how the road project was in the northern part of District 1 with a little bit of District 2 on 41st

Street and Gold Street. Mr. Pena said the project was for the following year and the current year's project was set for August 1st for a section of road west of Little Walnut Road and north of 12th Street. There was further discussion about the importance of advertising the road projects to the public. Mayor Ladner asked for a motion. Councilor Bettison moved to approve Resolution No. 2016-20: Participation in Local Government Road Fund Program administered by the New Mexico Department of Transportation. Councilor Aiman-Smith seconded. Mayor Ladner asked if there was any discussion, and there was none. He asked for a roll call vote. Councilor Bettison voted aye; Councilor Aiman-Smith voted aye; Councilor Ray voted aye; and Councilor Cano voted aye. Motion carried.

G. Approval / Disapproval of the Selection of a Voting Delegate and Alternate to vote at the New Mexico Municipal League's Annual Conference. Mayor Ladner said before he was elected as the Mayor he had a commitment already for when the annual meeting would be so he would not be able to attend the conference. He said Mayor Pro Tem Bettison and Councilor Cano would be attending, and he recommended the Council appoint Councilor Bettison as the voting delegate and Councilor Cano as the alternate. He asked for a motion. Councilor Aiman-Smith moved to approve the selection of Councilor Bettison as the voting delegate and Councilor Cano as the alternate to vote at the New Mexico Municipal League's Annual Conference. Councilor Ray seconded. There was no further discussion. Mayor Ladner asked for a vote of all those in favor to say aye, and all 4 Councilors said aye. He asked if any were opposed to say nay, and there was no opposition. Motion carried.

12. ADJOURNMENT – Mayor Ladner asked for a motion to adjourn. Councilor Bettison moved to adjourn at 9:49 a.m., and Councilor Aiman-Smith 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.

_____/s/_____
Ken Ladner, Mayor

Attest:

_____/s/_____
Yolanda C. Holguin, Acting Town Clerk