

**MINUTES OF THE COUNCIL OF THE TOWN OF SILVER CITY  
REGULAR COUNCIL MEETING  
Grant County Administration Center, 1400 Hwy. 180, Silver City, NM  
February 12, 2019, 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 E. Cano, District 4

**Also Present:**

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

**1. CALL TO ORDER / PLEDGE OF ALLEGIANCE** – Mayor Ladner called the meeting to order at 6:00 p.m. He recognized Boy Scout Troop #110 for attending the meeting as they work on their citizenship and communications merit badges.

**2. CHANGES TO AGENDA** - None.

**3. CEREMONIES** – None.

**4. PROCLAMATIONS** – None.

**5. COUNCIL COMMENTS** – Councilor Bettison commented on the following: thanks to Silver City Police Officers for making sure the citizens were safe by ticketing a driver that ran a red light at 14<sup>th</sup> Street and Pope Street; how the Boy Scouts were doing a food drive; how she was seeking ideas for the District 1 Territorial Charter Volunteer Day event; thanks to Councilor Ray for his service and other veterans’ for their service for the Color Guard on the Senate floor during the Grant County Day events at the legislature; thanks to Mayor Ladner for doing the benediction on the House floor during the Grant County Day events at the legislature; and how the Western New Mexico University Museum would celebrate its 45<sup>th</sup> Anniversary on July 13, 2019 with a Black and White Gala to kick off the Clay Festival. Councilor Cano commented on the following: thanks to the Grant County Prospectors, including Councilor Bettison, for putting on another fantastic Grant County Day at the legislature and how several organizations were very successful in their lobbying; questioned how the minimum wage bill would affect Silver City and Manager Brown said it would have a slight increase on the base wage of \$9.50 per hour for the Town of Silver City organization; and how a Museum employee physically hurdled over her as she sat in her wheelchair while attending the new Ranch Exhibit at the Silver City Museum and that they may want to do some diversity training for Town staff. Councilor Ray commented on the following: thanks to Councilor Bettison for what she does with the Grant County Prospectors and how he would like to see more people go up for Grant County Day; and thanks to Manager Brown for allowing the maintenance crew to put up a flag pole, lights, and the American and State flags at the La Capilla Chapel and how he would have the Prisoners of War flag at the end of the week. Councilor Aiman-Smith commented on the following: praises to the Town and the Mimbres Region Arts Council for the Chocolate Fantasia event; how the Territorial Charter Day celebration and events would be held during the upcoming weekend to celebrate the Town’s historical charter; how the District 2 Territorial Charter Volunteer Day would take place on July 13 and she was coordinating with the Clay Festival and how they would be installing some interesting features on the outside of the old Waterworks Building that would be accessible to the public; and she gave a shout out to the disabled American veterans for getting a new van to provide transportation for disabled veterans to various medical appointments. Mayor Ladner thanked all the people that volunteered in the community, including the Town Council for their volunteer projects, the Boy Scouts and their leaders, etc. He also commented on the upcoming Territorial Charter Day Ball and how the Illusions Band would be playing etc.

**6. APPROVAL OF MINUTES - Regular Meeting - January 22, 2019** - Councilor Aiman-Smith moved to approve the Minutes of the Regular Council Meeting of the Town of Silver City of January 22, 2019. Councilor Bettison

seconded. The Mayor asked if there was any discussion, and there was none. He asked those in favor to approve the minutes to say aye, and all four Councilors said aye. He asked if any were opposed to say nay, and there was no opposition. Motion carried. **Special Meeting – January 28, 2019 - Councilor Aiman-Smith moved to approve the Minutes of the Special Council Meeting of the Town of Silver City of January 28, 2019.** Councilor Ray seconded. The Mayor asked if there was any discussion, and there was none. He asked those in favor to approve the minutes to say aye, and all four Councilors said aye. He asked if any were opposed to say nay, and there was no opposition. Motion carried.

**7. PUBLIC INPUT** – None.

## **8. REPORTS**

**A. Staff Reports.** – Bart Roselli, the Education and Programs Coordinator for the Silver City Museum, thanked Councilor Cano for giving a shout out about the museum’s ranching exhibit about Grant County and said many local residents attended the museum for the first time to see an exhibit about their local area. He said almost 200 people attended and he would talk to staff about jumping over people. He also discussed the upcoming events for the Territorial Charter Day celebrations and thanked the Town for their support in putting on the event.

**9. PUBLIC HEARINGS** – None.

**10. UNFINISHED BUSINESS** – None.

## **11. NEW BUSINESS -**

**A. Approval / Disapproval of Notice of Intent Ordinance No. 1277: An Ordinance amending Chapter 6 (Animals), Article I, Section 6-1 (Definitions), Section 6-34(a) Authority of Town Manager and Animal Control Officer), Chapter 6-55 b. (Administrative Enforcement; Citations) and Chapter 32 (Nuisances), a new Section 32-14 (Animals), of the Municipal Code of the Town of Silver City.** Councilor Bettison, sponsor of the ordinance, said the ordinance was requested by staff to enable the animal control officer (ACO) to be able to issue citations and not have to call in a code enforcement officer or police officer. She said it was a simple move of already existing language into the proper area, so the ACO could issue citations related to animal nuisances. ACO Vickie Toney said she could not cite under the Code’s Public Nuisance section because the definitions were in Chapter 6; that they were taking the definitions of Chapter 6 and putting them into Chapter 32. Attorney Scavron said it was housekeeping to accommodate the interpretation given by the municipal court judge. There was further discussion about including animal defecation in other people’s yards and how ACO Toney would provide a report at the next meeting to show the number of complaints. Mayor Ladner asked for a motion. Councilor Bettison moved to approve Notice of Intent Ordinance No. 1277: An Ordinance amending Chapter 6 (Animals), Article I, Section 6-1 (Definitions), Section 6-34(a) Authority of Town Manager and Animal Control Officer), Chapter 6-55 b. (Administrative Enforcement; Citations) and Chapter 32 (Nuisances), a new Section 32-14 (Animals), of the Municipal Code of the Town of Silver City. Councilor Aiman-Smith seconded. Mayor Ladner asked all those in favor to say aye, and all four Councilors said aye. Motion carried.

**B. Approval / Disapproval of a Memorandum of Understanding between the Town of Silver City and Rosedale Mutual Domestic Water Consumers’ Association.** Manager Brown said it was a continuation of the water agreement, but the Memorandum of Understanding was solely a contract to sell water to the association and he provided further details. There was further discussion about the following: how the Town had sold water to the Association since 1992 with a range of between 24 and 28 acre feet sold which provided an opportunity for expansion if necessary and if the Town Council approved; how any new large businesses would have to be approved by the Town; how 120 PSI was maintained at the Association and would never be kept lower than 80 PSI, etc. Mayor Ladner commended the Town and Town Council for recommending all the initiatives done over the years to conserve their precious commodity of water. He asked for a motion. Councilor Ray moved to approve a Memorandum of Understanding between the Town of Silver City and Rosedale Mutual Domestic Water Consumers’ Association. Councilor Cano seconded the motion. The Mayor said since it was a ten-year contract he wanted a roll call vote. Councilor Cano voted aye; Councilor Ray voted aye; Councilor Aiman-Smith voted aye; and Councilor Bettison voted aye. Motion carried.

**12. Adjournment** – Mayor Ladner concluded the meeting and asked for a motion. Councilor Aiman-Smith moved to adjourn at 6:42 p.m., and Councilor Ray 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 four Councilors said aye. Motion carried.

/s/ \_\_\_\_\_  
Ken Ladner, Mayor

Attest:

/s/ \_\_\_\_\_  
Ann L. Mackie, Town Clerk