

1. 6:00 P.M. August 10,2021 Town Council Meeting Materials

Documents:

[2021 08 10 AGENDA REGULAR COUNCIL MEETING.PDF](#)

- 1.1. 6:00 PM August 10, 2021 Town Council Meeting Materials

Documents:

[2021 07 27 DRAFT MINUTES REGULAR COUNCIL MEETING.PDF](#)  
[RES 2021-18 MEMBERS DUES 2021-2022.PDF](#)



# TOWN OF SILVER CITY COUNCIL

## REGULAR MEETING AGENDA

AUGUST 10, 2021, 6:00 PM

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

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE
2. CHANGES TO AGENDA
3. CEREMONIES
4. PROCLAMATIONS
5. COUNCIL COMMENTS
6. APPROVAL OF MINUTES
  - A. Regular Meeting on July 27, 2021.
7. PUBLIC INPUT
8. REPORTS
  - A. Presentation of progress of Downtown Action Plan and Culture Plan.
  - B. Staff Reports.
9. PUBLIC HEARINGS
10. UNFINISHED BUSINESS
11. NEW BUSINESS
  - A. **Approval / Disapproval of Resolution 2021-18:** Of the Town of Silver City ratifying a certain agreement between the Town of Silver City and the Southwest New Mexico Council of Governments, dated August 13, 2021, and authorizing the executive of same by the proper official of the Town of Silver City.
  - B. **Approval / Disapproval:** Of the Selection of a Voting Delegate and Alternate to vote at the New Mexico Municipal League's Annual Conference.
  - C. **Approval / Disapproval of two Public Celebration Permits:** for the Tour of the Gila Beer Garden on October 2, 2021 with alcohol service from noon to 7:00 p.m. at 820 N. Bullard, Silver City, NM. Liquor License Holder: 1) Little Toad Creek LLC, DBA Little Toad Creek Distillery, License #67085, and 2) Little Toad Creek LLC, DBA Little Toad Creek Brewery, License #63013, 203 S. Mill Road, Silver City, NM.
  - D. **Approval / Disapproval of two Public Celebration Permits and Waiver:** of NMSA 1978 Section 60-6B-10 for alcohol service near a church for the Tour of the Gila VIP Beer Garden on October 2, 2021 with alcohol service from noon to 5:30 p.m. at The Hub at 601 N. Bullard, Silver City, NM. Liquor License Holder: 1) Little Toad Creek LLC, DBA Little Toad Creek Distillery, License #67085, and 2) Little Toad Creek LLC, DBA Little Toad Creek Brewery, License #63013, 203 S. Mill Road, Silver City, NM.
12. ADJOURNMENT

## Town of Silver City Council Members

<u>Name</u>	<u>Elected Position</u>	<u>Telephone</u>	<u>Term of Office</u>
Ken Ladner	Mayor	534-6346	03/2018 - 03/2022
Cynthia Ann Bettison	Councilor, District 1	597-7031	03/2020 - 03/2024
Lynda D. Aiman-Smith	Councilor, District 2	597-7032	03/2018 - 03/2022
Jose A. Ray, Jr.	Councilor, District 3	313-4944	03/2020 - 03/2024
Guadalupe Cano	Councilor, District 4	597-7034	03/2018 - 03/2022

### ***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 10-15-1(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**;
4. 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;
5. 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;
6. meetings subject to the **attorney-client privilege pertaining to threatened or pending litigation** in which the public body is or may become a participant;
7. meetings for the **discussion of the purchase, acquisition or disposal of real property or water rights** by the public body.

Note: NMSA 1978 Section 10-15-1(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](http://www.townofsilvercity.org).**

**MINUTES OF THE COUNCIL OF THE TOWN OF SILVER CITY  
REGULAR COUNCIL MEETING  
GRANT COUNTY ADMINISTRATION CENTER, 1400 HWY. 180 E., SILVER CITY, NM  
July 27, 2021, 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 Managers by phone  
James Reynolds, Town Attorney  
Freddie Portillo, Police Chief  
Milo Lambert, Fire Chief  
Geoffrey Plant, Silver City Daily Press  
James Marshall, Asst. Town Manager  
Anita Norero, Finance Director  
Robert Esqueda, Utilities Director  
Ronald Quintana, Owner of Q's Southern Bistro  
Roger Lanse, Grant County Beat  
Mrs. Jose Ray and Sonja Ray  
Olivia Britton, Utility Billing Supervisor  
Maria C. Sublasky, Admin Asst. to Exec Dept  
Katherine Kunnert, Town Clerk

**1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE** -- Mayor Ladner called the meeting to order at 6:00 p.m. Mayor Ladner stated first he wanted to recognized Police Chief Portillo, everyone presenting tonight and the press.

**2. CHANGES TO AGENDA** – None.

**3. CEREMONIES** – None.

**4. PROCLAMATIONS** – None.

**5. COUNCIL COMMENTS** – Councilor Cano wanted to announce the on July 29, 2021 at 6:00 p.m. the Lieutenant Governor and the Grant County Prospectors will be hosting a meet and greet reception for William Hawkins, the new Superintendent for the Silver City School District. She hopes everyone attends to find out what his plans are for the Silver City Consolidated Schools. Councilor Cano also said she plans to run for another term. Councilor Ray stated to please bear with the construction by Walmart. Councilor Bettison stated she would really like the public to pay more attention to stop lights for public safety. Councilor Aiman-Smith said that school is starting soon and to please pay attention to the speed limit signs when school is in session. She also said Covid cases are doubling over the last few weeks and encourages the public to social distance, use hand sanitizer and get vaccinated. She also stated she is not running again for District Two and encourages anyone who is interested in running to contact her about the details of being a Councilor in Silver City. Mayor stated that it has been a pleasure serve as Mayor of Silver City and he plans to run for another term because there are many projects he would like to see through including the Recreation Center.

**6. APPROVAL OF MINUTES**

Regular Meeting on July 13, 2021. -- Mayor Ladner asked for a motion to approve the minutes. Councilor Aiman-Smith moved to approve the Minutes of the Regular Council Meeting of the Town of Silver City of July 13, 2021. Councilor Ray Seconded. The Mayor asked if there was any discussion, and there was none. Mayor said those in favor say aye. All four Councilors said aye. Mayor said opposed say nye, and there were none. Motion carried.

**7. PUBLIC INPUT** -- Mayor Ladner asked Ms. Kunnert if any public input was received by email, telephone or any other means. Ms. Kunnert stated there was none.

**8. REPORTS**

- A. Staff Reports. – Chief Lambert stated the drought conditions have improved and he would like to lift the Stage One Fire Restrictions. Mayor thanked Chief Lambert for being proactive and protecting the citizens of Silver City.

**9. PUBLIC HEARINGS – None.**

**10. UNFINISHED BUSINESS – None.**

**11. NEW BUSINESS**

**A. Approval / Disapproval of a Special Dispenser Permit Application for-**

a. August 7, 2021, Knights of Columbus Car Show. – Anthony Quintana the owner of Q's Southern Bistro, requested approval of the permit for the Knight's of Columbus Car Show. He said he is aware of the deficiency with the letter from the church not being provided, but he did speak with the church and they have no objections to the event. Mr. Quintana stated he can provide the letter tomorrow. Councilor Bettison asked him to explain the setup of the event. Mr. Quintana said the event will be held at Gough Park on the left side of the basketball court with a four foot fence around the tent. He stated they will have security that will be carding everyone at the entrance. Mayor Ladner asked for a motion. Councilor Cano moved to approve Public Celebration Permit Application and waiver of NMSA 1978 60-6B-10 for alcohol sales near a church or school for the Knights of Columbus Car Show to be held at Gough Park, 1201 N. Pope St., Silver City, NM, on August 7, 2021 with alcohol service from 11:00 p.m. to 6:00 p.m. Liquor License Holder: Dahl Enterprises, LLC, DBA Q's Southern Bistro, Liquor License # 28098, 101 W. College Ave., Silver City, NM 88061, and it is contingent on getting the waiver from the church before August 7, 2021. Councilor Ray Seconded. The Mayor asked if there was any discussion, and there was none. Mayor said those in favor say aye. All four Councilors said aye. Mayor said opposed say nay, and there were none. Motion carried.

b. September 3-5, 2021, Carnitas, Musica y Mas Festival 2021. -- Anthony Quintana the owner of Q's Southern Bistro, requested approval of the permit for the Carnitas, Musica y Mas Festival 2021. He explained that it would also be held at Gough Park and there will be fencing around the entire park and security will be carding the public at the entrance. Mr. Quintana said the bar will be located on the left side of the canopy. He stated they are going to allow people to walk around the park and security will be making sure anyone drinking beer will be wearing a wristband. Councilor Cano stated she was concerned that people under 21 will be attending this event with alcohol. Mr. Quintana said security and the police will be screening everyone in the park. Councilor Bettison confirmed they will have a six-foot fence around the entire park. Mr. Quintana stated they will have security watching the fence and inspecting purses and backpacks to ensure the public does not try to smuggle beer into the event. Councilor Bettison reminded Chief Portillo about the Ordinance they passed about no smoking in the park as well as no pets. Chief Portillo stated they have additional Covid funding to pay for overtime for the officers assigned to the event for the entire weekend. Councilor Bettison said that she appreciated their help. Councilor Ray said he spoke with the Sheriff's Department and they will have some of their officers assisting and will have an officer not in uniform as well. Councilor Aiman-Smith requested that he put up signs stating no minors, no smoking and no pets. Mr. Quintana said he would do his best. Mayor Ladner asked for a motion. Councilor Cano moved to approve Public Celebration Permit Application and waiver of NMSA 1978 60-6B-10 for alcohol sales near a church or school for the Carnitas, Musica y Mas Festival to be held at Gough Park, 1201 N. Pope St., Silver City, NM, on September 3, 2021 with alcohol service from 12:00 p.m. to 11:00 p.m., on September 4, 2021 with alcohol service from 12:00 p.m. to 11:00 p.m. and on September 5, 2021 with alcohol service from 12:00 p.m. to 9:00 p.m. Liquor License Holder: Dahl Enterprises, LLC, DBA Q's Southern Bistro, Liquor License # 28098, 101 W. College Ave., Silver City, NM 88061, also contingent on proving the waiver in writing from the church before September 3, 2021. Councilor Aiman-Smith Seconded. The Mayor asked if there was any discussion, and there was none. Mayor said those in favor say aye. All four Councilors said aye. Mayor said opposed say nye, and there were none. Motion carried.

**B. Approval / Disapproval of Resolution 2021-15 -- Approving of FY 21 Budget Adjustments.** – Anita Norero, the Finance Director for the Town of Silver City, stated she will be presenting and also has Alex Brown, the town Manager, will be appearing by phone as well. She stated Resolution 2021-15 reflects the actual revenue expenditures and transfers. Ms. Norero said overall, they had \$3.2 million in increased

revenues and \$2.3 million in increased expenditures so they need the approval for DFA. Mayor Ladner asked for a motion. Councilor Bettison moved to approve Resolution 2021-15 approving of FY 2021 Budget Adjustments. Councilor Cano 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 2021-16 --** Approving FY 2021 4<sup>th</sup> Quarter Report. – Anita Norero stated the Fiscal Year 2021 Fourth Quarter Report reflects the final actual numbers for revenues, expenditures and unaudited ending balances which will be our beginning balances for Fiscal Year 2022. Mayor Ladner asked for a motion. Councilor Aiman-Smith moved to approve Resolution 2021-16 approving the Final Quarter Financial Report ending June 30, 2021. Councilor Ray seconded. The Mayor asked if there was any discussion, and there was none. Mayor 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 2021-17--** Approving of FY 2022 Budget. – Anita Norero read through a PowerPoint presentation reflecting the projections and expenditures for Fiscal Year 2022. She said overall, they did project their revenues conservatively and they did project 7% less than their three year average. Ms. Norero stated the projections did not include Hold Harmless and Internet sales because they are unknown at this time. She said they didn't want to over project so they went conservatively just in case the revenues didn't come in as expected. Ms. Norero said they budgeted for just the necessities and basic operating expenses. She said any excess revenues they plan on using towards the Recreation Center and the Gough Park projects. She showed a breakdown of the general fund revenues and the biggest increase will be the fees for service. Ms. Norero said the biggest increase they added was the fees coming in from the facilities that are now reopening including the Library, the Pool, the Museum and the Municipal Courts, that were closed last year due to Covid. She displayed the general fund expenditures by department and said most of the increases from Fiscal Year 2021 to 2022 includes the salaries, benefits and filling the positions that were frozen in 2021. She said last year all employees received a 3.9% salary decrease so this year they budgeted those increases back in the pre-Covid budget. She stated they also increased operating expenses back to pre-Covid so that will be the increases on the expenditures. Ms. Norero said they project the Water and Sewer Fund will increase by 6% revenue and that was based on Fiscal Year 2021 and the increases will be salaries and benefits to cover the 3.9% decrease from 2021. She stated the water rates will not increase but the Sanitation Fund was previously approved to increase by 3%. The 3% increase is to cover salaries, benefits costs. She said they conservatively budgeted the Lodgers Tax to 2017 levels and as far as promotional, they are staying with the existing marketing firm which they are contracted with for one more year. She stated the Town will go out for requests for proposals next year. Ms. Norero said Alex Brown will be awarding \$50,000 for marketing local events. She displayed the Street Fund that was based on actuals from 2021. Ms. Norero then displayed the estimated fund balances for the end of 2022 which showed \$180,000.00 in the General Fund and \$377,000.00 ending balances in the Water and Sewer Fund. She stated they also have 1/12<sup>th</sup> Reserve budgeted in the general fund. Councilor Bettison confirmed with Ms. Norero that they are over the 1/12<sup>th</sup> Reserve Fund by \$180,000.00 and \$377,000.00 in Water and Sewer fund and Ms. Norero agreed. Mayor Ladner asked for a motion. Councilor Bettison moved to approve and adopt the Budget for Fiscal Year commencing July 1, 2021 through June 30<sup>th</sup> 2022 Resolution 2021-17. Councilor Cano seconded. The Mayor asked if there was any discussion, and there was none. Mayor 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.

**E. Approval/Disapproval of Notice of Intent Ordinance 1304 --** An Ordinance Amending Chapter 4 (Alcoholic Beverages), Article I (In General), Sections 4-1 through 4-31, and Article II (Licenses), Sections 4-32 through 4-36 of the Municipal Code of the Town of Silver City, Grant County, New Mexico. – Councilor Bettison said she was the sponsor of this and would like James Reynolds, the Town Attorney, to explain why this change has been made. Mr. Reynolds stated in the Legislative session in the spring, the Legislature passed HB255 and the Governor signed that into law. He stated it was a rather extensive amendment of the Statues of the Liquor Control Act. Mr. Reynolds said because of that amendment that the Legislature made to the State

Statutes, it necessitated that we make amendments to our Town Ordinances. He said we had to bring it up to date with the language the State Statute used and the biggest change was in the area of Liquor Licenses given to restaurants. He said in the past, restaurants were only permitted to sell beer and wine and now there are three different levels of restaurant licenses. He explained the first one is a Restaurant A License, which is a beer and wine license, a Restaurant A License with a New Mexico Spiritus Liquor Permit and a Restaurant B License which allows restaurants to sell not only beer and wine but all liquor and that was the major different provision. Mr. Reynolds stated he talked to the Chief of Police and he said if they see any licensees' violations we call the appropriate State authorities. Councilor Bettison added it also provides for a alcoholic beverage delivery permit and third-party delivery. Mr. Reynolds said it was passed by the State Statute and approved by the Legislature, it is law. He stated the Licensing Department does not have rules and regulations concerning delivery and until those come out, delivery will not be permitted so they have to establish their own rules and regulation at the State level. Councilor Bettison said they are trying to ensure that if restaurants decide to do one of these other licenses that they will have the option to do so under our Ordinance. She said even though they have it at State level, there's also fees associated with that at the Municipal level and that is what this outlines. Councilor Ray asked Councilor Bettison about page six Section 4-2 where it says "Unlawful to drink in public places" specifically what (b) means for the general public. Councilor Bettison said a public place would be defined as any Municipal Street, grocery store, park, cemetery, alley, sidewalk, school yard, sports field or open space. She stated basically you can't drink at any public space that we define as municipal owned property public property because you have to have a license to serve it. Mr. Reynolds explained there is a "however" on paragraph (a) stating alcoholic beverages may be dispensed and consumed during public celebrations. Councilor Ray asked about the cemetery being a public place because he understood it was under the Catholic Church. Mr. Reynolds stated Walmart is a private business but is a public space where you can't drink and the same with the cemetery. He said any place that is open to the public that's not licensed to serve alcohol is a public space. Councilor Ray said its tradition for people to go to the cemetery and have a beer so that is his concern. Councilor Ray asked if that was illegal and Mr. Reynolds said it's in the local Ordinance so if it's enforced, then, yes. Mr. Reynolds stated it has been in the Ordinance in the past, it's been in other City Ordinances throughout New Mexico and it's a common definition. Mayor Ladner asked for a motion. Councilor Bettison moved to approve of Notice of Intent Ordinance 1304 An Ordinance Amending Chapter 4 (Alcoholic Beverages), Article I (In General), Sections 4-1 through 4-31, and Article II (Licenses), Sections 4-32 through 4-36 of the Municipal Code of the Town of Silver City, Grant County, New Mexico. Councilor Cano seconded. The Mayor asked if there was any discussion. Councilor Bettison stated this will go forward and then there will be a discussion period for several weeks where people can provide comments. She said the real pertinent part of this particular Ordinance is making sure our businesses have access to those licenses within our Town Ordinance that have now been developed. Mayor 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.

**F. Approval / Disapproval of Bid 2020 CDBG Water System Improvements – Chihuahua Hill East Water System Improvements.** – Robert Esqueda stated the Town of Silver City received bids on July 20, 2021 for the Water System Improvements to the Chihuahua Hill east area, which includes Dorothy, Daniel, Victoria, Bard and Elias Streets. He said the Town received four bids with the lowest bid received was from J & S Plumbing and Heating, LLC., in the amount of \$458,931.00 plus applicable gross receipts tax for a total construction cost of \$495,645.48. Mr. Esqueda stated the bid did meet all contract requirements and J & S Plumbing and Heating is qualified to perform the work. He stated it is staffs recommendation that we award the following Base Bid in the amount of \$401,121.00 added alternate #1 in the amount of \$31,590.00 additive alternate #2 in the amount of \$26,220.00 for a total bid amount of

\$458,931.00 plus applicable gross receipts tax for a total bid amount of \$495,645.48. Mr. Esqueda said the total amount of funding they did get awarded from CDBG was \$652,596.00 so we do have a considerable amount of contingency for this project and he didn't anticipate utilizing all the funds and so it's staffs recommendation to award. Mayor Ladner asked for a motion. Councilor Bettison moved to approve of Bid Number 2021-7 2020 CDBG Water System Improvements, Chihuahua Hill East Water System Improvements per staffs recommendation to J & S Plumbing and Heating LLC for a Base Bid of \$401,121 added alternate #1 in the amount of \$31,590.00 additive alternate #2 in the amount of \$26,220.00 for a total bid amount of \$458,931.00 plus applicable gross receipts tax of (8.0000%) for a total construction cost of \$495,645.48. Councilor ray seconded. The Mayor asked if there was any discussion, and there was none. Mayor 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. Appointment of Labor – Management Relations Board.** – James Marshall stated the Mayor and the Council, are well aware of the always returning Ordinance on the Labor Management Board and it is their duty to appoint that Board officially. He said included in the packet is the list of current members as well as three rerecommended members to the Board with the new addition being Tony Garcia which is the recommendation from the Town. Mr. Marshall said the recommended members are Eugene Rodriguez, recommendation of individuals representing Labor, Tony Garcia, recommendation of Town Manager and AJ Tow, recommendation of the two members. Mayor Ladner asked for a motion. Councilor Cano moved to approve of the appointment of Eugene Rodriguez, Tony Garcia, and AJ Tow to the Labor Management Relations Board. Councilor Ray seconded. The Mayor asked if there was any discussion, and there was none. Mayor 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.

**12. ADJOURNMENT** -- Mayor Ladner asked for a motion to adjourn. Councilor Ray made a motion to adjourn at 6:55 p.m. Council Aiman-Smith seconded. Mayor Ladner asked if there was any discussion, there was none. Mayor said those in favor say aye. All four Councilors said aye. Motion carried.

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Ken Ladner, Mayor

Attest:

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Katherine Kunnert, Town Clerk



**RESOLUTION NO. 2021-18**

**RESOLUTION OF THE TOWN OF SILVER CITY RATIFYING A CERTAIN AGREEMENT BETWEEN THE TOWN OF SILVER CITY AND THE SOUTHWEST NEW MEXICO COUNCIL OF GOVERNMENTS, DATED AUGUST 13, 2021 AND AUTHORIZING THE EXECUTIVE OF SAME BY THE PROPER OFFICIAL OF THE TOWN OF SILVER CITY.**

**WHEREAS**, The Town of Silver City is a member of and desires to have the services of the Southwest New Mexico Council of Governments; and

**WHEREAS**, it is necessary that an agreement setting forth the services to be performed by the Southwest New Mexico Council of Governments for The Town of Silver City be entered into and it is a requirement of the New Mexico State Laws; and

**WHEREAS**, it is necessary to set forth the sum to be paid by The Town of Silver City to the Southwest New Mexico Council of Governments, as annual dues, for said services; and

**WHEREAS**, it is the desire of The Town of Silver City to accomplish these purposes:

**NOW THEREFORE BE IT RESOLVED BY THE TOWN OF SILVER CITY THAT:**

1. The AGREEMENT referred to in the caption of this Resolution (a copy of which is attached hereto and made a part hereof) expresses the desires and intent of The Town of Silver City.
2. The AGREEMENT set above is hereby ratified and approved by the authorized representatives of The Town of Silver City and is hereby authorized and instructed to affix their signature thereto.
3. A Certified copy of this Resolution (together with the Agreement) shall be filed at the Southwest New Mexico Council of Governments.

**PASSED, APPROVED and ADOPTED** by the governing body of the Town of Silver City at its regular meeting of August 13, 2021.

(Seal)

\_\_\_\_\_  
Ken Ladner, Mayor

ATTEST:

\_\_\_\_\_  
Katherine Kunnert, Town Clerk