



AMENDED AGENDA

Carlsbad City Council Meeting
Municipal Building, 101 North Halagueno
Carlsbad, New Mexico
April 13, 2010 at 6:00 p.m.

Invocation – Pledge of Allegiance

1. Approval of Agenda
2. Consider approval of Resolution No. 2010-13, a Resolution regarding fourth-quarter budget adjustments
3. Routine and Regular Business

All matters under this heading are considered routine by the City Council and will be acted upon in one motion. There will be no separate discussion of these items. If discussion is desired on a particular item, upon request, that item may be removed from the Routine and Regular Business and be considered.

A. Minutes of City Council Meetings:

- 1) March 19, 2010 (special)
- 2) March 23, 2010 (regular)
- 3) March 26, 2010 (special)

B. City Personnel Report

C. Contracts & Agreements:

1) Consider approval of Resolution No. 2010-14, a Resolution approving and accepting the First Amendment to Cooperative Agreement Control No. HW2M200181 with the New Mexico State Department of Transportation (NMDOT) for Project No. SP-2-10 (911), in the amount of \$34,144.40

2) Consider approval of Agreement between the City of Carlsbad and Charles H. Jurva for Tennis Professional Services

3) Consider approval of Fifth Renewal of Agreement for Personal Services between the City of Carlsbad and Brad Molgaard

D. Miscellaneous Requests:

1) Consider approval of request from LULAC for use of the San Jose Plaza and park facilities for the annual Cinco de Mayo Fiesta beginning on Friday, May 7, through Sunday, May 9, 2010

2) Consider approval of request from LULAC for use of the San Jose Plaza and park facilities for the annual September 16th Fiesta beginning on Friday, September 17, through Sunday, September 19, 2010

3) Consider approval of request from Assistance League of Carlsbad for assistance with the Annual Ducky Affair Race on Saturday, June 12, 2010

4) Consider approval of request from Intrepid Potash for use of the Beach Band Shell area on Saturday, September 25, 2010 from 11:00 a.m. to 3:00 p.m.

5) Consider approval of request from Richard L. Stephens for use of the Beach Band Shell area to host a "Carlsbad Military Appreciation Weekend" on Saturday, July 10, and Sunday, July 11, 2010

E. City of Carlsbad Department Monthly Reports:

- 1) Monthly report for Personnel Department for March 2010

F. Boards and Committee Appointments:

- 1) **Eddy County DWI Advisory Board**-Councilor Nick Salcido
- 2) **FY 2011 Budget Committee**-Councilor Fred Woody, Councilor Dick Doss, Councilor Paul Aguilar, Councilor Wes Carter
- 3) **Planning and Zoning Commission**-Karen Westall (2 year term)
- 4) **Carlsbad Riverwalk Recreation Complex Advisory Board**-Tony Baca (4 year term)
- 5) **Police Chief Selection Committee**-Councilor Nick Salcido, Councilor Richard Graves, Scot Bendixsen, Ernie White, Janell Whitlock, co-chairman, Tom Quintela, co-chairman, Judge Henry Castaneda, James Williams, Wanda Welch and Mickey Miller

G. Resolutions:

- 1) Consider approval of Resolution 2010-15, declaring certain City property to be obsolete and unusable (Public Works Department, Carlsbad Police Department and Carlsbad Fire Department)
 - 2) Consider approval of Resolution 2010-16, a Resolution supporting the Eddy County Emergency Operation Plan
4. Remove from table and consider approval of Special License request from APX Alarm Security Solutions, Inc. for door-to-door sales, service and installation of residential security systems
 - A) Remove from table
 - B) Consider approval of Special License request
 5. Consider approval of Special License request from Frosty Treats of Texas, Inc. for mobile sales of ice cream on City rights-of-way
 6. Consider approval of Annual Special Licenses
 - A) Courtesy Sporting and Pawn, 307 S. Canal Street
 - B) Cal's Cactus Lanes, 1609 S. Canal Street
 7. Consider Issuance of State Liquor License Application A-627661, to Micken's Union Bus Depot, Inc., dba: Ray's Mexican Grill, 1000 S. Canyon Street, Carlsbad, NM for a restaurant (Beer and Wine ONLY license)
 8. Consider approval of Interim Loan Agreement & Interim Promissory Note for the Clean Water State Revolving Loan Fund Program, CWSRF 010
 9. Presentation of FY-09 Audit by Ed Fierro of Fierro and Fierro, P.A.
 10. Council Committee Reports
 11. Adjourn into Closed Session pursuant to Section 10-15-1-H-(7), NMSA 1978 to discuss matters regarding threatened/pending litigation

FOR INFORMATION ONLY

- Upon adjournment into Closed Session, the Carlsbad City Council will not reconvene and/or take action on matters discussed without giving notice as required pursuant to the Open Meetings Act.
- City Council agenda packets may be viewed in the Office of the City Clerk or at the Carlsbad Public Library during normal and regular business hours.
- Agendas and City Council minutes are available on the City web site: cityofcarlsbadnm.com

THE NEXT REGULAR SCHEDULED MEETINGS OF THE CITY COUNCIL

- Regular meeting – Tuesday, April 27, 2010 at 6:00 p. m.
- Regular meeting – Tuesday, May 11, 2010 at 6:00 p. m.
- Regular meeting – Tuesday, May 25, 2010 at 6:00 p. m.

FUTURE AGENDA ITEMS

APRIL 27, 2010

- Flood Damage Prevention Ordinance, Revisions to Chapter 8, Article V
- A Variance Request from the City's Zoning Regulations, Section 56-542 (2) (a)-Area Regulations in the "RC-3" Residential Zone, to allow a side yard setback variance of 10', which will allow the construction of a barn 5' from the side property line at 118 W. Peach Lane, Owners: Stephen and Karen Massey
- A Variance Request from the City's Zoning Regulations, Section 56-94 (1) (c)-Area Regulations in the "B" Residential Zone, to allow a side yard setback variance of 20', which will allow the construction of a garage 10' from the side property line at 1317 Lera Circle, Owner: Brad Day

MAY 11, 2010

- An Ordinance Amending Ordinance No. 2009-19 regarding the City of Carlsbad Recycling Advisory Board; increasing the number of members of the Board from five to seven
- An Ordinance Authorizing the Execution and Delivery of a Water Project Fund Loan/Grant Agreement between the City of Carlsbad and the State of New Mexico Water Trust Board and New Mexico Finance Authority

JUNE 8, 2010

- An Ordinance rezoning part of "R" Rural Residence District to "D-2" General Commercial District and amending Sections 56-38 and 56-36 for 16.75 acres located at the southwest corner of University Drive and West Pierce Street, Applicant: Ozark Civil Engineering, Inc.

If you require hearing interpreters, language interpreters or auxiliary aids in order to attend and participate in the above meeting, please contact the City Administrator's office at (575) 887-1191 at least 48 hours prior to the scheduled meeting time.