



A G E N D A

Carlsbad City Council Meeting
Municipal Building, 101 North Halagueno
Carlsbad, New Mexico
April 27, 2010 at 6:00 p.m.

Invocation – Pledge of Allegiance

1. Approval of Statement regarding Closed Session
2. Approval of Agenda
3. Budget Review as of March 31, 2010
4. 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 regular City Council meeting held on April 13, 2010

B. City Personnel Report

C. Check Register, Bills, and Petty Cash Report

D. Contracts & Agreements:

1) Consider approval of Workers' Compensation Claims Administrative Services Agreement between the City of Carlsbad and New Mexico Mutual

2) Consider approval of Agreement between the City of Carlsbad and Ken Thurston Development Corporation regarding Financial Guarantees for Construction of Spring Hollow Subdivision, Phase 2 Improvements

3) Consider approval of Memorandum of Agreement between the City of Carlsbad and Eddy County for a joint Task Force for the DWI Prevention Program

E. Miscellaneous Requests:

1) Consider approval of request from Patsy Grantner, San Jose Catholic Church, for use of the San Jose Plaza for a Parish Mass and cook-out on Sunday, May 2, 2010 from 9:00 a.m. to 3:00 p.m.

2) Consider approval of request from Ken Britt, Living Desert Zoo & Gardens State Park, for the 24th annual Mescal Roast and Mountain Spirit Dances beginning on Thursday, May 6, 2010 and ending Sunday, May 9, 2010

F. City of Carlsbad Department Monthly Reports:

1) Monthly report for Community Development Department for March 2010

2) Monthly report for Carlsbad Fire Department for March 2010

3) Monthly report for Carlsbad Police Department for March 2010

4) Monthly report for Transportation and Facilities Department for March 2010

5) Monthly report for Utilities Department for March 2010

G. Boards and Committee Appointments:

SENMEDD - Councilor Richard Graves

SERPO - Stephanie Shumsky, Tom Carlson

CARLSBAD LODGERS' TAX ADVISORY BOARD - Councilor Dick Doss

BRINE WELL TECHNICAL COMMITTEE- Joel Arnwine, Bob Forrest, John Heaton, Regina Ballard, Harry Burgess, Luis Camero, Ned Elkins, Dave Freeman, Don George, Jim Griswold, Dave Henard, Courtney Herrick, Dudley Jones, Len Kaskiw, Dwayne Kicker, Lee Moo, Christi Leigh, Ralph Meeks, Mike Moore, Stan Patchet, Russ Patterson, Don Pteterson, Don Purvis, Drew Stout, George Veni, Jack Volpato, Frank Weldon, Jim Wilcox, Clay Wilson, Kevin Wilson

H. Resolutions:

1) Consider approval of Resolution 2010-17, declaring certain City property to be obsolete and unusable (Community Development and Finance Department)

I. Overnight Travel:

1) Wes Carter- ECA Conference, Augusta, Georgia on April 21 through April 23, 2010

5. Review of U.S. Census status by Elaine Avina
6. Remove from table and consider approval of Special License request from Frosty Treats of Texas, Inc. for mobile sales of ice cream on City rights-of-way
 - A) Remove from table
 - B) Consider approval of Special License request
7. Consider approval of General Surface Use Agreement with Yates Petroleum Corporation to drill on City property, outside the City limits (Chevron BOT #5H, Township 24 South, Range 29 East, Eddy County, New Mexico and Township 23 South, Range 29 East, Eddy County, New Mexico), including a variance for well pad size (300'X 300')
8. Consider Ordinance No. 2010-13, Revisions to Chapter 8, Article V, Flood Damage Prevention Ordinance
 - A) Public Hearing
 - B) Consider Ordinance No. 2010-13
9. 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) Public Hearing
 - B) Consider Variance
10. 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', (a corner lot) which will allow the construction of a garage 10' from the side property line at 1317 Lera Circle. Owner: Brad Day
 - A) Public Hearing
 - B) Consider Variance
11. Council Committee Reports
12. Adjourn into Closed Session pursuant to Section 10-15-1-H-(2), NMSA1978 to discuss matters regarding personnel matters

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, May 11, 2010 at 6:00 p. m.
- Regular meeting – Tuesday, May 25, 2010 at 6:00 p. m.
- Regular meeting – Tuesday, June 8, 2010 at 6:00 p. m.

THE BUDGET HEARING SCHEDULE

- Outside Agencies/Lodgers' Tax Requests - Tuesday, May 4, 2010 at 1:00 p.m.
 - Budget Review – Friday, May 7, 2010 at 1:00 p.m.
 - Budget Review – Friday, May 14, 2010 at 1:00 p.m.

FUTURE AGENDA ITEMS

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.