



AGENDA

EMERGENCY MEETING

Carlsbad City Council Meeting
Municipal Annex Building
114 South Halagueno Street
Carlsbad, New Mexico

January 26, 2018 at 3:00 p.m.

Invocation – Pledge of Allegiance

1. Approval of Agenda

2. Consider Approval of Resolution No 2018-08, a Resolution in Support of the Proposal to Fund the Remediation of the South Y Brine Well with a Combination of Funds from the State of New Mexico, the County of Eddy, and the City of Carlsbad and, to the Extent Allowed by Law, Committing the City of Carlsbad's Portion of Those Funds.

3. Adjourn



FOR INFORMATION ONLY

Agendas and City Council minutes are available on the City web site: cityofcarlsbadnm.com or may be viewed in the Office of the City Clerk or at the Carlsbad Public Library during normal and regular business hours.

CARLSBAD CITY COUNCIL MEETING SCHEDULE

- Regular meeting - Tuesday, February 13, 2018 at 6:00 p.m.
- Regular meeting - Tuesday, February 27, 2018 at 6:00 p.m.

If you require hearing interpreter, 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.

RESOLUTION NO. 2018- 08

A RESOLUTION IN SUPPORT OF THE PROPOSAL TO FUND THE REMEDIATION OF THE SOUTH Y BRINE WELL WITH A COMBINATION OF FUNDS FROM THE STATE OF NEW MEXICO, THE COUNTY OF EDDY, AND THE CITY OF CARLSBAD AND, TO THE EXTENT ALLOWED BY LAW, COMMITTING THE CITY OF CARLSBAD'S PORTION OF THOSE FUNDS.

WHEREAS, in 2008, the Oil Conservation Division of the New Mexico Energy, Mineral, and Natural Resources Department ("OCD") required I&W Brine Well Services to shut in its brine production well near the intersection of US Highways 62/180 and 285 in southern Carlsbad ("South Y Brine Well"); and

WHEREAS, OCD took that action after two similar brine wells, Jim Water Service, BW-005, and Loco Hills Water Disposal, BW-021, collapsed creating large sinkholes; and

WHEREAS, the OCD is monitoring the condition of the South Y Brine Well; and

WHEREAS, in 2017, the New Mexico State Legislature created a Brine Well Authority ("Authority") to serve in an advisory capacity to the OCD in its development of a remediation plan; and

WHEREAS, the Authority encourages the pursuit of various funding avenues and supports all efforts to fund the remediation of the South Y Brine Well; and

WHEREAS, it is predicted that the collapse of the South Y Brine Well would threaten human life and jeopardize significant infrastructure in that area including, but not limited to homes, businesses, a railroad line, US Highways 62/180 and 285, the Carlsbad Irrigation District canal, and a church; and

WHEREAS, the economic impact of the collapse would affect the entire state; and

WHEREAS, it is estimated that the remediation of the South Y Brine Well may cost approximately Forty-three Million Dollars; and

WHEREAS, the City and Eddy County have been approached by members of the State legislature with a funding proposal to remediate the South Y Brine Well contingent upon the City and County each committing Four Million Dollars with the State committing the remainder of the necessary funds; and

WHEREAS, the City has been told that it must approve this proposal before Sunday, January 28, 2018, in order to have the proposal considered by the New Mexico State Legislature.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, COUNTY OF EDDY, STATE OF NEW MEXICO, THAT:

1. The City finds the remediation of the South Y Brine Well to be of primary importance.
2. The City supports the following proposal to fund that remediation:
 - A. The City of Carlsbad and the County of Eddy each commit, to the extent allowed by law, to provide up to Four Million Dollars over the next three fiscal years; and
 - B. The State of New Mexico commits, to the extent allowed by law, to provide up to Thirty-five Million Dollars; and
 - C. In the event that the entire funding amount is not needed or not expended, the unneeded or unexpended portion shall be returned to the City, the County, and the State on a pro rata basis.

INTRODUCED, PASSED, ADOPTED, AND APPROVED this 26th day of January 2018.

DALE JANWAY, MAYOR

ATTESTED:

CITY CLERK

ADJOURN