

Commission Meeting Agenda



Mayor

Samuel D. Cobb

City Commission

Marshall R. Newman

Jonathan Sena

Patricia A. Taylor

Joseph D. Calderón

Garry A. Buie

Don R. Gerth

City Manager

J. J. Murphy

April 4, 2016



**Hobbs City Commission
Regular Meeting
City Hall, City Commission Chamber
200 E. Broadway, 1st Floor Annex, Hobbs, New Mexico**

Monday, April 4, 2016 - 6:00 p.m.

Sam D. Cobb, Mayor

Marshall R. Newman
Commissioner - District 1

Jonathan Sena
Commissioner - District 2

Patricia A. Taylor
Commissioner - District 3

Joseph D. Calderón
Commissioner - District 4

Garry A. Buie
Commissioner - District 5

Don R. Gerth
Commissioner - District 6

A G E N D A

*City Commission Meetings are
Broadcast Live on KHBX FM 99.3 Radio*

CALL TO ORDER AND ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. Minutes of the March 21, 2016, Regular Commission Meeting
2. Minutes of the March 15, 2016, Joint Work Session with the Lodgers' Tax Board

PROCLAMATIONS AND AWARDS OF MERIT

3. Hobbs Police Department - Lifesaving Award to Officer Jayson Hoff
4. Proclamation Proclaiming the Month of April, 2016, as "Fair Housing Month"

PUBLIC COMMENTS (For non-agenda items.)

CONSENT AGENDA (The consent agenda is approved by a single motion. Any member of the Commission may request an item to be transferred to the regular agenda from the consent agenda without discussion or vote.)

5. Resolution No. 6423 - Adopting a Policy Update for Section 3 Plan 2016 (Todd Randall)
6. Resolution No. 6424 - Adopting a Policy Update for Residential Anti-Displacement and Relocation Assistance Plan 2016 (Todd Randall)
7. Resolution No. 6425 - Adopting a Policy Update for Citizen Participation Plan 2016 (Todd Randall)
8. Resolution No. 6426 - Appointing Sam Cobb and Pat Taylor to the Lea County Community Improvement Corporation Board (Mayor Sam Cobb)

DISCUSSION

ACTION ITEMS (Ordinances, Resolutions, Public Hearings)

9. FINAL ADOPTION: Ordinance No. 1093 - Repealing Chapter 2.44 of the Hobbs Municipal Code in its Entirety Related to the Hobbs Industrial Air Park Board (Kevin Robinson)
10. Consideration of a Proposal with Ramirez & Sons, Inc., in the Amount of \$649,612.37 for North Jefferson Street Rehabilitation (Ronny Choate)

COMMENTS BY CITY COMMISSIONERS, CITY MANAGER

11. Next Meeting Date:
 - ▶ Regular Meeting - **Monday, April 18, 2016**, at 6:00 p.m.

ADJOURNMENT

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the above meeting, please contact the City Clerk's Office at (575) 397-9207 at least 72 hours prior to the meeting or as soon as possible.



CITY OF HOBBS

COMMISSION STAFF SUMMARY FORM

MEETING DATE: April 4, 2016

SUBJECT: City Commission Meeting Minutes

DEPT. OF ORIGIN: City Clerk's Office
DATE SUBMITTED: March 28, 2016
SUBMITTED BY: Jan Fletcher, City Clerk

Summary:

The following minutes are submitted for approval:

- ▶ Regular Commission Meeting of March 21, 2016
- ▶ Joint Work Session with Lodgers' Tax Board of March 15, 2016

Fiscal Impact:

Reviewed By: _____
Finance Department

N/A

Attachments:

Minutes as referenced under "Summary".

Legal Review:

Approved As To Form: M. H. Stone
City Attorney

Recommendation:

Motion to approve the minutes as presented.

Approved For Submittal By:

Jan Fletcher
Department Director

City Manager

CITY CLERK'S USE ONLY
COMMISSION ACTION TAKEN

Resolution No. _____ Continued To: _____
Ordinance No. _____ Referred To: _____
Approved _____ Denied _____
Other _____ File No. _____

Minutes of the regular meeting of the Hobbs City Commission held on Monday, March 21, 2016, in the City Commission Chamber, 200 East Broadway, 1st Floor Annex, Hobbs, New Mexico.

Call to Order and Roll Call

Mayor Cobb called the meeting to order at 6:00 p.m. and welcomed everyone in attendance to the meeting. The City Clerk called the roll and the following answered present:

Mayor Sam D. Cobb
Commissioner Marshall R. Newman
Commissioner Jonathan Sena
Commissioner Patricia A. Taylor
Commissioner Joseph D. Calderón
Commissioner Garry A. Buie
Commissioner Don Gerth

Also present:

Nicholas Goulet, Acting City Manager
Mike Stone, City Attorney
Chris McCall, Police Chief
Brian Dunlap, Deputy Police Chief
Efren Cortez, Assistant City Attorney
Eric Enriquez, Fire Chief
Barry Young, Deputy Fire Chief
Paul Thompson, Fire Captain
Ronny Choate, General Services Director
Manny Marquez, Building Official
Ron Roberts, Information Technology Director
Todd Randall, City Engineer
Kevin Robinson, Development Coordinator
Tim Woomer, Utilities Director
Britt Lusk, Teen Center Supervisor
Tanya Sanchez, Accounting Operations Supervisor
Brenda Taylor, Aquatic/Athletic Coordinator
Wade Whitehead, Parks Superintendent
Brittney Huffman, Recreation Program Coordinator
Meghan Mooney, Director of Communications
Sandy Farrell, Library Director
Ann Betzen, Executive Assistant/Risk Manager
Mollie Maldonado, Deputy City Clerk
Jan Fletcher, City Clerk
57 citizens

Invocation and Pledge of Allegiance

Commissioner Taylor delivered the invocation and Commissioner Gerth led the Pledge of Allegiance.

Approval of Minutes

Commissioner Calderón moved that the minutes of the following four (4) meetings be approved as presented:

1. Minutes of the March 2, 2016, Special Commission Meeting
2. Minutes of the March 4, 2016, Special Commission Meeting
3. Minutes of the March 7, 2016, Regular Commission Meeting
4. Minutes of the March 10, 2016, Special Commission Meeting

There being no amendments or corrections, Commissioner Taylor seconded the motion and the vote was recorded as follows: Newman yes, Sena yes, Taylor yes, Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried.

Proclamations and Awards of Merit

There were no proclamations or awards of merit presented.

Public Comments

Mr. Ross Mackey, who resides at 1712 East Main, stated his road needs to be paved because all the dust is creating a health hazard in the area.

Ms. Pat Huntley stated 132 pets have been transported to Northern New Mexico and Colorado by herself, Hobbs Animal Adoption Center (HAAC) staff and other citizen volunteers in rented vans or their personal vehicles. She stated the HAAC is a no-kill animal shelter with the exception of vicious animals. Ms. Huntley suggested that the City should increase its education efforts to inform the public on adoptions and the responsibility and requirements of spaying and neutering animals.

Following a brief discussion, Mayor Cobb and the Commission thanked Ms. Huntley for her work in the community.

Commissioner Calderón stated he supports Mr. J. J. Murphy, City Manager, 100% as the City Manager of Hobbs. He stated the community needs to come together and not be fighting against one another. He stated that he approved the group to travel to Italy to view the Myrtha pool for the Health Wellness and Learning Center (HWLC).

CONSENT AGENDA

Mayor Cobb explained the Consent Agenda and the process for removing an item from the Consent Agenda and placing it under Action Items.

Mayor Cobb recognized the appointments and re-appointments to the various Advisory Boards as follows:

Cemetery Board

Bonnie Moran
Sue Sedillo
Sherry Jo Norman

Community Affairs Board

Karen Jackson
Mike Clampitt
Ben Donahue

Library Board

Jackie McDaniel
Guy Williams
Carolina Greene

Planning Board

Tres Hicks
Bill Ramirez
Brett Drennan
Bobby Shaw

Utilities Board

Benny Choice
Brett Beckett
Phil Ingram

Mayor Cobb thanked all of the City's Advisory Board members for volunteering their time to serve on the respective Boards.

Commissioner Calderón moved for approval of the following Consent Agenda Item(s):

Resolution No. 6419 - Authorizing Appointments to Various City Advisory Boards.

Commissioner Newman seconded the motion and the vote was recorded as follows: Newman yes, Sena yes, Taylor yes, Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. A copy of the resolution and supporting documentation is attached and made a part of these minutes.

Discussion

Report on Italy Trip. Mayor Cobb reviewed the background on the concept of how the City and other entities worked to leverage capital funding to bring a nice recreational facility to Hobbs. He stated the NMJC is proposing to close its Del Norte Fitness Center and the Hobbs Municipal Schools is planning to close its 40-year old natatorium. In finalizing the conceptual plan and design, many features were considered for the facility such as an indoor-soccer field, sport court, recreational facility, aquatic features, slides, lazy river, etc. From an economic development standpoint, the partners desired to create a nice, competitive facility with a warm-water feature which could be a tool to draw citizens to the community, much like the

Veterans Memorial Sports Complex and the Rockwind Community Golf Links, both of which are award-winning facilities. From a sustainability standpoint, Mayor Cobb stated the aquatic portion of the facility would be the greatest expense and cost. In conversations with members of the Design Team, Barker Rinker Seacat Architecture and Haydon Construction, there was a lack of design expertise on the pool aspect of the facility from City staff on whether it should be a concrete pool, tile pool or Myrtha pool. The Myrtha pool system is relatively new and is a stainless steel enclosure. Mayor Cobb stated he recommended to the Commission that Mr. J. J. Murphy, City Manager, Mr. Doug McDaniel, Parks and Recreation Director, and Mr. Ronny Choate, General Services Director, travel to Italy to view the Myrtha pool system. He stated that he firmly believes that the \$8,000.00 trip was not a frivolous expenditure and he stands behind the decision on behalf of the taxpayers of Hobbs.

Commissioner Newman stated, for the record, that he was not a part of the Commissioners who discussed or approved the expenditure for travel expenses to Italy for three City employees. He stated he was not aware that Mr. Murphy was out of the office during that time.

Commissioner Taylor stated, for the record, that she was also not aware that three City employees were going to be traveling to Italy. She stated she may or may not have been appointed to the Commission at the time of these discussions.

Commissioner Buie stated he believes there has been a lack of communication with the Quality of Life Committee as he was not aware of all the details of who would be traveling to Italy. He emphasized the need for better communication between all parties.

There being no further comments, Mayor Cobb requested that Mr. Choate provide a report on the trip and tour of the Myrtha Pool Factory.

Mr. Choate displayed a video of a Myrtha pool being constructed. He reviewed the details of the Italy trip and stated Mr. Steve Blackburn, Principal of Barker Rinker Seacat Architecture, is the one that brought the idea of a Myrtha pool system for the HWLC. Mr. Choate stated in researching the best type of pool system for the facility, it was determined by the Quality of Life Committee that the Myrtha pool system would be the best system for the HWLC. He stated the trip to Italy was taken to view the manufacturing process and get a better view of the company. Mr. Choate stated that he, Mr. Murphy and Mr. McDaniel spent a lot of time at the factory and at Myrtha's headquarters asking many questions regarding the pool system.

Mr. Choate stated a total of 12 representatives from the Design Team attended the tour. He provided some history on the background of Myrtha pools and stated there is a growing market for this type of pool system. He stated last year, Myrtha

installed 300 pools worldwide. Mr. Choate stated he has been involved in construction for 45 years in the community and has been involved in many projects here. He stated it is in the City's best interest to do the research and homework on the front end of a project which is this substantial in nature. Mr. Choate agreed that improved communication and access to open, clear records will help assure there will be no glitches or lack of information.

Mr. Bob Reid of the J. F. Maddox Foundation stated he is very excited about the HWLC and that the design of the facility is in response to the overall objectives set for the project. He stated the ultimate ownership of the HWLC will be the City of Hobbs and the objectives are to have a sustainable facility and to be cautious in the owner's future operating costs. Mr. Reid stated Myrtha is a new technology and is about \$200,000.00 more expensive but it will result in less operational costs over the long term and be more efficient to operate.

Action Items

Resolution No. 6420 - Authorizing City Staff to Purchase Video Equipment for Recording City Commission Meetings. Mr. Ron Roberts, Director of Information Technology, and Ms. Meghan Mooney, Director of Communications, presented a request to the Commission for the purchase of a camera for \$600.00 to record the Commission meetings. Ms. Mooney stated, if approved by the Commission, City staff would record the City Commission meetings and then upload the video to YouTube within 48 hours. Mr. Roberts stated there will be a link on the City's website directly to the YouTube site of the recorded Commission meetings.

Following some brief discussion on the type of equipment proposed, Commissioner Buie stated he is not in favor of a \$600.00 camera to record the Commission meetings because the quality of a low-priced camera may not show a quality filmed meeting. He recommended the City upgrade the camera system and include input from residents such as Mr. Byron Marshall, Mr. Dennis Barcuch, and Mr. Nick Maxwell who have expertise in this matter. Commissioner Newman agreed.

Commissioner Sena stated he is in favor of moving forward with purchasing the \$600.00 camera to record the Commission meetings. He stated that Mr. Marshall has been pushing the recording of the Commission meetings for one year and the City needs to move forward.

After some further discussion regarding the quality of video taping, Commissioner Sena moved that Resolution No. 6420 be adopted as presented.

Commissioner Taylor agreed that the City does need to move forward with recording the Commission meetings but be conservative with the cost.

Mr. Dennis Barcuch applauded the City for its efforts to move forward and record the Commission meetings but recommenced that the City allow the citizens to assist.

Mayor Cobb requested a point of order and stated there is a motion on the table and either Commissioner Sena could choose to withdraw his motion or the motion needs to be seconded.

Commissioner Sena declined to withdraw his motion. Commissioner Calderón seconded the motion and the vote was recorded as follows: Newman no, Sena yes, Taylor no, Calderón yes, Buie no, Gerth no, Cobb no. The motion failed.

Mayor Cobb stated he will get with City staff to get a solution to video recording of the Commission meetings.

FINAL ADOPTION: Ordinance No. 1092 - Approving the Sale of Real Property by Eddy-Lea Energy Alliance, LLC, (ELEA), Pursuant to the New Mexico Joint Powers Act, and Authorizing ELEA to Execute a Land Purchase Option Agreement with Holtec International. Mayor Cobb stated that in 2009 the City of Hobbs, City of Carlsbad, Lea County and Eddy County established a partnership known as the Eddy Lea Energy Alliance (ELEA). He stated the equal partnership purchased property on the Lea/Eddy County line for use as a Global Nuclear Energy Partnership (GNEP) storage facility. The GNEP program was subsequently cancelled and ELEA now desires to sell the property to Holtec, who intends to obtain a license for the storage of spent nuclear fuel on the property. Mayor Cobb stated the option to purchase may be exercised once Holtec obtains the necessary governmental license of which each of the four ELEA entities will be entitled to an equal share (25%) of the sale proceeds which will be no less than \$1,000,000.00, or the appraised price, whichever is greater. He stated ELEA shall be entitled to significant revenue sharing with Holtec as long as the facility is utilized as a storage facility.

In response to Mr. Byron Marshall's question, Mayor Cobb stated the real property owned by ELEA consists of 1,000 acres and is located 35 miles West of Hobbs, 35 miles East of Carlsbad and is North of the WIPP Site on U.S. 62-180.

Proper publication having been made, and there being no further public comment or discussion, Commissioner Buie moved that Ordinance No. 1092 be adopted as presented. Commissioner Sena seconded the motion and the vote was recorded as follows: Newman yes, Sena yes, Taylor yes, Buie yes, Gerth yes, Cobb yes, Calderón yes. The motion carried. A copy of the ordinance is attached and made a part of these minutes.

PUBLICATION: Proposed Ordinance Amending Chapter 15.05 and Chapter 15.32 of the Hobbs Municipal Code Related to the Placement of Signs and Billboards. Mr. Kevin Robinson, Development Coordinator, explained the proposed ordinance and stated Chapter 15.05 Definitions and Chapter 15.32 Signs contain the developmental regulations for the placement of signs and billboards on private property located within the City limits. He stated the majority of the revisions are syntactical in nature to provide continuity and clarity of the regulations; however, major changes were made in regards to the placement of billboards, electronic signage and portable signs. Mr. Robinson stated limitations on the electronic sign features have been tightened up and portable signs will now be required to have a permit in order to determine the 30 day limitation.

Commissioner Newman commended Mr. Robinson and the Planning Board for doing a great job on the revision of the Placement of Signs and Billboards Ordinance.

In response to Commissioner Buie's question, Mr. Robinson stated public meetings were held regarding the revisions to the ordinance and the main issue was that citizens did not understand the current code. He stated City Code Enforcement will monitor the placement of signs and billboards code. Mr. Robinson stated the sign permit will be associated with the address of the sign.

In response to Commissioner Gerth's inquiry, Mr. Robinson stated there is not a provision in the ordinance related to the placement of political signs posted in yards, etc.

There being no discussion and no comments from the audience, Commissioner Newman moved to publish notice of intent to adopt the proposed ordinance at a later date. Commissioner Buie seconded the motion and the vote was recorded as follows: Newman yes, Sena no, Calderón yes, Taylor yes, Buie yes, Gerth yes, Cobb yes. The motion carried.

Resolution No. 6421 - Approving the Vacation of a Portion of South Fowler Street Between East Dunnam and East White and an East/West Alleyway Located Within Block 47 of the Original Hobbs Addition. Mr. Robinson stated the project with Parkside Terrace CIC, LLLP for the production of a low income housing requires that South Fowler between Dunnam and White be vacated. He stated +/- northern 1/3 of the vacated area will be conveyed to the Hobbs Boys & Girls Club for private parking serving the Daycare and the southern +/- 2/3 of the remaining vacated area will be conveyed to Parkside Terrace for private parking. Mr. Robinson stated a municipal easement will be retained for the portion of South Fowler being vacated. He stated the East/West alley of Block 47 is also being vacated, an easement will be retained temporarily until such time that Parkside Terrace is able to relocate municipal and franchisee infrastructure.

In response to the question from Mr. Billy Richards, Vice President of the Boys and Girls Club, Mr. Robinson stated the vacated portion is located on South Fowler between East Dunnam and East White and an East/West alleyway located within Block 47 of the Original Hobbs Addition.

There being no further comments, Commissioner Calderón moved that Resolution No. 6421 be adopted as presented. Commissioner Sena seconded the motion and the vote was recorded as follows: Newman yes, Sena yes, Taylor yes, Calderón yes, Buie yes, Gerth abstain, Cobb yes. The motion carried. Copies of the resolution and supporting documents are attached and made a part of these minutes.

Consideration of Approval of Bid No. 1544-16 to Furnish Labor and Parts for Pump Repair and Recommendation to Accept Bid from W-H-B Pumps in the Amount of \$10,300.00. Mr. Tim Woomer, Utilities Director, explained the bid and stated it is staff's recommendation to award the bid to W-H-B Pumps in the amount of \$10,300.00. He stated the scope of work includes repair and recondition of an indefinite number of wells and any related pumps and pump motors within the City system.

In reply to Mayor Cobb's inquiry, Mr. Woomer stated the labor and parts for pump repair bid is for wells and pumps that are submerged and on the surface.

Commissioner Sena moved to accept the bid of W-H-B Pumps in the amount of \$10,300.00 for the labor and parts for pump repairs as presented. Commissioner Buie seconded the motion and the vote was recorded as follows: Newman yes, Sena yes, Taylor yes, Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. A copy of the supporting documentation is attached and made a part of these minutes.

Consideration of Approval of Task Order No. 1 with Parkhill, Smith & Cooper, Inc., for Control Panel Design and Construction of Two Remote Terminal Units for Monitoring and Control of Pressure Sustaining/Pressure Reducing Stations on Both the Mahan/Rockwind Reclaimed Water Pipeline and the Nadine Reclaimed Water Pipeline in the Amount of \$86,790.00 Plus NMGRT. Mr. Woomer explained the Task Order with Parkhill, Smith & Cooper, Inc., for the Effluent Reuse Project, Phase II and stated the engineering firm has prepared a scope of work and fee proposal to design, construct and commission two remote terminal units (RTU's). He stated the RTU's are on-site programmable logic controllers and telemetry systems for local and remote monitoring and control of pressure sustaining/pressure reducing stations being constructed on both the Mahan and Rockwind reclaimed water pipeline and the Nadine reclaimed water pipeline. Mr. Woomer stated these units will control and monitor the operation of the pressure sustaining/pressure reducing valves at these two stations and will interface with the wastewater reclamation facility's SCADA

control system to provide real-time monitoring, control, and alarm notification. He further stated the remote SCADA control of these stations allows for adjusting each pipeline's pressure and/or flow in the event that fire hydrants installed on the respective systems are being utilized for firefighting purposes.

Commissioner Buie moved to approve the Task Order with Parkhill, Smith & Cooper, Inc., in the amount of \$92,702.57 plus gross receipts tax for the control panel design and construction of two remote terminal units as presented. Commissioner Newman seconded the motion and the vote was recorded as follows: Newman yes, Sena yes, Taylor yes, Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. A copy of the Task Order and supporting documentation is attached and made a part of these minutes.

Consideration of Bid No. 1542-16 to Furnish a New Asphalt Recycler and Recommendation to Accept the Bid from KM International in the Amount of \$71,120.00. Mr. Choate stated the City proposes to purchase a new asphalt recycler which was discussed at the last Commission meeting. He stated the cost for the new asphalt recycler is in the amount of \$71,120.00. Mr. Choate stated the old asphalt recycler is not in good condition and will be too costly to repair.

After a discussion regarding the repair and cost of the old asphalt recycler, Commissioner Sena moved to approve the bid with KM International in the amount of \$71,120.00 including gross receipts tax for the purchase of a new asphalt recycler. Commissioner Newman seconded the motion and the vote was recorded as follows: Newman yes, Sena yes, Taylor yes, Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. A copy of the agreement and supporting documentation is attached and made a part of these minutes.

Consideration of Approval of the City of Hobbs' Portion of the Lea County Communication Authority's Purchase and Contract with Spillman Technologies CAD/RMS Services to be Utilized by the Hobbs Fire Department, Hobbs Police Department and the Lea County Communication Authority. Police Chief Chris McCall recognized Mr. Mike Gallagher, Lea County Manager, and Ms. Angela Martinez with the Lea County Communication Authority (LCCA) in the audience. Chief McCall stated after an extensive search and RFP process by the LCCA, it is the recommendation of LCCA and the LCCA Board to utilize Spillman Technologies CAD/RMS to fulfill the need for computer aided dispatch and records management required by Emergency Services. Chief McCall stated the LCCA is having problems with the current provider with its server and maintenance services. He stated the City's portion of the software cost is \$561,208.00.

Commissioner Buie moved to approve the purchase and contract with Spillman Technologies CAD/RMS Services in the amount of \$561,208.00 for services to be

utilized by the Hobbs Fire Department, Hobbs Police Department and the LCCA as presented. Commissioner Newman seconded the motion and the vote was recorded as follows: Newman yes, Sena yes, Taylor yes, Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. A copy of the agreement and supporting documentation is attached and made a part of these minutes.

Resolution No. 6422 - Changing Hours/Dates for Various Parks and Recreation Department Summer Programs; Fee Changes for Summer Programs and Activities; Fee Changes for Park Pavilions. Mr. Wade Whitehead, Parks and Recreation Superintendent, stated the fees have been revised since the last presentation to the Commission. He stated the proposed Park Pavilion rental fee would remain the same for the large pavilion at \$25.00 but the hours of usage would be from four hours to three hours. Mr. Whitehead also proposed a new fee of \$15.00 for the small pavilions.

Ms. Brenda Taylor, Aquatic/Athletic Coordinator, explained the revised pool hours and stated the pools would all be closed on Mondays for cleaning and staff training. She stated private pool party rentals would be eliminated on Tuesdays which would save personnel salary costs.

Ms. Taylor explained the revised Splash Pads hours of operations which is currently from 9:00 a.m. to 8:00 p.m. and stated the recommendation is from 10:30 a.m. to 7:30 p.m. She stated this will save water usage for the City.

Ms. Brittny Huffman, Recreation Program Coordinator, explained the Summer Recess and Sports Program is currently eight weeks and it is proposed to be reduced to seven weeks. She stated a one-time registration fee of \$10.00 for each child is being recommended by the Department.

Ms. Huffman stated the final item is the fee for Night League Basketball Team Registration. The current fee is \$160.00 and the recommended revised fee is \$200.00 per team.

After a lengthy discussion regarding rentals, fee and times of operation, Mayor Cobb recommended that each item be voted upon separately.

Commissioner Sena moved that the recommendation of the Park Pavilion rental fee be adopted as presented. Commissioner Calderón seconded the motion and the vote was recorded as follows: Newman no, Sena yes, Taylor no, Calderón yes, Buie no, Gerth no, Cobb yes. The motion failed.

Commissioner Calderón moved to approve the recommendation of the Pools to close on Mondays and not allow any private pool rentals on Tuesdays, as presented. Commissioner Taylor seconded the motion and the vote was recorded as follows: Newman yes, Sena yes, Taylor yes, Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried.

Commissioner Taylor moved to approve the recommendation of changing the Splash Pad hours of operation from 10:30 a.m. to 7:30 p.m. as presented. Commissioner Calderón seconded the motion and the vote was recorded as follows: Newman no, Sena yes, Taylor yes, Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried.

Commissioner Sena moved to approve the recommendation of the Summer Recess Program to charge a one-time fee of \$10.00 to participate in the program as presented. The motion died for lack of a second.

Commissioner Buie moved to approve the recommendation of the Night League participation fee per team to be revised from \$160.00 to \$200.00 as presented. Commissioner Calderón seconded the motion and the vote was recorded as follows: Newman yes, Sena yes, Taylor yes, Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried.

Comments by City Commissioners, City Manager

Commissioner Sena acknowledged his family members present in the audience.

Commissioner Sena stated District 2 is on the East side of the City and District 3 is on the West side. He requested that the proposed development of Taylor Ranch move forward for both of the districts.

Commissioner Taylor agreed with Commissioner Sena and stated that Taylor Ranch will be a great draw to Hobbs. She also requested the Commission to move forward on the project.

Commissioner Buie recognized Mr. Bryan Belyeu, a City retiree, and Ms. Cynthia Buie, his wife, in the audience.

Commissioner Buie thanked Mr. Barcuch and Mr. Marshall for their input on video recording of the Commission meeting.

Mayor Cobb also recognized Ms. Judy Wink and Ms. Haily Hunter as re-appointment members to the Lodgers' Tax Board.

There being no further discussion or business, Commissioner Newman moved that the meeting adjourn. Commissioner Gerth seconded the motion. The vote was recorded as follows: Newman yes, Sena yes, Taylor yes, Buie yes, Calderón yes, Gerth yes, Cobb yes. The motion carried. The meeting adjourned at 8:15 p.m.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk

Minutes of the joint work session of the Hobbs City Commission and the Lodgers' Tax Board held on Tuesday, March 15, 2016, at 3:30 p.m., in Meeting Room A301 on the 3rd Floor at the Annex, 200 East Broadway, Hobbs, New Mexico.

Invocation, Pledge of Allegiance and Roll Call

Mayor Cobb and Chairperson Vivian Flemens called the joint meeting to order at 3:00 p.m. Mayor Cobb welcomed everyone in attendance at the meeting.

The following members were in attendance at the meeting.

Hobbs City Commission

Mayor Sam D. Cobb
Commissioner Marshall R. Newman
Commissioner Jonathan Sena
Commissioner Patricia A. Taylor
Commissioner Joseph D. Calderón
Commissioner Garry A. Buie
Absent - Commissioner Don Gerth

Hobbs Lodgers' Tax Board

Vivian Flemens
Dean Miniacci
Judy Wink
Haily Hunter
Jack Robertson

Approximately 70 citizens were in the audience.

Discussion

Mr. Toby Spears, Finance Director, explained the approved lodgers' tax allocation percentages based on the City current ordinance as follows:

- ▶ 15% for public safety and City incurred sanitation cost;
- ▶ 20% advertising and promotion of events for non-profit and for-profit organizations and public entities with no one event exceeding \$25,000.00;
- ▶ 25% support of Airport Commercial Air Service at the Lea County Airport; and
- ▶ 40% for advertising, promoting, marketing of events for the City of Hobbs and Lea County.

He stated that the approximate amount currently available for allocation is \$1,092,316.83 and funds being requested is in the amount of \$2.378 million.

Mr. Spears presented a financial forecast and revenue fund balance report reviewing the allocation percentages based on the City's ordinance and the 2017 proposed revenue projections.

Mr. J. J. Murphy, City Manager, stated it is important for everyone to be aware of the funds being requested and what amount is actually available for allocation. He stated the goal in distribution of the funds is to organizations which bring events to Hobbs and put heads in beds. Mayor Cobb agreed.

Mayor Cobb expressed his appreciation to the Lodger's Tax Board for their community service and also to members of the Hospitality Committee in attendance at the meeting. Mayor Cobb stated the Commission and the Board will be consistent in the message of providing funding to events who bring events that put heads in beds.

Presentations were made by the following organizations for the amounts indicated:

Organization	Event	Amount Requested
EDC	Airline Subsidy	\$ 500,000.00
EDC	Promotion of Airline	\$ 75,000.00
City of Hobbs	Rockwind Golf Course Marketing/Tournaments	\$ 25,000.00
City of Hobbs	Hobbs Downtown Slam & Jam Gus Macker Basketball Tournament	\$ 50,000.00
Lea County Event Center	Event Center Concerts	\$ 150,000.00
Lea County Fair and Rodeo	Fairgrounds	\$ 150,000.00
Hobbs Juneteenth	Juneteenth Celebration	\$ 8,100.00
African American Chamber of Commerce	Pink Ball/Career Conference	\$ 15,000.00
Community Players of Hobbs	2016 Season	\$ 17,900.00
Hobbs Chamber of Commerce	Holiday Tournament/Beer and Wine Festival	\$ 21,684.42
Hispano Chamber of Commerce	Mariachi Christmas	\$ 19,000.00
Hispano Chamber of Commerce	Fiesta de Septiembre	\$ 25,000.00

Hobbs Kennel Club	AKC Registered Dog Show	\$ 2,600.00
Lea County Commission of the Arts	4 Events FY 16-17	\$ 40,389.00
Light of Lea County	Crusin 2 Cure	\$ 11,900.00
Southwest Symphony	2016-17 Season	\$ 77,443.00
United Way	Chili Fest	\$ 9,500.00
Hobbs USSSA	15 Tournaments	\$ 138,250.00
Western Heritage Museum Complex	Dinosaur Discoveries/Christmas Traditions from Around the World	\$ 78,595.00
Southwest Stone Carving Association	Art Class in Stone Sculpting	\$ 2,500.00
Tuff Hedeman Championship Bull Riding	Championship Bull Riding	\$ 20,000.00
Cycle City Promotions	Kicker Arenacross/Monster Truck	\$ 38,000.00
Impacto-JAG Promotions, LLC	2016 Music Fest	\$ 9,500.00

There was a brief question and answer session after each presentation regarding the number of overnight visitors and the type of marketing efforts used to advertise events.

Commissioner Calderón left the meeting at 5:40 p.m. to attend the Hobbs Municipal School Board meeting.

Following some brief discussion, Mayor Cobb recommended that the Lodgers' Tax Board review each request and make recommendations at the next scheduled Lodgers' Tax Board meeting to be held on April 13, 2016, at 3:00 p.m., regarding the proposed funding amounts to be awarded to each organization for its event(s). He stated the City Commission will make the final awards at a Commission meeting once the Board recommendations are complete.

Mr. Robbie Roberts with the Hospitality Committee stated it is a great idea to have everyone come together to discuss Lodgers' Tax funding. He suggested that the allocation amount should be based on the events that more favorably replenish the Lodgers' Tax fund.

Mr. John Hershman with the Hospitality Committee stated allocations for the airline services should be reviewed due to the services only allowing flights to Houston, Texas.

There being no further discussion by the City Commission, Board or communication from citizens, the meeting adjourned at 6:05 p.m.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk

Office of the Mayor
Hobbs, New Mexico

PROCLAMATION

WHEREAS, fair and equal housing is a right guaranteed to all Americans; and

WHEREAS, the principle of fair and equal housing is a fundamental human entitlement; and

WHEREAS, all citizens have the right to live where they choose within their financial means; and

WHEREAS, people must not be denied housing because of race, color, religion, sex, national origin, handicap or family status; and

WHEREAS, we must, as individuals, assure equal access to housing for all in our communities; and

WHEREAS, the City of Hobbs acknowledges the importance of assuring fair and equal treatment to all citizens;

NOW, THEREFORE, I, Sam D. Cobb, Mayor of the City of Hobbs, New Mexico, do hereby proclaim April, 2016 as,


"FAIR HOUSING MONTH"

in the City of Hobbs.

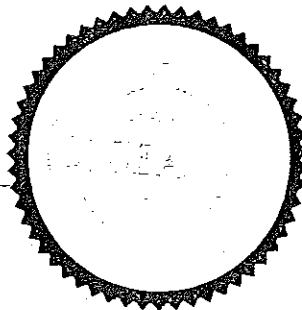
IN WITNESS WHEREOF, I have hereunto set my hand this 4th day of April, 2016, and cause the seal of the City of Hobbs to be affixed hereto.

SAM D. COBB, Mayor

ATTEST:



JAN FLETCHER, City Clerk





CONSENT AGENDA



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: April 4, 2016

SUBJECT: ADOPTION OF POLICY UPDATE FOR SECTION 3 PLAN
DEPT. OF ORIGIN: Engineering Department
DATE SUBMITTED: March 29, 2016
SUBMITTED BY: Todd Randall, City Engineer

Summary:

A City Section 3 Plan is recommended to be updated in conjunction with the requirements for the City's Community Development Block Grant. The Resolution specifies that City policy concerning the same issue is hereby updated and re-adopted by the new policy. The recommendation is that each time the City embarks on a CDBG project, the HUD policies need to be re-adopted.

This policy states that the City will encourage the use of small local businesses located within the City of Hobbs and the hiring of low income residents.

Fiscal Impact:

Reviewed By: [Signature]
Finance Department

Community Development Block Grant projects are an important source of revenues to upgrade low and moderate income areas in the City. The public investment will improve the tax base and lend to private development in Hobbs.

Attachments:

Resolution, Section 3 Plan

Legal Review:

Approved As To Form: [Signature]
City Attorney

Recommendation:

To make a motion to approve the Resolution for the Mayor to adopt the City of Hobbs Section 3 Plan.

Approved For Submittal By:

[Signature]
Department Director

City Manager

CITY CLERK'S USE ONLY
COMMISSION ACTION TAKEN

Resolution No. _____ Continued To: _____
Ordinance No. _____ Referred To: _____
Approved _____ Denied _____
Other _____ File No. _____

CITY OF HOBBS

RESOLUTION NO. 6423

A CONCEPT RESOLUTION OF SUPPORT FOR ADOPTING A POLICY
UPDATE FOR SECTION 3 PLAN (2016)

WHEREAS, the need exists within Hobbs for continued neighborhood improvement projects in several low and moderate income neighborhoods and the City therefore desires to apply to the HUD CDBG Grant Program to obtain funding for neighborhood infrastructure projects; and

WHEREAS, there is a need to adopt a policy update of existing City of Hobbs policy for the "Section 3 Plan" to encourage the use of small local businesses located within the City of Hobbs and the hiring of low income residents

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the Mayor be, and hereby is, authorized to adopt the policy update for the "Section 3 Plan", which is attached hereto and made a part of this resolution and the City officials and staff are directed to do any and all acts necessary to carry out the intent of this Resolution.

PASSED, ADOPTED AND APPROVED this 4th day of April, 2016.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk

CITY OF HOBBS SECTION 3 PLAN

The City of Hobbs is committed to comply with Section 3 of the Housing and Urban Development Act of 1968. This Act encourages the use of small local businesses and the hiring of low income residents of the community.

The City of Hobbs has appointed the HR Director as the Section 3 Coordinator, to advise and assist key personnel and staff on Section 3, to officially serve as focal point for Section 3 complaints, and the Finance Department as the on-site monitor of prime contractors and sub-contractors to insure the implementation and enforcement of their Section 3 plans. The approval or disapproval of the Section 3 plan is the ultimate responsibility of the City of Hobbs. Documentation of efforts will be retained on file for monitoring by the state.

Therefore, the City of Hobbs shall:

1. Hiring
 - a. Advertise for all City positions in local newspapers
 - b. List all City job opportunities with the State Employment Service
 - c. Give preference in hiring to lower income persons residing in the City. This means that if two equally qualified persons apply and one is a resident of the City and one is not, the resident will be hired
 - d. Maintain records of City hiring as specified on this form

ANTICIPATED <i>City of Hobbs</i> HIRING - 2016 Calendar Year				
PLANNED 2016			ACTUAL 2016	
Job Classification	# of Positions to be Filled	# of Positions to be Filled by Lower Income City Residents	# of Positions Filled	Positions Filled by Lower Income City Residents
Public Safety	9	2		
All Other	38	7		
EXE	0	0		

- Chart for Section 3 Plan **MUST** be filled out in its entirety.

2. Contracting

- a. The City will compile a list of businesses, suppliers and contractors located in the City.
- b. These vendors will be contacted for bid or quotes whenever the City requires supplies, services or construction.
- c. Preference will be given to small local businesses. This means if identical bids/quotes are received from a small business located within the City and one from outside the City, the contract will be awarded to the business located within the community.

3. Training

- a. The City shall maintain a list of all training programs operated by the City and its agencies and will direct them to give preference to City residents. The City will also direct all CDBG sponsored training to provide preference to City residents.

4. CDBG Contracts

All CDBG bid proposals and contracts shall include the following Section 3 language.

- a. The work to be performed under this contract is on a project assisted under a program providing direct federal financial assistance from the Department of Housing and Urban Development and is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u. Section 3 requires that the greatest extent feasible, opportunities for training and employment be given lower income residents of the project areas, and contracts for work in connection with the project be awarded to business concerns residing in the project area.
- b. The parties to this contract will comply with the provision of said Section 3 and the regulations issued pursuant thereto by the Secretary of Housing and Urban Development set forth in 24 CFR and all applicable rules and orders of the Department issued there-under prior to the execution of this contract. The parties to this contract certify and agree that they are under no contractual or other disability which would prevent them from complying with these requirements.
- c. The contractor will send to each labor organization or representative of workers with which he has a collective bargaining agreement or other contract or understanding, if any, a notice advising the said labor organization or workers' representative of his commitments under the Section 3 clause, and shall post copies of the notice in conspicuous places available to employees and applicants for employment or training.
- d. The contractor will include this Section 3 clause in every subcontract for work in connection with the project and will, at the direction of the applicant for, or recipient of federal financial assistance, take appropriate action pursuant to the subcontract upon a finding that the subcontractor is in violation of regulations issued by the Secretary of Housing and Urban Development, 24 CFR 135. The contractor will not subcontract with any subcontractor where it has notice or knowledge that the latter has been found in violation of regulations under 24 CFR 135, and will not let any subcontract unless the subcontractor has first provided it with the requirements of these regulations.
- e. Compliance with the provisions of Section 3, the regulations set forth in 24 CFR 135, and all applicable rules and orders of the Department, issued thereunder prior to the execution of the contract, shall be a condition of the federal financial assistance provided to the project, binding upon the applicant or recipient for such assistance, its successors and assigns. Failure to fulfill these requirements shall subject the applicant or recipient, its contractors and subcontractors, its

successors and assigns to those sanctions specified by the grant or loan agreement or contract through which federal assistance is provided, and to such sanctions as are specified by 24 CFR 135.

The City shall require each contractor to prepare a written Section 3 plan as a part of their bids on all jobs exceeding \$100,000. All Section 3 plans shall be reviewed and approved by the City's Equal Opportunity Section 3 Compliance Officer and retained for monitoring by the state.

The City will maintain all necessary reports and will insure that all contractors and subcontractors submit required reports.

LOWER INCOME CLARIFICATION

A family who resides in the City of Hobbs and whose income does not exceed the income limit for the size of family as per the attached Section 8 Income Limit for *Lea County*. Information contained in our Section 3 Plan reflects the status of the City employees regarding lower income considerations based on their salary paid by the City.

Chief Executive Officer

April 4, 2016

Date



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: April 4, 2016

SUBJECT: ADOPTION OF POLICY UPDATE FOR RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN

DEPT. OF ORIGIN: Engineering Department
DATE SUBMITTED: March 29, 2016
SUBMITTED BY: Todd Randall, City Engineer

Summary:

A City Residential Anti-Displacement and Relocation Assistance Plan is recommended to be updated in conjunction with the requirements for the City's Community Development Block Grant. The Resolution specifies that City policy concerning the same issue is hereby updated and re-adopted by the new policy. The recommendation is that each time the City embarks on a CDBG project, the HUD policies need to be re-adopted.

The plan consists of three components: 1) one-for-one replacement requirements for lower-income housing units, 2) relocation assistance and 3) a description of the steps the City of Hobbs will take to minimize displacement.

Fiscal Impact:


Reviewed By: 
Finance Department

Community Development Block Grant projects are an important source of revenues to upgrade low and moderate income areas in the City. The public investment will improve the tax base and lend to private development in Hobbs.

Attachments:

Resolution, Residential Anti-Displacement and Relocation Assistance Plan

Legal Review:

Approved As To Form: 
City Attorney

Recommendation:

To make a motion to approve the Resolution for the Mayor to adopt the City of Hobbs Residential Anti-Displacement and Relocation Assistance Plan.

Approved For Submittal By:


Department Director

City Manager

**CITY CLERK'S USE ONLY
COMMISSION ACTION TAKEN**

Resolution No. _____ Continued To: _____
Ordinance No. _____ Referred To: _____
Approved _____ Denied _____
Other _____ File No. _____

CITY OF HOBBS

RESOLUTION NO. 6424

A CONCEPT RESOLUTION OF SUPPORT FOR ADOPTING A POLICY UPDATE FOR RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN (2016)

WHEREAS, the need exists within Hobbs for continued neighborhood improvement projects in several low and moderate income neighborhoods and the City therefore desires to apply to the HUD CDBG Grant Program to obtain funding for neighborhood infrastructure projects; and

WHEREAS, there is a need to adopt a policy update of existing City of Hobbs policy for the "Residential Anti-Displacement and Relocation Assistance Plan" to help with improving affordable housing in Hobbs, as shown on the attached policy.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the Mayor be, and hereby is, authorized to adopt the policy update for the "Residential Anti-Displacement and Relocation Assistance Plan", which is attached hereto and made a part of this resolution and the City officials and staff are directed to do any and all acts necessary to carry out the intent of this Resolution.

PASSED, ADOPTED AND APPROVED this 4th day of April, 2016.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk

City of Hobbs

Residential Anti-Displacement and Relocation Assistance Plan

I. Background/Introduction

Section 104(d) of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5304(d)(4)), Section 105(b)(16) of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12705(b)(16)), and implementing regulations at 24 CFR Part 42, specify that a grantee under the Community Development Block Grant (CDBG) must certify that it has in effect and is following a “residential Anti-displacement and relocation assistance plan” (Plan). As a CDBG grantee, the City of Hobbs must certify to State of New Mexico Department of Finance and Administration Local Government Division that it has and is following such a Plan.

The Plan must include three components: 1) one-for-one replacement requirements for lower-income housing units, 2) relocation assistance, and 3) a description of the steps the City of Hobbs will take to minimize displacement.

II. Activities Covered by the Plan

All activities involving the use of CDBG funds that cause displacement as a direct result of demolition or conversion of a lower-income dwelling are subject to the requirements specified in the Plan. Activities for which funds are first obligated on or after September 30, 1988 are subject to the requirements specified in the Plan, without regard to the source year of the funds.

III. Uniform Relocation Act

The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (URA) govern displacement that directly results from acquisition, rehabilitation, or demolition of real property when federal funds are used. The City of Hobbs Residential Anti-displacement and Relocation Assistance Plan is in no way intended to supersede the URA. CDBG assisted activities may still be subject to the requirements of the URA.

IV. One-for-One Replacement Units

All occupied and vacant occupiable lower-income dwelling units that are demolished or converted to a use other than as lower-income dwelling units in connection with an assisted activity must be replaced with comparable lower-income units. Replacement lower-income dwelling units may be provided by any governmental agency or private developer and must meet the following requirements:

- A. The units must be located within the City of Hobbs to the extent feasible, the units shall be located within the same neighborhood as the units replaced
- B. The units must be sufficient in number and size to house no fewer than the number of occupants who could have been housed in the units that are demolished or converted. The number of occupants who could have been housed in the units shall be in accordance with applicable local housing occupancy codes. The units may not be replaced with smaller units (e.g., a 2-bedroom unit with two 1-bedroom units), unless the the City of Hobbs has provided information demonstrating that such a proposed replacement is consistent with the needs

assessment contained State of New Mexico Department of Finance and Administration Local Government Division HUD-approved Consolidated Plan.

- C. The units must be in standard condition and must at a minimum meet Section 8 Program Housing Quality Standards. Replacement lower-income units may include units brought from a substandard condition to standard condition if: 1) no person was displaced from the unit; and 2) the unit was vacant for at least 3 months before execution of the agreement between the City of Hobbs and the property owner.
- D. The units must initially be made available for occupancy at any time during the period beginning 1 year before the recipient makes public the information required under Section F below and ending 3 years after the commencement of the demolition or rehabilitation related to the conversion.
- E. The units must be designed to remain lower-income dwelling units for at least 10 years from the date of initial occupancy. Replacement lower-income dwelling units may include, but are not limited to, public housing or existing housing receiving Section 8 project-based assistance
- F. Before the City of Hobbs enters into a contract committing it to provide CDBG funds for any activity that will directly result in the demolition of lower-income dwelling units or the conversion of lower-income dwelling units to another use, the City of Hobbs must make public and submit in writing to LGD:
 - 1 A description of the proposed assisted activity;
 - 2 The location on a map and number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than for lower-income dwelling units as a direct result of the assisted activity;
 - 3 A time schedule for the commencement and completion of the demolition or conversion;
 - 4 The location on a map and the number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units. If such data is not available at the time of the submission to State of New Mexico Department of Finance and Administration Local Government Division, the submission shall identify the general location on an area map and the approximate number of dwelling units by size, and information identifying the specific location and number of dwellings units by size shall be submitted and disclosed to the public as soon as it is available;
 - 5 The source of funding and time schedule for the provision of replacement dwelling units;
 - 6 The basis for concluding that each replacement unit will remain a lower-income dwelling unit for at least 10 years from the date of initial occupancy; and
 - 7 Information demonstrating that any proposed replacement of dwelling units with smaller dwelling units is consistent with the needs assessment contained in the State of New Mexico Department of Finance and Administration Local Government Division Consolidated Plan.

- G. The one-for-one replacement requirements may not apply if HUD determines, based on objective data, that there is an adequate supply of vacant lower-income dwelling units in standard condition available on a non-discriminatory basis within the City of Hobbs. In making such a determination, State of New Mexico Department of Finance and Administration Local Government Division will consider such factors as vacancy rates, numbers of lower-income units in the City of Hobbs and the number of eligible families on the Section 8 waiting list

V. Relocation Assistance

Each lower-income person who is displaced as a direct result of CDBG assisted demolition or conversion of a lower-income dwelling shall be provided with relocation assistance.

Relocation assistance includes advisory services and reimbursement for moving expenses, security deposits, credit checks, other moving expenses, including certain interim living costs, and certain replacement housing assistance.

Displaced persons have the right to elect, as an alternative to the benefits described in this Plan, to receive benefits under the URA, if they determine that it is in their best interest to do so. The following relocation assistance shall be available to lower-income displacement persons:

- A. Displaced lower-income persons will receive the relocation assistance required under 49 CFR 24, Subpart C (General Relocation Requirements) and Subpart D (Payment for Moving and Related Expenses) whether the person elects to receive assistance under the URA or the assistance required by CDBG regulations. Relocation notices must be distributed to the affected persons in accordance with 49 CFR 24.203 of the URA;
- B. The reasonable and necessary cost of any security deposit required to rent the replacement dwelling unit and for credit checks required to rent or purchase the replacement dwelling unit;
- C. Actual reasonable out-of-pocket costs incurred in connection with temporary relocation, including moving expenses and increased housing costs, if:
 - 1. The person must relocate temporarily because continued occupancy of the dwelling unit constitutes a substantial danger to the health or safety of the person or the public; or
 - 2. The person is displaced from a lower-income dwelling unit, none of the comparable replacement units to which the person has been referred qualifies as a lower-income dwelling unit, and a suitable lower-income dwelling unit is scheduled to become available through one-for-one replacement requirements
- D. Replacement Housing Assistance. Displaced persons are eligible to receive one of the following two forms of replacement housing assistance:
 - 1. Each person shall be offered rental assistance equal to 60 times the amount necessary to reduce the monthly rent and estimated average monthly cost of

utilities for a replacement dwelling to the "Total Tenant Payment", as determined under 24 CFR 813.107. All or a portion of this assistance may be offered through a certificate or housing voucher for rental assistance under the Section 8 program. Where Section 8 assistance is provided to the displaced person, the City of Hobbs must provide the person with referrals to comparable units whose owners are willing to participate in Section 8 program to the extent that cash assistance is provided, it will be provided in installments.

2. In lieu of the housing voucher, certificate or cash assistance described above, the person may elect to receive a lump sum payment allowing them to secure participation in a housing cooperative or mutual housing association. This lump sum payment shall be equal to the capitalized value of 60 monthly installments of the amount that is obtained by subtracting the "Total Tenant Payment", as determined under 24 CFR 813.107, from the monthly cost of rent and average monthly cost of utilities at a comparable replacement dwelling unit. To compute the capitalized value, the installments shall be discounted at the rate of interest paid on passbook savings in a federally insured financial institution conducting business within City of Hobbs.

Displaced lower-income tenants shall be advised of their right to elect relocation assistance pursuant to the URA and the regulations at 49 CFR 24 as an alternative to the relocation assistance available under CDBG regulations.

VI. Eligibility for Relocation Assistance

A lower-income person is eligible for relocation assistance if they are considered to be a "displaced person" as defined in 24 CFR 42.305. A displaced person means a lower-income person who, in connection with an activity assisted under the CDBG program, permanently moves from real property or permanently moves personal property from real property as a direct result of demolition or conversion of a lower-income dwelling.

For purposes of this definition, a permanent move includes a move made permanently and:

- A. After notice by the owner to move from the property, if the move occurs on or after the date of the submission of a request to the City of Hobbs for CDBG assistance that is later approved for the requested activity; or
- B. After notice by the owner to move from the property, if the move occurs on or after the date of the initial official submission to HUD of the consolidated plan under 24 CFR Part 91 describing the assisted activity; or
- C. Before the dates described in A & B above, if the City of Hobbs or State of New Mexico Department of Finance and Administration Local Government Division determines that the displacement was a direct result of conversion or demolition in connection with a CDBG assisted activity; or
- D. By a tenant-occupant of a dwelling unit, if any one of the following three situations occurs:

1. The tenant moves after execution of the CDBG agreement covering the acquisition, rehabilitation or demolition and the move occurs before the tenant is provided written notice offering the tenant the opportunity to lease and occupy a suitable, decent, safe and sanitary dwelling in the same building/complex upon completion of the project under reasonable terms and conditions, including a monthly rent and estimated average monthly utility costs that do not exceed the greater of the tenant's monthly rent before such agreement, or the total tenant payment as determined under 24 CFR 813.107 if the tenant is lower-income, or 30 percent of gross household income if the tenant is not lower-income.
2. The tenant is required to relocate temporarily, does not return to the building/complex, and either is not offered payment for all reasonable out-of-pocket expenses incurred in connection with the temporary relocation, or other conditions of the temporary relocation are not reasonable.
3. The tenant is required to move to another dwelling unit in the same building/complex but is not offered reimbursement for all reasonable out-of-pocket expenses incurred in connection with the move, or other conditions of the move are not reasonable.

If the displacement occurs on or after the appropriate date described in A & B above, the lower-income person is not eligible for relocation assistance if:

- A. The person is evicted for cause based upon a serious or repeated violation of the terms and conditions of the lease or occupancy agreement, violation of applicable federal, State or local law, or other good cause, and the City of Hobbs determines that the eviction was not undertaken for the purpose of evading the obligation to provide relocation assistance;
- B. The person moved into the property on or after the date described in A & B above after receiving written notice of the expected displacement; or
- C. The City of Hobbs determines that the displacement was not a direct result of the CDBG assisted activity and the State of New Mexico Department of Finance and Administration Local Government Division concurs with this determination.

VII. Minimizing Displacement

The CDBG regulations regarding the demolition or conversion of lower-income dwelling units are designed to ensure that lower-income persons are provided with adequate, affordable replacement housing. Naturally, involuntary displacement should be discouraged whenever a reasonable alternative exists. Involuntary displacement is extremely disruptive and disturbing, especially to lower-income persons who do not have the means to locate alternative housing.

There are various ways that displacement can be minimized. The following are steps that will be taken to minimize the involuntary displacement of lower-income persons when CDBG funds are involved:

- A. Screening of Applications All CDBG applications will be reviewed to determine whether involuntary displacement is likely to occur. Those applications involving displacement will receive a lower priority recommendation for funding unless it can be shown that alternatives are not available.
- B. Acquisition of Property Applicants who apply for CDBG funds to acquire property for the development of lower-income housing will be encouraged to purchase vacant land. In the case of in-fill and other projects where this is not feasible and the project involves potential displacement, the applicant shall agree to allow the displaced lower-income person(s) to occupy the new housing at an affordable rent.
- Applicants who utilize CDBG funds to rehabilitate or convert a lower-income unit to a non-residential use will be required to supply replacement housing consistent with paragraph IV, as well as relocation assistance.
- C. Cost of Relocation Assistance The cost of any required relocation assistance and the provision of replacement housing will be borne by the applicant and may be paid for out of CDBG funds awarded to the project.

VIII. Definitions

- A. "Comparable replacement dwelling unit" means a dwelling unit that:
- 1 Meets the criteria of 49 CFR 24.2(d)(1) through (6); and
 - 2 Is available at a monthly cost for rent plus estimated average monthly utility costs that does not exceed the "Total Tenant Payment" determined under 24 CFR 813.107 after taking into account any rental assistance the household would receive.
- B. "Lower-income dwelling unit" means a dwelling unit with a market rental (including utility costs) that does not exceed the applicable Fair Market Rent (FMR) for existing housing and moderate rehabilitation established under 24 CFR Part 888.
- C. "Standard condition" means units that at a minimum meet the Existing Housing Quality Standards of the Section 8 rental subsidy program.
- D. "Substandard condition suitable for rehabilitation" means units with code violations that can be brought to Section 8 Housing Quality Standards within reasonable monetary amounts.
- E. "Vacant occupiable dwelling unit" means a dwelling unit that is in a standard condition; a vacant dwelling unit that is in substandard condition, but is suitable for rehabilitation; or a dwelling unit in any condition that has been occupied (except by a squatter) at any time within the period beginning 3 months before the date of execution of the agreement by the City of Hobbs covering the rehabilitation or demolition.

IX. Grievances

The City of Hobbs will provide timely written answers to written complaints and grievances within 15 working days where practical. Action items:

- A. Adopt complaint handling procedures or policies to insure that complaints or grievances are responded to within 15 days, if possible.
- B. Allow for appeal of a decision to a neutral authority.
- C. File a detailed record of all complaints or grievances and responses in one central location with easy public access.

IX. Certification

The City of Hobbs herewith certifies to follow the Anti-displacement relocation plan described above and adopt the plan by resolution annually.

Plan Adoption Date: April 4, 2016

Certified By:

Sam D. Cobb, Mayor

April 4, 2016
Date

Copy to Local Government Division with attachments



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: April 4, 2016

SUBJECT: ADOPTION OF POLICY UPDATE FOR CITIZEN PARTICIPATION PLAN

DEPT. OF ORIGIN: Engineering Department
DATE SUBMITTED: March 29, 2016
SUBMITTED BY: Todd Randall, City Engineer

Summary:

A City Citizen Participation Plan is recommended to be updated in conjunction with the requirements for the City's Community Development Block Grant. The Resolution specifies that City policy concerning the same issue is hereby updated and re-adopted by the new policy. The recommendation is that each time the City embarks on a CDBG project, the HUD policies need to be re-adopted.

This policy states that the City will, in accordance with the 1987 revisions to the Housing and Community Development Act and in an effort to further encourage citizen participation, prepare and adopt this Citizen Participation Plan. The City of Hobbs will provide for and encourage citizen participation within its area of jurisdiction, with particular emphasis on participation by persons of low and moderate income.

Fiscal Impact:

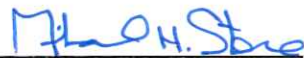
Reviewed By: 
Finance Department

Community Development Block Grant projects are an important source of revenues to upgrade low to moderate income areas in the City. The public investment will improve the tax base and lend to private development in Hobbs.

Attachments:

Resolution, Citizen Participation Plan

Legal Review:

Approved As To Form: 
City Attorney

Recommendation:

To make a motion to approve the Resolution for the Mayor to adopt the City of Hobbs Citizen Participation Plan.

Approved For Submittal By:


Department Director

City Manager

**CITY CLERK'S USE ONLY
COMMISSION ACTION TAKEN**

Resolution No. _____ Continued To: _____
Ordinance No. _____ Referred To: _____
Approved _____ Denied _____
Other _____ File No. _____

CITY OF HOBBS

RESOLUTION NO. 6425

A CONCEPT RESOLUTION OF SUPPORT FOR ADOPTING A POLICY
UPDATE FOR CITIZEN PARTICIPATION PLAN (2016)

WHEREAS, the need exists within Hobbs for continued neighborhood improvement projects in several low and moderate income neighborhoods and the City therefore desires to apply to the HUD CDBG Grant Program to obtain funding for neighborhood infrastructure projects; and

WHEREAS, there is a need to adopt a policy update of existing City of Hobbs policy for the "Citizen Participation Plan" to encourage citizen participation in the City of Hobbs CDBG Programs and Projects, particularly from the low and moderate income persons.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the Mayor be, and hereby is, authorized to adopt the policy update for the "Citizen Participation Plan", which is attached hereto and made a part of this resolution and the City officials and staff are directed to do any and all acts necessary to carry out the intent of this Resolution.

PASSED, ADOPTED AND APPROVED this 4th day of April, 2016.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk

City of Hobbs CITIZEN PARTICIPATION PLAN

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM CITIZEN PARTICIPATION PLAN

Introduction

In accordance with the 1987 revisions to the Housing and Community Development Act and in an effort to further encourage citizen participation, the City of Hobbs has prepared and adopted this Citizen Participation Plan.

Objective A

The City of Hobbs will provide for and encourage citizen participation within its area of jurisdiction, with particular emphasis on participation by persons of low and moderate income.

Action items:

1. *Adopt and circulate an Open Meetings Resolution which provides citizens with reasonable notice of City upcoming meetings, actions and functions.*
2. *Develop press releases on City meetings, actions and hearings and circulate to newspapers, radio and television media.*
3. *Develop and maintain listing of groups and representative of low and moderate income persons, and include on mailing lists of announcements, notices, press releases, etc.*

Objective B

The City of Hobbs will provide citizens with reasonable and timely access to local meetings, information and records relating to the proposed and actual use of CDBG funds.

Action Items:

1. *Public notices, press releases, etc., should allow for a maximum length of notice to citizens.*
2. *Appropriate information and records relating to the proposed and actual use of CDBG funds must be available upon request to all citizens. Personnel and income records may be exempted from these requirements.*
3. *Meetings, hearing, etc., should be conducted at times and locations conducive to public attendance, e.g., evenings, Saturdays.*

Objective C

The City of Hobbs will provide technical assistance to groups and representatives of low and moderate income persons that request assistance in developing proposals. *Note: the level and type of assistance is to be determined by the City.*

Action items:

1. *Low and moderate income groups should be advised that technical assistance, particularly in the area of community development, is available from the City upon request.*
2. *Document technical assistance provided to such groups and has documentation available for review.*

Objective D

The City of Hobbs will provide a minimum of two public hearings to obtain citizen participation and respond to proposals and questions at all stages of the Community Development Block Grant Program.

Action items:

1. *Advise citizens of the CDBG program objectives, range of activities that can be applied for and other pertinent information.*
2. *Conduct a minimum of two public hearings:*
 - a. *One public hearing will be held to advise citizens of the program objectives and range of activities that can be applied for, and to obtain the citizen's views on community development and housing needs, to include the needs of low and moderate income people. This hearing will take place prior to the selection of the project to be submitted to the state for CDBG funding assistance.*
 - b. *A second public hearing will be held to review program performances, past use of funds and make available to the public its community development and housing needs, including the needs of low and moderate income families, and the activities to be undertaken to meet such needs.*
3. *Publish public hearing notices in the non-legal section of newspapers or in other local media. Evidence of compliance with these regulations will be provided with each CDBG application, i.e., hearing notice minutes of public meetings, list of needs and activities to be undertaken, etc. Amendments to goals, objectives and applications are also subject to public participation.*

Objective E

The City of Hobbs will provide timely written answers to written complaints and grievances within 15 working days where practical.

Action items:

1. *Adopt complaint handling procedures or policies to insure that complaints or grievances are responded to within 15 days, if possible.*
2. *Allow for appeal of a decision to a neutral authority.*
3. *File a detailed record of all complaints or grievances and responses in one central location with easy public access.*

Objective F

The City of Hobbs will identify how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of residents can be reasonably expected to participate.

Action items:

- 1. Identify areas where large majorities of non-English speaking persons reside and make appropriate provisions when issues affecting these areas are to be discussed at public meetings, hearings, etc. Appropriate provisions will include having interpreters available at the meeting and having briefing material available in the appropriate language.*
- 2. Maintain records of public hearing attendees and proceedings to verify compliance with this objective.*

Chief Executive Officer

April 4, 2016
Date



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: 4-4-16

SUBJECT: Resolution Authorizing the Mayor to Make Appointments to the Lea County Community Improvement Corporation Board.

DEPT. OF ORIGIN: Mayor's Office
DATE SUBMITTED: 3-29-16
SUBMITTED BY: Sam D. Cobb, Mayor

Summary:

The Mayor would like to re-appoint Sam Cobb to the Lea County Community Improvement Corporation Board.

The Mayor would like to appoint Pat Taylor to the Lea County Community Improvement Corporation Board.

All appointees to serve a three year term commencing March 31, 2016.

Fiscal Impact:

There is no effect on the current year budget.

Reviewed By: _____
Department

Attachments:

Resolution

Legal Review:

Approved As To Form: _____
City Attorney

Recommendation:

Motion to approve Resolution.

Approved For Submittal By:

Department Director

City Manager

CITY CLERK'S USE ONLY
COMMISSION ACTION TAKEN

Resolution No. _____
Ordinance No. _____
Approved _____
Other _____

Continued To: _____
Referred To: _____
Denied _____
File No. _____

CITY OF HOBBS

RESOLUTION NO. 6426

A RESOLUTION AUTHORIZING THE MAYOR TO MAKE
APPOINTMENTS TO THE
LEA COUNTY COMMUNITY IMPROVEMENT CORPORATION BOARD

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the Mayor be and hereby is authorized to appoint the following individuals to the Lea County Community Improvement Corporation Board, each to serve a three year term commencing March 31, 2016.

Re-appoint Sam Cobb

Appoint Pat Taylor

PASSED, ADOPTED AND APPROVED this 4th day of April, 2016.

SAM D. COBB
Mayor

ATTEST:

JAN FLETCHER
City Clerk



ACTION ITEMS



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: April 4, 2016

SUBJECT: ADOPTION OF AN ORDINANCE TO REPEAL CHAPTER 2.44 HOBBS INDUSTRIAL AIRPARK BOARD OF THE CITY OF HOBBS MUNICIPAL CODE.

DEPT. OF ORIGIN: Planning Department
DATE SUBMITTED: March 28, 2016
SUBMITTED BY: Kevin Robinson – Development Director

Summary: The Municipality created an Airport Board on December 7, 1970 by adopting Ordinance #583, subsequently the Chapter was amended on April 16, 2001 to its current form by Ordinance #878. The Hobbs Industrial Air Park Board has not convened since April 15, 2010. The powers and duties bestowed upon the Hobbs Industrial Air Park Board are similar to those bestowed to the City of Hobbs Planning Board just restricted to the roughly 2,800 acre area commonly known as the HIAP located west and northwest of the New Mexico Junior College. The City of Hobbs Planning Board reviewed this issue on February 16, 2016 and voted 5 to 0 to recommend approval of the Ordinance Repealing Chapter 2.44 of the Hobbs Municipal Code, the City of Hobbs Commission voted to publish the amendment on March 7, 2016.

Fiscal Impact:

Reviewed By: 
Finance Department

No Fiscal impact.

Attachments: Ordinance, Planning Board Minutes, Publication.

Legal Review:

Approved As To Form: _____
City Attorney

Recommendation:

Staff recommends consideration to adopt the Ordinance Repealing Chapter 2.44 of the Municipal Code.

Approved For Submittal By:



Department Director

City Manager

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COMMISSION ACTION TAKEN

Resolution No. _____ Continued To: _____
Ordinance No. _____ Referred To: _____
Approved _____ Denied _____
Other _____ File No. _____

CITY OF HOBBS

ORDINANCE NO. 1093

**AN ORDINANCE REPEALING CHAPTER 2.44
OF THE HOBBS MUNICIPAL CODE IN ITS ENTIRETY**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the following Chapter of the Hobbs Municipal Code be and is hereby repealed in its entirety.

Chapter 2.44 - HOBBS INDUSTRIAL AIR PARK BOARD

PASSED, ADOPTED AND APPROVED this 4th day of April, 2016.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk

Affidavit of Publication

STATE OF NEW MEXICO
COUNTY OF LEA

I, Daniel Russell, Publisher of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, solemnly swear that the clipping attached hereto was published in the regular and entire issue of said newspaper, and not a supplement thereof for a period of 1 issue(s).

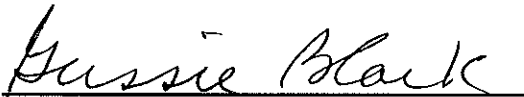
Beginning with the issue dated
March 18, 2016
and ending with the issue dated
March 18, 2016.

LEGAL	LEGAL
LEGAL NOTICE March 18, 2016	
NOTICE OF ORDINANCE	
NOTICE IS HEREBY GIVEN that on the 4th day of April, 2016, at its meeting at 6:00 p.m., in the City Commission Chamber at City Hall, 1st Floor Annex, 200 East Broadway, Hobbs, New Mexico, the governing body of the City of Hobbs proposes to adopt an Ordinance repealing Chapter 2.44 of the Hobbs Municipal Code. The ordinance is described as follows:	
AN ORDINANCE REPEALING CHAPTER 2.44 OF THE HOBBS MUNICIPAL CODE IN ITS ENTIRETY	
BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the following Chapter of the Hobbs Municipal Code be and is hereby repealed in its entirety.	
Chapter 2.44 - HOBBS INDUSTRIAL AIR PARK BOARD	
Copies of the ordinance in its entirety are available to interested persons during regular business hours in the office of the City Clerk, City Hall, 200 East Broadway, Hobbs, New Mexico. The ordinance is also available for viewing online at www.hobbsnm.org .	
/s/Jan Fletcher Jan Fletcher, City Clerk	
#30765	



Publisher

Sworn and subscribed to before me this
18th day of March 2016.



Business Manager

My commission expires
January 29, 2019



This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws of 1937 and payment of fees for said

67108146

00172009

ELDA GONZALEZ
CITY OF HOBBS
200 E. BROADWAY
HOBBS, NM 88240

5) Review and Consider a proposed Ordinance repealing Section 2.44 of the Hobbs Municipal Code concerning the Hobbs Industrial Air Park Board.

Mr. Robinson said this ordinance was necessitated because the HIAP Board has not met for approximately 7 years. He said the Planning Board does everything the HIAP Board was created to do. He said there may be leases or additional subdivisions at HIAP. Mr. Hicks asked if the HIAP Board was charged with development in that area? Mr. Robinson said yes planning and development. Mr. Hicks asked if there had been any Master Plans? He said yes and he could get them to the Board. Mr. Sanderson said the major interest in the Soaring Society is the ramp area. Mr. Hicks said he would like the City Commission to give direction to the Board on how they would like it handled. Mr. Ramirez made a motion, seconded by Mr. Sanderson to approved the repealing the Ordinance. The vote on the motion was 5-0 and the motion carried.

6) Review and Consider proposed subdivision located southeast of the intersection of W. Illinois and Jennifer Lane and within the extra territorial planning and platting jurisdiction.

Mr. Robinson said this subdivision is located in the ETZ. He said there is a redline version of the subdivision in their packet. He said Illinois Street is a dedicated County maintained roadway but is not improved to county standards. He said there was also a dedication of Jennifer in 2010. He said the map in the packet shows that the county is maintaining Main, Gilbert, Russell, Illinois and Broadway.

Mr. Robinson said the owner of the property brought in a plat and the County Planner is aware of all of the redlines and believes it will not be an issue with getting signatures once the redlines are addressed.

Mr. Robinson said staff is requesting a fee simple dedication to the county of Illinois. Mr. Kesner said in his opinion a lot of this is coming before the county about the time they had a long discussion about private drives. He said access is there but it is debatable if it is public access. Mr. Hicks said he thinks they would be remiss in not requiring an access easement on Jennifer from the adjoining streets. Mr. Robinson said in his opinion the only control they have is with this subdivider. Mr. Hicks said that is correct and they would have to ask and get the people on the adjoining properties to give an easement. Mr. Robinson said technically the subdivider on Illinois has to acquire dedications connecting him back to Lovington Highway. Mr. Kesner said there is only one that doesn't have access. He said in reality if the people want to sell the parcel of land then they have to create a parcel of land that they will be able to get a clear title on. Mr. Hicks said all of these tracts will have a problem but they can at least fix the ones they are dealing with here by requiring an easement across Buchannan's property. Mr. Hicks suggested that they approve it with the conditions that staff talk to the County Planner and David Pyeatt and see if they can get that part fixed.

Mr. Ramirez made a motion, seconded by Mr. Sanderson to approve the subdivision with the condition that staff ask the Buchannan's for a dedication. The vote on the motion as 5-0 and the motion carried.



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: April 4, 2016

SUBJECT: North Jefferson Street Rehabilitation
DEPT. OF ORIGIN: General Services
DATE SUBMITTED: January 12, 2016
SUBMITTED BY: Ronny Choate, Director of General Services

Summary:

North Jefferson Street is a very heavily used collector street in our community. The section between Bender to the North and Sanger to the South received extensive damage from the recent snow storm Goliath. A combination of being a 40 year old street, only having 2" Hot Mix, heavy water conveyance every year due to being a major drainage way and the freeze/ thaw from the storm has brought the street to almost total destruction.

The plan is to mill to a depth of 9/10" and overlay with 3" of new hot mix for the length of the street, less a one block section just replaced under another contract. Needed Valley Gutters and other new concrete work will be done while the work is ongoing.

The Milling/Paving/Concrete work will be performed under the Annual Agreement in force with Ramirez & Sons, paving contractors.

Fiscal Impact:

Reviewed By: [Signature] Finance Department

The total contract is estimated at \$649,612.37 including GRT and \$60,000 contingency. With the underground drainage structures that run the length of the street unforeseen problems may arise. The work was approved as a Budget Adjustment on the February 16th Commission Meeting.

Attachments:

Legal Review:

Approved As To Form: [Signature] City Attorney

Recommendation:

Approve agreement with Ramirez & Sons, Inc.

Approved For Submittal By: [Signature] Department Director
[Signature] City Manager

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COMMISSION ACTION TAKEN
Resolution No.
Ordinance No.
Approved
Other
Continued To:
Referred To:
Denied
File No.

3404 N. Enterprise Dr.
 Hobbs, NM 88240
 PHONE (575) 492-0480
 FAX (575) 492-0479

PROPOSAL



City of Hobbs

PAGE 1
 BID DATE March 23, 2016
 PROJECT Jefferson St Paving

PHONE: Ronny 575-370-8598
 FAX: _____
 E-MAIL: _____

ESTIMATOR: Joel Gomez
 CELL PHONE 505-603-9236
 E-MAIL: igomez_rsi@gmail.com

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT	UNIT PRICE	ESTIMATED AMOUNT
302004	PROCESSING PLACING & COMPACTING EXISTING PVMT	21,130	SY	\$2.85	\$60,220.50
203002	UNCLASSIFIED EXCAVATION (301 PLUS CY)	1,761	CY	\$5.50	\$9,685.50
207003	SUBGRADE PREPARATION (5001 PLUS SY)	21,130	SY	\$1.15	\$24,299.50
423278	3" HOTMIX ASPHALT, COMPLETE IN PLACE (5001 PLUS SY)	21,130	SY	\$15.12	\$319,485.60
601120	REMOVAL OF CONCRETE CURB/GUTTER & VALLEY GUTTER	1,629	LF	\$2.00	\$3,258.00
609324	CONCRETE MOUNTABLE CURB & GUTTER 6"x24"	221	LF	\$16.50	\$3,646.50
609426	CONCRETE BARRIER CURB & GUTTER, 6"x 24" (501 PLUS LF)	1,233	LF	\$15.50	\$19,111.50
609624	CONCRETE VALLEY GUTTER 8"x 24", COMPLETE IN PLACE	175	LF	\$18.00	\$3,150.00
601122	REMOVAL OF 6" CONCRETE DRIVEPAD OR SIDEWALK	65	SY	\$2.50	\$162.00
608006	CONCRETE SIDEWALK 6", COMPLETE IN PLACE	65	SY	\$50.00	\$3,250.00
608105	CONCRETE DRIVEPAD 6" COMPLETE IN PLACE	10	SY	\$50.00	\$500.00
662400	ADJUST MANHOLE TO GRADE, COMPLETE IN PLACE	32	EACH	\$700.00	\$22,400.00
*****	SAW CUT CONCRETE CURB AND SIDEWALK	126	LF	\$1.50	\$189.00
801000	CONSTRUCTION STAKING BY CONTRACTOR, NEGOTIATED	1	LS	\$3,240.00	\$3,240.00
702800	TRAFFIC CONTROL PLAN, LUMP SUM NEGOTIATED	1	LS	\$15,198.00	\$15,198.00
*****	MATERIAL HAULED TO AND FROM JOBSITE	1	LS	\$60,384.00	\$60,384.00
				TOTAL	\$548,180.10
(NO BID BOND INCLUDED)					
(BY OTHERS: PERMITS, TESTING, LAYOUT, SURVEYING SEEDING, LANDSCAPING, TEMPORARY FENCE, SWPPP & NO DIGGING OR BACKFILLING OF FOOTINGS)					
(NO OTHER WORK QUOTED. ANY ITEMS NOT LISTED WILL BE QUOTED SEPERATELY)					
NOTES					

- 1 Add Applicable taxes to price total.
This proposal does not include: no final grading of sidewalk, no landscaping, no landscape grading, no testing or applicable taxes.
- 2
- 3 We cannot be held responsible for any pavement settlement over utility ditches, trenches, foundations or any other work that has been constructed by others. All material is guaranteed to be specified. All work to be completed in a professional manner according to standard practices.
- 4 Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become a change order over and above the estimate.
- 5 All agreements contingent upon strikes, accident or delay beyond our control. Owner is to carry fire, tornado and all other necessary insurance.
- 6
- 7 Our workers are fully covered by Workers Compensation Insurance.

PAYMENT TERMS
 Payment to be made as follows: net amount due upon completion. Interest starts the 30th day from invoice date at the rate of 1.5% per month.

ACCEPTANCE
 By signing, the customer agrees that the above prices, notes, and terms are acceptable and authorizes commencement of work and procurement of materials.

 Ramirez and Sons, Inc.

By: _____

Print Name: Joel Gomez

Title: _____

Date: _____

 (Customer)

By: _____

Print Name: _____

Title: _____

Date: _____