

Commission Meeting Agenda



Mayor

Samuel D. Cobb

City Commission

Marshall R. Newman

Cynthia D. Calderon

Patricia A. Taylor

Joseph D. Calderón

Garry A. Buie

Don R. Gerth

City Manager

J. J. Murphy

July 17, 2017



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

Monday, July 17, 2017 - 6:00 p.m.

Sam D. Cobb, Mayor

Marshall R. Newman
Commissioner - District 1

Cynthia D. Calderon
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
and Available via Livestream at www.hobbsnm.org*

CALL TO ORDER AND ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. Minutes of the June 19, 2017, Regular Commission Meeting
2. Minutes of the June 14, 2017, Commission Work Session

PROCLAMATIONS AND AWARDS OF MERIT

3. Proclamation for Lea County

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.)*

4. Resolution No. 6569 - Authorizing the Donation of Used Fire Equipment Consisting of a 1996 Smeal Heavy Rescue and a 1997 Pierce Class A Pumper to the Lea County Office of Emergency Management *(Deputy Fire Chief Barry Young)*
5. Resolution No. 6570 - Appointing Mayor Pro Tem Joseph D. Calderón as the Voting Delegate for the Annual New Mexico Municipal League Conference and Appointing Commissioner Patricia A. Taylor as the Alternate Delegate *(Mayor Sam Cobb)*

DISCUSSION

6. Proposed Increase of Golf Fees at Rockwind Community Links *(Doug McDaniel, Linda Howell)*

ACTION ITEMS (Ordinances, Resolutions, Public Hearings)

7. Consideration of Approval of a Professional Services Agreement with the Boys & Girls Club of Hobbs, Inc., in the Amount of \$69,000.00 for Summer Recreation Program Activities *(Doug McDaniel)*
8. Resolution No. 6571 - Approving the 4th Quarter DFA Financial Report for FY 16-17 *(Toby Spears)*
9. Resolution No. 6572 - Approving a Budgetary Adjustment for FY 17-18 *(Toby Spears)*
10. FINAL ADOPTION: Ordinance No. 1105 - Prohibiting Animals on Posted Property *(J. J. Murphy)*
11. FINAL ADOPTION: Ordinance No. 1106 - Prohibiting Animals During City Sponsored Special Events *(J. J. Murphy)*
12. Consideration of Approval and Authorizing Use of the New Mexico State Contract Agreement No. 60-805-16-14088 with Dustrol, Inc., for Hot In-Place Asphalt Recycling of Various City Streets in the Total Estimated Amount of \$467,108.15 Including GRT *(Ronny Choate)*

13. Consideration of Approval of a Task Order to Ramirez & Sons, Inc., in the Amount of \$808,713.54 for Offsite Roadway Improvements at the CORE Facility Consisting of the Extension of Scenic Drive West from the Lovington Highway and Connection to Millen Drive on the West Boundary of the CORE Facility (*Todd Randall*)
14. Resolution No. 6573 - Approving a Development Agreement with KASS Investment Group Concerning the Development of the Parcel of Land Located Northeast of the Intersection of Apache Drive and North Grimes Street (*Kevin Robinson*)
15. HEARING: Resolution No. 6574 - Enforcing or Rescinding Resolution No. 6540 as it Applies to Condemned Property Located at 309 West Berry (*Efren Cortez*)

COMMENTS BY CITY COMMISSIONERS, CITY MANAGER

16. Next Meeting Date:

- ▶ Regular Meeting - ***Monday, August 7, 2017***, 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. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the City Clerk's Office if a summary or other type of accessible format is needed.



CITY OF HOBBS

COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 17, 2017

SUBJECT: City Commission Meeting Minutes

DEPT. OF ORIGIN: City Clerk's Office
DATE SUBMITTED: June 29, 2017
SUBMITTED BY: Jan Fletcher, City Clerk

Summary:

The following minutes are submitted for approval:

- ▶ Regular Commission Meeting of June 19, 2017
- ▶ Commission Work Session of June 14, 2017

Fiscal Impact:

Reviewed By: _____
Finance Department

N/A

Attachments:

Minutes as referenced under "Summary".

Legal Review:

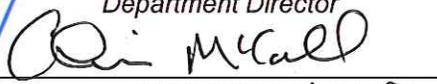
Approved As To Form: _____
City Attorney

Recommendation:

Motion to approve the minutes as presented.

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. _____

Minutes of the regular meeting of the Hobbs City Commission held on Monday, June 19, 2017, 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 Cynthia Calderon (*via telephone*)
Commissioner Patricia A. Taylor (*via telephone*)
Commissioner Joseph D. Calderón
Commissioner Garry A. Buie
Commissioner Don Gerth

Also present:

J. J. Murphy, City Manager
Mike Stone, City Attorney
Efren Cortez, Assistant City Attorney
Charles Cunningham, Police Captain
Michael Walker, Police Captain
Clipper Miller, Police Lieutenant
Manny Gomez, Fire Chief
Barry Young, Deputy Fire Chief
Todd Randall, City Engineer
Kevin Robinson, Development Coordinator
Shelia Baker, Senior Staff Engineer
Ronny Choate, General Services Director
Toby Spears, Finance Director
Benjamin Maynes, Building Official
Britt Lusk, Administrative Services Director
Ron Roberts, Information Technology Director
Michal Hughes, Recreation Superintendent
Linda Howell, Rockwind General Manager
Matt Hughes, Golf Superintendent
Wade Whitehead, Parks Superintendent
Dalia Conken, Senior Affairs Coordinator
Shannon Carter, Municipal Court Administrator
Meghan Mooney, Director of Communications
Sandy Farrell, Library Director
Robert Hamilton, Reference Librarian
Ann Betzen, Risk Manager/Executive Assistant
Sandra Boltshauser, Record Specialist
Jan Fletcher, City Clerk
40 citizens

Mayor Cobb welcomed and recognized Senator Carroll Leavell, Lea County Commissioner Ron Black, Assistant Lea County Manager Cory Needham, Dr. Kelvin Sharp, President of New Mexico Junior College, and Mr. James Berry, NMJC Golf Coach, in the audience tonight.

Invocation and Pledge of Allegiance

Reverend B. J. Choice delivered the invocation and Commissioner Gerth led the Pledge of Allegiance.

Approval of Minutes

Commissioner Joseph Calderón moved that the minutes of the regular meeting held on June 5, 2017, be approved as presented. Commissioner Cynthia Calderon seconded the motion and the vote was recorded as follows: Newman yes, Cynthia Calderon yes, Joseph Calderón yes, Taylor yes, Buie yes, Gerth yes, Cobb yes. The motion carried.

Proclamations and Awards of Merit

There were no proclamations or awards of merits presented.

Public Comments

In response to Mr. Chad Collins' comments about funding paid to outside entities and the Economic Development Corporation but possibly withholding employee pay raises, Mayor Cobb stated the rule of order is that the Commission will not hear comments on agenda items.

Ms. Helen Houston addressed the Commission regarding a racism incident that occurred at Wal-Mart and requested a letter of support or statement from the Mayor's Office that racism will not be tolerated in this community.

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.

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

Resolution No. 6562 - Approving the Abandonment of an Unused Easement Granted Via the Plat of the First Unit of the Westview Addition in 1952.

Consideration of Approval of a Memorandum of Understanding Between the City of Hobbs and New Mexico Junior College (NMJC) for Use, Access and Participation by the NMJC Men's Golf Team at Rockwind Community Links.

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

Discussion

Livestreaming of Scheduled City Commission Meetings.

Ms. Meghan Mooney, Communications Director, presented a PowerPoint to the Commission of the data and costs related to livestreaming. Ms. Mooney reviewed the terminology and explained the definition of a unique view. If someone opens multiple tabs in the same browser, that is considered one unique view; however, if that person opens an event in one browser and also opens it from another browser, that will count as two unique views. If a single post is viewed on five different browsers, then five unique views will be counted. If a single viewer views five different posts, then each of those posts will register as one unique view. She stated the cost of the equipment was \$6,394.00, which is the one-time initial fee and an annual fee of \$2,388.00. Ms. Mooney further stated live streaming requires one City of Hobbs employee to operate the cameras and radio at the rate of \$46.08 per hour at an overtime rate.

In reply to Mayor Cobb's question, Mr. Ron Roberts, Information Technology Director, stated the time lapse is several minutes and there is no way censorship of inappropriate words or actions could occur.

In response to Commissioner Gerth's inquiry, Mr. Roberts stated editing is currently not available but is a feature that can be added if desired by the Commission.

Ms. Mooney stated the average weekly number of minutes viewed is 8.21. To answer Mayor Cobb's question, Ms. Mooney stated this average is for all views including the views of the City's CORE promotional video.

Mr. Murphy stated the average views per week is 152, of which 120 are unique and 32 go back at a later date to view the meeting.

In response to Commissioner Gerth's inquiry, Mr. Roberts stated there is no way to track the minutes viewed for a live streamed meeting.

Ms. Mooney reviewed the breakdown for the meetings being viewed by devices and media type. She also reviewed the top-viewed livestream meetings and locations from where the meetings are being viewed.

In response to Commissioner Gerth's question, Mr. Roberts stated a viewer can zoom forwarded when viewing the playback but the video is not indexed. He also stated the meeting is available for viewing about 10 minutes after the meeting has concluded. Commissioner Gerth stated there have been complaints that the meetings cannot be viewed immediately but 10 minutes is quick to have the meeting ready for viewing.

In reply to Commissioner Taylor's inquiry, Mr. Roberts stated currently only the Commission meetings are live streamed. He stated a CORE video is on the archive of the live streamed meetings of the Commission meetings. Ms. Mooney explained the CORE video is stored on the live stream archive because there is an unlimited storage capacity opposed to limited space on the City servers.

Mr. Murphy stated City staff is seeking guidance on how the Commission wishes to proceed with live streamed meetings.

Commissioner Buie stated it appears the number of viewers is increasing as the weeks go by. Ms. Mooney agreed and stated some views are from United States, India, Mexico and Canada.

Ms. Mooney stated the regular Commission meetings are the only meetings currently being live streamed. She stated guidance is being requested on the streaming of special Commission meetings and work sessions.

In reply to Commissioner Newman's inquiry, Mayor Cobb stated special Commission meetings are meetings held between regular Commission meetings.

Mayor Cobb thanked Ms. Mooney, Mr. Roberts and Mr. Murphy for the presentation regarding live streaming of scheduled City Commission Meetings.

Action Items

Resolution No. 6563 - Authorizing the Removal of Accounts Receivable for Water, Garbage and Sewer Services that have been Determined to be Uncollectible for the Period of July 1, 2012, through June 20, 2013, in the Amount of \$35,252.01.

Mr. Toby Spears, Finance Director, explained the resolution and stated accounts receivable from the period July 1, 2012, through June 30, 2013, resulting from water, garbage, and sewer services totaling \$35,252.01 are deemed uncollectible based on efforts made to collect on the account and locate the debtor. He stated in accordance

with state law, accounts with balances resulting from activity four years or older are to be removed from the list of accounts receivable of the City of Hobbs.

Commissioner Buie stated City staff has done a great job in making efforts to collect delinquent water, garbage and sewer services.

There being no further discussion, Commissioner Gerth moved to approve Resolution No. 6563 as presented. Commissioner Newman seconded the motion and the vote was recorded as follows: Newman yes, Cynthia Calderon yes, Taylor yes, Joseph Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. Copies of the resolution and supporting documentation are attached and made a part of these minutes.

FINAL ADOPTION: Ordinance No. 1104 - Amending Chapter 16 of the Hobbs Municipal Code Relating to Subdivisions.

Mr. Kevin Robinson, Development Coordinator, explained the ordinance and stated, at the direction of the Planning Board, City staff has been working on clarifying the language of this ordinance since approximately 2007. He stated the proposed changes will tighten up the process and make it easier for everyone to understand. Mr. Robinson stated the County regulations will be concurrent with the City's code.

In reply to Ms. Houston's question, Mayor Cobb stated the proposed ordinance will provide regulations to divide subdivisions inside City limits as well as property within the extra-territorial jurisdiction (ETJ).

In response to Commissioner Taylor's inquiry, Mr. Robinson stated Title 16, Subdivisions of the Hobbs Municipal Code, is being repealed and replaced in its entirety. He stated the language has been cleaned up to clarify subdivision policies so that they work well with the Major Thoroughfare Plan.

Proper publication having been made, and there being no further public comment or further discussion, Commissioner Cynthia Calderon moved that Ordinance No. 1104 be adopted as presented. Commissioner Taylor seconded the motion and the vote was recorded as follows: Newman yes, Cynthia Calderon yes, Taylor yes, Joseph Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. A copy of the ordinance is attached and made a part of these minutes.

Resolution No. 6564 - Adopting Budgetary Adjustment #7 for FY 16-17.

Mr. Spears stated the budget is prepared prior to the beginning of the fiscal year and it becomes necessary to adjust the budget for items not contemplated at the time of its preparation, or for issues that arise during the fiscal year. He stated the budgetary adjustments are reclasses to expenditure accounts within their own funds as well as cash

transfers between accounts. Mr. Spears stated cash transfers between the general fund and special revenue funds total \$47,539.98; however, the general fund reserve balance remains unchanged at 27%. Mr. Spears added that once approved by the Commission, the resolution must be forwarded to the Department of Finance and Administration for its approval.

In response to Commissioner Taylor's question, Mr. Spears stated the cash transfer from the general fund is to the fire grant.

There being no further discussion, Commissioner Joseph Calderón moved to approve Resolution No. 6564 as presented. Commissioner Gerth seconded the motion and the vote was recorded as follows: Newman yes, Cynthia Calderon yes, Taylor yes, Joseph Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. Copies of the resolution and supporting documentation are attached and made a part of these minutes.

Resolution No. 6565 - Authorizing the Mayor to Execute a Professional Services Agreement with the Economic Development Corporation of Lea County for the Airline Subsidy for FY 17-18.

Mr. Tres Hicks with the Economic Development Corporation of Lea County (EDC) stated a group from the EDC is present at tonight's meeting. Mr. Hicks, Mr. Gary Schubert, and Mr. Finn Smith offered comments and presented a PowerPoint to the Commission regarding airline service. Mr. Hicks stated that United Airlines began services in Lea County in July, 2011, and since that time approximately 197,000 passengers have utilized the service. The direct economic impact of the Lea Regional Airport is \$17 million annually and it was named "Most Improved Airport 2016" by the New Mexico Airport Manager's Association. Visitors who fly into Hobbs generate \$3.2 million in local spending. In 2016, there were 5,700 hotel rooms that were attributed directly to airport contracts. The Nor-Lea Hospital District and Lea Regional Medical Center have medical specialists on staff that regularly utilize the air service. The Airline Committee successfully worked to get improvements in the contractual language related to fare cost and cancellation. Language proposed in the 2017-18 agreement stated United Airlines agrees to establish fares for the HOB Flights that are consistent with United's current internal pricing strategies while remaining competitive within the airline industry. Fares have been adjusted and Hobbs is less expensive 52% of the time than Midland. The United Express ground service crew at the airport has received a national award in 2016 for the United Airlines "Quality First Award". FlyHobbs air service marketing program was substantially expanded this year.

Mayor Cobb stated Nor Lea Dental Care manager stated several of its dentists and oral surgeons will be utilizing the air service to provide dental services in Lea County. He stated he is on the Airline Committee and the past contract was not as good a deal. He explained United Airlines has been more receptive and has improved its destination

fares. He stated the Airline Committee and the EDC are making every effort possible to promote the airlines by social media, marketing and utilizing all tools available to get the word out about air service in Lea County.

There being no further discussion, Commissioner Joseph Calderón moved to approve Resolution No. 6565 as presented. Commissioner Cynthia Calderon seconded the motion and the vote was recorded as follows: Newman yes, Cynthia Calderon yes, Taylor yes, Joseph Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. Copies of the resolution and supporting documentation are attached and made a part of these minutes.

Mayor Cobb thanked everyone for their presentation.

Resolution No. 6566 - Approving a 2% Cost of Living Adjustment (COLA) for City Employees.

Mr. J. J. Murphy, City Manager, stated several meetings have been held regarding a 2% COLA for City employees which has been included in the FY 17-18 Preliminary Budget. He stated the City has two collective bargaining agreements associated with the Hobbs Police and Fire Departments that automatically require a 2% COLA. He stated staff is seeking direction on the proposed COLA increase prior to the start of the FY 18 payroll which begins on July 2, 2017.

In reply to Commissioner Buie's question, Mr. Murphy stated Item #11 later on the agenda, if approved, will increase the current plan by 5% so employees who are topped out can receive the 2% COLA increase.

In response to Commissioner Taylor's question, Mayor Cobb stated this item is for the 2% COLA only.

There being no further discussion, Commissioner Cynthia Calderon moved to approve Resolution No. 6566 as presented. Commissioner Joseph Calderón seconded the motion and the vote was recorded as follows: Newman yes, Cynthia Calderon yes, Taylor yes, Joseph Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. Copies of the resolution and supporting documentation are attached and made a part of these minutes.

Resolution No. 6567 - Approving Up to a 3% Merit Increase for FY 17-18 for City Employees.

With regard to a 3% merit increase for City employees, Mr. Murphy stated there are three issues he would like to discuss. First, it is the legal opinion of Mr. Mike Stone, City Attorney, that the City cannot defer merit increases for 90 days and then go back and make a retroactive payment to those who would have received a merit increase.

Mayor Cobb requested clarification that those employees who would have received a merit increase due to their anniversary being in July or August, 2017, would get a merit increase in September, 2017, with no back pay. Mayor Cobb stated the Commission may choose not to approve the 3% increase. Mr. Stone stated the City cannot pay merit increases retroactively.

In reply to Commissioner Cynthia Calderon's inquiry, Mr. Stone stated if an employee has an evaluation due between July 1 to September 1, 2017, they would only receive a merit increase starting in September, 2017, forward.

Second, Mr. Murphy stated he has learned there will be a flowback in the approximate amount of \$1.9 million for FY 17 in personnel costs that were not utilized such as funds being budgeted for positions that went unfilled.

Third, Mr. Murphy stated he has received phone calls from Commissioners regarding the possibility of implementing a three-tier health care plan that would cost the City an additional amount of \$478,000.00 annually.

In response to Commissioner Gerth's question, Mr. Murphy stated the \$1.9 million flowback on personnel costs is due to position openings that were not filled.

In further response to Commissioners Gerth and Buie's questions, Mr. Murphy stated the insurance cost would be \$478,000.00 for the first year. He also stated the preliminary budget can be cut by \$1 million without affecting services for future funding.

In reply to Commissioner Gerth's inquiry, Mr. Murphy explained that the Department Heads can cut back \$1 million as there are more wants than needs contained in the budget. He further stated cutting back on items such as housing incentives may add funds back into the budget.

Mayor Cobb stated housing incentives are one-time expenses. He stated it is not fair for Mr. Murphy to compare merit increases to housing incentives, social services agreements and the airline subsidy as the Commission may choose not to fund those agencies from year to year. He stated wage costs are recurring expenses each year. Mayor Cobb stated it is not a good time to increase the operating costs of the City. He stated it is his recommendation for the Commission to review the merit increases at a later date as he does not believe the City is in a financial position to approve them now. He recommended a motion not to approve the 3% merit increase.

Commissioner Joseph Calderón requested a point of order and moved to modify the resolution and approve a three-tier health care plan as presented by Mr. Murphy in lieu of the 3% merit increase. Commissioner Cynthia Calderon seconded the motion.

A lengthy discussion was held on the fiscal impact of the three-tier health plan and the cost as compared to the 3% merit increase. Mr. Murphy clarified that 407 employees who are enrolled in the health plan would benefit from this change and 77 employees who are not on the health plan would not receive any benefit from it.

In answer to Mayor Cobb's question, Mr. Stone stated there is a motion and second on the floor.

There being no further comments, the vote was recorded as follows: Newman no, Cynthia Calderon yes, Taylor yes, Joseph Calderón yes, Buie no, Gerth yes, Cobb yes. The motion carried. A copy of the resolution is attached and made a part of these minutes. *(Note: After the meeting adjourned, Mayor Cobb stated it was his intent to vote "no" on the item but he inadvertently pressed the wrong vote button.)*

Resolution No. 6568 - Approving a 5% Increase to the Current Compensation Plan Maximum Range for General Employees Only.

Mr. Murphy stated 17 employees will not receive the 2% COLA that was previously approved by the Commission because they are topped out on the current compensation plan. He stated the 5% increase to the plan would allow those employees to receive the increase. Mr. Murphy added an adjustment could be made for only a 2% increase but he will then be here again next year making the same request for a plan adjustment.

There being no discussion, Commissioner Joseph Calderón moved to approve Resolution No. 6568 as presented. Commissioner Buie seconded the motion and the vote was recorded as follows: Newman yes, Cynthia Calderon yes, Taylor no, Joseph Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. A copy of the resolution is attached and made a part of these minutes.

Comments by City Commissioners, City Manager

Commissioner Newman congratulated Mr. Ahmaad White with the Hobbs Police Department for receiving the Outstanding Public Safety Officer Jaycee Award.

Commissioner Buie apologized to the Commission for a letter that was received. He added the comments were directed at him personally and not a reflection on the Commission.

Commissioner Joseph Calderón thanked the Hobbs Police Department for providing an escort during a procession from the Catholic Church to Our Lady of Guadalupe Church. He also thanked the HPD for handling an incident across the street from him in a very professional manner and the HFD handled a medical issue as well. Commissioner Joseph Calderón expressed appreciation to the Police Department for all they do in the community.

Commissioner Taylor commended the Juneteenth Celebration Committee for hosting a very good event despite all of the hot weather. She thanked Ms. Kathy Marshall with the Juneteenth Committee for all of her hard work she put toward the event.

Commissioner Cynthia Calderon thanked all of the City's employees for the great job that they do.

Commissioner Gerth stated the City needs to tighten its belt and get lean with City finances.

Mr. Murphy stated even though items contained in the Preliminary Budget have been approved by the Commission, he stated the message has been heard about expenditures. He stated Department Heads and City staff will scrutinize all of its spending.

Mr. Murphy stated Commissioner Taylor was missed at the Juneteenth Celebration.

Mayor Cobb expressed appreciation for everyone's attendance at tonight's meeting.

Mayor Cobb stated the next Commission Meeting will be held on July 17, 2017, due to the Fourth of July Holiday. He wished everyone a Happy Fourth of July.

Adjournment

There being no further discussion or business, Commissioner Newman moved that the meeting adjourn. Commissioner Joseph Calderón seconded the motion. The vote was recorded as follows: Newman yes, Cynthia Calderon yes, Taylor yes, Joseph Calderón yes, Buie yes, Gerth yes, Cobb yes. The motion carried. The meeting adjourned at 7:40 p.m.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk

Minutes of the work session of the Hobbs City Commission held on Wednesday, June 14, 2017, at 5:00 p.m. in the City Commission Chamber at City Hall, 200 East Broadway, Hobbs, New Mexico.

Mayor Cobb called the work session to order and welcomed everyone in attendance. The following were present:

Mayor Sam D. Cobb
Commissioner Marshall Newman
Commissioner Cynthia Calderon *(via telephone)*
Commissioner Pat Taylor *(via telephone)*
Commissioner Joseph D. Calderón
Commissioner Garry A. Buie
Commissioner Don Gerth

Also present were Mr. J. J. Murphy, City Manager, Mr. Mike Stone, City Attorney, Ms. Jan Fletcher, City Clerk and Ms. Mollie Maldonado, Deputy Clerk. Other staff members and public were also present.

2% Cost of Living Adjustment (COLA) for City Employees and Up to 3% Merit Increase for FY 17-18.

Mr. Murphy presented a PowerPoint to the City Commission. He reviewed the Salary and Benefits and Recurring Financial Impact for the following items:

2% COLA:

Police Union Employees	\$ 149,884.29
Fire Union Employees	\$ 67,933.00
General Employees	<u>\$ 442,847.17</u>
Total	\$ 660,664.46

3% Merit Increase:

Police Union Employees	\$ 224,826.43
Fire Union Employees	\$ 101,899.50
General Employees	<u>\$ 664,270.76</u>
Total	\$ 990,996.69

2% COLA and 3% Merit Increase:

Police Union Employees	\$ 374,710.72
Fire Union Employees	\$ 169,832.50
General Employees	<u>\$1,107,117.93</u>
Total	\$1,651,661.15

Mr. Murphy also reviewed a Gross Receipts Tax (GRT) comparison from Preliminary Budget to Actual. He stated there is currently a merit freeze for FY 17.

In response to Commissioner Taylor's question, Mayor Cobb stated the 2% COLA and 3% Merit Increase are included in the preliminary budget for FY 18 but the Commission has not approved implementation of those increases.

Mr. Murphy presented a 10-year chart documenting the Commission approval of previous COLA and merit increases for City employees in the past. In reply to Commissioner Cynthia Calderon's question, Mr. Murphy stated those increases were determined by previous Commissions.

Mr. Murphy stated he recommends merit increases opposed to a COLA increase. He stated every employee receives a COLA increase regardless of their performance or if they are on a performance improvement plan (PIP). Mr. Murphy stated employees only receive a merit increase up to 3% if they exceed performance of their work duties which gives the employee more incentive to work hard.

Mayor Cobb stated the larger merit increases given by the Commission were determined as a reflection of the business cycle at that time.

Mr. Murphy stated the Oliver System, an employee compensation plan, was implemented but previous management did not continue upkeep of the system. He stated the City is due for a compensation study.

Mr. Murphy stated he has heard ideas from multiple Commissioners on how the City can compensate its employees. He stated two of the ideas were for the City to approve a one percent merit increase now and reevaluate the economy in 90 days or that the City could consider increasing payment of the employee's health insurance percentage.

In reply to Commissioner Newman's question, Mr. Murphy stated the City portion of the insurance will be \$551,000.00 to pay 85% of the health insurance.

In response to Commissioner Taylor's inquiry, Mr. Murphy stated Lea County employees take home \$4,000.00 more annually than City employees. He stated the County is on the State Health Plan and it would be too costly for the City to join at this time.

Mr. Murphy stated employees would take home approximately \$2,300.00 more annually if they are on a family health plan with the City's additional pickup. He stated this is less than if they were to receive a 3% merit increase. Mr. Murphy stated the only downfall is that 77 City employees, who do not have health insurance with the City, would not benefit from the revised insurance plan.

In response to Commissioner Newman's question, Mr. Murphy stated the Commission could change the health insurance pick up percentage year to year.

In reply to Commissioner Newman's inquiry, Mr. Spears stated in the past 11 months, the City has paid out \$4 million more than it has received in revenue. Commissioner Newman stated his personal checkbook would not be able to work in that manner.

Mayor Cobb stated at the end of the fiscal year on June 30, 2017, the \$4 million spent out of reserves can change to \$2 million or \$5 million. Mr. Murphy stated the City's current reserve is set at 27%.

Commissioner Buie stated he understands the concept of spending more funds than are being taken in.

Mayor Cobb stated he has issues with the City picking up any additional percentage of health insurance as the City is self funded in its health insurance. He stated employees may have savings this year but may have a double increase in health care costs next year.

Commissioner Newman agreed with Mayor Cobb. He stated the City needs to renegotiate the City's self-insured health insurance. Mr. Murphy stated AON is currently contacting competitors to get a better cost on health insurance.

In response to Commissioner Gerth's question, Mr. Nicholas Goulet, Human Resources Director, stated the proposed health insurance pickup from the City will not change the current health insurance plan coverage.

In reply to Mayor Cobb's question, Mr. Goulet explained employees who have been employed with the City for 15 years or more do receive longevity pay which is 3% of their base pay. He further explained employees employed for 25 years or more receive longevity pay which is 5% of their base pay.

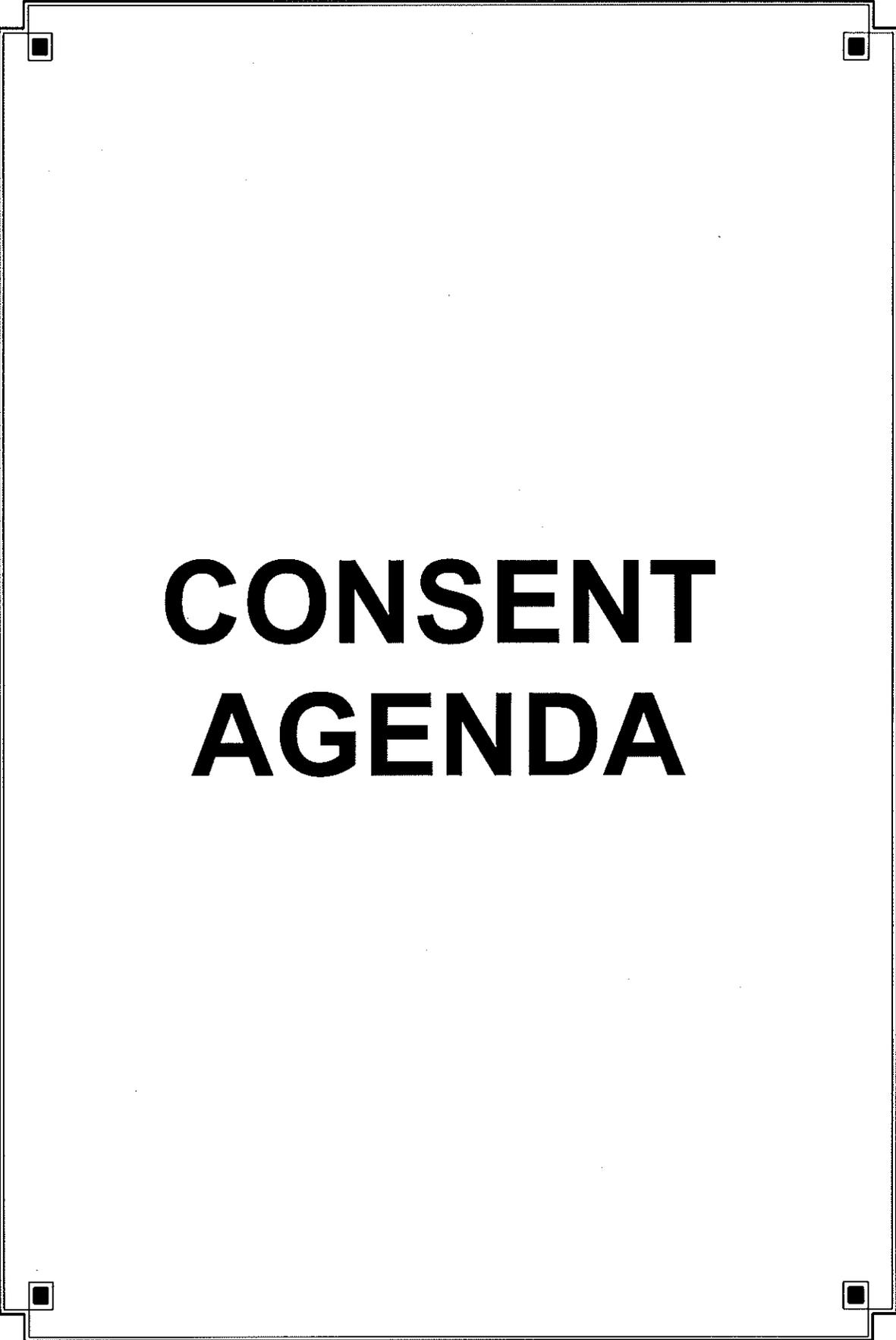
Mayor Cobb stated the total fiscal impact for a 2% COLA and 3% merit increase for all City employees would be \$1,651,661.15.

There being no further comments, the work session adjourned at 5:40 p.m.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk



CONSENT AGENDA



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 17, 2017

SUBJECT: Donation of used equipment to Lea County
DEPT. OF ORIGIN: Fire Department
DATE SUBMITTED: July 7, 2017
SUBMITTED BY: Barry Young, Deputy Fire Chief

Summary: The acquisition of the 2017 Smeal Class A Rescue/Pumper purchased by the City of Hobbs has replaced the 1997 Pierce/Int. Class A pumper and the 1996 Smeal/Int. Heavy Rescue. These two apparatus have served the community well for well over 20 years, and they are no longer being utilized by the fire department. Historically, the Lea County Fire Chief's Advisory Committee evaluates which municipality within Lea County has a need for such apparatus. Lea County OEM has expressed interest in these apparatus, and the Hobbs Fire Department has communicated with the Lea County Fire Chief's Advisory Committee to ensure there is no greater need within the county. The committee is in agreement to have both apparatus donated to Lea County OEM.

Fiscal Impact:

Reviewed By:

Finance Department

There will be no fiscal impact associated with this donation.

Attachments:

- 1. Resolution
2. Exhibit A
3. Exhibit B

Legal Review:

Approved As To Form:

City Attorney

Recommendation:

The City Commission approves the donation of a 1996 Smeal Heavy Rescue and a 1997 Pierce Class A pumper to Lea County OEM.

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. 6569

A RESOLUTION AUTHORIZING THE
DONATION OF USED FIRE EQUIPMENT TO THE
LEA COUNTY OFFICE OF EMERGENCY MANAGEMENT

WHEREAS, the City of Hobbs owns the equipment described upon Exhibit "A" and Exhibit "B" attached hereto, which properties are no longer in use by the Hobbs Fire Department, and the Lea County Office of Emergency Management has a need for the equipment;

WHEREAS, pursuant to Section 3-54-2(d), NMSA 1978, a municipality may sell, exchange or donate real or personal property to the state, to any of its political subdivisions, or to the federal government if such sale, exchange or gift is in the best interests of the public.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the City Manager be, and he hereby is, authorized and directed to take all necessary and appropriate action to effectuate this resolution and specifically to donate surplus property consisting of one (1) 1996 Smeal Heavy Rescue and one (1) 1997 Pierce Class A Pumper to the Lea County Office of Emergency Management, subject to approval by the New Mexico Department of Finance and Administration (DFA).

PASSED, ADOPTED AND APPROVED this 17th day of July, 2017.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk

EXHIBIT "A"

1997 Pierce Class A Pumper

S/N: 1HTSDADR3WH520587
MODEL: 4900 4X2 INTERNATIONAL
ASSET #: 2941
PURCHASE PRICE: \$225,000.00
CURRENT VALUE: \$ 20,000,00

EXHIBIT "B"

1996 SMEAL RESCUE

S/N: 1HTSDAAR2VH437283
MODEL: 4900 4X2 INTERNATIONAL
ASSET#: 2920
PURCHASE PRICE \$135,724.00
CURRENT VALUE \$ 20,000.00



CITY OF HOBBS

COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 17, 2017

SUBJECT: VOTING DELEGATE AND ALTERNATE FOR THE 60th ANNUAL CONFERENCE OF THE NEW MEXICO MUNICIPAL LEAGUE IN CLOVIS

DEPT. OF ORIGIN: City Clerk's Office
DATE SUBMITTED: July 7, 2017
SUBMITTED BY: Jan Fletcher, City Clerk

Summary:

The 60th Annual Conference of the NMML will be held on August 15 - 18, 2017, in Clovis, New Mexico, and the City of Hobbs is entitled to designate a Voting Delegate and Alternate to attend the annual business meeting and vote on the election of officers and all other questions or business at the annual meeting.

Fiscal Impact:

N/A

Reviewed By: _____
Finance Department

Attachments:

- ▶ Resolution Appointing Voting Delegate and Alternate
- ▶ NMML Information Packet

Legal Review:

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

Recommendation:

Motion to approve the resolution.

Approved For Submittal By:

Jan Fletcher
Department Director

Chris McCall
City Manager *AcM*

**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. 6570

A RESOLUTION APPOINTING A VOTING DELEGATE
AND ALTERNATE DELEGATE FOR THE
ANNUAL NEW MEXICO MUNICIPAL LEAGUE CONFERENCE

WHEREAS, the 60th Annual Conference of the New Mexico Municipal League will be held August 15 -18, 2017, in Clovis, New Mexico; and

WHEREAS, officers will be elected and the Annual Statement of Municipal Policy and Annual Conference Resolutions will be adopted at the Annual Business Meeting; and

WHEREAS, each member municipality in good standing that is registered and attending the conference shall be entitled to one delegate vote in electing officers, deciding municipal policy and voting upon all other questions at the business meeting.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that JOSEPH D. CALDERÓN is hereby appointed as the Voting Delegate for the City of Hobbs at the Annual Conference of the New Mexico Municipal League and PATRICIA A. TAYLOR is hereby appointed as the Alternate Voting Delegate.

PASSED, ADOPTED AND APPROVED this 17th day of July, 2017.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk



MUNICIPAL CLERKS: PLEASE DISTRIBUTE COPIES TO YOUR ENTIRE GOVERNING BODY

TO: MAYORS/ GOVERNING BODY MEMBERS
FROM: William F. Fulginiti, Executive Director
SUBJECT: 2017 ANNUAL CONFERENCE VOTING DELEGATES
DATE: July 6, 2017

The 60th Annual Conference of the NM Municipal League will be held August 15th through the 18th in Clovis.

At the Annual Business Meeting on Thursday, August 17th, a President Elect, Vice President, Treasurer and three Directors-at-Large (2-Year Term) will be elected. Also, the *Annual Statement of Municipal Policy* and *Annual Conference Resolutions* will be adopted.

Each member municipality in good standing that is registered and attending the Annual Conference shall be entitled to one delegate vote in electing officers, deciding municipal policy and voting upon all other questions at the Annual Business Meeting. A municipality in good standing means that at least one-half of the municipality's current League annual dues must have been paid prior to or at the Conference. The vote of the municipality is cast by the Voting Delegate (or in her/his absence, the Alternate) who is selected by the governing body of the municipality.

The Annual Business Meeting will be conducted in accordance with Robert's Rules of Order Revised, and the Annual Business Meeting Rules and Procedures, which shall govern the actions and deliberations of the League membership assembled in convention. Attached for your information are the *Policy Process Outline and the Annual Business Meeting Rules and Procedures*.

Please place the selection of a Voting Delegate and Alternate on the agenda of your next official governing body meeting. The Voting Delegate and Alternate must be persons planning to attend the Conference. Once they are selected, enter the names and titles of the Voting Delegate and Alternate for your municipality and return this form to the League Office no later than Tuesday, August 8, 2017.

This is not an official registration form for the Annual Conference for either the Voting Delegate or the Alternate. Delegates must register for the Conference on the form provided in the Conference information you have already received.

Voting Delegates and Alternates must check in with NMML Staff at the Credential's Desk at Conference Registration.



Municipality: City of Hobbs

Voting Delegate: Joseph D. Calderon Title: Mayor Pro Tem

Alternate: Patricia A. Taylor Title: Commissioner

Approved By: Sam D. Cobb, Mayor

RETURN BY AUGUST 8, 2017 to:

Jackie Portillo, Support Services Coordinator
NM Municipal League
P.O. Box 846 - Santa Fe, NM 87504
jportillo@nmml.org
Fax: 505-984-1392



Annual Conference

POLICY PROCESS OUTLINE and ANNUAL BUSINESS MEETING RULES and PROCEDURES

**August 17, 2017
Clovis, NM**

POLICY PROCESS OUTLINE

PRIOR TO ANNUAL CONFERENCE

1. Policy Committees meet to review previous year's conference Resolutions and Statement of Municipal Policy, as well as newly submitted Resolutions and statements to be added to Policy. Proposed Resolutions or proposed Policy Statement amendments may be submitted by Committee members, member municipalities or League subsections. Committee makes necessary amendments and adopts, rejects, refers to appropriate other committee or (if resolution is not germane to coming session) refers to following year's committee, all by simple majority of votes cast.

Committee prioritizes all Resolutions it adopts (including those staff is directed to draft) as "High," "Medium" or "Low" priority. Committee then ranks all "High" priority Resolutions in descending order, with "1" as highest rank.

Policy Committee recommendations go to the Resolutions Committee.

2. Resolutions Committee meets and reviews proposed Resolutions and proposed Statement of Municipal Policy amendments as submitted by Policy Committees. Additional proposed Resolutions or proposed Policy Statement amendments may be submitted by Committee members, member municipalities or League subsections. Resolutions Committee makes necessary amendments and adopts or rejects by simple majority of votes cast.

Resolutions Committee recommendations, adopted by simple majority of votes cast, go to Annual Business Meeting at the Annual Conference.

LEAGUE ANNUAL CONFERENCE

3. Resolutions Committee meets to consider additional proposed Resolutions or proposed Policy Statement amendments which have not been considered at its pre-conference meeting. Such proposals may be submitted by Committee members, member municipalities or League subsections. Resolutions Committee adopts or rejects by simple majority of votes cast, any new Resolutions or amended Policy Statement.

Resolutions Committee recommendations go to Annual Business Meeting.

4. The Annual Business Meeting reviews proposed Resolutions and proposed Statement of Municipal Policy amendments submitted by Resolutions Committee. The Annual Business Meeting makes necessary amendments and adopts or rejects by simple majority of votes cast.

Conference Resolutions and the Statement of Municipal Policy adopted by the Annual Business Meeting become the League's official documents for the year ending with the next Annual Business Meeting.

AFTER ANNUAL CONFERENCE

5. At a Fall meeting of the League Board of Directors, the Board reviews the Conference Resolutions and prioritizes them for action in the upcoming legislative session. The Board then selects its top priorities to become the League's primary legislative agenda.

* * * * *

In addition, at a joint meeting of the Boards of Directors of the League and the New Mexico Association of Counties, the two boards select those resolutions of the two associations which they jointly agree deserve joint association support in the legislative session.

ANNUAL BUSINESS MEETING

RULES AND PROCEDURES

- 1.0 **PRESIDING OFFICER.** The Presiding Officer of the Annual Business Meeting shall be the President who shall call the business meeting to order. If the President is absent from the meeting, the presiding officer will be determined in the following order:
- President-Elect
 - Vice-President
 - Treasurer
 - A member of the Board of Directors selected by the Board.

- 2.0 **FLOOR RULES.** The Presiding Officer shall control the conduct of the meeting and all floor actions, subject to challenge from delegates or the parliamentarian, if any. The Presiding Officer will take motions and seconds from the floor on matters of business, will recognize the call for the question and ask for the official vote from voting delegates. The Presiding Officer will recognize those parties wishing to address the voting delegates.

The business on the floor shall be directed by the following requirements and guidelines:

- 2.1 **Quorum.** The presence of credentialed delegates representing a majority of the member cities registered at the Annual Conference shall constitute a quorum.
- 2.2 **Rules of Order.** Robert's Rules of Order Revised shall govern the conduct of the Business Meeting unless otherwise specified in the New Mexico Municipal League By-Laws or these official rules and procedures.
- 2.3 **Parliamentarian.** A qualified parliamentarian will be appointed to assist the Presiding Officer and delegates on matters of procedure at all times during the Annual Business Meeting.
- 3.0 **ACCESS TO THE FLOOR - GENERAL RULES.** Access to the Annual Business Meeting shall be governed by these rules:
- 3.1 **Separation of Floor From Gallery.** The site of the business meeting shall be divided into a floor section and a gallery section. The floor section shall be further separated into a rostrum and a section for voting delegates and alternates. No one shall be given access to the voting delegates section except as provided by these rules.
- 3.2 **Delegate and Staff Access to the Floor.** To gain access to the floor, voting delegates or alternates must wear a registration name tag bearing a Delegate or Alternate sticker. Only those staff necessary for conducting the meeting shall be permitted on the floor.
- 3.3 **News Media Access to the Floor.** Members of the news media may be allowed on the floor at the discretion of the Presiding Officer.
- 3.4 **Committee Access to the Floor.** Policy committee, task force, or special committee chairpersons and vice-chairpersons, not certified to vote, may be allowed on the floor and may be recognized to speak at the discretion of the Presiding Officer.
- 3.5 **Delegates, Guests and Observers.** Any Conference delegate will have access to the gallery. Guests and observers may have access to the gallery at the discretion of the Presiding Officer. Conference delegates, guests and observers may be recognized to speak at the discretion of the Presiding Officer.

4.0 **VOTING.** Voting at the Annual Business Meeting shall be governed by the following rules:

4.1 **Credentials Committee.** The Credentials Committee shall have the power to determine the right of any municipality to be represented at the Annual Business Meeting of the League.

4.2 **Entitlement to Vote.** Each member municipality in good standing, as determined by the Credentials Committee, registered and attending the Annual Conference shall be entitled to one vote by its delegate appointed by its governing body. **Voting by proxy is prohibited. The delegate must be present to cast a vote.**

In the event that a member municipality fails to appoint a delegate, such matter shall be referred to the Presiding Officer of the Annual Business Meeting who may designate a Voting Delegate from that member municipality.

4.3 **Method of Voting.** Where there is more than one nominee for office, the voting shall be only by written, printed or typed ballot, and shall be counted by the Canvassing Committee. In the case of the Director-At-Large positions, the candidates receiving the largest plurality shall be elected. All other voting shall be by a show of hands or voice vote, except that upon request of one-third of the delegates present, a roll call shall be called upon any question. Upon any vote, a majority of the delegates present and voting shall prevail, except upon questions which require more than a majority vote under any of the provisions of the By-Laws.

5.0 **ELECTIONS.** Elections for officers of the Municipal League and its Board of Directors shall be governed by these rules: Elections for the following positions shall take place at the Annual Business Meeting: President, (if no President-Elect is currently holding office), President-Elect, Vice-President, Treasurer and expired At-Large Board of Directors seats, including unexpired At-Large Directorships if any.

5.1 **Nominating Committee.** In the absence of any declaration of candidacy for a particular office or directorship, the League President shall appoint a Nominating Committee not less than fifty-nine (59) days before the Annual Conference and written notice of such appointment shall be given to all member municipalities. The Nominating Committee shall consist of the President, who shall serve as chair, and two persons from each of the League Districts. No declared candidate for any office or for directorship shall be a member of the Nominating Committee.

5.2 **Nominating Committee Meeting.** When necessary, the Nominating Committee will meet not later than twenty-one (21) days prior to the Annual Conference to recommend a candidate for any undeclared office. The Nominating Committee Report shall be sent to all members within five (5) days after the finalization of the Committee Report.

5.3 **Nominations from the Floor.** At the Annual Business Meeting, nominations from the floor may be made by any certified voting delegate in attendance, for any office or directorship to be filled.

5.4 **Election of Officers and Directors.** Voting shall be conducted as set out in Procedures 4.1, 4.2 and 4.3. The nominee(s) receiving the highest number of votes shall be elected. In the case of the Directorships At-Large positions, the candidates receiving the largest plurality shall be elected.

6.0 **ADOPTION OF THE STATEMENT OF MUNICIPAL POLICY & RESOLUTIONS**

Adoption of the Statement of Municipal Policy and Resolutions as outlined in the Annual Business Meeting preface of this document shall be by a majority of votes cast by the certified voting delegates present and voting.

7.0 **ADJOURNMENT OF THE ANNUAL BUSINESS MEETING**

After the Presiding Officer has determined all business has been concluded, the Annual Business Meeting shall be closed by a motion from the floor. A motion to adjourn requires approval by a voice vote of a majority of those voting delegates present and voting.



DISCUSSION



**ROCKWIND
COMMUNITY LINKS**

Proposed Increase of
Golf Fees

The following recommendations are made with the purpose of significantly increasing revenue. Considerations were made with regard to comparable facilities throughout West Texas and New Mexico with specific focus on other Municipal facilities.

2016 Statistics

Total Rounds	26,857
Resident Rounds	50%
Percentage of Weekend Rounds	43%
Weekend Resident Rounds	50%
Weekend Non Resident Rounds	20%
Average Comparable Green Fees (incl cart)	\$36-44.50
Current Resident Rate	\$31
Proposed Resident Rate (wkdy/wkd)	\$34/\$37
Current Non-Resident Rate	\$46
Proposed Non-Resident Rate (wkdy/wkd)	\$49/\$52
Average difference bet. wkdy and wkd rates	20-30%
Proposed variance for wkd rates	20%

Result: Resident rates would be slightly lower than average rates in New Mexico and West Texas. Non Resident rates would be 17-36% higher than average rates.

						2016 Actual	Forecasted Total	Total Variance
	15% increase							
Driving Range	\$ 3.50	\$ 4.00						
	\$ 6.00	\$ 7.00						
	\$ 9.00	\$ 10.00						
	\$ 12.00	\$ 13.00				\$ 33,407.00	\$ 36,747.70	\$ 3,340.70
Cart Rentals	6% increase							
18 hole	\$ 16.00	\$ 17.00						
9 hole/twilight	\$ 11.00	\$ 11.50						
Senior 18 hole	\$ 14.00	\$ 15.00				\$ 207,687.00	\$ 220,148.22	\$ 12,461.22
Green Fees	<u>Current Rate</u>	<u>Weekday</u>	<u>Weekend</u>	<u>#Rounds</u>	<u>Current Total</u>	<u>Forecasted Total</u>	<u>Total Variance</u>	
	increase	13.33%	33.33%	43% Wkd				
Li'l Rock Adult Res.	\$ 6.00	\$ 7.00	\$ 8.00	2613	\$ 15,678.00	\$ 19,597.24	\$ 3,919.24	
Li'l Rock Non-Res	\$ 9.00	\$ 10.00	\$ 12.00	70	\$ 630.00	\$ 769.99	\$ 139.99	
Li'l Rock Replay	\$ 3.00	\$ 3.50	\$ 4.00	142	\$ 426.00	\$ 532.49	\$ 106.49	
			\$ -					
Resident 18	\$ 15.00	\$ 17.00	\$ 20.00	5985	\$ 89,775.00	\$ 110,719.51	\$ 20,944.51	
Resident 9	\$ 10.00	\$ 11.50	\$ 13.50	689	\$ 6,890.00	\$ 8,612.50	\$ 1,722.50	
Resident Senior	\$ 12.00	\$ 13.60	\$ 16.00	2008	\$ 24,096.00	\$ 29,718.00	\$ 5,622.00	
Res. Twilight	\$ 10.00	\$ 11.50	\$ 13.50	2299	\$ 22,990.00	\$ 28,737.50	\$ 5,747.50	
		6.67%	26.67%					
Non-Res. 18	\$ 30.00	\$ 32.00	\$ 38.00	2297	\$ 68,910.00	\$ 80,397.30	\$ 11,487.30	
Non-Res. 9	\$ 20.00	\$ 21.57	\$ 25.00	130	\$ 2,600.00	\$ 3,027.05	\$ 427.05	
Non-Res. Senior	\$ 22.00	\$ 23.47	\$ 28.00	649	\$ 14,278.00	\$ 16,701.17	\$ 2,423.17	
Non-Res. Twilight	\$ 20.00	\$ 21.00	\$ 25.00	316	\$ 6,320.00	\$ 7,268.00	\$ 948.00	
Tournament Fees								
Weekday	\$ 35.00	\$ 40.00		743	\$ 26,005.00	\$ 29,720.00	\$ 3,715.00	
Weekend	\$ 45.00	\$ 50.00		1171	\$ 52,695.00	\$ 58,550.00	\$ 5,855.00	
Player's Pass		Weekday Only	Every day					
Adult	\$ 800.00	\$ 900.00	\$ 1,050.00	11	\$ 8,800.00	\$ 10,312.50	\$ 1,512.50	
Senior	\$ 600.00	\$ 675.00	\$ 800.00	25	\$ 15,000.00	\$ 17,656.25	\$ 2,656.25	
Junior	\$ 200.00	\$ 230.00	\$ 265.00	2	\$ 400.00	\$ 460.00	\$ 60.00	
Punch Pass		Resident	Non Resident	# Punch Passes				
60 round	\$ 600.00	discontinue		0	\$ -	\$ -	\$ -	
20 round	\$ 240.00	\$ 300.00	\$ 575.00	30	\$ 7,200.00	\$ 13,125.00	\$ 5,925.00	
		25% discount on weekend rates						
		10% discount on weekday rates						
								\$ 89,013.42

Rounds Breakdown

EZLinks Prepaid	258	
Summary for EZLinks Prepaid	258	1%
Player's Pass 18 Walk	3313	
Summary for Player's Pass	3313	12%

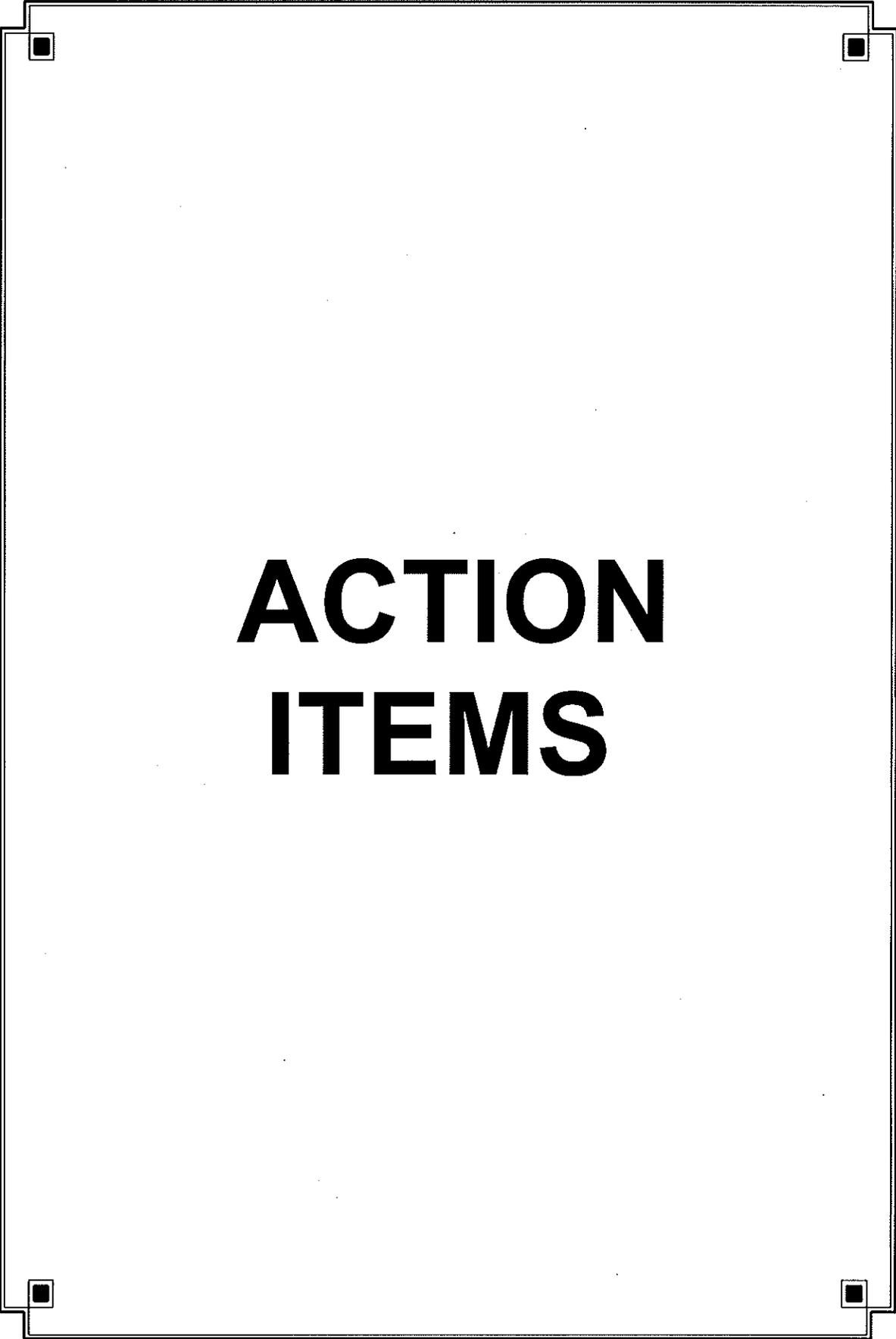
Li'l Rock Adult Resident	2613	
Li'l Rock Adult Non-Resident	70	
Li'l Rock Jr. Comp w/Adult	314	
Li'l Rock Junior Resident	35	
Li'l Rock Junior Non Resident	1	
Li'l Rock Replay	142	
Li'l Rock Player's Pass	31	
Li'l Rock Team Comp	137	
Summary for Par 3	3343	12%
Public 18	2297	
Public 9	130	
Public Junior	89	
Public Senior	649	
Public Twilight	316	
Public Replay	31	
Specials	26	
Youth on Course	4	
PGA/GCSAA COMP	103	
Summary for Public	3645	14%
Punch Pass	770	
Summary for Punch Pass	770	3%
Rain Check	227	
Summary for Rain Check	227	1%
Resident 18	5985	
Resident Junior	253	
Resident Senior 18	2008	
League Fee	430	
Complimentary Round	360	
Resident Twilight	2299	
Team Practice Round	883	
Resident 9	689	
Marshal/Team Green Fee	357	
Resident Replay	120	
Summary for Resident	13384	50%
Tournament Fees	1917	
Summary for Tournament - Public	1917	7%
Grand Total:	26957	

COMPETITIVE OVERVIEW GOLF 2017

			Adult	Senior	Cart	TOTAL W/CART	Other
Rockwind Community Links			\$ 14-18	\$13-15	\$ 16 pp	30-34	Andy Staples
			\$ 24-34	\$19-29	\$ 16	40-50	
OR No Weekend Rates	RESIDENT	\$ 15	\$26 incl cart	\$ 16		31	Raise Annual pass 15% to \$690
	NON RESIDENT	\$ 30	\$36 incl cart	\$ 16		46	
Public Access in:	Phone Number	Location	Adult	Senior	Cart	Designer	
Southern New Mexico							
Lake Carlsbad	(575) 885-5444	Carlsbad	\$ 12.50-15	n/a	\$ 15 pp	27.50-30	Muni--Par 3 \$5.50. No NR rates
Silver City	(575) 538-5041	Silver City	\$ 23	19	\$ 12	35	
Sonoma Ranch	(575) 521-1818	Las Cruces	\$ 44-54	n/a	incl.	44-54	Cal Olsen offers military rate
Red Hawk	(575) 373-8100	Las Cruces	\$ 46-56	36-46	incl.	46-56	Ken Dye
Inn of the Mountain Gods	(800) 545-9011	Mescalero	\$ 75-125	65-115	incl.	75-125	Ted Robinson Discount for guests of hotel
New Mexico State	(575) 646-3219	Las Cruces	\$ 26-33	21-27	\$ 13 pp	39-46	Floyd Farley \$1625 Annual Pass
Desert Lakes	(575) 437-0290	Alamagordo	\$ 22-24	20-22	\$ 24 per cart	34-36	Williams & Gill Annual Pass \$930 + cart fees. Great Events
Sierra Del Rio	(505) 744-4653	Elephant Butte	\$ 35-48		incl.	35-48	Richard Phelps
Ute Lake Ranch - 12 Shores	(877) 883-5253	Logan	\$ 39-49		incl.	39-49	Jack Nicklaus
Lovington Country Club	(575) 396-6619	Lovington	\$ 27-32		incl.	27-32	Warren Cantrell
Hobbs Country Club		Hobbs	\$ 46		incl.	46	
Spring River	(575) 622-9506	Roswell	\$ 19.25	n/a	\$ 12.50	\$ 31.75	
Midland/Odessa							
Comanche Trail	(915) 264-2366	Big Spring	\$ 15-18	\$11	\$ 26 per cart	24	Charles Howard
Seminole							
Gaines County	(432) 758-3808	Seminole, TX	\$ 27.50-32.50		Incl.	27.50-32.50	
Denver City							
Yoakum County Golf Club	(806)592-2947	Denver City, TX	\$ 16-22	N/A	\$ 14 pp	30-36	weekday and weekend rates no resident rates
Lubbock							
Rawls Course	(806) 742-4653	Lubbock	\$ 55-65		incl plus range	55-65	Tom Doak At Texas Tech
El Paso							
Butterfield Trail	(915) 772-1036	El Paso	\$ 65-80	40-50	incl.	65-80	Tom Fazio Tri-County and City Resident Rates
Painted Dunes	(915) 821-2122	El Paso	\$ 29-39	33	\$ 11 pp	40-50	Ken Dye
Northern New Mexico							
Marty Sanchez Links de Santa Fe	(505) 955-4400	Santa Fe	\$ 47	33	incl 17	47	Baxter Spann no NR rates. Offer volume discount cards.
Arroyo Del Oso	(505) 884-7505	Albuquerque	\$ 25-31.50	18 wkdy	13.50 ea or \$17	38.5-45	27 holes. 1981 Top 50 Muni by Golf Digest. No NR.
Pinon Hills Golf Course	(505) 326-6066	Farmington	\$		incl	43-47	NR 58-63 +tax Ken Dye Passes \$675 Wkdy \$550
Taos Country Club			\$ 65-75		incl	65-75	


 LOWEST
 HIGHEST
 AVERAGE

\$36-44.50



ACTION ITEMS



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 17, 2017

SUBJECT: CONSIDER APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH THE BOYS AND GIRLS CLUB OF HOBBS

DEPT. OF ORIGIN: Parks and Recreation
DATE SUBMITTED: July 5, 2017
SUBMITTED BY: Doug McDaniel, Parks and Recreation Director

Summary:

Previously, the City of Hobbs and The Boys and Girls Club of Hobbs have entered into a Professional Services Agreement since the Club has the technical and professional experience to operate a nine (9) week Summer Program. The Club will also operate, concurrently, a Special Needs program and provide transportation to and from the Summer Sports Program on the campus of Hobbs High School. Additionally, the Club will also enter into a contract with Gus Macker for the operation of the Gus Macker 3-on-3 Basketball Tournament.

Fiscal Impact:

Reviewed by: [Signature]
Finance Department

The term of this agreement is for one (1) year beginning on July 1, 2017 and ending on June 30, 2018 with an option to renew, upon approval by the City Commission, for one additional year. The agreement is to provide funds to operate a full-day summer program for youth of ages 6-12 years. There is currently \$69,000 in the Parks & Recreation Department's Professional Services budget (01-0330-42601) to fund this agreement. A payment of \$17,250 will be made on July 27, 2017 upon receipt of an invoice from The Boys and Girls Club of Hobbs. Two additional payments of \$25,875 will be made on August 15, 2017 and on May 1, 2018 upon receipt of an invoice from The Boys and Girls Club of Hobbs.

Attachments: Copy of Professional Services Agreement

Legal Review:

Approved As To Form:
[Signature]
City Attorney

Recommendation:

Staff recommends approval of a Professional Services Agreement with The Boys and Girls Club of Hobbs in the amount of \$69,000.

Approved For Submittal By:

[Signature] Department Director
[Signature] City Manager

CITY CLERK'S USE ONLY
COMMISSION ACTION TAKEN

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

PROFESSIONAL SERVICES AGREEMENT

This Agreement is made and entered into on the 17th day of July, 2017, by and between the CITY OF HOBBS, NEW MEXICO, a municipal corporation, (hereinafter referred to as "CITY") and the BOYS & GIRLS CLUB OF HOBBS, INC., (hereinafter referred to as "CLUB").

WHEREAS, CLUB has the technical and professional expertise required for the operation of a Summer Recreation Program and has properly equipped recreational facilities in order to perform the services.

NOW, THEREFORE, THE PARTIES HERETO HEREBY DO COVENANT AND AGREE AS FOLLOWS:

I.

CLUB will act on behalf of CITY to operate a 9-week summer recreation program for 6 to 12-year-olds, and shall perform the necessary services toward promoting these activities in the community, and such services shall include, but not be limited to, the following:

A. Provide a facility to operate a nine-hour summer recreation program to run Monday through Friday, with an agenda that includes recreational, educational, personal improvement and cultural activities.

B. The Boys & Girls Club summer program will serve in the capacity as being the designated site to accommodate special needs participants during the regular 9-week program hours kept by the facility.

C. Hire and maintain a minimum of at least eight (8) additional employees to serve as staff for the day program. For the special needs program, an additional employee shall have a background and working knowledge of special need participants and work in the capacity of the special needs participant supervisor during the hours of operation. Additional employees shall also be designated as employees to work with special needs participants as attendance warrants. Staff for all programs arising under this agreement shall be employees of CLUB and shall not be employees of CITY and are not entitled to any City of Hobbs benefits, including, but not limited to, insurance, leave, worker's compensation, and/or retirement.

D. Provide and obtain Licensing Agreement for the Gus Macker Basketball Tournament. Provide additional staff for the Gus Macker Basketball Tournament to consist of: one (1) Head Buster (referee); and scorekeepers as attendance warrants.

E. Design and placement of news releases and advertising in the appropriate media, naming CITY as co-sponsor. All advertising shall be reviewed and approved by CITY prior to submission to the media.

F. Provide reasonable assistance to CITY staff with special summer program activities such as July 4th, on which date at least four (4) of CLUB's summer staff will be required to assist. During the Gus Macker Basketball Tournament an adequate number of scorekeepers will be provided.

G. Maintain daily records of activities and the number of participants in the program and submit weekly reports to CITY by Monday of the week following the reporting period. In addition, a final report at the conclusion of the summer programs shall be submitted to CITY. Any incidents of serious nature, as determined by the Director of CLUB, shall be immediately reported to CITY.

H. Perform such other related services as mutually agreed upon by both parties and requiring no additional cost as anticipated by the scope of this Agreement including a final written evaluation of the total program.

II.

It is expressly understood and agreed that CITY is prohibited by the Constitution of New Mexico from directly or indirectly lending or pledging its credit or making any donation to or in aid of any person, association or public or private corporation; this Agreement is intended to employ the services of CLUB, for value received, to carry out the objectives hereof, which are believed to be valid municipal purposes under the laws of the State of New Mexico.

It is expressly understood and agreed that none of these funds shall be used as "prize money" or "cash awards" for participation in activities.

III.

CITY shall not be obligated to expend funds in excess of Sixty-nine Thousand Dollars (\$69,000.00) during the term of this Agreement. Said "not to exceed" amount shall be further restricted as follows: \$45,000.00 for the overall summer recreation program; an additional \$9,000.00 for the special needs program; an additional \$10,000.00 for the Gus Macker License fee; and an additional \$5,000.00 for the facilitation of the requirements of the Americans with Disability Act. The term of this Agreement is one (1) year, commencing July 1, 2017 and terminating June 30, 2018.

CITY agrees to pay CLUB for approved and accepted expenses, not to exceed Sixty-nine Thousand Dollars (\$69,000.00) for the term of this Agreement. Expenses not pre-approved by CITY are subject to non-payment by CITY.

A payment of Seventeen Thousand Two Hundred Fifty Dollars (\$17,250.00) shall be made from invoice on or about July 27, 2017, with the balance of funds to be paid in two (2) equal payments of Twenty-Five Thousand Eight Hundred Seventy Five Dollars (\$25,875.00) on August 15, 2017 and on May 1, 2018 in accordance with the preceding paragraph and by invoice from CLUB to CITY.

Payments hereunder are further conditioned upon CLUB submitting to CITY comprehensive reports, including a participation report with substantiating documents attached detailing the actual expenditures authorized for specific projects, programs and activities including the number of participants transported to and from the Summer Sports Program at Hobbs High School as required by the proposal submitted by CLUB and the terms of this Agreement.

CLUB agrees that any financial records or audit reports of all data relating to all matters covered by this Agreement shall be made available to CITY upon request.

IV.

CLUB agrees to hold CITY free and harmless from any costs determined ineligible by proper audit and CLUB will not enter into any obligation which purports to be binding on CITY in any manner.

At such times and in such form as the City Manager may require, there shall be furnished to CITY such statements, records, reports, data and information as CITY may request pertaining to matters covered by this Agreement. Furthermore, at any time during normal business hours and as often as CITY may deem necessary, there shall be made available to CITY for examination, all records maintained by CLUB with respect to all matters covered by this Agreement; any requested excerpts of transcripts from such records and audits of all data relating to all matters covered by this Agreement subject to the limitations set out above.

V.

CLUB shall obtain, and provide proof thereof to CITY, the following insurance coverage including, but not limited to:

General Liability as follows: Premises, operations, products, completed operations and contractual liability. The limits of liability shall be no less than \$1,000,000.00 combined single limits for bodily injury and property damage.

Workers' Compensation is required along with State statutory employer's liability limits regardless of the number of employees.

The City of Hobbs must be named as an additional insured.

CLUB shall obtain and provide proof thereof to CITY of any other insurance coverage required by the statutes of the State of New Mexico or regulations of any agency of the State of New Mexico governing this type of project.

CLUB covenants and agrees that it will hold and save CITY harmless from any and all liability, damage, expense, cause of action, suits, claims or judgments arising from injury to person(s) or damage to property during the course of execution of this Agreement, not as a direct result of CITY's actions.

If any part or portion of this Agreement shall be in violation of the laws or Constitution of New Mexico, only such part or portion hereof shall be invalidated thereby, and any monies paid by CITY there under shall be repaid to CITY by CLUB, but all other portions hereof shall remain valid and enforceable.

This Agreement shall continue in force for one (1) year, with an option to renew for one (1) additional one (1) year term. This Agreement may be canceled by either party after giving sixty (60) days' notice to the other. Such notice shall be in writing and shall be considered given when delivered to the Chief Administrative Officer of the other party.



CITY OF HOBBS

COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 17, 2017

SUBJECT: Resolution approving the FY2017 DFA 4th Quarter (June 2017) Financial Report
DEPT. OF ORIGIN: Finance Department
DATE SUBMITTED: July 12, 2017
SUBMITTED BY: Deborah Corral, Assistant Finance Director

Summary:

Submitting the FY 2017 4th Quarter DFA Financial Report for the approval of the governing body. The Department of Finance and Administration requires that the 4th Quarter DFA Report is approved by resolution. The ending cash balance represents actual revenue and expenditure activity from July 1, 2016 – June 30, 2017

Fiscal Impact:

Reviewed By: _____

[Signature]
Finance Department

Ending Cash Balance at 06/30/17 is \$106,824,838.27 for all funds (restricted and unrestricted). The City of Hobbs year-to-date actual revenues and expenditures for the period are \$108,602,333.81 and \$117,979,231.52 respectively.

Attachments:

- 4th Quarter DFA Report
- Cash Balance By Fund Report
- Resolution approving 4th Quarter DFA Report

Legal Review:

Approved As To Form: _____

[Signature]
City Attorney

Recommendation:

Motion to approve the resolution.

Approved For Submittal By:

[Signature]
Department Director
[Signature]
City Manager *ACM*

CITY CLERK' S USE ONLY
COMMISSION ACTION TAKEN

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

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

CITY OF HOBBS
RESOLUTION NO. 6571

A RESOLUTION APPROVING THE FY2017
DFA 4th QUARTER FINANCIAL REPORT

WHEREAS, the State of New Mexico requires the 4TH quarter DFA
Financial Report to be approved annually.

WHEREAS, the ending cash balance for the period ended June 30, 2017
was \$106,824,838.27 for all funds; and

WHEREAS, the City of Hobbs actual year-to-date revenue and
expenditures for fiscal year 2017 crosswalk the amounts to the DFA 4th Quarter
Financial Report;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF
THE CITY OF HOBBS, NEW MEXICO, that the herein referenced 4th Quarter
Financial Report be approved.

PASSED, ADOPTED AND APPROVED this 17th day of July, 2017.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk

City of Hobbs
Cash Balance by Fund
06/30/2017

	ENDING CASH June 30, 2016	JULY - JUNE FY2017 REVENUES	ACTUAL Cash TRANSFERS	JULY - JUNE FY2017 EXPENDITURES	FY17 BALANCE SHEET ADJUSTMENTS	ENDING CASH June 30, 2017
GOVERNMENTAL FUNDS						
001 GENERAL	58,340,110.88	52,182,552.96	(2,908,010.25)	52,768,578.46	(20,001.00)	54,866,076.13
002 LAND ACQUISITION	500,000.00	82,542.64		256,350.17	-	326,192.47
	58,840,110.88	52,265,095.60	(2,908,010.25)	53,024,928.63	(20,001.00)	55,192,268.60
SPECIAL REVENUES						
110 LOCAL GOV CORR	208,018.04	275,719.70		107,697.73	-	376,040.01
120 POLICE PROTECTION	66,756.22	87,000.00		51,962.73	-	101,793.49
130 P D N (parif, drug, narcotics)	1,918.75				-	1,918.75
140 SAFER Grant	-	42,134.00	123,743.65	164,877.65	-	1,000.00
150 COPS GRANT	1,000.00	186,918.04	301,577.77	488,496.01	-	999.80
160 HWLC	21,855,151.47	15,471,992.39		24,730,737.57	-	12,596,406.29
170 OLDER AMERICAN	1,000.00	223,971.43	656,107.68	880,079.11	-	1,000.00
180 GOLF	1,000.00	953,948.46	1,654,920.77	2,608,886.83	(17.60)	1,000.00
190 CEMETERY	1,000.00	166,320.27	234,681.90	401,002.17	-	1,000.00
200 AIRPORT	295,033.20	41,084.41		43,225.39	-	292,892.22
230 LODGERS' TAX	188,954.74	952,051.07	(336,083.26)	537,671.07	-	267,251.48
270 PUBLIC TRANSPORTATION	1,000.00	488,827.55	273,061.74	761,889.29	-	1,000.00
280 FIRE PROTECTION	567,070.62	516,986.73		289,139.96	-	794,917.39
290 EMER MEDICAL SERV	11.00	26,365.40		26,365.40	-	11.00
370 COMM DEVE CONST	1,000.00			550.53	-	449.47
	23,188,914.04	19,433,319.45	2,908,010.25	31,092,581.44	(17.60)	14,437,679.90
CAPITAL PROJECTS FUNDS						
460 BEAUTIFICATION IMPROVEMENT	1,732,739.94			23,684.07	-	1,709,055.87
480 STREET IMPROVEMENTS	1,555,269.56	1,437,134.34		1,509,303.23	-	1,483,100.67
490 CITY COMM. IMPROVEMENTS	1,000.00	2,067,717.45	(2,018,982.00)		-	49,735.45
	3,289,009.50	3,504,851.79	(2,018,982.00)	1,532,987.30	-	3,241,891.99
DEBT SERVICE FUNDS						
510 UTILITY BOND	-	-	306,941.21	306,941.21	-	-
530 2005 WASTEWATER BOND ISSUE	1,989,842.96		2,093,121.54	2,093,121.54	-	1,989,842.96
	1,989,842.96	-	2,400,062.75	2,400,062.75	-	1,989,842.96
TOTAL GOVERNMENTAL FUNDS	87,307,877.38	75,203,266.84	381,080.75	88,050,560.12	(20,018.60)	74,861,683.45
ENTERPRISE FUNDS						
100 SOLID WASTE	1,149,697.45	6,327,991.53		5,463,134.86	-	2,014,554.12
440 JOINT UTILITY EXTENSIONS CAPITAL PROJECT	3,159,027.63	53,300.00		1,443,421.37	-	1,768,906.26
600 JOINT UTILITY	3,908,278.93		5,060,898.38	3,765,056.75	-	5,204,120.56
610 JOINT UTILITY CONST	-	22,948.82	590,877.33	613,826.15	-	(0.00)
620 WASTE WATER PLANT CONST	1,946,302.44	2,079,508.56	2,369,814.85	4,376,643.85	-	2,018,982.00
630 JOINT UTILITY - WASTEWATER	7,308,981.80		3,183,149.28	2,655,879.61	-	7,836,251.47
650 JOINT UTILITY INCOME - WASTEWATER	0.00	6,217,981.00	(6,081,820.59)		-	136,160.41
660 JOINT UTILITY INCOME	(0.00)	5,674,629.14	(5,504,000.00)		61.55	170,567.59
680 METER DEPOSIT RES	714,835.12	474,699.32		301,741.20	(44.70)	887,837.94
TOTAL ENTERPRISE FUNDS	18,187,123.37	20,851,058.37	(381,080.75)	18,619,703.79	16.85	20,037,380.35
INTERNAL SERVICE FUNDS						
640 MEDICAL INSURANCE	203,976.07	6,769,551.18	(511,451.67)	5,161,548.01	-	1,300,527.57
670 WORKERS COMP TRUST	946,447.33	897,973.46		824,559.99	-	1,019,860.80
690 INTERNAL SUPPLY	-	367,584.01	-	317,561.42	-	50,022.59
TOTAL INTERNAL SERVICE FUNDS	1,150,423.40	8,035,108.65	(511,451.67)	6,303,669.42	-	2,370,410.96
TRUST AND AGENCY FUNDS						
700 MOTOR VEHICLE	1,346.72	3,300,356.00		3,281,764.23	1,413.70	18,524.79
710 MUNI JUDGE BOND FUND	175,016.84				2,100.00	172,916.84
720 RETIREE HEALTH INSURANCE TRUST FUND	9,000,000.00	1,074,728.80	511,451.67	1,601,701.01	(15,520.54)	9,000,000.00
730 CRIME LAB FUND	74,570.55	118,105.00		118,826.00	-	73,849.55
750 FORECLOSURE TRUST FUND	71.88				-	71.88
760 RECREATION TRUST	103,032.51	7,980.00			-	111,012.51
770 LIBRARY TRUST	5,029.12	1,654.52		965.95	-	5,717.69
780 SENIOR CITIZEN TRUST	8,053.05	1,686.00		1,273.79	-	8,465.26
790 PRAIRIE HAVEN MEM	5,353.80	114.62			-	5,468.42
800 COMMUNITY PARK TRUST	1,432.05	30.67			-	1,462.72
820 EVIDENCE TRUST FUND	122,464.85	6,416.96			-	128,881.81
830 HOBBS BEAUTIFUL	22,684.49	485.52			-	23,170.01
860 CITY AGENCY TRUST	5,247.38	1,341.86		767.21	-	5,822.03
TOTAL TRUST AND AGENCY FUNDS	9,524,303.24	4,512,899.95	511,451.67	5,005,298.19	(12,006.84)	9,555,363.51
GRAND TOTAL ALL FUNDS	116,169,727.39	108,602,333.81	-	117,979,231.52	(32,008.59)	106,824,838.27

MUNICIPALITY: City of Hobbs

DEPARTMENT OF FINANCE AND ADMINISTRATION
LOCAL GOVERNMENT DIVISION

Period Ending: 06/30/17

SUBMIT TO LOCAL GOVERNMENT DIVISION NO LATER THAN 30 DAYS
AFTER THE CLOSE OF EACH QUARTER.

Prepared By: Deborah Corral

I HEREBY CERTIFY THAT THE CONTENTS IN THIS REPORT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND THAT THIS REPORT DEPICTS ALL FUNDS:

Signature

Date

YEAR-TO-DATE TRANSACTIONS

Fund #	FUND NAME	BEGINNING CASH BALANCE CURRENT FY (1)	YEAR-TO-DATE TRANSACTIONS				QTR ENDING CASH BALANCE (1)+(2)-(3)+(4)+(5) (6)	INVESTMENTS (7)	CASH + INVESTMENTS (8)	REQUIRED RESERVES (9)	AVAILABLE CASH (8) - (9)
			REVENUES TO DATE (2)	TRANSFERS TO DATE (3)	EXPENDITURES TO DATE (4)	ADJUSTMENTS (5)					
101	GENERAL FUND (GF)	\$58,340,111	52,182,553	(2,908,010)	52,768,578	20,001	\$54,866,076	0	\$54,866,076	4,397,382	\$50,468,695
201	CORRECTION	\$208,018	275,720	0	107,698	0	\$376,040	0	\$376,040		\$376,040
202	ENVIRONMENTAL GRT	\$0	0	0	0	0	\$0	0	\$0		\$0
206	EMS	\$11	26,365	0	26,365	0	\$11	0	\$11		\$11
207	ENHANCED 911	\$0	0	0	0	0	\$0	0	\$0		\$0
209	FIRE PROTECTION FUND	\$567,071	516,987	0	289,140	0	\$794,917	0	\$794,917		\$794,917
211	LEPF	\$66,756	87,000	0	51,963	0	\$101,793	0	\$101,793		\$101,793
214	LODGERS' TAX	\$188,955	952,051	(336,083)	537,671	0	\$267,251	0	\$267,251		\$267,251
216	MUNICIPAL STREET	\$1,555,270	1,437,134	0	1,509,303	0	\$1,483,101	0	\$1,483,101		\$1,483,101
217	RECREATION	\$21,855,151	15,471,992	0	24,730,738	0	\$12,596,406	0	\$12,596,406		\$12,596,406
218	INTERGOVERNMENTAL GRANTS	\$0	0	0	0	0	\$0	0	\$0		\$0
219	SENIOR CITIZEN	\$1,000	223,971	656,108	880,079	0	\$1,000	0	\$1,000		\$1,000
223	DWI PROGRAM	\$0	0	0	0	0	\$0	0	\$0		\$0
299	OTHER	\$503,919	800,422	698,383	1,671,613	0	\$331,111	0	\$331,111		\$331,111
300	CAPITAL PROJECT FUNDS	\$4,893,768	2,121,017	(2,018,982)	1,467,656	0	\$3,528,147	0	\$3,528,147		\$3,528,147
401	G. O. BONDS	\$0	0	0	0	0	\$0	0	\$0		\$0
402	REVENUE BONDS	\$0	0	0	0	0	\$0	0	\$0		\$0
403	DEBT SERVICE OTHER	\$1,989,843	0	2,400,063	2,400,063	0	\$1,989,843	0	\$1,989,843		\$1,989,843
500	ENTERPRISE FUNDS										
	Water Fund	\$4,623,114	6,172,277	147,776	4,680,624	(17)	\$6,262,526	0	\$6,262,526		\$6,262,526
	Solid Waste	\$1,149,697	6,327,992	0	5,463,135	0	\$2,014,554	0	\$2,014,554		\$2,014,554
	Waste Water	\$9,255,284	8,297,490	(528,856)	7,032,523	0	\$9,991,394	0	\$9,991,394		\$9,991,394
	Airport	\$295,033	41,084	0	43,225	0	\$292,892	0	\$292,892		\$292,892
	Ambulance	\$0	0	0	0	0	\$0	0	\$0		\$0
	Cemetery	\$1,000	166,320	234,682	401,002	0	\$1,000	0	\$1,000		\$1,000
	Housing	\$0	0	0	0	0	\$0	0	\$0		\$0
	Parking	\$0	0	0	0	0	\$0	0	\$0		\$0
	Golf	\$1,000	953,948	1,654,921	2,608,887	18	\$1,000	0	\$1,000		\$1,000
	Other Enterprise (enter fund	\$0	0	0	0	0	\$0	0	\$0		\$0
	Other Enterprise (enter fund	\$0	0	0	0	0	\$0	0	\$0		\$0
	Other Enterprise (enter fund	\$0	0	0	0	0	\$0	0	\$0		\$0
600	INTERNAL SERVICE FUNDS	\$1,150,423	8,035,109	(511,452)	6,303,669	0	\$2,370,411	0	\$2,370,411		\$2,370,411
700	TRUST AND AGENCY FUNDS	\$9,524,303	4,512,900	511,452	5,005,298	12,007	\$9,555,364	0	\$9,555,364		\$9,555,364
GRAND TOTAL		\$116,169,727	\$108,602,334	(\$0)	\$117,979,232	\$32,009	\$106,824,838	\$0	\$106,824,838	\$4,397,382	\$102,427,457

FORM MODIFIED 12/09/08

LAST UPDATE: 7/13/17 5:17 PM

GENERAL FUND - MUNICIPALITY

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRAN CES Y-T-D	Variance With Adjusted Budget Positive (Negative)	
	Approved Budget	Budget Adjustments	Adjusted Budget			\$	%
REVENUES							
Taxes:							
Property Tax - Current Year	2,438,717	\$0	\$2,438,717	\$2,762,782		\$324,065	113.29%
Property Tax - Delinquent	0	\$0	\$0	\$0		\$0	n/a
Property Tax - Penalty & Interest	0	\$0	\$0	\$0		\$0	n/a
Oil and Gas - Equipment	31,545	\$0	\$31,545	\$32,184		\$639	102.03%
Oil and Gas - Production	165,121	\$0	\$165,121	\$199,678		\$34,557	120.93%
Franchise Fees	1,015,000	\$0	\$1,015,000	\$909,663		(\$105,337)	89.62%
Gross receipts - Local Option	20,000,000	(\$1,000,000)	\$19,000,000	\$21,077,492		\$2,077,492	110.93%
Gross Receipts - Infrastructure	0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - Environment	0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - Hold Harmless	0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - Other Dedication	0	\$0	\$0	\$0		\$0	n/a
Intergovernmental -State Shared:							
Gross receipts	19,975,000	(\$1,000,000)	\$18,975,000	\$20,919,586		\$1,944,586	110.25%
Cigarette Tax	0	\$0	\$0	\$0		\$0	n/a
Gas Tax [1 cent]	0	\$0	\$0	\$0		\$0	n/a
Gas Tax [2 cent]	0	\$0	\$0	\$0		\$0	n/a
Motor Vehicle	387,000	\$0	\$387,000	\$396,832		\$9,832	102.54%
Grants - Federal	56,695	\$4,035	\$60,730	\$44,097		(\$16,633)	72.61%
Grants - State	106,523	\$426,545	\$533,068	\$448,431		(\$84,637)	84.12%
Grants - Local	250,000	\$3,900,000	\$4,150,000	\$32,000		(\$4,118,000)	0.77%
Legislative Appropriations	0	\$0	\$0	\$0		\$0	n/a
Small Cities Assistance	0	\$0	\$0	\$0		\$0	n/a
Licenses and Permits	12,000	\$0	\$12,000	\$13,000		\$1,000	108.33%
Charges for Services	3,405,350	\$0	\$3,405,350	\$2,670,651		(\$734,699)	78.43%
Fines and Forfeits	424,000	\$0	\$424,000	\$617,576		\$193,576	145.65%
Interest on Investments	90,000	\$0	\$90,000	\$575,779		\$485,779	639.75%
Miscellaneous	857,220	\$673,236	\$1,530,456	\$1,482,800		(\$47,656)	96.89%
TOTAL GENERAL FUND REVENUES	\$49,214,171	\$3,003,816	\$52,217,986	\$52,182,553		(\$35,433)	99.93%
EXPENDITURES							
Executive-Legislative	8,216,576	\$233,552	\$8,450,128	\$3,678,341	\$0	\$4,771,787	43.53%
Judicial	495,598	\$4,422	\$500,020	\$506,141	\$0	(\$6,121)	101.22%
Elections	0	\$0	\$0	\$0	\$0	\$0	n/a
Finance & Administration	1,077,591	\$219,790	\$1,297,380	\$1,117,853	\$0	\$179,527	86.16%
Public Safety	17,887,304	\$630,363	\$18,517,667	\$15,584,232	\$0	\$2,933,435	84.16%
Highways & Streets	3,882,255	\$0	\$3,882,255	\$3,326,223	\$0	\$556,032	85.68%
Senior Citizens	0	\$0	\$0	\$0	\$0	\$0	n/a
Sanitation	0	\$0	\$0	\$0	\$0	\$0	n/a
Health and Welfare	9,465,028	(\$54,923)	\$9,410,105	\$8,606,015	\$0	\$804,090	91.46%
Culture and Recreation	16,113,819	\$2,000,000	\$18,113,819	\$6,448,829	\$0	\$11,664,990	35.60%
Economic Development & Housing	0	\$0	\$0	\$0	\$0	\$0	n/a
Airport	0	\$0	\$0	\$0	\$0	\$0	n/a
Other - Miscellaneous	19,916,875	(\$1,399,750)	\$18,517,125	\$13,500,945	\$0	\$5,016,180	72.91%
TOTAL GENERAL FUND EXPENDITURES	\$77,055,045	\$1,633,454	\$78,688,499	\$52,768,578	\$0	\$25,919,921	67.06%
OTHER FINANCING SOURCES							
Transfers In	\$0	\$3,676,769	\$3,676,769	\$257,655		(\$3,419,114)	7.01%
Transfers (Out)	(\$4,389,002)	(\$9,816,588)	(\$14,205,590)	(\$3,165,665)		\$11,039,925	22.28%
TOTAL - OTHER FINANCING SOURCES	(\$4,389,002)	(\$6,139,819)	(\$10,528,821)	(\$2,908,010)		\$7,620,811	27.62%
Excess (deficiency) of revenues over expenditures				(\$3,494,036)			

SPECIAL REVENUES - MUNICIPALITY - QUARTERLY REPORT

SPECIAL REVENUES - RESOURCES	Fund	BUDGET			ACTUALS		Budget Balance	Budget Variance %
		Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total	Encumbrances (expend line only)		
CORRECTIONS REVENUES	201							
Correction Fees	201	215,000	50,000	265,000	269,071		4,071	101.54%
Miscellaneous	201	338	0	338	6,649		6,311	1967.07%
TOTAL Revenues		215,338	50,000	265,338	275,720		10,382	103.91%
EXPENDITURES	201	167,000	0	167,000	107,698	0	59,302	64.49%
OTHER FINANCING SOURCES								
Transfers In	201	0	0	0	0		0	n/a
Transfers (Out)	201	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expen	201				168,022			
ENVIRONMENTAL REVENUES	202							
GRT - Environmental	202	0	0	0	0		0	n/a
Miscellaneous	202	0	0	0	0		0	n/a
TOTAL Revenues		0	0	0	0		0	n/a
EXPENDITURES	202	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES								
Transfers In	202	0	0	0	0		0	n/a
Transfers (Out)	202	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expen	202				0			
EMS REVENUES	206							
State EMS Grant	206	20,000	6,365	26,365	26,365		0	100.00%
Miscellaneous	206	0	0	0	0		0	n/a
TOTAL Revenues		20,000	6,365	26,365	26,365		0	100.00%
EXPENDITURES	206	20,000	6,365	26,365	26,365	0	0	100.00%
OTHER FINANCING SOURCES								
Transfers In	206	0	0	0	0		0	n/a
Transfers (Out)	206	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expen	206				0			
E911 REVENUES	207							
State-E-911 Enhancement	207	0	0	0	0		0	n/a
Network & Data Base Grant	207	0	0	0	0		0	n/a
Miscellaneous	207	0	0	0	0		0	n/a
TOTAL Revenues		0	0	0	0		0	n/a
EXPENDITURES	207	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES								
Transfers In	207	0	0	0	0		0	n/a
Transfers (Out)	207	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expen	207				0			
FIRE PROTECTION REVENUES	209							
State - Fire Marshall Allotment	209	385,430	112,395	497,825	497,825		0	100.00%
Miscellaneous	209	0	0	0	19,162		19,162	n/a
TOTAL Revenues		385,430	112,395	497,825	516,987		19,162	103.85%

SPECIAL REVENUES - MUNICIPALITY - QUARTERLY REPORT

SPECIAL REVENUES - RESOURCES	Fund	BUDGET			ACTUALS		Budget Balance	Budget Variance %
		Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total	Encumbrances (expend line only)		
EXPENDITURES	209	223,800	112,395	336,195	289,140	0	47,055	86.00%
OTHER FINANCING SOURCES								
Transfers In	209	0	0	0	0		0	n/a
Transfers (Out)	209	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expen	209				227,847			
LAW ENFORCEMENT PROTECTION REVENUES	211							
State-Law Enforcement Protection	211	87,000	0	87,000	87,000		0	100.00%
Miscellaneous	211	0	0	0	0		0	n/a
TOTAL Revenues		87,000	0	87,000	87,000		0	100.00%
EXPENDITURES	211	87,000	0	87,000	51,963	0	35,037	59.73%
OTHER FINANCING SOURCES								
Transfers In	211	0	0	0	0		0	n/a
Transfers (Out)	211	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expen	211				35,037			
LODGERS' TAX REVENUES	214							
Lodgers' Tax	214	950,000	(50,000)	900,000	944,567		44,567	104.95%
Miscellaneous	214	1,200	0	1,200	7,485		6,285	623.71%
TOTAL Revenues		951,200	(50,000)	901,200	952,051		50,851	105.64%
EXPENDITURES	214	855,491	(155,491)	700,000	537,671	0	162,329	76.81%
OTHER FINANCING SOURCES								
Transfers In	214	0	0	0	0		0	n/a
Transfers (Out)	214	0	(350,000)	(350,000)	(336,083)		13,917	96.02%
TOTAL - OTHER FINANCING SOURCES		0	(350,000)	(350,000)	(336,083)		13,917	96.02%
Excess (deficiency) of revenues over expen	214				78,297			
MUNICIPAL STREET REVENUES	216							
GRT - Infrastructure (1/8 cent)	216	0	0	0	0		0	n/a
GRT - Municipal	216	0	0	0	0		0	n/a
Gasoline Tax - (1 cent / 2 cent)	216	785,000	0	785,000	767,923		(17,077)	97.82%
Motor Vehicle - Registration (all)	216	0	0	0	0		0	n/a
State Grants	216	687,500	40,790	728,290	297,796		(430,494)	40.89%
Federal Grants	216	363,612	0	363,612	336,677		(26,936)	92.59%
Miscellaneous	216	2,000	0	2,000	34,739		32,739	1736.94%
TOTAL Revenues		1,838,112	40,790	1,878,902	1,437,134		(441,768)	76.49%
EXPENDITURES	216	2,965,473	0	2,965,473	1,509,303	0	1,456,170	50.90%
OTHER FINANCING SOURCES								
Transfers In	216	0	0	0	0		0	n/a
Transfers (Out)	216	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expen	216				(72,169)			
RECREATION REVENUES	217							
Cigarette Tax - (1 cent)	217	0	0	0	0		0	n/a
Miscellaneous	217	36,000,000	2,500,000	38,500,000	15,471,992		(23,028,008)	40.19%
TOTAL Revenues		36,000,000	2,500,000	38,500,000	15,471,992		(23,028,008)	40.19%
EXPENDITURES	217	57,847,867	2,500,000	60,347,867	24,730,738	0	35,617,129	40.98%

SPECIAL REVENUES - MUNICIPALITY - QUARTERLY REPORT

SPECIAL REVENUES - RESOURCES	Fund	BUDGET			ACTUALS	Encumbrances (expend line only)	Budget Balance	Budget Variance %
		Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total			
OTHER FINANCING SOURCES								
Transfers In	217	41,215	0	41,215	0		(41,215)	0.00%
Transfers (Out)	217	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES		41,215	0	41,215	0		(41,215)	0.00%
Excess (deficiency) of revenues over expen	217				(9,258,745)			
INTERGOVERNMENTAL GRANTS	218							
REVENUES								
State Grants	218	0	0	0	0		0	n/a
Federal Grants	218	0	0	0	0		0	n/a
Miscellaneous	218	0	0	0	0		0	n/a
TOTAL Revenues		0	0	0	0		0	n/a
EXPENDITURES	218	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES								
Transfers In	218	0	0	0	0		0	n/a
Transfers (Out)	218	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expen	218				0			
SENIOR CITIZENS	219							
REVENUES								
State Grants	219	100,030	1,241	101,271	105,903		4,632	104.57%
Federal Grants	219	58,948	0	58,948	57,893		(1,056)	98.21%
Miscellaneous	219	52,110	0	52,110	60,176		8,066	115.48%
TOTAL Revenues		211,088	1,241	212,329	223,971		11,642	105.48%
EXPENDITURES	219	948,229	5,212	953,441	880,079	0	73,362	92.31%
OTHER FINANCING SOURCES								
Transfers In	219	737,141	3,971	741,112	656,108		(85,004)	88.53%
Transfers (Out)	219	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES		737,141	3,971	741,112	656,108		(85,004)	88.53%
Excess (deficiency) of revenues over expen	219				0			
DWI	223							
REVENUES								
State - Formula Distribution (DFA)	223	0	0	0	0		0	n/a
State - Local Grant (DFA)	223	0	0	0	0		0	n/a
State Other	223	0	0	0	0		0	n/a
Federal Grants	223	0	0	0	0		0	n/a
Miscellaneous	223	0	0	0	0		0	n/a
TOTAL Revenues		0	0	0	0		0	n/a
EXPENDITURES	223	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES								
Transfers In	223	0	0	0	0		0	n/a
Transfers (Out)	223	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expen	223				0			
OTHER - SPECIAL	299							
REVENUES	299	1,008,378	397,456	1,405,833	800,422		(605,411)	56.94%
EXPENDITURES	299	2,100,636	519,304	2,619,940	1,671,613	0	948,327	63.80%
TOTAL -OTHER FINANCING SOURCES	299	592,258	344,932	937,190	698,383		(238,807)	74.52%
Excess (deficiency) of revenues over expen	299				(172,808)			

OTHER MISC. (FUND 299) DETAIL LIST

SPECIAL REVENUES	BUDGET			ACTUALS			
	Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total	Encumbrances (expend line only)	Budget Balance	Budget Variance %
Public Transportation							
REVENUES	805,731	0	805,731	488,828		(316,904)	60.67%
EXPENDITURES	1,245,502	0	1,245,502	761,889	0	483,613	61.17%
OTHER FINANCING SOURCES							
Transfers In	439,771	0	439,771	273,062		(166,709)	62.09%
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	439,771	0	439,771	273,062		(166,709)	62.09%
Excess (deficiency) of revenues over expenditures				0			
Land Acquisition							
REVENUES	0	100,000	100,000	82,543		(17,457)	82.54%
EXPENDITURES	500,000	0	500,000	256,350	0	243,650	51.27%
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				(173,808)			
COPS Grant							
REVENUES	202,647	138,889	341,536	186,918		(154,618)	54.73%
EXPENDITURES	355,134	305,814	660,948	488,496	0	172,452	73.91%
OTHER FINANCING SOURCES							
Transfers In	152,487	219,009	371,496	301,578		(69,918)	81.18%
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	152,487	219,009	371,496	301,578		(69,918)	81.18%
Excess (deficiency) of revenues over expenditures				(0)			
PDN (Parif, drug, narcotics)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
SAFER Grant							
REVENUES	0	158,567	158,567	42,134		(116,433)	26.57%
EXPENDITURES	0	213,490	213,490	164,878	0	48,612	77.23%
OTHER FINANCING SOURCES							
Transfers In	0	125,923	125,923	123,744		(2,179)	98.27%
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	125,923	125,923	123,744		(2,179)	98.27%
Excess (deficiency) of revenues over expenditures				1,000			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			

OTHER MISC. (FUND 299) DETAIL LIST

SPECIAL REVENUES	BUDGET			ACTUALS			
	Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total	Encumbrances (expend line only)	Budget Balance	Budget Variance %
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			

OTHER MISC. (FUND 299) DETAIL LIST

SPECIAL REVENUES	BUDGET			ACTUALS	Encumbrances (expend line only)	Budget Balance	Budget Variance %
	Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
FUND 299 SUMMARY							
Revenue - TOTAL	\$1,008,378	\$397,456	\$1,405,833	\$800,422		(605,411)	56.94%
Expenditures - TOTAL	\$2,100,636	\$519,304	\$2,619,940	\$1,671,613	\$0	948,327	63.80%
TOTAL - OTHER FINANCING SOURCES	\$592,258	\$344,932	\$937,190	\$698,383		(\$238,807)	74.52%

CAPITAL PROJECTS

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRAN CES Y-T-D	Variance With Adjusted Budget Positive (Negative)	
	Approved Budget	Budget Adjustments	Adjusted Budget			\$	%
REVENUES							
GRT- Dedication	\$0	\$0	\$0	\$0		\$0	n/a
GRT- Hold Harmless	\$0	\$0	\$0	\$0		\$0	n/a
GRT- Infrastructure	\$2,126,582	\$0	\$2,126,582	\$2,067,717		(\$58,865)	97.23%
Bond Proceeds	\$0	\$0	\$0	\$0		\$0	n/a
Local Grants	\$0	\$0	\$0	\$0		\$0	n/a
CDBG funding	\$500,000	\$0	\$500,000	\$0		(\$500,000)	0.00%
State Grants	\$0	\$0	\$0	\$0		\$0	n/a
Federal Grants (other)	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriations	\$0	\$0	\$0	\$0		\$0	n/a
Investment Income	\$0	\$0	\$0	\$0		\$0	n/a
Miscellaneous	\$1,300,000	\$0	\$1,300,000	\$53,300		(\$1,246,700)	4.10%
TOTAL CAPITAL PROJECTS REVENUES	\$3,926,582	\$0	\$3,926,582	\$2,121,017		(\$1,805,565)	54.02%
EXPENDITURES							
Parks/Recreation	\$1,126,179	\$0	\$1,126,179	\$23,684	\$0	\$1,102,495	2.10%
Housing	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Equipment & Buildings	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Facilities	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Transit	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Utilities	\$4,352,654	\$0	\$4,352,654	\$1,443,421	\$0	\$2,909,233	33.16%
Airports	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Infrastructure	\$1,000,000	\$0	\$1,000,000	\$551	\$0	\$999,449	0.06%
Debt Service Payments (P&I)-GO Bonds	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Debt Service Payments (P&I)-Rev. Bonds	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Other	\$0	\$0	\$0	\$0	\$0	\$0	n/a
TOTAL CAPITAL PROJECTS EXPENDITURE	\$6,478,834	\$0	\$6,478,834	\$1,467,656	\$0	\$5,011,178	22.65%
OTHER FINANCING SOURCES							
Transfers In	\$500,000	\$0	\$500,000	\$0		(\$500,000)	0.00%
Transfers (Out)	(\$2,018,982)	\$0	(\$2,018,982)	(\$2,018,982)		\$0	100.00%
TOTAL - OTHER FINANCING SOURCES	(\$1,518,982)	\$0	(\$1,518,982)	(\$2,018,982)		(\$500,000)	132.92%
Excess (deficiency) of revenues over expenditures				(\$1,365,621)			

DEBT SERVICE

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRANCES Y-T-D	Variance With Adjusted Budget Positive (Negative)	
	Approved Budget	Budget Adjustments	Adjusted Budget			\$	%
GENERAL OBLIGATION BONDS [FUND 401]							
REVENUES:							
General Obligation - (Property tax)	\$0	\$0	\$0	\$0		\$0	n/a
Investment Income	\$0	\$0	\$0	\$0		\$0	n/a
Other - Misc	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL REVENUES	\$0	\$0	\$0	\$0		\$0	n/a
EXPENDITURES							
General Obligation - Principal	\$0	\$0	\$0	\$0	\$0	\$0	n/a
General Obligation - Interest	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Other Costs (Fiscal Agent Fees/Other Fees/Misc)	\$0	\$0	\$0	\$0	\$0	\$0	n/a
TOTAL EXPENDITURES	\$0	\$0	\$0	\$0	\$0	\$0	n/a
OTHER FINANCING SOURCES							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL - OTHER FINANCING SOURCES	\$0	\$0	\$0	\$0		\$0	n/a
Excess (deficiency) of revenues over expenditures [401]				\$0			
REVENUE BONDS [FUND 402]							
REVENUES:							
Bond Proceeds	\$0	\$0	\$0	\$0		\$0	n/a
Revenue Bonds - GRT	\$0	\$0	\$0	\$0		\$0	n/a
Investment Income	\$0	\$0	\$0	\$0		\$0	n/a
Revenue Bonds - Other	\$0	\$0	\$0	\$0		\$0	n/a
REVENUE BOND REVENUE - TOTAL	\$0	\$0	\$0	\$0		\$0	n/a
EXPENDITURES							
Revenue Bonds - Principal	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Revenue Bonds - Interest	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Other Revenue Bond Payments	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Other Costs (Fiscal Agent Fees/Other Fees/Misc)	\$0	\$0	\$0	\$0	\$0	\$0	n/a
TOTAL DEBT SERVICE FUND EXPENDITURES	\$0	\$0	\$0	\$0	\$0	\$0	n/a
OTHER FINANCING SOURCES							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL - OTHER FINANCING SOURCES	\$0	\$0	\$0	\$0		\$0	n/a
Excess (deficiency) of revenues over expenditures [402]				\$0			
OTHER DEBT SERVICE [FUND 403]							
REVENUES:							
Investment Income	\$0	\$0	\$0	\$0		\$0	n/a
Loan Revenue	\$0	\$0	\$0	\$0		\$0	n/a
OTHER DEBT SERVICE REVENUE - TOTAL	\$0	\$0	\$0	\$0		\$0	n/a
EXPENDITURES							
NMFA Loan Payments	\$2,400,126	\$0	\$2,400,126	\$2,400,063	\$0	(\$63)	100.00%
Board of Finance Loan Payments	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Other Debt Service - Misc	\$0	\$0	\$0	\$0	\$0	\$0	n/a
TOTAL DEBT SERVICE FUND EXPENDITURES	\$2,400,126	\$0	\$2,400,126	\$2,400,063	\$0	(\$63)	100.00%
OTHER FINANCING SOURCES							
Transfers In	\$2,400,126	\$0	\$2,400,126	\$2,400,063		(\$63)	100.00%
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL - OTHER FINANCING SOURCES	\$2,400,126	\$0	\$2,400,126	\$2,400,063		(\$63)	100.00%
Excess (deficiency) of revenues over expenditures [403]				\$0			

ENTERPRISE FUNDS

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRAN CES Y-T-D	Variance With Adjusted Budget Positive (Negative)	
	Approved Budget	Budget Adjustments	Adjusted Budget			\$	%
REVENUES							
Water Fund							
Charges for Services	\$5,500,500	\$0	\$5,500,500	\$5,550,593		\$50,093	100.91%
Interest on Investments	\$3,500	\$0	\$3,500	\$124,036		\$120,536	3543.89%
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$238,000	\$0	\$238,000	\$22,949		(\$215,051)	9.64%
Other	\$400,000	\$0	\$400,000	\$474,699		\$74,699	118.67%
TOTAL REVENUES - Water Fund	\$6,142,000	\$0	\$6,142,000	\$6,172,277		\$30,277	100.49%
EXPENDITURES							
Water Fund	\$9,185,759	\$0	\$9,185,759	\$4,680,624	\$0	\$4,505,135	50.96%
OTHER FINANCING SOURCES							
Transfers In	\$6,934,072	\$0	\$6,934,072	\$5,787,936		(\$1,146,136)	83.47%
Transfers (Out)	(\$5,504,000)	\$0	(\$5,504,000)	(\$5,640,160)		(\$136,160)	102.47%
TOTAL-OTHER FINANCING SOURCES	\$1,430,072	\$0	\$1,430,072	\$147,776		(\$1,282,297)	10.33%
Excess (deficiency) of revenues over expenditures				\$1,639,429			
REVENUES							
Solid Waste							
Charges for Services	\$6,050,000	\$0	\$6,050,000	\$6,327,992		\$277,992	104.59%
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL REVENUES - Solid Waste Fund	\$6,050,000	\$0	\$6,050,000	\$6,327,992		\$277,992	104.59%
EXPENDITURES							
Solid Waste	\$6,050,000	\$0	\$6,050,000	\$5,463,135	\$0	\$586,865	90.30%
OTHER FINANCING SOURCES							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL-OTHER FINANCING SOURCES	\$0	\$0	\$0	\$0		\$0	n/a
Excess (deficiency) of revenues over expenditures				\$864,857			
REVENUES							
Waste Water							
Charges for Services	\$4,925,000	\$0	\$4,925,000	\$5,184,172		\$259,172	105.26%
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$1,063,291	\$0	\$1,063,291	\$1,033,809		(\$29,482)	97.23%
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$3,521,290	(\$101,440)	\$3,419,850	\$1,206,739		(\$2,213,111)	35.29%
Legislative Appropriation	\$731,000	\$0	\$731,000	\$188,501		(\$542,499)	25.79%
Other	\$1,059,040	(\$152,160)	\$906,880	\$684,269		(\$222,611)	75.45%
TOTAL REVENUES - Waste Water Fund	\$11,299,621	(\$253,600)	\$11,046,021	\$8,297,490		(\$2,748,531)	75.12%
EXPENDITURES							
Waste Water	\$15,211,109	\$6,050,000	\$21,261,109	\$7,032,523	\$0	\$14,228,586	33.08%
OTHER FINANCING SOURCES							
Transfers In	\$2,466,189	\$9,550,000	\$12,016,189	\$5,552,964		(\$6,463,225)	46.21%
Transfers (Out)	(\$4,826,406)	(\$2,951,000)	(\$7,777,406)	(\$6,081,821)		\$1,695,585	78.20%
TOTAL-OTHER FINANCING SOURCES	(\$2,360,217)	\$6,599,000	\$4,238,783	(\$528,856)		(\$4,767,639)	(12.48%)
Excess (deficiency) of revenues over expenditures				\$736,110			

ENTERPRISE FUNDS

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRAN CES Y-T-D	Variance With Adjusted Budget Positive (Negative)	
	Approved Budget	Budget Adjustments	Adjusted Budget			\$	%
REVENUES							
Airport							
Charges for Services	\$38,000	\$0	\$38,000	\$34,892		(\$3,108)	91.82%
Interest on Investments	\$300	\$0	\$300	\$6,192		\$5,892	2064.13%
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL REVENUES - Airport Fund	\$38,300	\$0	\$38,300	\$41,084		\$2,784	107.27%
EXPENDITURES							
Airport	\$36,000	\$0	\$36,000	\$43,225	\$0	(\$7,225)	120.07%
OTHER FINANCING SOURCES							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL-OTHER FINANCING SOURCES	\$0	\$0	\$0	\$0		\$0	n/a
Excess (deficiency) of revenues over expenditures				(\$2,141)			
REVENUES							
Ambulance							
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL REVENUES - Ambulance Fund	\$0	\$0	\$0	\$0		\$0	n/a
EXPENDITURES							
Ambulance	\$0	\$0	\$0	\$0	\$0	\$0	n/a
OTHER FINANCING SOURCES							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL-OTHER FINANCING SOURCES	\$0	\$0	\$0	\$0		\$0	n/a
Excess (deficiency) of revenues over expenditures				\$0			
REVENUES							
Cemetery							
Charges for Services	\$168,690	\$0	\$168,690	\$166,320		(\$2,370)	98.60%
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL REVENUES - Cemetery Fund	\$168,690	\$0	\$168,690	\$166,320		(\$2,370)	98.60%
EXPENDITURES							
Cemetery	\$528,581	\$0	\$528,581	\$401,002	\$0	\$127,579	75.86%
OTHER FINANCING SOURCES							
Transfers In	\$359,891	\$0	\$359,891	\$234,682		(\$125,209)	65.21%
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL-OTHER FINANCING SOURCES	\$359,891	\$0	\$359,891	\$234,682		(\$125,209)	65.21%
Excess (deficiency) of revenues over expenditures				(\$0)			

ENTERPRISE FUNDS

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRAN CES Y-T-D	Variance With Adjusted Budget Positive (Negative)	
	Approved Budget	Budget Adjustments	Adjusted Budget			\$	%
REVENUES							
Housing							
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL REVENUES - Housing Fund	\$0	\$0	\$0	\$0		\$0	n/a
EXPENDITURES							
Housing	\$0	\$0	\$0	\$0	\$0	\$0	n/a
OTHER FINANCING SOURCES							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL-OTHER FINANCING SOURCES	\$0	\$0	\$0	\$0		\$0	n/a
Excess (deficiency) of revenues over expenditures				\$0			
REVENUES							
Parking Facilities							
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL REVENUES - Parking Facilities	\$0	\$0	\$0	\$0		\$0	n/a
EXPENDITURES							
Parking Facilities	\$0	\$0	\$0	\$0	\$0	\$0	n/a
OTHER FINANCING SOURCES							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL-OTHER FINANCING SOURCES	\$0	\$0	\$0	\$0		\$0	n/a
Excess (deficiency) of revenues over expenditures				\$0			
REVENUES							
Golf							
Charges for Services	\$857,613		\$857,613	\$953,948		\$96,336	111.23%
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL REV. - Other Enterprise Fund	\$857,613	\$0	\$857,613	\$953,948		\$96,336	111.23%
EXPENDITURES							
Other Enterprise Fund	\$3,016,110	\$5,768	\$3,021,878	\$2,608,887	\$0	\$412,991	86.33%
OTHER FINANCING SOURCES							
Transfers In	\$2,158,497	\$90,917	\$2,249,414	\$1,654,921		(\$594,493)	73.57%
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL-OTHER FINANCING SOURCES	\$2,158,497	\$90,917	\$2,249,414	\$1,654,921		(\$594,493)	73.57%
Excess (deficiency) of revenues over expenditures				(\$18)			

ENTERPRISE FUNDS

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRAN CES Y-T-D	Variance With Adjusted Budget Positive (Negative)	
	Approved Budget	Budget Adjustments	Adjusted Budget			\$	%
REVENUES							
Other Enterprise (enter fund name)							
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL REV. - Other Enterprise Fund	\$0	\$0	\$0	\$0		\$0	n/a
EXPENDITURES							
Other Enterprise Fund	\$0	\$0	\$0	\$0	\$0	\$0	n/a
OTHER FINANCING SOURCES							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL-OTHER FINANCING SOURCES	\$0	\$0	\$0	\$0		\$0	n/a
Excess (deficiency) of revenues over expenditures				\$0			
REVENUES							
Other Enterprise (enter fund name)							
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL REV. - Other Enterprise Fund	\$0	\$0	\$0	\$0		\$0	n/a
EXPENDITURES							
Other Enterprise Fund	\$0	\$0	\$0	\$0	\$0	\$0	n/a
OTHER FINANCING SOURCES							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL-OTHER FINANCING SOURCES	\$0	\$0	\$0	\$0		\$0	n/a
Excess (deficiency) of revenues over expenditures				\$0			

INTERNAL SERVICE / TRUST & AGENCY FUNDS

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRANCES Y-T-D	Variance With Adjusted Budget	
	Approved Budget	Budget Adjustments	Adjusted Budget			Positive (Negative)	
						\$	%
INTERNAL SERVICE FUNDS [600]							
REVENUES							
Charges for Services	\$7,723,960	\$26,923	\$7,750,883	\$8,035,109		\$284,226	103.67%
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Miscellaneous revenues	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL REVENUES	\$7,723,960	\$26,923	\$7,750,883	\$8,035,109		\$284,226	103.67%
EXPENDITURES							
Operating Expenditures	\$7,723,960	\$37,923	\$7,761,883	\$6,303,669	\$0	\$1,458,213	81.21%
Miscellaneous	\$0	\$0	\$0	\$0	\$0	\$0	n/a
TOTAL EXPENDITURES	\$7,723,960	\$37,923	\$7,761,883	\$6,303,669	\$0	\$1,458,213	#REF!
OTHER FINANCING SOURCES							
Transfers In	\$549,000	(\$549,000)	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	(\$600,000)	(\$600,000)	(\$511,452)		(\$88,548)	85.24%
TOTAL - OTHER FINANCING SOURCES	\$549,000	(\$1,149,000)	(\$600,000)	(\$511,452)		\$88,548	n/a
Excess (deficiency) of revenues over expenditures				\$1,219,988			
TRUST AND AGENCY FUNDS [700]							
REVENUES							
Investments	\$0	\$0	\$0	\$0		\$0	n/a
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Tax Revenues	\$0	\$0	\$0	\$0		\$0	n/a
Miscellaneous revenues	\$1,878,332	\$4,000,000	\$5,878,332	\$4,512,900		(\$1,365,432)	76.77%
TOTAL REVENUES	\$1,878,332	\$4,000,000	\$5,878,332	\$4,512,900		(\$1,365,432)	76.77%
EXPENDITURES							
General Government/Benefits	\$914,407	\$0	\$914,407	\$1,475,446	\$0	(\$561,039)	161.36%
Capital Outlay	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Debt Service	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Miscellaneous	\$963,924	\$4,000,000	\$4,963,924	\$3,529,852	\$0	\$1,434,073	71.11%
TOTAL EXPENDITURES	\$1,878,332	\$4,000,000	\$5,878,332	\$5,005,298	\$0	\$873,034	85.15%
OTHER FINANCING SOURCES							
Transfers In	\$0	\$600,000	\$600,000	\$511,452		\$88,548	85.24%
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
TOTAL - OTHER FINANCING SOURCES	\$0	\$600,000	\$600,000	\$511,452		(\$88,548)	85.24%
Excess (deficiency) of revenues over expenditures				\$19,053			



CITY OF HOBBS

COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 17, 2017

SUBJECT: Resolution adopting a budgetary adjustment for the Fiscal Year 2017-2018
DEPT. OF ORIGIN: Finance Department
DATE SUBMITTED: July 12, 2017
SUBMITTED BY: Deborah Corral, Assistant Finance Director

Summary:

The Preliminary fiscal budget for the City of Hobbs was approved on May 15, 2017. This adjustment incorporates the adjusted cash balances as of June 30, 2017. This adjustment also incorporates a few new items for consideration and items budgeted in the 2016-2017 fiscal year but not completed and requested for carry-over into the current year. Adjustments to transfers have been made to meet State of New Mexico requirements, while maximizing the cash balance in the General Fund.

Fiscal Impact:

Reviewed By: [Signature]
Finance Department

The approval of this budget adjustment, by the City Commission, and the Department of Finance & Administration will govern the spending in accordance with the budget document as adjusted for the fiscal year beginning July 1, 2017.

Attachments:

- Budgeted Cash Balances
- Budgeted Carryovers and Enhancements
- Resolution approving Budget Adjustment for the fiscal year 2017-2018

Legal Review:

Approved As To Form: [Signature]
City Attorney

Recommendation:

Motion to approve the resolution.

Approved For Submittal By:

[Signature]
Department Director
[Signature]
City Manager
ACM

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. 6572

BUDGETARY ADJUSTMENT
FISCAL YEAR 2017-2018

WHEREAS, the City Commission of the City of Hobbs, New Mexico, has found it necessary to amend certain items within the fiscal year budget in order to provide for additional revenues, expenditures, and transfers not contemplated at the time of the preparation of the 2017-2018 preliminary budget.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the items of the 2017-2018 fiscal budget be amended.

BE IT FURTHER RESOLVED BY THE GOVERNING BODY of the City of Hobbs, New Mexico, that the budgetary adjustments be subject to the approval of the Director of Public Finance of the State of New Mexico and that a copy of this Resolution be forwarded to his office in Santa Fe, New Mexico, for approval.

PASSED, ADOPTED AND APPROVED this 17th day of July, 2017

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk

**City of Hobbs Final Preliminary Budget
FY18 Fund Summary**

	Beginning Cash	Total Revenue	Interfund Transfer	Total Expenditures	Ending Cash
1 GENERAL	54,866,076.13	52,674,507.50	(5,144,605.11)	78,214,934.24	24,181,044.28
2 LAND ACQUISITION	326,192.47	100,000.00		100,000.00	326,192.47
General Fund Subtotal	55,192,268.60	52,774,507.50	(5,144,605.11)	78,314,934.24	24,507,236.75
11 LOCAL GOV CORR	376,040.01	265,500.00		165,000.00	476,540.01
12 POLICE PROTECTION	101,793.49	87,000.00		87,000.00	101,793.49
13 P D N (parif, drug, narcotics)	1,918.75	-			1,918.75
14 SAFER GRANT	1,000.00	528,704.69	-	507,559.56	22,145.13
15 COPS GRANT	999.80	561,061.78	228,662.40	789,723.98	1,000.00
16 RECREATION	12,596,406.29	23,317,810.61	769,797.43	36,617,054.99	66,959.34
17 OLDER AMERICAN	1,000.00	211,107.00	719,159.01	930,266.01	1,000.00
18 GOLF	1,000.00	820,910.00	2,292,151.32	3,113,061.32	1,000.00
19 CEMETERY	1,000.00	153,600.00	362,656.01	516,256.01	1,000.00
20 AIRPORT	292,892.22	38,300.00		34,000.00	297,192.22
23 LODGERS' TAX	267,251.48	830,060.40	(156,097.73)	448,293.20	492,920.95
27 PUBLIC TRANSPORTATION	1,000.00	1,063,578.11	279,276.67	1,342,854.78	1,000.00
28 FIRE PROTECTION	794,917.39	385,000.00		749,800.00	430,117.39
29 EMER MEDICAL SERV	11.00	20,000.00		20,000.00	11.00
Special Revenue Subtotals	14,437,230.43	28,282,632.59	4,495,605.11	45,320,869.85	1,894,598.28
37 COMM DEVE CONST	449.47	500,000.00	649,000.00	1,149,449.47	-
46 BEAUTIFICATION IMPROVEMENT	1,709,055.87			573,061.51	1,135,994.36
48 STREET IMPROVEMENTS	1,483,100.67	1,000,409.00		1,814,908.61	668,601.06
49 CITY COMM. IMPROVEMENTS	49,735.45	2,080,000.00	(2,000,000.00)		129,735.45
Capital Project Subtotals	3,242,341.46	3,580,409.00	(1,351,000.00)	3,537,419.59	1,934,330.87
51 UTILITY BOND	-		307,005.08	307,005.08	-
53 WASTEWATER BOND	1,989,842.96		2,090,817.09	2,090,817.09	1,989,842.96
Debt Service Subtotals	1,989,842.96	-	2,397,822.17	2,397,822.17	1,989,842.96
10 SOLID WASTE	2,014,554.12	6,158,000.00		6,742,341.43	1,430,212.69
44 JOINT UTILITY EXTENSIONS CAPITAL P	1,768,906.26	1,335,000.00		3,059,233.00	44,673.26
60 JOINT UTILITY	5,204,120.56		2,457,205.86	5,363,851.57	2,297,474.85
61 JOINT UTILITY CONST	-	215,051.18	4,653,939.56	4,868,990.74	-
62 WASTE WATER PLANT CONST	2,018,982.00	9,704,890.41	9,679,273.17	21,403,145.58	-
63 JOINT UTILTIY - WASTEWATER	7,836,251.47		(5,243,512.76)	2,527,129.76	65,608.95
65 JOINT UTILTIY INCOME - WASTEWATE	136,160.41	5,953,000.00	(6,089,160.41)		-
66 JOINT UTILITY INCOME	170,567.59	5,685,000.00	(5,855,567.59)		-
68 METER DEPOSIT RES	887,837.94	400,000.00		400,000.00	887,837.94
69 INTERNAL SUPPLY	50,022.59	450,000.00		450,000.00	50,022.59
Utility Subtotals	20,087,402.94	29,900,941.59	(397,822.17)	44,814,692.08	4,775,830.28
64 MEDICAL INSURANCE	1,300,527.57	7,093,195.44		7,093,195.44	1,300,527.57
67 WORKERS COMP TRUST	1,019,860.80	550,020.82		550,020.82	1,019,860.80
Internal Service Subtotal	2,320,388.37	7,643,216.26	-	7,643,216.26	2,320,388.37
70 MOTOR VEHICLE	18,524.79	3,200,000.00		3,200,000.00	18,524.79
71 MUNI JUDGE BOND FUND	172,916.84				172,916.84
72 RETIREE HEALTH INSURANCE TRUST FI	9,000,000.00	1,123,307.04		1,123,307.04	9,000,000.00
73 CRIME LAB FUND	73,849.55	120,000.00		120,000.00	73,849.55
75 FORECLOSURE TRUST FUND	71.88				71.88
76 RECREATION TRUST	111,012.51	1,000.00		1,000.00	111,012.51
77 LIBRARY TRUST	5,717.69	1,000.00		1,000.00	5,717.69
78 SENIOR CITIZEN TRUST	8,465.26	1,500.00		1,500.00	8,465.26
79 PRAIRIE HAVEN MEM	5,468.42				5,468.42
80 COMMUNITY PARK TRUST	1,462.72				1,462.72
82 EVIDENCE TRUST FUND	128,881.81	7,500.00			136,381.81
83 HOBBS BEAUTIFUL	23,170.01				23,170.01
86 CITY AGENCY TRUST	5,822.03	1,500.00		1,500.00	5,822.03
Trust & Agency Subtotals	9,555,363.51	4,455,807.04	-	4,448,307.04	9,562,863.51
Grant Total All Funds	106,824,838.27	126,637,513.98	(0.00)	186,477,261.23	46,985,091.02

31%

32,865,536.91

75,558,398.72

FY18 Final Preliminary Budget

Revenue

Fund	ORG	OBJ	PROJ	DESCRIPTION	Preliminary Budget	Carryover	New \$	FY18 Final Prelim. Budg.	Comment
16	169999	30475		MADDOX APPROPRIATION	-	(22,978,007.61)	-	(22,978,007.61)	-
44	449999	30645	00200	HWLC DEV. FEES (INFR/UTIL)	-	(1,300,000.00)	-	(13,000,000.00)	-
1	019999	30708	00213	CITY PARK PROJECT	-	(3,900,000.00)	-	(3,900,000.00)	-
62	629999	30701	00192	EFFLUENT WATER PROJECT 2014	-	(1,157,859.80)	-	(1,157,859.80)	-
62	629999	30701	00097	SEWER LINE REPLACEMENT	-	(705,890.37)	-	(705,890.37)	-
37	379999	30702	00232	CDBG GRANT	-	(500,000.00)	-	(500,000.00)	-
62	629999	30701	00235	NE EFFLUENT DESIGN	-	(351,840.00)	-	(351,840.00)	-
27	279999	30729		FED/ST FUNDING 27	(697,653.58)	(330,924.53)	-	(1,028,578.11)	-
1	019999	30703	00230	TURNER POCKET PARK	-	(250,000.00)	-	(250,000.00)	-
61	619999	30701	00216	MILLEN WATER LINE EXT	-	(215,051.18)	-	(215,051.18)	-
62	629999	30701	00196	SEVERANCE TAX BOND-UTILTY EXT	-	(177,801.16)	-	(177,801.16)	-
62	629999	30701	00205	DIGESTER PROJ - GRANTS	(2,800,000.00)	(138,241.36)	-	(2,938,241.36)	-
15	159999	30702	04115	COPS GRANT (2)	(198,254.00)	(125,242.83)	-	(323,496.83)	-
14	149999	30702		SAFER GRANT	(412,272.00)	(116,432.69)	-	(528,704.69)	-
62	629999	30701	00239	EFFLUENT REUSE USR	-	(100,000.00)	-	(100,000.00)	-
48	489999	30701	00236	FY17 TRAFFIC SIGNAL COOP	-	(73,473.00)	-	(73,473.00)	-
62	629999	30701	00238	TERTIARY TREATMENT PROJECT	-	(73,257.72)	-	(73,257.72)	-
1	019999	30715		LIBRARY GRANT	(7,900.00)	(53,789.98)	-	(61,689.98)	-
16	169999	30472		NMJC APPROPRIATION	(150,000.00)	(50,000.00)	-	(200,000.00)	-
1	019999	30704		STATE GRANTS	(10,000.00)	(30,595.52)	-	(40,595.52)	-
15	159999	30702		FEDERAL GRANTS	(208,190.20)	(29,374.75)	-	(237,564.95)	-
48	489999	30702	00212	EAST MAIN ST SIDEWALK	-	(26,936.00)	-	(26,936.00)	-
1	019999	30702	00126	JAG GRANT	(25,000.00)	(24,035.00)	-	(49,035.00)	-
1	019999	30101		PROPERTY TAX	(2,801,281.00)	-	(183,046.00)	(2,984,327.00)	increase to actual
44	449999	30611		MISCELLANEOUS INCOME	-	-	(35,000.00)	(35,000.00)	development payment
1	019999	30631	00250	RESTRICTED DONATIONS - CONOCO/PHILLIP	-	-	(5,000.00)	(5,000.00)	DONATIONS TO FIRE DEPT
1	019999	30631	00252	RESTRICTED DONATIONS - OXY	-	-	(2,500.00)	(2,500.00)	DONATIONS TO FIRE DEPT
1	019999	30631	00251	RESTRICTED DONATIONS - APACHE	-	-	(1,000.00)	(1,000.00)	DONATIONS TO FIRE DEPT
1	019999	30631	00253	RESTRICTED DONATIONS - DEVON	-	-	(1,000.00)	(1,000.00)	DONATIONS TO FIRE DEPT
1	019999	30105		OIL & GAS PRODUCTION	(178,195.38)	-	6,042.38	(172,153.00)	decrease to actual
1	019999	30106		OIL & GAS EQUIPMENT	(70,000.00)	-	37,321.00	(32,679.00)	decrease to actual
64	649999	30618		CONTRIBUTIONS/CITY FOR EMP	(5,450,131.20)	-	(500,518.69)	(5,950,649.89)	-
64	649999	30619		CONTRIBUTIONS/EMPLOYEE	(1,590,910.56)	-	500,518.69	(1,090,391.87)	-
67	679999	30604		PREMIUM TRANSFERS	(576,420.03)	-	27,399.21	(549,020.82)	-
						(32,708,753.50)	(156,783.41)		
							(32,865,536.91)		

FY18 Final Preliminary Budget

Payroll

Fund	ORG	OBJ	PROJ	DESCRIPTION	Preliminary Budget	Carryover	New \$	FY18 Final Prelim. Budg.
		41101 Total		SALARIES	28,606,747.28		(773,355.45)	27,833,391.83
		41102 Total		OVERTIME	2,580,208.91		-	2,580,208.91
		41106 Total		LONGEVITY PAY	219,559.57		-	219,559.57
		41107 Total		AUTO ALLOWANCE	37,200.00		-	37,200.00
		41108 Total		BONUS/INCENTIVE PAY	120,960.00		-	120,960.00
		41109 Total		PTO PAYOUT	213,079.65		-	213,079.65
		41110 Total		WORKER'S COMPENSATION	573,677.69		(23,656.87)	550,020.82
		41111 Total		FICA	2,394,400.19		(57,044.24)	2,337,355.95
		41112 Total		PERA	5,520,964.70		(154,381.68)	5,366,583.02
		41113 Total		INSURANCE-MEDICAL/DENTAL	5,450,131.20		500,518.69	5,950,649.89
		41114 Total		LONG-TERM/SHORT-TERM DISABILIT	52,153.68		-	52,153.68
		41115 Total		BILINGUAL PAY	159,000.00		-	159,000.00
		41116 Total		CELL PHONE STIPEND	78,633.56		-	78,633.56
		41117 Total		ON CALL INCENTIVE	12,000.00		-	12,000.00
		41120 Total		MOVING/HOUSING EXPENSE	10,592.24		-	10,592.24
		41123 Total		COMP TIME PAYOUT	11,893.13		-	11,893.13
		41125 Total		SWAT PAY	27,000.00		-	27,000.00
		41127 Total		RECRUITMENT INCENTIVE	128,000.00		-	128,000.00
		41128 Total		FSA EXPENSE	3,840.00		-	3,840.00
		Grand Total			46,200,041.80		(507,919.54)	45,692,122.26

Fy18 Final Preliminary Budget
Operating Capital Expense

Fund	ORG	OBJ	PROJ	DESCRIPTION	Preliminary Budget	Carryover	New \$	FY18 Final Prelim. Budg.	Comment
16	164016	44901	00228	HWLC (CONSTRUCTION)	-	32,795,754.49	-	32,795,754.49	-
1	010320	44901	00184	TAYLOR RANCH PARK	-	6,873,406.44	-	6,873,406.44	-
62	624062	44901	00097	SEWER LINE REPLACEMENT	2,000,000.00	6,758,574.80	-	8,758,574.80	-
1	010320	44901	00213	CITY PARK PROJECT	-	4,173,785.94	250,000.00	4,423,785.94	increase needed (pending JJ's approval)
44	444044	44901	00200	HWLC (INFR/UTIL)	-	2,508,176.21	-	2,508,176.21	-
1	010100	44901	00169	AFFORDABLE HOUSING	-	2,300,000.00	-	2,300,000.00	affordable housing (TR)
61	614061	44901	00094	WATERLINE REPLACEMENT	500,000.00	1,534,893.14	-	2,034,893.14	-
16	164016	43006	00228	EQUIP OVER 5000.00	-	1,264,433.50	-	1,264,433.50	-
1	010100	44901	00170	HOUSING INCENTIVE (SF HOUSING)	-	1,148,000.00	453,000.00	1,601,000.00	sf housing incentive (TR)
16	164016	44901	00200	HWLC (DESIGN)	-	1,080,125.61	-	1,080,125.61	-
37	374037	44901	00232	NEW CDBG PROJECT	-	999,449.47	150,000.00	1,149,449.47	increase requested (TR)
62	624062	44901	00235	NE EFFLUENT DESIGN	-	961,341.53	-	961,341.53	carryover balance
1	010410	44901	00224	CENTRAL/GRIMES/JHB INTER. IMP	-	775,000.00	-	775,000.00	-
1	010421	44901	00242	BUILDING ROOF UPGRADES	-	750,000.00	-	750,000.00	-
1	010202	43006		EQUIPMENT OVER 5000	-	710,979.09	-	710,979.09	-
62	624062	44901	00205	DIGESTER PROJECT	7,000,000.00	671,926.03	-	7,671,926.03	carryover balance
1	010410	44901	00160	DRAINAGE MASTER PLAN	-	450,000.00	-	450,000.00	-
16	164016	43007	00228	FURNITURE/APPLIANCE OVER 5000	-	443,640.96	-	443,640.96	-
62	624062	44901	00192	EFFLUENT WATER PROJECT 2014	-	410,301.86	-	410,301.86	-
44	444044	44901	00073	JT UTIL EXTENSION	-	401,056.79	150,000.00	551,056.79	line item needs more funding (TR)
46	464046	44901	00034	HEALTH WALK/JOG TRAIL (EX-COUN	-	378,452.87	-	378,452.87	-
1	010415	44901	00158	AERIALS,DTM AND CONTOURS	-	350,000.00	-	350,000.00	-
48	484048	44901	00046	MISC. STREET/DRAINAGE IMPS.	500,000.00	349,855.51	-	849,855.51	-
62	624062	44901	00037	WWTP PLANT TREATMENT/ EXPANSIO	95,000.00	329,355.26	-	424,355.26	-
1	010423	44901	00148	PAVING REHABILITATION	600,000.00	288,099.09	450,000.00	1,338,099.09	per toby (email 07/10/17)
1	010421	44901	00233	MAIN ST HOBBS PARKING LOT	-	275,000.00	-	275,000.00	-
1	010207	44901	00113	EAGLE IC	-	274,702.64	-	274,702.64	-
10	104010	42601		PROFESSIONAL SERVICES	436,606.00	272,156.46	-	708,762.46	-
27	274027	43003		VEHICLE REPLACEMENT	130,000.00	260,000.00	-	390,000.00	-
1	010412	44901	00159	TRAFFIC SIGNAL COMM UPGRADE	-	257,572.01	-	257,572.01	-
62	624062	44901	00196	SEVERANCE TAX BOND-UTILITY EXT	-	248,037.61	-	248,037.61	-
10	104010	42211		WASTE MANAGEMENT CONTRACT	5,493,394.00	222,147.85	-	5,715,541.85	-
61	614061	44901	00216	MILLEN WATER LINE EXTENSION	-	214,821.39	500,000.00	714,821.39	increase requested (TR)
46	464046	44901	00207	DAL PASO LANDSCAPING PROJ. IMP	-	194,608.64	-	194,608.64	encumb + \$150k design money only (TR)
1	010100	44901	00054	PUBLIC ARTS INITIATIVE	-	188,471.79	-	188,471.79	-
48	484048	44901	00189	NORTH GRIMES (MAP GRANT)	-	177,378.01	-	177,378.01	-
48	484048	44901	00212	EAST MAIN ST SIDEWALK	-	174,105.96	-	174,105.96	-
1	010423	43003		VEHICLE REPLACEMENT	-	170,349.98	-	170,349.98	-
62	624062	44901	00096	REFURBISH LIFT STATION	100,000.00	155,144.09	-	255,144.09	-
61	614061	44901	00203	WATER PRODUCTION PRV STATION	200,000.00	150,713.99	-	350,713.99	-
61	614061	44901	00107	WATER DEVELOPMENT/40 YR PLAN	-	145,000.00	-	145,000.00	-

Fy18 Final Preliminary Budget
Operating Capital Expense

Fund	ORG	OBJ	PROJ	DESCRIPTION	Preliminary	Carryover	New \$	FY18 Final	Comment
					Budget			Prelim. Budg.	
1	010140	42601		PROFESSIONAL SERVICES	40,000.00	124,965.26	-	164,965.26	Asset Management, VSS, ESS (FY17 bar #3)
62	624062	43013		BUILDING IMPROVEMENTS	-	100,000.00	-	100,000.00	-
62	624062	44901	00239	EFFLUENT REUSE USR	1,500,000.00	100,000.00	-	1,600,000.00	carryover balance
1	010421	43013		BUILDING IMPROVEMENTS	-	97,170.59	-	97,170.59	-
18	184316	42706		EQUIP UNDER 5000.00	8,210.00	93,070.05	-	101,280.05	gps for golf carts (added fy17 final budg - new \$\$)
10	104010	42248		WASTE MANAGEMENT TIPPING FEES	228,000.00	90,037.12	-	318,037.12	-
48	484048	44901	00179	COLLEGE LANE INTERSECTION	-	90,000.00	-	90,000.00	-
27	274027	43008		IMPROVEMENTS/RENOVATIONS	-	81,045.17	-	81,045.17	-
61	614061	44901	00095	NEW WATER WELL	200,000.00	77,878.71	-	277,878.71	-
1	010145	43006		EQUIPMENT OVER 5000	40,000.00	77,341.65	-	117,341.65	-
1	010320	43003		VEHICLE REPLACEMENT	-	71,079.00	-	71,079.00	-
60	604610	43003		VEHICLE REPLACEMENT	-	70,574.09	-	70,574.09	encumbrance only
1	010220	43013		BUILDING IMPROVEMENTS	300,000.00	66,188.41	-	366,188.41	-
48	484048	44901	00048	SOUTHEAST BY PASS	-	60,052.46	-	60,052.46	-
62	624062	44901	00238	TERTIARY TREATMENT PROJ	150,000.00	58,872.74	-	208,872.74	carryover balance
1	010310	46325		BOND ISSUE ""C"" FUNDS	35,000.00	58,075.82	-	93,075.82	-
27	274027	43006		EQUIPMENT OVER 5000	-	54,217.80	-	54,217.80	-
17	174017	43003		VEHICLE REPLACEMENT	-	45,967.00	-	45,967.00	keep encumbrance + \$25k for 1 new sedan
1	010145	44901	00003	CITY WIDE PHONE SYSTEM	25,000.00	43,834.08	-	68,834.08	-
1	010100	44901	00055	DRAINAGE CHANNEL/CLEANUP	-	40,695.64	-	40,695.64	encumbrance only (TR)
1	010421	44901	00023	PARK RENOVATIONS	30,000.00	40,664.75	-	70,664.75	-
1	010145	42706		EQUIPMENT UNDER 5000.00	25,000.00	36,806.25	-	61,806.25	per department request
1	010145	42601		PROFESSIONAL SERVICES	3,000.00	35,000.00	-	38,000.00	network assessment proj (fy17 bar #4)
1	010422	43003		VEHICLE REPLACEMENT	29,650.00	29,650.00	-	59,300.00	-
1	010421	44901	00103	LIGHTING RENOVATION	-	29,196.87	-	29,196.87	-
48	484048	44901	00236	NEW TRAFFIC SIGNAL COOP	-	22,288.90	-	22,288.90	-
61	614061	44901	00138	DEL NORTE RESERVOIR PROJ	-	20,683.51	-	20,683.51	encumbrance only
1	010220	43003		VEHICLE REPLACEMENT	80,000.00	20,067.68	-	100,067.68	-
28	284028	43002		COMPUTER SOFTWARE OVER 5000	20,000.00	20,000.00	-	40,000.00	-
19	194019	43006		EQUIPMENT OVER 5000	-	20,000.00	-	20,000.00	keep \$20k
1	010145	43801		COPIERS	30,000.00	16,652.09	-	46,652.09	-
18	184316	43013		BUILDING IMPROVEMENTS	-	15,808.25	-	15,808.25	-
63	634375	43015		UTILITY EQUIPMENT	44,000.00	15,696.47	-	59,696.47	encumbrance only
1	010203	43001		COMPUTER/COMP EQUIPMENT OVER 5	-	15,444.29	-	15,444.29	-
62	624062	44901	00204	NADINE EFFLUENT LINE UPGRADES	50,000.00	14,591.66	-	64,591.66	carryover encumbrance only
1	010145	43013		BUILDING IMPROVEMENTS	-	14,089.18	-	14,089.18	-
63	634380	43015		UTILITY EQUIPMENT	75,000.00	13,000.00	-	88,000.00	-
1	010421	44901	00051	MISCELLANEOUS CONSTRUCTION/REM	-	12,889.32	-	12,889.32	-
63	634370	43015		UTILITY EQUIPMENT	67,500.00	10,000.00	-	77,500.00	to replace headworks hoist
1	010421	44901	00211	DIGITAL CONTROLS	-	9,897.02	-	9,897.02	-
48	484048	44901	00178	WEST BENDER IMPROVEMENTS	-	8,227.77	-	8,227.77	-

Fy18 Final Preliminary Budget
Operating Capital Expense

Fund	ORG	OBJ	PROJ	DESCRIPTION	Preliminary Budget	Carryover	New \$	FY18 Final Prelim. Budg.	Comment
1	010203	43006		EQUIPMENT OVER 5000	10,000.00	7,502.07	-	17,502.07	-
63	634370	42522		DIESEL GENERATORS	20,000.00	6,801.63	-	26,801.63	for po 21703951 (BG)
18	184315	43006		EQUIP OVER 5000.00	233,542.00	5,952.56	-	239,494.56	keep encumbrance only
1	010320	43013		BUILDING IMPROVEMENTS	-	3,000.00	-	3,000.00	keep encumbrance only
1	010421	44901	00193	PARKS MTC - VET. MEMORIAL	-	2,965.67	-	2,965.67	-
1	010220	42638	00250	RESTRICTED EXP - CONOCO/PHILLIPS	-	2,696.00	5,000.00	7,696.00	Donation offsets expense - equal revenue booked
1	010320	43011		LAND IMPROVEMENTS	-	2,570.23	-	2,570.23	keep encumbrance only
63	634370	42538		REPAIR-ELECTRICAL	12,000.00	2,033.79	-	14,033.79	for po 21704274 (BG)
1	010170	42313		SAFETY EQUIPMENT	34,000.00	1,898.77	-	35,898.77	safety sign encumbrance
1	010340	42303		SUPPLIES-JANITOR	-	1,736.74	-	1,736.74	janitorial contract
60	604685	43015		UTILITY EQUIPMENT	-	1,654.07	-	1,654.07	encumbrance only
1	010340	42347		SUPPLIES-SANITATION	-	200.00	-	200.00	to clear fy17 encumbrances
1	010310	46326		STATE GRANTS-IN-AID	7,900.00	167.33	-	8,067.33	-
1	010340	42601		PROFESSIONAL SERVICES	-	-	75,000.00	75,000.00	condemnation
1	010340	42311		ANIMAL FOOD, VETERINARY	-	-	5,000.00	5,000.00	to clear fy17 encumbrances
1	010340	42501		BUILDING AND GROUNDS	-	-	3,000.00	3,000.00	-
1	010220	42638	00252	RESTRICTED EXP - OXY	-	-	2,500.00	2,500.00	Donation offsets expense - equal revenue booked
1	010220	42638	00251	RESTRICTED EXP - APACHE	-	-	1,000.00	1,000.00	Donation offsets expense - equal revenue booked
1	010220	42638	00253	RESTRICTED EXP - DEVON	-	-	1,000.00	1,000.00	Donation offsets expense - equal revenue booked
1	010100	42301		SUPPLIES-OFFICE	-	-	500.00	500.00	not included in preliminary budget
67	674067	42242		CLAIMS PAID	314,163.69	-	(27,399.21)	286,764.48	-
						74,047,717.47	2,018,600.79		
					plus payroll change		(507,919.54)		
						74,047,717.47	1,510,681.25		
							75,558,398.72		



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 17, 2017

SUBJECT: A ORDINANCE PROHIBITING ANIMALS ON POSTED PROPERTY

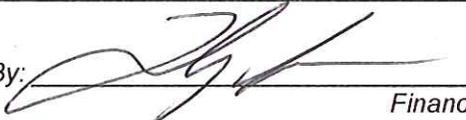
DEPT. OF ORIGIN: Legal
DATE SUBMITTED: July 6, 2017
SUBMITTED BY: Michael H. Stone, City Attorney

Summary: The city owns and maintains numerous facilities for the benefit of its citizens and the public at large. Often citizens will bring an animal into these facilities. Many of our facilities can generate a significant crowd. The excitement and sheer number of people in the facilities create an atmosphere where an animal may become aggressive and cause unintended harm to a citizen. Also, there have been instances in the past where two animals have become combative, creating a potentially dangerous situation. Staff recognizes not all City of Hobbs facilities should be posted preventing animals. However, there are a number of facilities where animals should be prohibited to prevent unintended potential harm to its citizens. For example: baseball/softball fields, soccer fields, swimming pools.

This proposed ordinance will prohibit animals within properly posted areas. The signage must be placed at least every 200 feet surrounding the entrance of the facility. The signage will be in English and Spanish. There are three exceptions to the provision: 1. A service animal; 2. A public safety or law enforcement animal; or a special event where animals are the focus of the special event (i.e. Dog Days of Summer).

The proposed Ordinance has been properly published and is ready for final action

Fiscal Impact:

Reviewed By: 

Finance Department

This Ordinance has little to no fiscal impact to the City of Hobbs

Attachments:

Proposed ordinance

Legal Review:

Approved As To Form: 

City Attorney

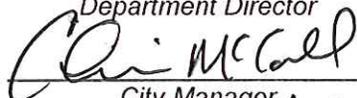
Recommendation:

Approve the proposed ordinance.

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

ORDINANCE NO. 1105

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO THAT Section 6.04.510 of the Hobbs Municipal Code is hereby adopted as follows:

6.04.510 ANIMALS PROHIBITED ON POSTED PROPERTY.

- A. No person shall cause or allow any animal to enter onto Posted Property.
- B. "Posted Property" is a specified area marked by signage maintained every 200 feet surrounding the property entrance, indicating, "NO ANIMALS ALLOWED pursuant to Hobbs Municipal Code 6.04.510."
- C. This section shall not apply to any of the following exceptions:
 - 1. A "Service Animal" as specifically defined under the Service Animal Act, Section 28-11-1 et seq., NMSA 1978, amended;
 - 2. Any animal used by the city or its agents for public safety or law enforcement purposes; and
 - 3. An event where animals are the focus of the event.
- D. Any person convicted of a violation of this section shall be guilty of a misdemeanor and sentenced accordingly.

PASSED, ADOPTED AND APPROVED this 17th day of July, 2017.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 17, 2017

SUBJECT: A ORDINANCE PROHIBITING ANIMALS DURING A CITY SPONSORED SPECIAL EVENT

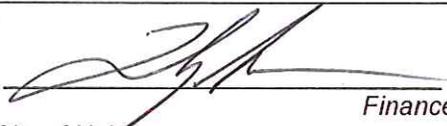
DEPT. OF ORIGIN: Legal
DATE SUBMITTED: July 6, 2017
SUBMITTED BY: Michael H. Stone, City Attorney

Summary: The city sponsors numerous special events throughout each year. These special events occur in a specified area and often generate a significant crowd. In the recent past, citizens have brought their animals into special events. The excitement and sheer number of people create an atmosphere where an animal may become aggressive and cause unintended harm to a citizen. Also, there have been instances in the past where two animals have become combative, creating a potentially dangerous situation.

This proposed ordinance would prohibit animals within the area of a city sponsored special event. There are three exceptions to the provision: 1. A service animal; 2. A public safety or law enforcement animal; or a special event where animals are the focus of the special event (i.e. Dog Days of Summer).

The proposed ordinance has been properly published and is ready for final action.

Fiscal Impact:

Reviewed By: 

Finance Department

This Ordinance has little to no fiscal impact to the City of Hobbs

Attachments:

Proposed ordinance

Legal Review:

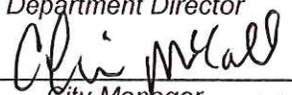
Approved As To Form: 

City Attorney

Recommendation:

Approve the proposed Ordinance.

Approved For Submittal By:


Department Director

City Manager
ACM

CITY CLERK'S USE ONLY
COMMISSION ACTION TAKEN

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

CITY OF HOBBS

ORDINANCE NO. 1106

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO THAT Section 6.04.500 of the Hobbs Municipal Code is hereby adopted as follows:

6.04.500 ANIMALS PROHIBITED DURING A CITY SPONSORED SPECIAL EVENT

- A. No person shall cause or allow any animal to enter within a Special Event area during a city sponsored Special Event.
- B. The following provisions shall apply to this section:
 - 1. "Special Event" is a city sponsored event intended to draw crowds in a specified area.
 - 2. For purposes of this section, a Special Event shall begin at 6:00 a.m. on the first day of the Special Event and end at midnight on the last day of the Special Event.
- C. This section shall not apply to any of the following exceptions:
 - 1. A "Service Animal" as specifically defined under the Service Animal Act, Section 28-11-1 et seq., NMSA 1978, amended;
 - 2. Any animal used by the city or its agents for public safety or law enforcement purposes; and
 - 3. A Special Event when animals are the focus of the Special Event.
- D. Any person convicted of a violation of this section shall be fined up to \$500.00 for each offense.

PASSED, ADOPTED AND APPROVED this 17th day of July, 2017.

SAM D. DOBB, Mayor

ATTEST:

JAN FLETCHER, CITY Clerk



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 7, 2017

SUBJECT: AUTHORIZE THE USE OF NEW MEXICO STATE CONTRACT AGREEMENT WITH DUSTROL, INC. FOR HOT IN PLACE ASPHALT RECYCLING OF VARIOUS CITY STREETS

DEPT. OF ORIGIN: General Services
DATE SUBMITTED: 7-7-17
SUBMITTED BY: Ronny Choate, General Services Director

Summary:
The NMDOT has a State of New Mexico Purchasing Contract (No. 60-805-16-14088) for Hot In Place Recycling of Asphalt Pavement. The City of Hobbs would like to make a purchase utilizing this agreement and contract Dustrol, Inc. to provide Hot In-Place Recycling. The streets that would be recycled for FY 2018 include: Texas St., West County Road, Fowler St., Coleman St., Millen Dr. and Sanger St.

A P.O. for the work will be issued following DFA's budget approval.

Fiscal Impact:

Reviewed By: [Signature]
Finance Department

Estimated P.O. Amount: \$437,316.00
NMGRT: \$ 29,792.15
Estimated Total Cost: \$467,108.15

Budget Number: 1-0423-44901-148

Attachments: Location Map for FY 17 and FY 18, Cost Estimate, State of New Mexico Price Agreement

Legal Review:

Approved As To Form: [Signature]
City Attorney

Recommendation: Authorize the use of the New Mexico State Contract with Dustrol, Inc.

Approved For Submittal By:

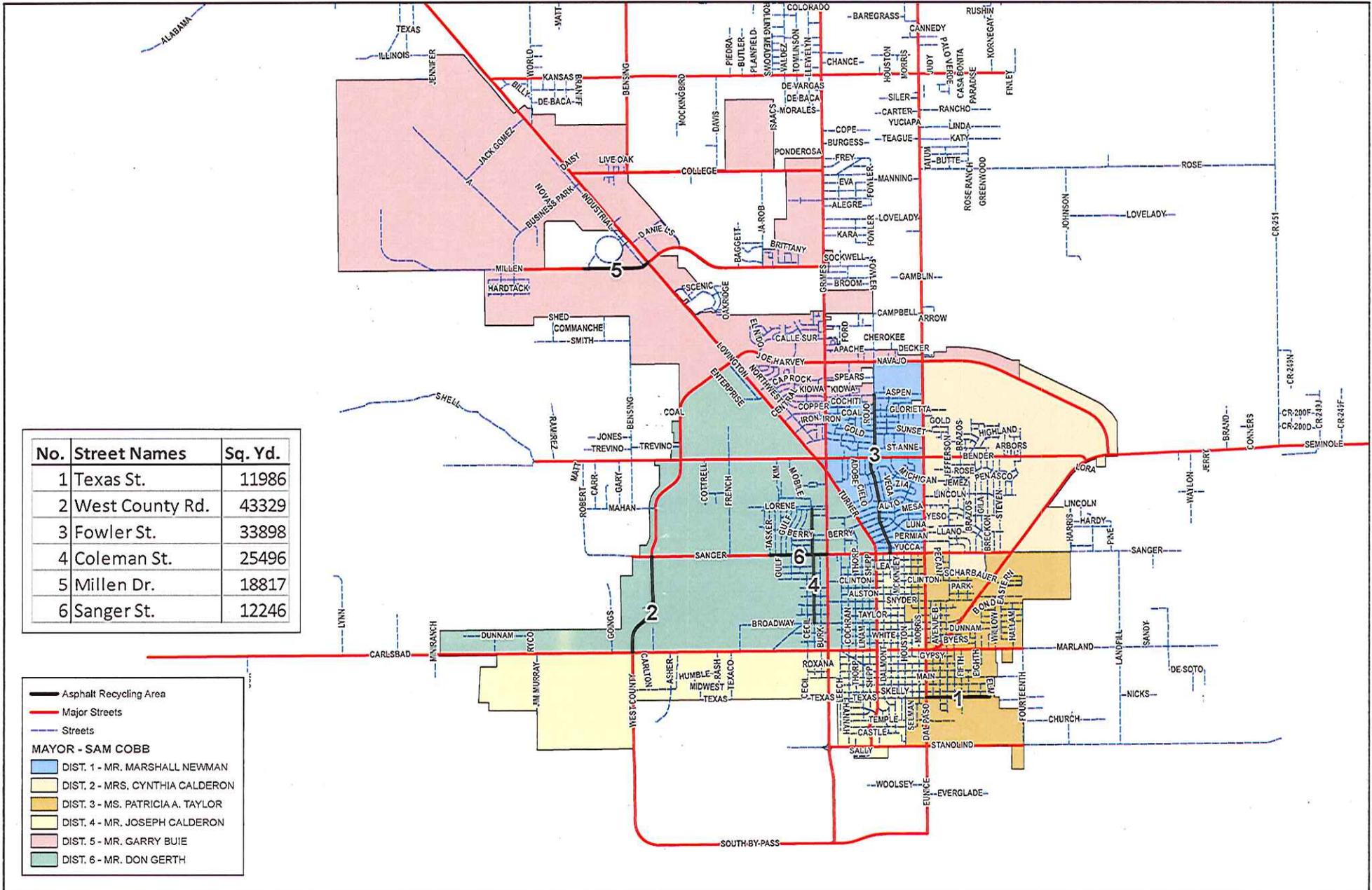
[Signature]
Department Director
[Signature]
City Manager

CITY CLERK'S USE ONLY
COMMISSION ACTION TAKEN

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

Hot Asphalt Recycling Area Map

FY 2018



0 3,500 7,000 14,000 21,000 Feet

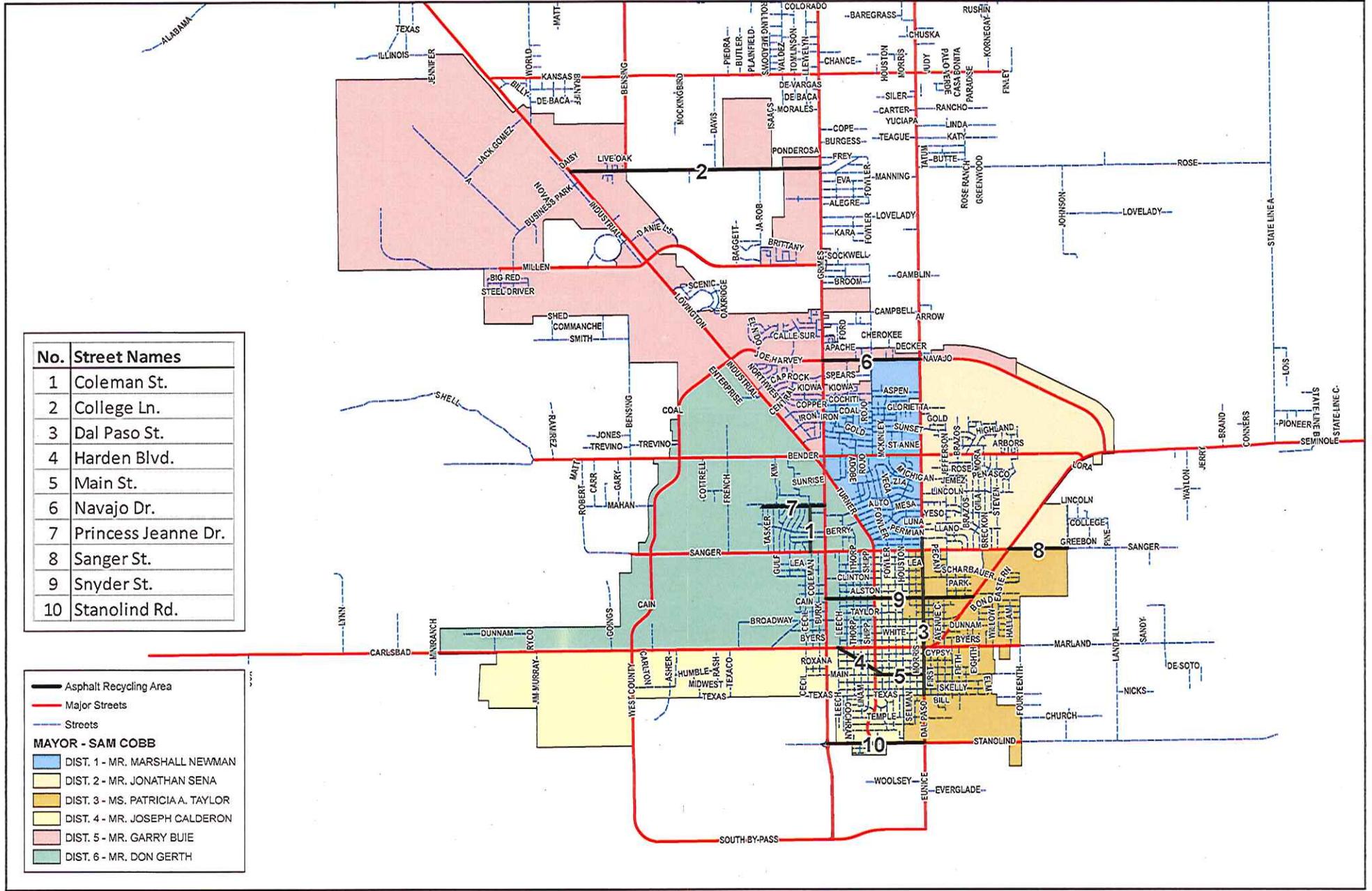
Date: 7/6/2017 1 inch = 7,000 feet Time: 1:54:50 PM

City of Hobbs GIS Division

SY

Hot Asphalt Recycling Area Map

FY 2017



No.	Street Names
1	Coleman St.
2	College Ln.
3	Dal Paso St.
4	Harden Blvd.
5	Main St.
6	Navajo Dr.
7	Princess Jeanne Dr.
8	Sanger St.
9	Snyder St.
10	Stanolind Rd.

MAYOR - SAM COBB

- DIST. 1 - MR. MARSHALL NEWMAN
- DIST. 2 - MR. JONATHAN SENA
- DIST. 3 - MS. PATRICIA A. TAYLOR
- DIST. 4 - MR. JOSEPH CALDERON
- DIST. 5 - MR. GARRY BUJE
- DIST. 6 - MR. DON GERTH

0 3,500 7,000 14,000 21,000 Feet

Date: 5/30/2017 1 inch = 7,000 feet Time: 3:53:22 PM

City of Hobbs GIS Division

SY

Hot Asphalt Recycling Estimate
FY 2018 Hot Asphalt Recycling Cost Estimate

Street	SY	cost/SY	total cost
1 Texas St.	11,986	\$ 3.00	\$ 35,958.00
2 West County Road	43,329	\$ 3.00	\$ 129,987.00
3 Fowler St.	33,898	\$ 3.00	\$ 101,694.00
4 Coleman St.	25,496	\$ 3.00	\$ 76,488.00
5 Millen Dr.	18,817	\$ 3.00	\$ 56,451.00
6 Sanger St.	12,246	\$ 3.00	\$ 36,738.00
	145,772		\$ 437,316.00
			0.068125
			\$ 29,792.15
			\$ 467,108.15



State of New Mexico
General Services Department
Purchasing Division

Price Agreement Amendment

Awarded Vendor:
2 Vendors

Telephone No.: _____

Price Agreement Number: 60-805-16-14088

Price Agreement Amendment No.: One

Term: March 22, 2016-March 21, 2018

Ship To:
New Mexico Department of Transportation
Various Locations

Invoice:
New Mexico Department of Transportation
Various Locations

For questions regarding this Price Agreement please contact:
Angela Martinez 505-827-5127

Procurement Specialist: Eric Sanchez 

Telephone No.: (505) 827-0554

Title: Hot In Place Recycling of Asphalt Pavement

This Price Agreement Amendment is to be attached to the respective Price Agreement and become a part thereof.

In accordance with Price Agreement provisions, and by mutual agreement of all parties, this Price Agreement is extended from March 22, 2017 to March 21, 2018 at the same price, terms and conditions.

The provisions of the Price Agreement shall remain in full force and effect, except as modified by this amendment.

Accepted for the State of New Mexico


New Mexico State Purchasing Agent

Date: 1/25/17



State of New Mexico
General Services Department

Price Agreement

Awarded Vendor:
2 Vendors (See page seven)

Telephone No.:

Price Agreement Number: 60-805-16-14088

Payment Terms: Net 30

F.O.B.: Destination

Delivery: As Requested

Ship To:
New Mexico Department of Transportation
Various Locations

Procurement Specialist: Eric Sanchez

Telephone No.: 505-827-0554

Invoice:
New Mexico Department of Transportation
Various Locations

For questions regarding this contract please contact:
Angela Martinez 505-827-5127

Title: Hot In Place Recycling of Asphalt Pavement

Term: March 22, 2016-March 21, 2017

This Price Agreement is made subject to the "terms and conditions" shown on the reverse side of this page, and as indicated in this Price Agreement.

Accepted for the State of New Mexico

New Mexico State Purchasing Agent

Date: 3/22/16

State of New Mexico
General Services Department
Purchasing Division
Price Agreement #: 60-805-16-14088

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Terms and Conditions
(Unless otherwise specified)

1. **General:** When the State Purchasing Agent or his/her designee issues a purchase document in response to the Vendor's bid, a binding contract is created.
2. **Variation in Quantity:** No variation in the quantity of any item called for by this order will be accepted unless such variation has been caused by conditions of loading, shipping, packing or allowances in manufacturing process and then only to the extent, if any, specified in this order.
3. **Assignment:**
 - a. Neither the order, nor any interest therein, nor any claim thereunder, shall be assigned or transferred by the Vendor, except as set forth in Subparagraph 3b or as expressly authorized in writing by the State Purchasing Agent or his/her designee. No such assignment or transfer shall relieve the Vendor from the obligations and liabilities under this order.
 - b. Vendor agrees that any and all claims for overcharge resulting from antitrust violations which are borne by the State as to goods, services, and materials purchased in connection with this bid are hereby assigned to the State.
4. **State Furnished Property:** State furnished property shall be returned to the State upon request in the same condition as received except for ordinary wear, tear and modifications ordered hereunder.
5. **Discounts:** Prompt payment discounts will not be considered in computing the low bid. Discounts for payment within twenty (20) days will be considered after the award of the contract. Discounted time will be computed from the date of receipt of the merchandise invoice, whichever is later.
6. **Inspection:** Final inspection and acceptance will be made at the destination. Supplies rejected at the destination for nonconformance with specifications shall be removed at the Vendor's risk and expense, promptly after notice of rejection.
7. **Inspection of Plant:** The State Purchasing Agent or his/her designee may inspect, at any reasonable time, the part of the Contractor's, or any subcontractor's plant or place of business, which is related to the performance of this contract.
8. **Commercial Warranty:** The Vendor agrees that the supplies or services furnished under this order shall be covered by the most favorable commercial warranties the Vendor gives for such to any customer for such supplies or services. The rights and remedies provided herein shall extend to the State and are in addition to and do not limit any rights afforded to the State by any other clause of this order. Vendor agrees not to disclaim warranties of fitness for a particular purpose of merchantability.
9. **Taxes:** The unit price shall exclude all state taxes.
10. **Packing, Shipping and Invoicing:**
 - a. The State's purchasing document number and the Vendor's name, user's name and location shall be shown on each packing and delivery ticket, package, bill of lading and other correspondence in connection with the shipments. The user's count will be accepted by the Vendor as final and conclusive on all shipments not accompanied by a packing ticket.
 - b. The Vendor's invoice shall be submitted duly certified and shall contain the following information: order number, description of supplies or services, quantities, unit price and extended totals. Separate invoices shall be rendered for each and every complete shipment.
 - c. Invoices must be submitted to the using agency and NOT the State Purchasing Agent.
11. **Default:** The State reserves the right to cancel all or any part of this order without cost to the State, if the Vendor fails to meet the provisions of this order and, except as otherwise provided herein, to hold the Vendor liable for any excess cost occasioned by the State due to the Vendor's default. The Vendor shall not be liable for any excess costs if failure to perform the order arises out of causes beyond the control and without the fault or negligence of the Vendor, such causes include but are not restricted to, acts of God or the public enemy, acts of the State or Federal Government,

State of New Mexico
General Services Department
Purchasing Division
Price Agreement #: 60-805-16-14088

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fires, floods, epidemics, quarantine restrictions, strikes, freight embargoes, unusually severe weather and defaults of subcontractors due to any of the above, unless the State shall determine that the supplies or services to be furnished by the subcontractor were obtainable from other sources in sufficient time to permit the Vendor to meet the required delivery scheduled. The rights of the State provided in this paragraph shall not be exclusive and are in addition to any other rights now being provided by law or under this order.

12. Non-Collusion: In signing this bid the Vendor certifies he/she has not, either directly or indirectly, entered into action in restraint of free competitive bidding in connection with this offer submitted to the State Purchasing Agent or his/her designee.

13. Nondiscrimination: Vendor doing business with the State of New Mexico must be in compliance with the Federal Civil Rights Act of 1964 and Title VII of the Act (Rev. 1979) and the Americans with Disabilities Act of 1990 (Public Law 101-336).

14. The Procurement Code: Sections 13-1-28 through 13-1-99 NMSA 1978, imposes civil and criminal penalties for its violation. In addition the New Mexico criminal statutes impose felony penalties for bribes, gratuities and kickbacks.

15. All bid items are to be NEW and of most current production, unless otherwise specified.

16. Payment for Purchases: Except as otherwise agreed to: late payment charges may be assessed against the user state agency in the amount and under the conditions set forth in Section 13-1-158 NMSA 1978.

17. Workers' Compensation: The Contractor agrees to comply with state laws and rules pertaining to Workers' Compensation benefits for its employees. If the Contractor fails to comply with Workers' Compensation Act and applicable rules when required to do so, this Agreement may be terminated by the contracting agency.

18. Bids must be submitted in a sealed envelope with the bid number and opening date clearly indicated on the bottom left hand side of the front of the envelope. Failure to label bid envelope will necessitate the premature opening of the bid in order to identify the bid number.

19. Contractor Personnel: Personnel proposed in the Contractor's written proposal to the Procuring Agency are considered material to any work performed under this Price Agreement. Once a Purchase Order or contract has been executed, no changes of personnel will be made by the Contractor without prior written consent of the Procuring Agency. Replacement of any Contractor personnel, if approved, shall be with personnel of equal ability, experience, and qualifications. The Contractor will be responsible for any expenses incurred in familiarizing the replacement personnel to insure their being productive to the project immediately upon receiving assignments. Approval of replacement personnel shall not be unreasonably withheld. The Procuring Agency shall retain the right to request the removal of any of the Contractor's personnel at any time.

20. Subcontracting: The Contractor shall not subcontract any portion of the Price Agreement without the prior written approval of the Procuring Agency. No such subcontracting shall relieve the Contractor from its obligations and liabilities under this Price Agreement, nor shall any subcontracting obligate payment from the Agency.

21. Records and Audit: The Contractor shall maintain detailed time and expenditure records that indicate the date, time, nature, and cost of services rendered during this Price Agreement's term and effect, and retain them for a period of three (3) years from the date of final payment under this Price Agreement. The records shall be subject to inspection by the Agency, State Purchasing Division, Department of Finance and Administration, and for Information Technology contracts, State Chief Information Officer. The Agency shall have the right to audit billings, both before and after payment. Payment for services under this Price Agreement shall not foreclose the right of the Agency to recover excessive or illegal payments.

22. The foregoing requirements for Contractor Personnel, Subcontracting, and Audit shall be inserted into all subcontracts from the prime contractor to the subcontractor.

New Mexico Employees Health Coverage

A. If Contractor has, or grows to, six (6) or more employees who work, or who are expected to work, an average of at least 20 hours per week over a six (6) month period during the term of the contract, Contractor certifies, by signing this agreement, to have in place, and agrees to maintain for the term of the contract, health insurance for its New Mexico Employees and offer that health insurance to its New Mexico Employees if the expected annual value in the aggregate of any and all contracts between Contractor and the State exceeds \$250,000 dollars.

B. Contractor agrees to maintain a record of the number of its New Mexico Employees who have (a) accepted health insurance; (b) declined health insurance due to other health insurance coverage already in place; or (c) declined health insurance for other reasons. These records are subject to review and audit by a representative of the state.

C. Contractor agrees to advise all of its New Mexico Employees of the availability of State publicly financed health care coverage programs by providing each of its New Mexico Employees with, as a minimum, the following web site link to additional information: <http://insurenwnewmexico.state.nm.us/>.

D. For purposes of this Paragraph, the following terms have the following meanings:

- (1) "New Mexico Employee" means any resident of the State of New Mexico employed by Contractor who performs the majority of the employee's work for Contractor within the State of New Mexico, regardless of the location of Contractor's office or offices; and
- (2) "offer" means to make available, without unreasonable restriction, enrollment in one or more health coverage plans and to actively seek and encourage participation in order to achieve the goals of Executive Order 2007-049. This could include State publicly financed public health coverage programs such as *Insure New Mexico!*

State of New Mexico
General Services Department
Purchasing Division
Price Agreement #: 60-805-16-14088

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New Mexico Pay Equity Initiative

Contractor agrees, if it has ten (10) or more New Mexico employees OR eight (8) or more employees in the same job classification, at any time during the term of this contract, to complete and submit the PE10-249 form on the annual anniversary of the initial report submittal for contracts up to one (1) year in duration. If contractor has (250) or more employees, contractor must complete and submit the PE250 form on the annual anniversary of the initial report submittal for contracts that are up to one (1) year in duration. For contracts that extend beyond one (1) calendar year, or are extended beyond one (1) calendar year, contractor also agrees to complete and submit the PE10-249 or PE250 form, whichever is applicable, within thirty (30) days of the annual contract anniversary date of the initial submittal date or, if more than 180 days has elapsed since submittal of the last report, at the completion of the contract, whichever comes first. Should contractor not meet the size requirement for reporting at contract award but subsequently grows such that they meet or exceed the size requirement for reporting, contractor agrees to provide the required report within ninety (90) days of meeting or exceeding the size requirement. That submittal date shall serve as the basis for submittals required thereafter.

Contractor also agrees to levy this requirement on any subcontractor(s) performing more than 10% of the dollar value of this contract if said subcontractor(s) meets, or grows to meet, the stated employee size thresholds during the term of the contract. Contractor further agrees that, should one or more subcontractor not meet the size requirement for reporting at contract award but subsequently grows such that they meet or exceed the size requirement for reporting, contractor will submit the required report, for each such subcontractor, within ninety (90) days of that subcontractor meeting or exceeding the size requirement. Subsequent report submittals, on behalf of each such subcontractor, shall be due on the annual anniversary of the initial report submittal. Contractor shall submit the required form(s) to the State Purchasing Division of the General Services Department, and other departments as may be determined, on behalf of the applicable subcontractor(s) in accordance with the schedule contained in this paragraph. Contractor acknowledges that this subcontractor requirement applies even though contractor itself may not meet the size requirement for reporting and be required to report it self.

Two (2) copies of the Pay Equity Worksheet shall be submitted prior to Award by the prospective Awarded Vendor.

The PE10-249 and PE250 worksheet is available at the following website:
<http://www.generalservices.state.nm.us/statepurchasing/GuidesProcedures.aspx>

State of New Mexico
General Services Department
Purchasing Division
Price Agreement #: 60-805-16-14088

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Department Price Agreement

Article I – Statement of Work

Under the terms and conditions of this Price Agreement, the using agency may issue orders for items and/or services described herein.

The terms and conditions of this Price Agreement shall form a part of each order issued hereunder.

The items and/or services to be ordered shall be listed under Article IX – Price Schedule. All orders issued hereunder will bear both an order number and this Price Agreement number. It is understood that no guarantee or warranty is made or implied by either the New Mexico State Purchasing Agent or the user that any order for any definite quantity will be issued under this Price Agreement. The Contractor is required to accept the order and furnish the items and/or services in accordance with the articles contained hereunder for the quantity of each order issued.

Article II – Term

The term of this Price Agreement for issuance of orders shall be as indicated in specifications.

Article III – Specifications

Items and/or services furnished hereunder shall conform to the requirements of specifications and/or drawings applicable to items listed under Article IX - Price Schedule. Orders issued against this schedule will show the applicable price agreement item(s), number(s), and price(s); however they may not describe the item(s) fully.

Article IV – Shipping and Billing Instructions

Contractor shall ship in accordance with the instructions of this form. Shipment shall be made only against specific orders which the user may place with the contractor during the term indicated in Article II – Term. The Contractor shall enclose a packing list with each shipment listing the order number, price agreement number and the commercial parts number (if any) for each item. Delivery shall be made as indicated on page 1. If vendor is unable to meet stated delivery the State Purchasing Agent must be notified.

Article V - Termination

This Price Agreement may be terminated by either signing party upon written notice to the other at least thirty (30) days in advance of the date of termination. Notice of termination of the price agreement shall not affect any outstanding orders.

Article VI – Amendment

This Price Agreement may be amended by mutual agreement of the New Mexico State Purchasing Agent or his/her designee and the Contractor upon written notice by either party to the other. An amendment to this Price Agreement shall not affect any outstanding orders issued prior to the effective date of the amendment as mutually agreed upon, and as published by the New Mexico State Purchasing Agent or his/her designee. Amendments affecting price adjustments and/or the extension of a price agreement expiration date are not allowed unless specifically provided for in the bid and price agreement specifications.

Article VII – Issuance of Orders

Only written signed orders are valid under this Price Agreement.

Article VIII – Packing (if applicable)

Packing shall be in conformance with standard commercial practices.

Article IX – Price Schedule

Prices as listed in the price schedule hereto attached are firm.

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Awarded Vendors:

(AA) 0000018177
Dustrol, Inc.
PO Box 11450
Pueblo, CO 81001
719-583-0905

(AB) 0000052701
Paveover Inc.
6151 Hanover Rd. NE
Albuquerque, NM 87121
505-839-1000

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Establish a Price Agreement for Hot In Place Recycling of Asphalt Pavements for the New Mexico Department of Transportation. This work consists of Hot In-Place Recycling of the existing asphalt pavement to the depth specified by the District Engineer or their designee utilizing a multi-step process of cleaning, heating, milling, adding rejuvenating agent as specified, adding virgin hot mix asphalt (HMA) as specified, remixing, spreading, leveling and compacting the material. This Price Agreement includes materials, labor and equipment as per the specifications contained herein.

All work performed under this Price Agreement shall meet the specifications as set forth in this Price Agreement, the New Mexico State Department of Transportation Standard Specifications for Highway and Bridge Construction, current edition, current special provisions and supplemental specifications. They are available on the NMDOT website, at the following link: <http://dot.state.nm.us/en/PSE.html> and they are available for purchase at the General Office Financial Control Office contact (505) 827-5338.

The Contractor shall perform with its own organization at least 40% of the work based on the total purchase order amount and comply with section 108.1 of the New Mexico State Department of Transportation Standard Specifications for Highway and Bridge Construction, current edition.

Vendors are required to have prior product approval through the NMDOT Product Evaluation Program in order for bid item to be awarded.

Terms of Price Agreement:

The term of this agreement shall be for one year from date of award with an option to extend for up to three (3) additional one year periods, by mutual agreement of all parties and approval of the New Mexico State Purchasing Director at the same price, terms and conditions. This Price Agreement shall not exceed four (4) years.

Performance, Payment and Material Bonds:

Upon the issuance of a purchase order, the successful awarded contractor(s) must provide a performance bond and a payment and materials bond equal to 100% of the total purchase order. Said bonds must be provided to the requesting District Engineer or their designee prior to the commencement of work. Failure to comply shall result in the purchase order being issued to another vendor and difference being charged back to the awarded contractor(s).

The performance bond is to secure the New Mexico Department of Transportation for losses and damages sustained by reason of default by vendor. A payment bond is to guarantee that subcontractors and material suppliers on the project will be paid. The materials bond is to guarantee availability of equipment and acceptance of product.

Tax Note:

Price shall not include State Gross Receipts or Local Option Tax. Taxes shall be added to the invoice at current rates as a separate item to be paid by users.

Bidding Information:

The conditions and specifications set out in the invitation to bid are inseparable and indivisible. Any vendor, by submitting a bid, agrees to be bound by all such conditions and/or specifications. All conditions and specifications in the invitation to bid, and all other documents required to be submitted, shall be returned by the vendor in their bid package. Failure to do so or any attempt to vary or change the conditions or

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specifications of the invitation to bid shall, at the discretion of the State of New Mexico, constitute grounds for rejection of the entire bid.

State Compensation

The prices quoted herein represent the total compensation to be paid by the State for the goods and/or services provided including any and all labor, equipment, tools, materials, taxes, permits, licenses, or other costs necessary to complete the service or goods provided.

The Contractor shall be considered an independent Contractor and not an employee of the State of New Mexico. The New Mexico Department of Transportation shall provide direction regarding the performance required by this Price Agreement.

Vendor is requested to indicate their Federal Tax ID Number, New Mexico Gross Receipts or Social Security Number _____.

Bid Review:

The New Mexico Department of Transportation shall perform a bid analysis of the bids received to include a determination of qualification in accordance with the standards and requirements of the Price Agreement. The analysis and recommendation for award will be sent to State Purchasing for a determination.

Method of Award:

Method of award shall be to multiple vendors statewide.

For a bid to be considered for award prices must be submitted for all items. Failure to do so will result in the bid being deemed irregular and rejected from consideration for award.

This Price Agreement may be awarded to one or more vendors, but not to exceed three vendors.

Utilization of Vendors:

The following procedure for the utilization of vendors shall be used on multiple source Price Agreements.

1. The selection of a vendor from a multiple source Price Agreement to complete a project shall be based on the purchase order.
2. The District Engineer or their designee shall evaluate the estimated quantities, unit costs, total costs per item, and total project costs for each awarded vendor.
3. The vendor selected to perform the work on the project shall be the vendor providing services for the specific project estimate at the lowest overall cost to the New Mexico Department of Transportation and able to meet all project delivery requirements including project schedule. A vendor **not** offering the lowest cost to the New Mexico Department of Transportation can be used for the specific project if the vendor providing the lowest overall cost is unable to meet all project requirements as determined and documented by the District Engineer or their designee. Any changes to the original purchase order will require a modification form signed by the District Engineer or their designee. All supporting documentation shall be maintained in the project file.

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Public Works minimum Wage Act:

This is a Public Works Contract subject to the provisions of the Public Works Minimum Wage Act, Section 13-4-11 through 13-4-17, et. Seq. NMSA 1978 as amended. Minimum wage rates as determined and published by the New Mexico Department of Work Force Solutions (NMDWS), Santa Fe, New Mexico shall be in effect and utilized by the vendor during the life of this Price Agreement.

You are hereby advised that wherever differences exist between the minimum wage rates shown under wage decisions of NMDWS, Santa Fe, New Mexico and those shown under U.S. Department of Labor Wage Decision and any modification thereto noted in the contract assembly, the higher wage rates shall govern.

If a Contractor or Subcontractor is willfully paying employees covered by the Public Works Minimum Wage Act, lower rates than required, the contractor or subcontractor may lose their right to proceed with the work.

Price Agreement Order:

For projects over \$60,000.00 where a purchase order has been issued, a Wage Rate Decision number must be requested by the User Agency. The Wage Rate Decision number can be obtained by completing and submitting the New Mexico Department of Work Force Solutions, Public Works request for a Wage Rate Decision form, available at:

<https://nm4myui.dws.state.nm.us/WageRateRequestWeb/WageRateRequestForm.aspx>

The Contractor Agrees To:

- A. Provide competent supervision and skilled personnel to perform all work covered by this price agreement.
- B. Comply with all local, state, and federal laws governing safety, health and sanitation. The Contractor shall provide all safeguards, safety devices and protective equipment, and take any other needed actions necessary to protect the safety and health of employees on-the-job, the safety of the public, and to protect property in connection with the performance of the work covered by the price agreement.
- C. Indemnify and hold harmless The State of New Mexico, its officers and employees, against liability, claims, damages, losses and/or expenses arising out of bodily injury to persons or damage to property caused by, or resulting from, Contractor's and/or its employees, own negligent act(s) or omission(s) while Contractor, and/or its employees, perform(s) or fails to perform its obligations and duties under the terms and conditions of this price agreement. This hold harmless and indemnification clause is subject to the immunities, provisions and limitations of the tort claims act (41-4-1, et seq., N.M.S.A. 1978 comp.) and section 56-7-1 N.M.S.A. 1978 comp. and any amendments thereto.

It is specifically agreed between the parties executing this price agreement that it is not intended by any of the provisions of any part of the price agreement to create the public or any member thereof a third party beneficiary or to authorize anyone not a party to the price agreement to maintain a suit(s) for wrongful death(s), bodily and/or personal injury(ies) to person(s), damage(s) to property(ies) and/or any other claim(s) whatsoever pursuant to the provisions of this price agreement.

- D. Comply with state laws and rules pertaining to worker's compensation insurance coverage for its employees. If the Contractor fails to comply with the Worker's Compensation Act and applicable rules when required to do so, the purchase order may be cancelled effective immediately.

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- E. Be responsible for all cleanup work on the project site and at the equipment storage areas prior to the final inspection and acceptance.

Insurance Requirements:

The Contractor shall procure and maintain at the Contractors expense insurance of the kinds and in amounts herein provided. This insurance shall be provided by insurance companies authorized to do business in the State of New Mexico and shall cover all operations under the price agreement, whether performed by the Contractor, the Contractor's agents or employees or by Sub-Contractors. All insurance provided shall remain in full force and effect for the entire period of the work, up to and including final acceptance, and the removal of all equipment, employees, agents and Sub-Contractors therefrom.

(A) Public Liability and Automobile Liability Insurance

1. General Liability: bodily injury liability and property damage liability insurance applicable in full to the subject project shall be provided in the following minimum amounts:

Bodily Injury Liability:

\$1,000,000 each person; \$2,000,000 each occurrence (annual aggregate)

Property Damage Liability:

\$2,000,000 each occurrence (annual aggregate)

- a. The policy to provide this insurance is to be written on a Comprehensive General Liability Form or Commercial General Liability Form which must include the following:
1. Coverage for liability arising out of the operation of independent Contractors
 2. Completed operation coverage
 3. Attachment of the Broad Form Comprehensive General Liability Endorsement
- b. In the event that the use of explosives is a required part of the price agreement, the Contractor's insurance must include coverage for injury to or destruction of property arising out of blasting or explosion.
- c. In the event that a form of work next to an existing building or structure is a required part of price agreement, the Contractor's insurance must include coverage for injury to or destruction of property arising out of:
1. The collapse of or structural injury to building or structures due to excavation, including burrowing, filling or backfilling in connection therewith, or to tunneling, cofferdam work or caisson work or to moving, shoring, underpinning, razing or demolition of building or structures or removal or rebuilding of structural supports thereof.
- d. Coverage must be included for injury to or destruction of property arising out of injury to or destruction of wires, conduits, pipes, mains, sewers or other similar property or any apparatus in connection therewith below the surface of the ground. If such injury or

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destruction is caused by or occurs during the use of mechanical equipment for the purpose of excavating, digging, or drilling, or to injury to or destruction of property at any time resulting there from.

2. Automobile liability insurance coverage for the Contractor (whether included in the policy providing general liability insurance or in a separate policy) must provide liability for the ownership, operation and maintenance of owned, non-owned, and hired cars. The limits of liability for automobile liability insurance shall be provided in the following amounts:

Bodily Injury Liability:

\$1,000,000 each person; \$2,000,000 each occurrence (annual aggregate)

Property Damage Liability:

\$2,000,000 each occurrence (annual aggregate)

- (B) **Worker's Compensation Insurance:** The Contractor shall also carry Worker's Compensation Insurance or otherwise fully comply with provisions of the New Mexico Workman's Compensation Act and Occupational Disease Disablement Law.

If the Contractor is an "owner-operator" of such equipment, it is agreed that the State of New Mexico assumes no responsibility, financial or otherwise, for any injuries sustained by the "owner-operator" during the performance of said price agreement.

- (C) **Certificate of Insurance/Department as Additional Insured:** The Contractor being awarded Price Agreement shall furnish evidence of Contractor's insurance coverage by a Certificate of Insurance. The Certificate of Insurance shall be submitted prior to award of the Price Agreement.

The Contractor shall have the New Mexico Department of Transportation named as an additional insured on the Comprehensive General Liability Form or Commercial General Liability Form furnished by the Contractor pursuant to Paragraph (A) 1 and (A) 2, of this subsection. The Certificate of Insurance shall state that the coverage provided under the policy is primary over any other valid and collectible insurance.

The Certificate of Insurance shall also indicate compliance with these specifications and shall certify that the coverage shall not be changed, cancelled or allowed to lapse without giving the New Mexico Department of Transportation thirty (30) days written notice. Also, a Certificate of Insurance shall be furnished to the New Mexico Department of Transportation on renewal of a policy or policies as necessary during the terms of this price agreement.

The New Mexico Department of Transportation shall not issue a notice to proceed until such time as the above requirements have been met.

- (D) **Umbrella Coverage:** The insurance limits cited in the above paragraphs are minimum limits. This specification is no way intended to define what constitutes adequate insurance coverage for individual Contractor. The New Mexico Department of Transportation will recognize following form excess coverage (Umbrella) as meeting the requirements of Subsection (A) 1.a of this price agreement, should such insurance otherwise meet all requirements of such subsections.

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- (E) **Other Required Insurance:** The Contractor shall procure and maintain, when required by the New Mexico Department of Transportation, form and types of Bailee Insurance such as, but not limited to, Builder's Risk Insurance, Contractor's Equipment Insurance, Rigger's Liability Property Insurance, etc. In an amount necessary to protect the New Mexico Department of Transportation against claims, losses, and expenses arising from the damage, disappearance or destruction of property of others in the care, custody or control of the Contractor, including property of others being installed, erected or worked upon by the Contractor, his agents, or Sub-Contractors.
- (F) **Railroad Insurance:** In the event that railroad property is affected by the subject price agreement, the Contractor, in addition to the above requirements, shall be required to furnish a Railroad Protective Liability policy in the name of the railroad company involved. In addition, on those rails that are used by the National Railroad Passenger Corporation (NRPC), the Contractor will also obtain a Railroad Protective Liability Policy in the name of NRPC.

The limits of liability for the Railroad Protective Liability Policy (or policies) must be negotiated with the railroad company on a hazard and risk basis. In no event will the limits exceed the following:

Bodily Injury Liability, Property Damage Liability:
\$2,000,000 each occurrence

Liability and Physical Damage to Property:
\$6,000,000 aggregate

The limits of liability stated above apply to the coverage's as set forth in the Railroad Protective Liability Endorsement Form, subject to the terms, conditions, and exclusions found in the form.

The policy must afford coverage as provided in the Standard Railroad Protective Liability Endorsement (AASHTO Form).

The Contractor shall be considered an independent Contractor and not an employee of the State of New Mexico. However, directions as to the time and place of performance and compliance with rules and regulations may be required.

The conditions listed in the above paragraphs are an integral part of this bid and shall be the conditions regulating the performance of any Price Agreement between the Bidder and the State of New Mexico and any Commission, Divisions, or Department thereof.

SPECIFICATIONS FOR HOT IN-PLACE RECYCLING OF ASPHALT PAVEMENT:

Section 104 - Scope of Work, Section 105 - Control of Work Section 412 - Hot In-Place Recycling of Asphalt Pavement, (Remixing Method) and Section 423 - Hot Mix Asphalt – Super Pave (QLA and Non QLA) of the New Mexico Department of Transportation Standard specifications for Highway and Bridge Construction, current edition, current special provisions and supplemental specifications shall be an integral part of these specifications.

I. General Conditions:

Operations must be continuous and free from starts and stops. The Contractor shall have available at the job site at all times during operations, equipment capable of extinguishing all fire in emergency situations. The Contractor shall be responsible for all hot and flame damage caused to roadside appurtenances such as shrubs, trees, fences, etc., and shall correct all damage at Contractors own expense.

The Contractor shall not park equipment during nonworking hours inside the highway right-of-way unless it is determined by the District Engineer or their designee that a minimum safe recovery area of thirty (30) feet, as measured from the edge of the roadway, is assured. If the right-of-way does not allow for an adequate recovery area, the Contractor shall be responsible for locating an equipment storage area outside the right-of-way, suitable to the District Engineer or their designee.

All equipment proposed to be used to accomplish the work described here shall be of sufficient size and in good mechanical condition to meet requirements of the work and to produce a satisfactory quality of work. Equipment used on any portion of the project shall be such that no damage to the roadway, adjacent property or other highways will result from its use.

The successful Contractor must have more than one machine available at all times, in order to satisfy different work orders at the same time.

The successful Contractor must be capable of performing work specified at various locations as requested by the user within a minimum of fifteen (15) calendar days after notification.

Failure to perform the work described will result in the State Purchasing Director's Office being notified for the appropriate action to be taken.

II. Temporary Pavement Markings:

The Contractor shall provide and install removable temporary reflectorized tape or reflectorized temporary pavement tab markings. The Contractor shall properly maintain all temporary reflectorized pavement markings for a period of two weeks after placement. The District Engineer or their designee will determine which type of markings the Contractor is to provide. Pavement markings shall be installed at the end of each day's operations and shall be immediately tamped after application until it thoroughly adheres to the finished asphalt surface. The Contractor shall remove temporary striping within two (2) weeks of re-establishment of permanent striping or as indicated by the District Engineer or their designee.

III. Special Precautions:

Whenever work is to be done at signalized intersections where wire looped sensors are imbedded into the existing pavement, the traffic engineer of the agency responsible for maintaining the signalized intersection shall be notified in advance to any milling, so that necessary adjustments may be made to the traffic controller.

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Arrangements shall be made to replace any wire loop sensors damaged as a result of the Hot In-Place Recycling project.

IV. Method of Measurement and Payment:

Hot in-place recycling shall be measured by the square yard, to include heating and milling of existing pavement, mixing, spreading, leveling and compaction.

Virgin hot mix asphalt will be measured and paid by the ton for the production and placement of mix. High float emulsion, and petroleum resin-oil base rejuvenating agent, as required by Contractors design and approved by the District Engineer or their designee, shall be measured and paid by the ton. Each asphalt binder or emulsion item shall be measured and paid by the ton. Curb line cold milling shall be measured and paid by the square yard-inch to the nearest $\frac{1}{4}$ inch.

All quantities are to be measured by the District Engineer or their designee and shall be considered to be final and all payments for the same will be made on this basis.

Traffic Control:

The Contractor shall abide with the New Mexico Department of Transportation standard specifications for road and bridge construction, most current edition and special provisions and supplemental specifications, Section 700 on traffic control devices and with the Manual of Uniform Traffic Control Devices current edition, Part 6 – Temporary Traffic Control. The Contractor shall submit a traffic control plan to the District Engineer or their designee three weeks prior to actual construction. The Traffic control plan shall include the proposed signing, location of signs and location and type of all traffic channelization devices to be utilized, all lane closures and detours. The traffic plan must be approved by the Traffic Engineer or their designee prior to the beginning of operations.

The Contractor shall also provide sufficient flagmen, when deemed necessary by the District Engineer or their designee, to assist with the traffic control during operations. The Contractor shall also remove or cover temporary signing that is required during nonworking hours and night-time hours. At least one lane shall remain open to traffic, with adequate flagging, when working on two lane road and treated roadways shall be reopened to traffic during night-time or nonworking hours.

Payments and Invoicing:

Within fifteen (15) days after the date the Department receives written notice from the Contractor that payment is requested for services, construction or items of tangible personal property delivered on site and received, the Department shall issue a written certification of complete or partial acceptance or rejection of the services, construction, or items of tangible personal property. If the Department finds that the services, construction, or items of tangible personal property are not acceptable, it shall, within thirty (30) days after the date of receipt of written notice from the Contractor that payment is requested, provide to the Contractor, a letter of exception explaining the defect or objection to the services, construction, or delivered tangible personal property along with the details of how the Contractor may proceed to provide remedial action.

Upon certification by the Department that the services, construction, or delivered tangible personal property have been received and accepted, payment shall be tendered to the Contractor within thirty (30) days after the date of certification. If payment is made by mail, the payment shall be deemed tendered on the date it is postmarked. After the thirtieth (30th) day from the date that written certification of acceptance is issued, late payment charges shall be paid on the unpaid balance due on the contract to the Contractor at the rate of one and one half percent (1-1/2%) per

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month. For purchases funded by state or federal grants to local public bodies, if the local public body has not received the funds from the federal or state funding agency, but has already certified that the services or items of tangible personal property have been received and accepted, payments shall be tendered to the Contractor within five (5) working days of receipt of funds from that funding agency.

Final payment shall be made within thirty (30) days after the work has been approved and accepted by the Department's Secretary or his duly authorized representative.

The Contractor agrees to comply with state laws and rules pertaining to Workers' Compensation Insurance coverage for its employees. If Contractor fails to comply with the Workers' Compensation Act and applicable rules when required to do so, the Price Agreement may be cancelled effective immediately.

Invoice To:

NM Department of Transportation
General Office
P.O. Box 1149
Santa Fe, NM 87504-1149

NM Department of Transportation
District One
P.O. Box 231
Deming, NM88030-0231

NM Department of Transportation
District Two
P.O. Box 1457
Roswell, NM 88202-1457

NM Department of Transportation
District Three
P.O. Box 91750
Albuquerque, NM 87199-1750

NM Department of Transportation
P.O. Box 10
District Four
Las Vegas, NM 87701-0010

NM Department of Transportation
District Five
P.O. Box 4127
Santa Fe, NM 87502-4127

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NM Department of Transportation
District Six
P.O. Box 2159
Milan, NM 87021-2159

Escalation Clause:

In the event of a product cost increase, an escalation request will be reviewed by this office on an individual basis. This measure is not intended to allow any increase in profit margin, only to compensate for an actual cost increase.

Effective dates for increase will not be any sooner than fifteen days from the date the written request is received by this office. To facilitate prompt consideration, all requests for price increase must include all information listed below:

1. Price Agreement Item Number
2. Current Item Price
3. Proposed New Price
4. Percentage of Increase
5. Mill/Supplier Notification of price increase indicating percentage of increase including justification for increase.

An approved escalation will be evaluated on an ongoing basis by the Department and will be terminated as soon as an escalation is no longer justified. Should you have questions concerning this policy, please contact the NMDOT State Purchasing Division.

Mobilization:

Mobilization for moves within the State of New Mexico to any job site as required. No payment will be made for moves of less than twenty-five (25) miles. Mileage will be measured and paid from the Contractor's designated base station to the job site or when applicable mileage will be measured from an existing job site to the new job site and payment will be for whichever distance is less. No payment will be made for the Contractor's return to his/her designated base station. The District Engineer or their designee will approve the distance used for payment and their decision shall be final. For the purpose of this item, the Contractor shall designate a New Mexico base station _____.

All quantities are to be measured by the District Engineer or their designee and shall be considered to be final and all payments for the same will be made on this basis.

Quantities:

The approximate quantities for each item are estimated and are for bidding purposes only. Actual requirements will be as determined by the District Engineer or their designee and quantities may be increased or decreased as necessary to meet actual field requirements. The State of New Mexico does not guarantee any amount of work.

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Item	Approx. Qty.	Unit	Article and Description	Unit Price
001	15,000	S.Y.	0 - 15,000 S.Y. range Hot In-Place Recycling to include heating, scarification, mixing, spreading and compaction as per approved Contractors design.	AA)\$5.40 AB)\$8.00
002	35000	S.Y.	15,001 to 35,000 S.Y. range Hot In-Place Recycling to include heating, scarification, mixing, spreading and compaction as per approved Contractor design.	AA)\$4.75 AB)\$6.00
003	70,000	S.Y.	35,001 to 70,000 S.Y. range Hot In-Place Recycling to include heating, scarification, mixing, spreading and compaction as per approved Contractor design.	AA)\$4.14 AB)\$5.10
004	140,000	S.Y.	Over 70,000 S.Y. range Hot In-Place Recycling to include heating, scarification, mixing, spreading, and compaction as per approved Contractor design.	AA)\$3.47 AB)\$3.70
005	15,000	S.Y.	0 to 15,000 S.Y. range Hot In-Place Recycling to include heating, scarification, mixing, spreading and compaction as per approved Contractor design in areas with curb and gutter.	AA)\$6.50 AB)\$11.00
006	35,000	S.Y.	15,001 to 35,000 S.Y. range Hot In-Place Recycling to include heating, scarification, mixing, spreading and compaction as per approved Contractor design in areas with curb and gutter.	AA)\$5.50 AB)\$7.50

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007	70,000	S.Y.	35,001 to 70,000 S.Y. range Hot In-Place Recycling to include heating, scarification, mixing, spreading and compaction as per approved Contractor design in areas with curb and gutter.	AA)\$4.30 AB)\$5.30
008	140,000	S.Y.	Over 70,000 S.Y. range Hot In-Place Recycling to include heating, scarification, mixing, spreading and compaction as per approved Contractor design in areas with curb and gutter.	AA)\$3.68 AB)\$4.00
009	5,000	SY-In	0 - 15,000 S.Y. range curb line cold milling of HMA surface, 1/4 inch increments.	AA)\$0.45 AB)\$0.50
010	20,000	SY-In	15,001-35,000 S.Y. range curb line cold milling of HMA surface, 1/4 inch increments.	AA)\$0.40 AB)\$0.42
011	45,000	SY-In	35,001-50,000 S.Y. range curb line cold milling of HMA surface, 1/4 inch increments.	AA)\$0.35 AB)\$0.40
012	50,000	SY-In	Over 50,000 S.Y. range curb line cold milling of HMA surface, 1/4 in increments.	AA)\$0.35 AB)\$0.35
013	15,000	Ton	HMA production and placement as per Contractor design and approved by the District Engineer or their designee.	AA)\$50.00 AB)\$50.00

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014	450	Ton	PG graded asphalt binder as per Contractor design and approved by the District Engineer or their designee	AA)\$475.00 AB)\$550.00
015	450	Ton	High Float Emulsion as per Contractor design and approved by the District Engineer or their designee	AA)\$500.00 AB)\$625.00
016	100	Ton	Hydrated lime for HMA pavement.	AA)\$175.00 AB)\$175.00
017	450	Ton	Rejuvenating Agent, meeting specifications outlined in Section 412.2.1 of Standard Specifications for Highway and Bridge Construction, current edition.	AA)\$500.00 AB)\$625.00
018	300	Hr	Hauling of virgin HMA in three-axle dump trucks.	AA)\$110.00 AB)\$115.00
019	300	Hr	Hauling of virgin HMA in dump trucks w/ pup or tractor with end or belly dumps.	AA)\$120.00 AB)\$110.00
020	400	Yd. Mi.	Hauling of milled material.	AA)\$2.00 AB)\$3.00

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021	320	Hr	Urban traffic control (working hours 9:00am to 3:00pm) to include all signing and traffic channelization devices for adequate handling of traffic.	AA)\$200.00 AB)\$200.00
022	320	Hr	Rural traffic control (for work done outside areas defined in item 20) to include all signing and traffic channelization devices for adequate handling of traffic.	AA)\$175.00 AB)\$175.00
023	320	Hr	Pilot car for traffic control.	AA)\$40.00 AB)\$35.00
024	320	Hr	Sequential flashing arrow road as designated by District Engineer or their designee.	AA)\$10.00 AB)\$8.00
025	10,000	L.F.	Establish temporary centerline striping with reflectorized tape (4in x 4in stripe with 36ft spacing or as designated by the District Engineer or their designee.)	AA)\$1.00 AB)\$1.25
026	5,000	Ea	Establish temporary centerline striping with reflectorized tabs (tabs placed at 30ft spacing or as designated by District Engineer or their designee).	AA)\$1.00 AB)\$0.80
027	10,000	L.F.	Re-establish permanent striping with 4ft x 10ft reflectorized painted markings at 30ft spacing and solid shoulder striping with reflectorized painted markings according to Section 704 of Standard Specifications for Highway and Bridge Construction, current edition.	AA)\$0.80 AB)\$0.65

State of New Mexico
General Services Department
Purchasing Division
Price Agreement #: 60-805-16-14088

Page-22

028	10,000	L.F.	Removal of temporary stripe- temporary pavement striping to be removed within two (2) weeks of re-establishment of permanent striping as designated by District Engineer or their designee.	AA)\$1.00 AB)\$1.00
029	5,000	Ea	Removal of temporary tab pavement markings to be removed within two (2) weeks of re-establishment of permanent striping as designated by District Engineer or their designee.	AA)\$0.50 AB)\$0.75
030	300	Mile	Mobilization - moving charge for Hot In-Place Recycling from within the State of New Mexico to any destination as requested. No payment will be made for moves less than 25 miles.	AA)\$1.25 AB)\$110.00
031	300	Mile	Mobilization - moving charge for cold milling from within the state of New Mexico to any destination as requested. No payment will be made for moves less than 25 miles.	AA)\$6.00 AB)\$6.00

31 Items Total



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 17, 2017

SUBJECT: ANNUAL PAVEMENT AGREEMENT TASK ORDER TO RAMIREZ & SON'S
C.O.R.E. / HWLC - Offsite Roadway Improvements

DEPT. OF ORIGIN: Engineering Department
DATE SUBMITTED: 7-10-17
SUBMITTED BY: Todd Randall, City Engineer

Summary:

The project consists of extension of Scenic west from Lovington Highway and connection to Millen on the west boundary of the CORE Facility. The improvements are a portion of the total off-site development that includes the construction of a RR Crossing, Utilities / Roadway Improvements(Synergy Park Blvd. / Suerte Dr. / Scenic Dr.), as well as the Railroad corridor drainage improvements.

The estimated costs of all off-site improvements are approximately \$4M, which \$1.7M has been expended to date. The estimated roadway improvement cost is \$809,000.

Any task under the Annual Agreement over \$60,000 shall be approved by the City Commission. There are sufficient funds in Fund 46 for the proposed improvements. Remaining funding in this budget line item will be used to provide erosion protection and possible recreational open space improvements.

Fiscal Impact:

Reviewed By: [Signature]
Finance Department

- SUERTE AGREEMENT (9-2-14 Comm. Meeting):
o Est. Roadway / Utilities / Drainage / RR Crossing: Budget Exp \$4,000,000 Acutal Exp \$1.7M
o ASSOCIATED REVENUE AND FUTURE COST SHARE: Budget Rev
o Developer Fair Share assessment: \$1,000,000
o Drainage Pond Construction built by others: \$250,000 (Est. Value)
o RR License Agreement (Payment to COH) \$300,000

Fund 44-4044-44901-83: \$2,325,760.20 (Available Funding)
Ramirez Task Order: \$808,713.54 (includes GRT)

Attachments: Location Map / Construction Estimate

Legal Review:

Approved As To Form: [Signature]
City Attorney

Recommendation:

Consideration for approval of a work order to Ramirez & Son's

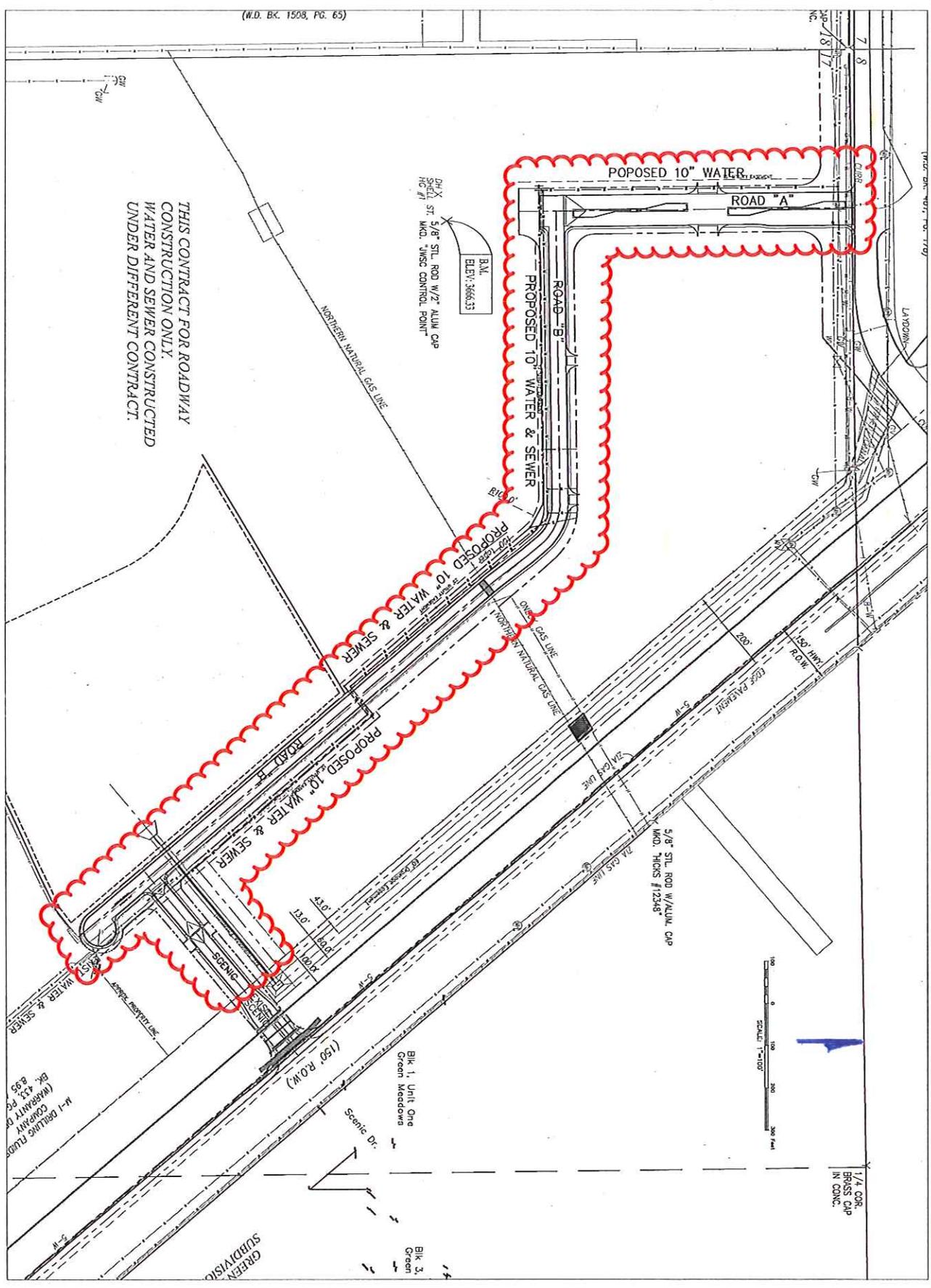
Approved For Submittal By:

[Signature]
Department Director
[Signature]
City Manager

CITY CLERK'S USE ONLY
COMMISSION ACTION TAKEN

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

(W.D. BK. 1508, PG. 65)



THIS CONTRACT FOR ROADWAY
CONSTRUCTION ONLY.
WATER AND SEWER CONSTRUCTED
UNDER DIFFERENT CONTRACT.

B.M.
ELEV. 3665.33
5/8" STL. ROD W/2" ALUM. CAP
M.D. #12345
MISC. CONTROL POINT

5/8" STL. ROD W/ALUM. CAP
M.D. #12345



1/4" COR.
PROCESS UP
IN CONC.

M-1 DRILLING FLUID
COMPANY
BK. 431, PG.
895

ORIGINAL DRAWING SIZE 24" X 36"

NO.	DATE	REVISIONS	BY	CHK	ENGR	APP.

the ROSS GROUP
CONSULTING ENGINEERS
410 N. DAL PASO
HOBBES, NEW MEXICO 88240
(575) 352-7518 TELE
(575) 352-9114 FAX

CITY OF HOBBS, NEW MEXICO
ROAD "A", ROAD "B" AND EXTEND SCENIC DRIVE

OVERALL LAYOUT

11
A3

CORE OFF-SITE IMPROVEMENTS
ROADS "A,B and Scenic" BUDGET ESTIMATE

ITEM	DESCRIPTION	UNITS	EST. QTY.	UNIT PRICE	AMOUNT
1	CLEARING AND GRUBBING, STREET RIGHT-OF-WAY	ACRES	6.3	\$850.00	\$5,355.00
2	SUBGRADE PREPARATION (FROM BACK OF CURB TO BACK OF CURB)	S.Y.	17,000	\$1.15	\$19,550.00
3	BASE COURSE, MIN. 8" THICK	TONS	6,000	\$16.00	\$96,000.00
4	PRIME COAT	S.Y.	14,200	\$0.65	\$9,230.00
5	HOT-MIX PAVEMENT, MIN. 3" THICK	S.Y.	14,200	\$15.12	\$214,704.00
6	24" CONCRETE CURB AND GUTTER (ROAD)	L.F.	6,500	\$15.50	\$100,750.00
7	24" CONCRETE CURB AND GUTTER (MEDIANS)	L.F.	1,200	\$16.50	\$19,800.00
8	CONCRETE VALLEY GUTTER (8" THICK X 5' WIDE)	L.F.	150	\$40.00	\$6,000.00
9	CONCRETE VALLEY GUTTER (8" THICK X 3' WIDE)	L.F.	90	\$21.00	\$1,890.00
10	CONCRETE FILLETS, 8" MIN. THICKNESS (ROAD)	S.Y.	160	\$56.00	\$8,960.00
11	CONCRETE FILLETS, 8" MIN. THICKNESS (MEDIANS)	S.Y.	40	\$56.00	\$2,240.00
12	PAVEMENT MARKINGS, SOLID WHITE, COMPLETE IN PLACE (INCLUDES TWO APPLICATIONS)	L.F.	1,402	\$0.90	\$1,261.80
13	PAVEMENT MARKINGS, SOLID YELLOW, COMPLETE IN PLACE (INCLUDES TWO APPLICATIONS)	L.F.	9,690	\$0.90	\$8,721.00
14	SURVEY	LS	1.00	\$20,000.00	\$20,000.00
15	EXCAVATION TO SUBGRADE	CY	10,000	\$5.50	\$55,000.00
16	FILL TO SUBGRADE	CY	3,000	\$5.50	\$16,500.00
17	CONCRETE VALLEY GUTTER (8" THICK X 3' WIDE) DRAINAGE EASEMENT	L.F.	355	\$21.00	\$7,455.00
18	6" CONCRETE SLOPE PAVEMENT	SY	1,000	\$47.00	\$47,000.00
19	CONCRETE SIDEWALK 6" COMPLETE IN PLACE. (101-250 SY)	SY	111	\$47.00	\$5,217.00
20	MEDIAN CRUSHER FINES	SY	1,200	\$27.00	\$32,400.00
21	FENCING	L.F.	1,500	\$45.00	\$67,500.00
22	TRAFFIC CONTROL	L.S.	1	\$5,000.00	\$5,000.00
23	EXCAVATION FOR DRAINAGE EASEMENT	CY	1,200	\$5.50	\$6,600.00

SUBTOTAL PRE-DESIGN ROAD "A" ROADWAY \$757,133.80

EST. NMGR (6.8125%) \$51,579.74

ESTIMATED TOTAL PRE-DESIGN ROAD "A" ROADWAY CONSTRUCTION \$808,713.54



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 17, 2017

SUBJECT: RESOLUTION TO APPROVE A DEVELOPMENT AGREEMENT CONCERNING THE DEVELOPMENT OF THE PARCEL LOCATED NORTHEAST OF THE INTERSECTION OF APACHE DRIVE AND NORTH GRIMES STREET.

DEPT. OF ORIGIN: Planning Division
DATE SUBMITTED: July 10, 2017
SUBMITTED BY: Kevin Robinson - Planning Department

Summary: The City of Hobbs is proposing to enter into a Development Agreement with KASS Investment Group concerning the development of that property located northeast of the intersection of Apache Drive and North Grimes Street.

Fiscal Impact:

Reviewed By: [Signature]
Finance Department

Budget Line: 44-4044-44901-00073 (JT UIL Extension)
Unencumbered: \$369,000.00
Estimated Project Cost: \$150,000.00 (Includes design and engineering from Grimes east to Fowler)
Less Developer Fair Share: \$38,700.00 (North Assessment)
Less Previous DA: \$45,000.00 (South Assessment Collected)
Public Funds Expenditure: \$66,300.00

This Development Agreement cannot be encumbered pending DFA Final Budget Approval.

Attachments: Site Map and Development Agreement.

Legal Review:

Approved As To Form:

City Attorney

Recommendation:

Staff recommends that the Commission consider the Resolution approving the Development Agreement.

Approved For Submittal By:

[Signature: Kevin Robinson]
Department Director
[Signature: Chris McCall]
City Manager ACM

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. 6573

A RESOLUTION TO APPROVE A DEVELOPMENT AGREEMENT BETWEEN KASS INVESTMENT, LLC, AND THE CITY OF HOBBS CONCERNING THE FAIR SHARE DEVELOPMENT OF A PORTION OF APACHE DRIVE.

WHEREAS, the City of Hobbs is proposing to enter into a Development Agreement with KASS Investment, LLC concerning the required infrastructure improvements of Apache Drive; and

WHEREAS, the aforementioned Development Agreement allows for the payment of the fair share assessment amount in lieu of the installation of the required municipal infrastructure improvements, said agreement being in the best interest of the City.

NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that

1. The City of Hobbs hereby approves the Development Agreement, which is attached hereto and made a part of this Agreement as Exhibit #1 and the Mayor, and/or his designee, is hereby authorized to execute the Agreement.
2. That City staff and officials are authorized to do any and all deeds to carry out the intent of this Resolution.

PASSED, ADOPTED AND APPROVED this 17th day of July, 2017.

Sam D. Cobb, Mayor

ATTEST:

Jan Fletcher, City Clerk

INFRASTRUCTURE DEVELOPMENT AGREEMENT
North East Corner of Apache and Grimes

THIS AGREEMENT, made and entered into this ___ day of _____ 2017, between the City of Hobbs, New Mexico, a New Mexico Municipal Corporation, (hereafter called the "City"); and KASS Investment Group, LLC, 3228 N. Grimes, Hobbs, New Mexico 88240 (hereafter called "Developer").

RECITALS:

WHEREAS, "Developer" has acquired property located at the Northeast corner of Apache and Grimes, Lot 14A of the Azotea Summary Replat, which is within the City limits of the City of Hobbs, and the development thereof requires a fair share reimbursement of municipal infrastructure from Grimes to the eastern property line of the development, said infrastructure to include sewer, roadway improvements, curb and gutter; and

WHEREAS, it has been determined by City and agreed by Developer that Developer shall pay, or cause to be paid, a fair share assessment for the required infrastructure at time of permitting for a structure, future subdivision or conveyance of Lot 14A of the Azotea Summary Replat.

NOW, THEREFORE, in consideration of the above premises, the parties hereby agree as follows:

1. The Developer shall pay to the City, at time of permitting for a new structure, future subdivision or future conveyance, the fair share pro rata amount of Thirty Eight Thousand Seven Hundred Dollars (\$38,700.00) per centerline lineal foot, for the future installation of municipal infrastructure required, said infrastructure to include sewer, roadway improvements, curb and gutter. Any assessment remaining unpaid five (5) years after ratification of this agreement shall increase two percent (2%) per annum until so paid.
2. The City shall design or cause to be designed construction plans for the development of Apache between Grimes and Fowler. Said plans to include all municipal infrastructures; sewer, roadway improvements, sidewalk, curb and gutter.
3. The City shall construct or cause to be constructed, municipal infrastructure improvements for that portion of Apache abutting the Developers south property line including driveways and utility stub outs as located by Developer.
4. Responsibilities of the parties hereto are as follows:
 - A. The Developer shall:
 - 1) Pay for all costs for development pursuant to City policies, including the payment of the fair share pro rata infrastructure improvements as per this agreement.
 - 2) Comply with all City policies for building, landscaping, fire code, etc. for the remainder of the construction.
 - B. The City shall:
 - 1) Design or cause to be designed construction plans for the development of Apache.
 - 2) Construct or cause to be constructed, municipal infrastructure improvements for that portion of Apache abutting the Developers south property line including driveways and utility stub outs as located by Developer.
5. All notices given pursuant to or in connection with this Agreement shall be made in writing and posted

by regular mail, postage prepaid, to the City, ATTN: Planning Department, 200 E. Broadway, Hobbs, NM 88240; to Developer – KASS Investment Group, LLC, 3228 N. Grimes, Hobbs, New Mexico 88240, or to such other address as requested by either party. Notice shall be deemed to be received on the fifth day following posting.

6. This Agreement may be executed in one or more identical counterparts, and all counterparts so executed shall constitute one agreement which shall be binding on all of the parties.

7. This Agreement shall be subject to the laws of the State of New Mexico. Jurisdiction and venue relating to any litigation or dispute arising out of this Agreement shall be in the District Court of Lea County, New Mexico, only. If any part of this contract shall be deemed in violation of the laws or Constitution of New Mexico, only such part thereof shall be thereby invalidated, and all other parts hereof shall remain valid and enforceable.

8. Representations of City.

A. City is a duly organized and validly existing municipal corporation under the laws of the State of New Mexico with full municipal power to enter into this Agreement and to carry out the terms, conditions and provisions hereof.

B. City will continue review and processing of the development plans, and forthcoming building permit application in a forthright manner and with due diligence.

9. Representations of Developer.

To the best knowledge of Developer, there is no litigation, proceeding or governmental investigation either pending or threatened in any court, arbitration board or administrative agency against or relating to Developer to prevent or impede the consummation of this Agreement by Developer.

10. BREACH

A. The following events constitute a breach of this Agreement by Developer:

Developer's failure to perform or comply with any of the terms, conditions or provisions of this Agreement.

B. The following events constitute a breach of this Agreement by City:

City's failure to perform or comply with any of the terms, conditions or provisions of this Agreement.

11. REMEDIES UPON BREACH.

A. Any party may sue to collect any and all damages that may accrue by virtue of the breach of this Agreement.

B. If any party is found by a court to have breached this Agreement, the breaching party agrees to pay all reasonable costs, attorney's fees and expenses that shall be made or incurred by another party in enforcing any covenant or provision of this Agreement.

12. GOVERNING LAWS. This Agreement shall be governed by the laws of the State of New Mexico. Jurisdiction and venue relating to any litigation or dispute arising out of this Agreement shall be in the District Court of Lea County, New Mexico, only. If any part of this contract shall be deemed in violation of the laws or

Constitution of New Mexico, only such part thereof shall be thereby invalidated, and all other parts hereof shall remain valid and enforceable.

13. TERMINATION. This Agreement shall be terminated upon the completion of all installation and construction defined herein.

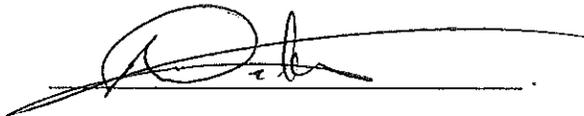
14. ENTIRE AGREEMENT. This Agreement constitutes the entire agreement among and between City and Developer and there are no other agreements or understandings, oral or otherwise, between the parties on the issues defined herein.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first written above.

CITY OF HOBBS

DEVELOPER – KASS Investment Group, LLC

Sam D. Cobb - Mayor



BY: Nadeem Kassis

Its: _____

ATTEST:

Jan Fletcher, City Clerk

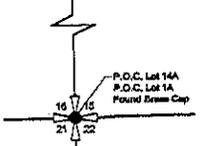
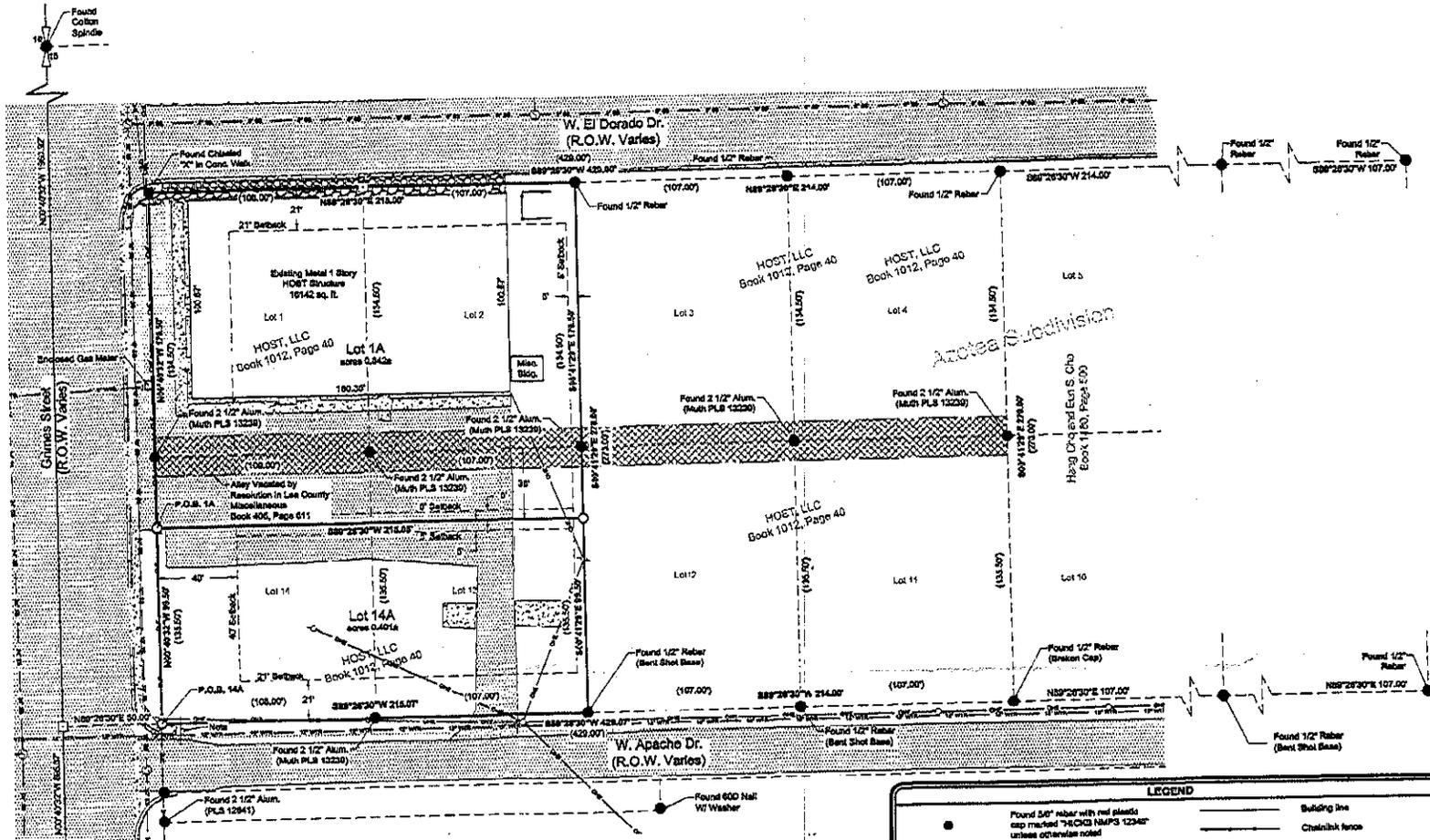
APPROVED AS TO FORM:

Michael Stone, City Attorney

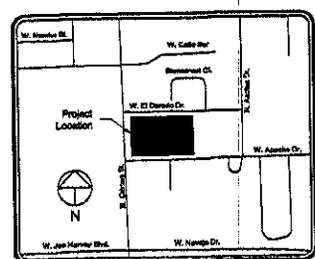
05002

AZOTEA SUMMARY REPLAT

OF LOTS 1, 2, 13, AND 14, BLOCK 1, AZOTEA SUBDIVISION, LOCATED IN
THE SW1/4 OF SECTION 15, T18S, R38E, N.M.P.M., CITY OF HOBBS, LEA COUNTY, NEW MEXICO



35-File

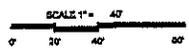


LEGEND

●	Found 5/8" rebar with red plastic cap marked "HICKS NMPG 12345" unless otherwise noted	—	Building line
○	Set 5/8" rebar with red plastic cap marked "HICKS NMPG 12345"	—	Chainlink fence
○	Calculated point	—	8" Sanitary line
⊕	Found section corner	—	10" Sanitary line
⊕	Found quarter section corner	—	24" Sanitary line
⊕	Power pole	—	12" Water line
⊕	Anchor	—	6" Water line
⊕	Water valve	—	Overhead electric
⊕	Sanitary manhole	▨	Alley Vented by Resolution in Lea County Miscellaneous Book 40A, Page 611
⊕	Sign	▨	Asphalt
—	Lot line	▨	Concrete
—	Section line	▨	Gravel
—	Property line	—	Measured bearing and distance
		—	Record bearing and distance

BASIS OF BEARING

The basis of bearing for this survey is Grid North based on the New Mexico State Plane Coordinate System, East Zone, as derived by GPS/GNSS observations. Ground coordinates were obtained from the State Plane Coordinate System by scaling about a control point located at N02°40'03.8457" W103°10'44.8792" by a ground axis factor of 1.0001175885. True north can be obtained by applying a convergence angle of 0°38'35" at the Point of Beginning



PETTIGREW & ASSOCIATES PA

ENGINEERING | SURVEYING | TESTING
DEFINING QUALITY SINCE 1961!

100 E. Navajo - Suite 100, Hobbs New Mexico 882
T 575 393 9527 F 575 393 1543
Pettigrew.us

PROJECT SURVEYOR: P. Gomez
DRAWN BY: J. Esquivel



INDEXING INFORMATION FOR COUNTY CLERK

OWNER: HOST, LLC.

LOCATION: In the SW 1/4 of Section 15, T18S, R38E N.M.P.M., City of Hobbs, Lea County New Mexico.

REVISIONS

No.	DATE	DESCRIPTION

State of New Mexico, County of _____
I here by certify that this instrument was filed to record on:

The _____ Day of _____
20____ A.D.

At _____ O'Clock _____ M

Cabinet _____ Slide _____

Book _____ Page _____

By _____
County Clerk

By _____
Deputy

Azotea Summary Replat
OF
Lots 1, 2, 13, and 14, Block 1
Azotea Subdivision
FOR
HOST, LLC.

PROJECT NUMBER:
2017.1063

SHEET: 1 of 2
SU - 101

SS-1416

RECORD DESCRIPTION BOOK 1012 PAGE 40

FOR SURFACE TITLE ONLY:

Lots One (1), Two (2), Three (3), Four (4), Eleven (11), Twelve (12), Thirteen (13) and Fourteen (14), Block One (1) of the Azotea Subdivision to the City of Hobbs, Lea County, New Mexico.

NEW DESCRIPTION - LOT 14A

A tract of land located in the SW1/4 of Section 15, T18S, R38E, N.M.P.M., City of Hobbs, Lea County, New Mexico and being more particularly described by metes and bounds as follows:

Commencing at a found Brass cap, being used as the SW corner of Section 15; thence N00°40'32"W 885.07 feet with the West line of Section 15 and centerline of Grimes Street to a calculated point and N89°28'30"E 50.00 feet to a set 5/8" rebar with red plastic cap marked "HICKS NMPS 12348" for a Point of Beginning; thence N00°40'32"W 99.50 feet with the east right of way line of Grimes street to a set 5/8" rebar with red plastic cap marked "WM HICKS NMPS 12348"; thence N89°28'30"E 215.05 feet to a set 5/8" rebar with red plastic cap marked "HICKS NMPS 12348"; thence S00°41'29"E 99.50 feet to a found 1/2" rebar (bent shot base) on the north right of line of W. Apache Drive; thence S89°28'30"W 107.81 feet with the north right of way line of W. Apache to a found 2 1/2" Aluminum Cap "MUTH PLS 13239", and continuing for a total distance of 215.07 feet to the Point of Beginning and containing 0.491 acres, more or less.

NEW DESCRIPTION - LOT 1A

A tract of land located in the SW1/4 of Section 15, T18S, R38E, N.M.P.M., City of Hobbs, Lea County, New Mexico and being more particularly described by metes and bounds as follows:

Commencing at a found Brass cap, being used as the SW corner of Section 15; thence N00°40'32"W 885.07 feet with the West line of Section 15 and centerline of Grimes Street to a calculated point and N89°28'30"E 50.00 feet to a set 5/8" rebar with red plastic cap marked "HICKS NMPS 12348" and N00°40'32"W 99.50 feet with the east right of way line of Grimes street to a set 5/8" rebar with red plastic cap marked "WM HICKS NMPS 12348"; thence N00°40'32"W 36.00 feet with the east right of way line of Grimes street to a found 2 1/2" Aluminum Cap "MUTH PLS 13239", and continuing for a total distance of 170.50 feet to a found Chiseled "X" in Concrete being on the south right of way line of W. El Dorado Drive; thence N89°28'30"E 215.00 feet with the south right of way line of W. El Dorado Drive to a found 1/2" rebar; thence S00°41'29"E 134.50 feet to a 2 1/2" Aluminum Cap "MUTH PLS 13239", and continuing for a total distance of 170.50 feet to a set 5/8" rebar with red plastic cap marked "HICKS NMPS 12348"; thence S89°28'30"W 215.05 feet to the Point of Beginning and containing 0.842 acres, more or less.

CERTIFICATE OF SURVEY

I, William M. Hicks, III New Mexico Professional Surveyor, hereby certify that this Summary Replat was prepared from an actual ground survey performed by me or under my supervision, that this survey is true and correct to the best of my knowledge and belief. That this Summary Replat and the field survey upon which it is based meet the Minimum Standards for Surveying in New Mexico.

William M. Hicks, III NMPS #12348 3-28-2017 Date

OWNERS STATEMENT AND AFFIDAVIT

State of New Mexico: County of Lea:

The undersigned first duly sworn on oath, state: On behalf of the owners and proprietors we have of our own free will and consent caused this plat with its tracts to be platted. The property described on this plat lies within the platting jurisdiction of City of Hobbs.

By [Signature] Notary Public

ACKNOWLEDGMENT

State of New Mexico: County of Lea:

On this 7th day of April, 2017, before me, Tim Ryan and [Signature], to me known to be the person(s) described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

Witness my hand and official seal the day and year last above written.

My Commission Expires: 1-17-2018

Butty Waso Notary Public

CERTIFICATE OF MUNICIPAL APPROVAL

I, Kevin Robinson, Lead Project Manager for the City of Hobbs, Lea County, New Mexico, do hereby certify that the foregoing plat in the City of Hobbs, Lea County, New Mexico, was reviewed and deemed compliant with the Municipal Summary Process Regulations on this 28th day of March 2017.

Kevin Robinson, Lead Project Manager [Signature] Deputy Clerk

ACKNOWLEDGMENT

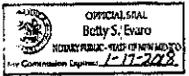
State of New Mexico: County of Lea:

On this 6th day of March, 2017, before me, Kevin Robinson and Jen Fleisher to me known to be the persons described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

Witness my hand and official seal the day and year last above written.

My Commission Expires: 10/31/17

Adrienne Notary Public



ENGINEERING | SURVEYING | TESTING
DEFINING QUALITY SINCE 1901
100 E. Navajo - Suite 100, Hobbs New Mexico 8
T 575 383 8827 F 575 383 1543
Pettigrev.us

PROJECT SURVEYOR: P. Gonzalez
DRAWN BY: J. Esquivel



INDEXING INFORMATION FOR COUNTY CLERK

OWNER:
HOST, LLC.
LOCATION:
in the SW 1/4 of Section 15, T18S, R38 N.M.P.M., City of Hobbs, Lea County New Mexico.

Table with 3 columns: No., DATE, DESCRIPTION

State of New Mexico, County of Lea
I hereby certify that this instrument was filed to record on:
The 10th day of April
2017 A.D.
At 4:24 o'clock P.M.
Cabinet 5 Slide 112
Book 2096 Page 132
By Keith Mance County Clerk
By Deputy

Azotea Summary Replat
OF
Lots 1, 2, 13, and 14, Block 1
Azotea Subdivision
FOR
HOST, LLC.

PROJECT NUMBER:
2017.1063

SHEET:
2 of 2
SU - 102



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: July 17, 2017

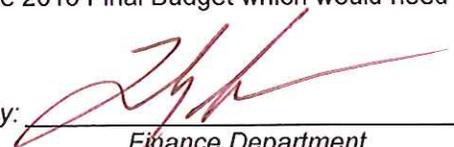
SUBJECT: PUBLIC HEARING FOR ENFORCING/RESCINDING RESOLUTION NO 6540 AS IT APPLIES TO CONDEMNED PROPERTY LOCATED AT 309 WEST BERRY
DEPT. OF ORIGIN: Legal Department
DATE SUBMITTED: July 10, 2017
SUBMITTED BY: Efen A. Cortez, Assistant City Attorney

Summary:

On May 1, 2017, the City Commission adopted Resolution No 6540 finding the structure at 309 West Berry damaged and dilapidated, a menace to public comfort, health and safety and requiring its removal. William Clayton Pilley has filed a written objection to the condemnation of the property. Pursuant to HMC Section 8.24.040 and NMSA 1978, §3-18-5, a condemnation hearing is to be held by the Commission to determine if Resolution No. 6540 as it applies to the specific property should be enforced or rescinded.

Fiscal Impact:

The demolition and cleanup of this property will cost approximately \$20,000.00. No preliminary budget was prepared. Adjustments for Environmental is in the 2018 Final Budget which would need DFA approval before any encumbrance can be obtained.

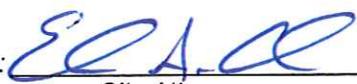
Reviewed By: 

Finance Department

Attachments:

Proposed Resolution; Resolution No 6540; and Written Objection

Legal Review:

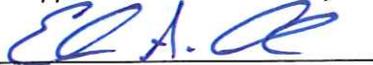
Approved As To Form: 

City Attorney

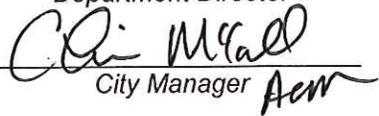
Recommendation:

Resolution to enforce or rescind Resolution No. 6540 as it relates to the property located at 309 West Berry in Hobbs, New Mexico.

Approved For Submittal By:



Department Director


City Manager *Acw*

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. 6574

A RESOLUTION ENFORCING / RESCINDING
RESOLUTION NO. 6540 AS IT APPLIES TO
THE PROPERTY AT 309 WEST BERRY

WHEREAS, this Commission approved Resolution No. 6540 finding the structure at 309 West Berry, Hobbs, New Mexico, was ruined, damaged and dilapidated, and a menace to the public comfort, health and safety and requiring its removal; and

WHEREAS, William Clayton Pilley, timely filed a written objection; and

WHEREAS, the Commission has fixed this date for hearing on its Resolution and the objection; and

WHEREAS, the Commission has considered the evidence presented by William Clayton Pilley against its Resolution as well as the evidence presented for the Resolution.

NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that its Resolution No. 6540 as it applies only to the property at 309 West Berry should be, and hereby is, enforced / rescinded.

PASSED, ADOPTED AND APPROVED this 17th day of July, 2017.

SAM D. COBB, Mayor

ATTEST:

JAN FLETCHER, City Clerk

CITY OF HOBBS

RESOLUTION NO. 6540

A RESOLUTION DETERMINING THAT CERTAIN
STRUCTURES ARE RUINED, DAMAGED AND DILAPIDATED,
ARE A MENACE TO PUBLIC COMFORT, HEALTH AND
SAFETY AND REQUIRES REMOVAL FROM THE MUNICIPALITY

WHEREAS, pursuant to Section 8.24.010 of the Hobbs Municipal Code, and Section 3-18-5 NMSA, as amended, the City has inspected the premises described in Attachment "A", attached hereto and incorporated herein by reference, and finds that the structures thereon are ruined, damaged and dilapidated, are a menace to the public comfort, health and safety and requires removal from the municipality.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the structures described in Attachment "A" are found to be ruined, damaged and dilapidated, are a menace to the public comfort, health and safety, and should be removed.

BE IT FURTHER RESOLVED that a copy of this Resolution be served on the owner, occupant or agent in charge of such premises; or, if such service cannot be had, that a copy of this Resolution be posted on the premises; and that a copy of the same be published as required by law.

BE IT FURTHER RESOLVED that unless the owner, occupant or agent in charge of such premises, within ten (10) days from such service or posting and publication of this Resolution, has commenced removing such structures from the real property or has filed written objection with the City, the City shall cause the removal of such structures at the cost and expense of the property owner.

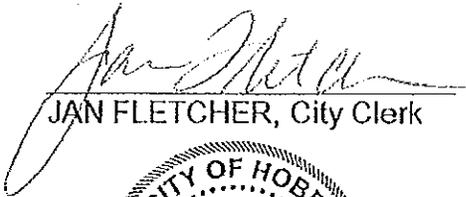
BE IT FURTHER RESOLVED that in cases where the City removes a structure so condemned, a lien shall be levied by the City against the real property involved in an amount equal to the reasonable cost of the services rendered, which lien may be foreclosed in default of satisfaction.

PASSED, ADOPTED AND APPROVED this 1st day of May, 2017.

ATTEST:



SAM D. COBB , Mayor



JAN FLETCHER, City Clerk



Attachment A

	Address	Owner	Owner's Address	Estimated Cost of Demolition
1	309 W. Berry Lot 23, Block 13B, Unit 7 Broadmoor Addition Hobbs, Lea County, New Mexico	William Clayton Pilley	1906 N. Rojo Hobbs, NM 88240	\$ 20,000.00

City of Hobbs

June 9, 2017

State of N.Mex

Jan Fletcher, City Clerk

Resolution 6540

please accept this as a written objection concerning the resolution in the matter of the property located at 309 W Berry, Hobbs N.M.

I would like to request that I be granted a hearing before the Commission to refute allegations made by Code enforcement and demonstrate that no dilapidation, ruin, or hazards to the community exist.

RECEIVED

Thank you

JUN 09 2017

Clayton Pilley

OFFICE OF THE CITY CLERK
HOBBS NEW MEXICO

Owner