

# 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

*June 19, 2017*



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

**Monday, June 19, 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

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**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](http://www.hobbsnm.org)*

**CALL TO ORDER AND ROLL CALL**

**INVOCATION AND PLEDGE OF ALLEGIANCE**

**APPROVAL OF MINUTES**

1. Minutes of the June 5, 2017, Regular Commission Meeting

**PROCLAMATIONS AND AWARDS OF MERIT**

**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.)*

2. Resolution No. 6562 - Approving the Abandonment of an Unused Easement Granted Via the Plat of the First Unit of the Westview Addition in 1952 (*Kevin Robinson*)
3. 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 (*Linda Howell*)

## **DISCUSSION**

4. Livestreaming of Scheduled City Commission Meetings (*Ron Roberts, Meghan Mooney*)

## **ACTION ITEMS** (Ordinances, Resolutions, Public Hearings)

5. 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 (*Toby Spears*)
6. **FINAL ADOPTION:** Ordinance No. 1104 - Amending Chapter 16 of the Hobbs Municipal Code Relating to Subdivisions (*Kevin Robinson*)
7. Resolution No. 6564 - Adopting Budgetary Adjustment #7 for FY 16-17 (*Toby Spears*)
8. 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 (*Mike Stone*)
9. Resolution No. 6566 - Approving a 2% Cost of Living Adjustment (COLA) for City Employees (*J. J. Murphy*)
10. Resolution No. 6567 - Approving Up to a 3% Merit Increase for FY 17-18 for City Employees (*J. J. Murphy*)
11. Resolution No. 6568 - Approving a 5% Increase to the Current Compensation Plan Maximum Range for General Employees Only (*J. J. Murphy*)

## **COMMENTS BY CITY COMMISSIONERS, CITY MANAGER**

12. Next Meeting Date: *(The next meeting date of July 3, 2017, has been cancelled due to the July 4<sup>th</sup> Holiday)*

- ▶ Regular Meeting - **Monday, July 17, 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: June 19, 2017

**SUBJECT:** City Commission Meeting Minutes

DEPT. OF ORIGIN: City Clerk's Office  
DATE SUBMITTED: June 14, 2017  
SUBMITTED BY: Jan Fletcher, City Clerk

**Summary:**

The following minutes are submitted for approval:

- ▶ Regular Commission Meeting of June 5, 2017

**Fiscal Impact:**

Reviewed By: \_\_\_\_\_  
Finance Department

N/A

**Attachments:**

Minutes as referenced under "Summary".

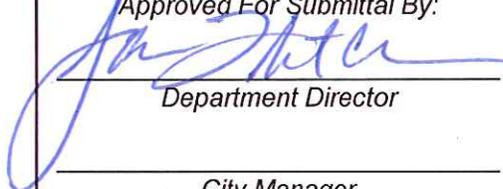
**Legal Review:**

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 5, 2017, in the City Commission Chamber, 200 East Broadway, 1<sup>st</sup> 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  
Commissioner Patricia A. Taylor  
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  
Barry Young, Deputy Fire Chief  
Todd Randall, City Engineer  
Kevin Robinson, Development Coordinator  
Shelia Baker, Senior Staff Engineer  
Ronny Choate, General Services Director  
Nicholas Goulet, Human Resources Director  
Tim Woomer, Utilities Director  
Toby Spears, Finance Director  
Raymond Bonilla, Community Services Director  
Benjamin Maynes, Building Official  
Ron Roberts, Information Technology Director  
Michal Hughes, Recreation Superintendent  
Linda Howell, Rockwind General Manager  
Matt Hughes, Golf 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  
Mollie Maldonado, Deputy City Clerk  
Sandra Boltshauser, Record Specialist  
54 citizens

### **Invocation and Pledge of Allegiance**

Commissioner Taylor delivered the invocation and Commissioner Joe Calderón led the Pledge of Allegiance.

Mayor Cobb welcomed Mr. Mike Gallagher, Lea County Manager, Mr. Ron Black, Lea County Commissioner and Mr. Corey Needham, Assistant County Manager, who are present in the audience tonight.

### **Approval of Minutes**

Commissioner Taylor moved that the minutes of the regular meeting held on May 15, 2017, and the minutes of the work session held on May 15, 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**

Mr. Adam Marinovich, Hobbs Firefighter, stated the Hobbs Fire Department, along with all City employees, provide better service than what is mandated of them. He thanked the City Commission and Mr. J. J. Murphy, City Manager, for their support.

### **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. 6552 - Appointment of Acting Municipal Judge and Setting Daily Compensation.

Resolution No. 6553 - Authorizing the Transfer of Ownership of Hobbs Police Department K-9 Named "Agar" to Police Officer Teresa Grady.

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. A copy of the resolutions and supporting documentation are attached and made a part of these minutes.

### **Discussion**

There were no items presented for discussion.

### **Action Items**

Resolution No. 6554 - Proposing a 2% Cost of Living Adjustment (COLA) for City Employees and Up to 3% Merit Increase for FY 17-18.

Mr. Murphy explained the resolution and presented a handout of City of Hobbs employees' wages, etc., compared to Lea County employees. The handout indicated Lea County employees, after taxes, bring home almost \$5,000.00 more annually than City employees. He stated City employees are underpaid for the value they bring to the community. Mr. Murphy gave examples of all City Departments going above and beyond the call of service. Along with Lea County, he stated the City of Jal also gave its employees a raise this year.

Mayor Cobb stated he could support the 2% COLA but he is hesitant on a merit increase until gross receipts tax (GRT) revenue is more sustainable. He stated he has no reservations about the sustainability of our local economy in the long term in the oil and gas sector; however, Mayor Cobb stated he is not convinced that there will not be some instability in our local GRT in the near term. Mayor Cobb requested that the Commission consider deferring any increases above the 2% COLA until the City has a longer term history with a sustainable level of GRT.

In response to Commissioner Cynthia Calderon's inquiry, Mr. Murphy stated employees were on a merit freeze during FY 16-17 but have had COLA/merit increases even when the economy was not doing good. He stated even when the economy was not doing good, the Commission was able to support housing incentives along with approving millions of dollars at tonight's meeting. Commissioner Cynthia Calderon stated City employees do deserve a merit increase.

Commissioner Buie stated City employees should not be compared to Lea County employees or Jal employees as Jal's GRT revenue has been the largest increase in the State.

Commissioner Buie moved to table Resolution No. 6554 and hold a work session to discuss it next week. Commissioner Taylor seconded the motion and the vote was recorded as follows: Newman yes, Cynthia Calderon yes, Taylor yes, Joseph Calderón no, 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. 6555 - Approving a 10% Increase to the Current Compensation Plan Maximum Range for General Employees Only.

Mayor Cobb recommended that this item be tabled as well and discussed at the work session.

There being no discussion, Commissioner Buie moved to table Resolution No. 6555 and hold a work session to discuss it sometime next week. Commissioner Taylor seconded the motion and the vote was recorded as follows: Newman yes, Cynthia Calderon yes, Taylor yes, Joseph Calderón no, 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. 6556 - Authorizing FY 17-18 Funding Appropriations to Various Social Service Agencies and Authorizing Agreements.

Mr. Murphy explained the resolution and stated the FY 17-18 funding appropriations to various social services agencies are the same funding as FY 16-17 with the exception of Legacy Pregnancy Center which is a new agency being funded this year in the amount of \$10,000.00.

There being no discussion, Commissioner Gerth moved to approve Resolution No. 6556 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. 6557 - Authorizing FY 17-18 Funding Appropriations to Economic Development and Marketing Entities and Authorizing Agreements.

Mr. Murphy explained the resolution and stated the funding for Economic Development and Marketing Entities also remains the same as FY 16-17. He explained the funding for Hobbs African American Chamber of Commerce in the amount of \$45,000.00 includes the sum of \$20,000.00 for the Juneteenth Celebration.

There being no discussion, Commissioner Joseph Calderón moved to approve Resolution No. 6557 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. Copies of the resolution and supporting documentation are attached and made a part of these minutes.

PUBLICATION: Proposed Ordinance Prohibiting Animals on Posted Property.

Mr. Murphy explained the proposed ordinance and stated the City owns and maintains numerous facilities and often citizens will bring animals into these facilities. He stated City staff recognizes not all City facilities should be posted preventing animals; however, there are a number of facilities where the presence of animals should be prohibited to prevent unintended potential harm to its citizens. Mr. Murphy stated some facilities that should have posted signs are the baseball and softball fields, soccer fields and swimming pools, unless the event is specifically focused on animals.

Mr. Murphy also explained a second proposed ordinance prohibiting animals during City sponsored special events. He stated the City sponsors numerous special events. Mr. Murphy stated citizens have brought their animals into special events, in the past, and animals have become combative with each other creating a potentially dangerous situation.

Commissioner Newman stated Del Norte provides a dog park for a dog's running needs. He agreed that signs should be posted prohibiting dogs in certain designated areas.

In response to Ms. Pat Huntly's request to speak, Mayor Cobb stated he is not accepting public communications regarding the proposed ordinances but will allow communications on final ordinance adoption.

Commissioner Joseph Calderón moved to publish notice of intent to adopt the proposed ordinance at a later date. 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.

PUBLICATION: Proposed Ordinance Prohibiting Animals During City Sponsored Special Events.

There being no further comments, Commissioner Cynthia Calderon moved to publish notice of intent to adopt the proposed ordinance at a later date. 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.

Resolution No.6558 - Authorizing a Memorandum of Understanding (MOU) with Lea County for Airline Subsidy Funding for FY 17-18.

Mr. Mike Stone, City Attorney, explained the resolution and stated the City of Hobbs and Lea County will each provide subsidy funding up to \$1.5 million dollars each for the airline service pursuant to the attached MOU. He stated the MOU will be effective only if the Economic Development Corporation (EDC) develops an agreement with United Airlines.

Lea County Chairman Ron Black stated the airline service is valuable to Hobbs and Lea County. He suggested that a billboard should be placed on Telephone Road that reads "You would be home now if you had flown out of Hobbs".

Mayor Cobb stated numerous meetings have been held regarding the airlines. He stated United Airlines is important to Hobbs and at the end of the day, he would like to see more families fly out of Hobbs at the same rates as other airlines.

In reply to Commissioner Newman's inquiry, Mayor Cobb stated there will not be any financial impact to the City if United Airlines does not sign a contract with the EDC.

There being no further discussion, Commissioner Gerth moved to approve Resolution No. 6558 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. Copies of the resolution and supporting documentation are attached and made a part of these minutes.

*FINAL ADOPTION: Ordinance No. 1103 - Repealing Resolution No. 5329 Code of Ethics/Related Party Policy for the City of Hobbs and Adopting an Ordinance Amending Chapter 2 of the Hobbs Municipal Code Which Shall be the City of Hobbs Code of Conduct.*

Mr. Stone explained the ordinance and stated it will repeal Resolution No. 5329 known as the Code of Ethics/Related Party Policy. He stated the New Mexico Legislature made changes to the State's ethics statute, known as the Governmental Conduct Act, which made the Act applicable to municipalities as of July 1, 2011. Mr. Stone stated the proposed ordinance language is identical or stricter than the Governmental Conduct Act on issues that apply to municipalities. He stated a new Procurement Ordinance was adopted by the Commission at its last meeting. Mr. Stone reviewed the details of the ethics ordinance and stated it will be very encompassing and again stated it will replace the City's existing ethics policy.

In response to Commissioner Taylor's question, Mr. Stone stated Resolution No. 5329 addresses ethics but has less requirements to fulfil. He stated Ordinance No. 1103 will require specific forms to be completed by the Commission, Board members and City employees. Commissioner Taylor stated she feels this ordinance needs to be further discussed as she does not agree on the content of the specific forms having to be filled out by the Commission.

Proper publication having been made, and there being no public comment or further discussion, Commissioner Cynthia Calderon moved that Ordinance No. 1103 be adopted as presented. Commissioner Newman seconded the motion and the vote was recorded as follows: Cynthia Calderon yes, Taylor no, Newman yes, Gerth yes, Joseph Calderón yes, Buie yes, Cobb yes. The motion carried. Copies of the ordinance and forms are attached and made a part of these minutes.

Resolution No. 6559 - Approving Development Agreements Between Kress Jones and Abram Dyck Concerning the Development of Goings Road.

Mr. Kevin Robinson stated the City is proposing to enter into a Development Agreement with Kress Jones and Abram Dyck concerning the development of Goings Road, an undeveloped roadway located north of Pilot's retail fuel center. He stated the development agreement requires the developers to pay a one-time fair share amount totaling \$52,100.00, of which \$30,000 will be paid by Jones and \$22,100 from Dyck, for the development of Goings Road to the proposed northern property line of "Tract 5A" prior to municipal approval of the summary subdivision. He stated a previous and similar agreement with Pilot required them, as the developer, to pay their fair-share amount. Mr. Robinson stated the approval of this agreement would require the municipality to extend Goings Road to the developer's north property line adjacent to the public right-of-way.

There being no discussion, Commissioner Buie moved to approve Resolution No. 6559 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.

Resolution No. 6560 - Approving a Development Agreement with VMJ Inc., Concerning the Development of Ranchland North of Navajo.

Mr. Robinson stated the City is proposing to enter into a development agreement with VMJ Inc., concerning the development of Ranchland north of Navajo. He stated the subdivision of property, per Municipal Code Title 16, requires that all public infrastructure either be in place or surety given to the City that the cost for same will be borne by the subdivider prior to acceptance of the subdivision. Mr. Robinson further stated the development agreement requires the subdivider to pay the fair-share assessment of the required public infrastructure adjacent to the tracts created upon conveyance, development or utilization. He also stated the recorded development agreement will run with the land and the assessment amount will increase 2% per annum after the 5<sup>th</sup> year of the adoption of this resolution.

In response to Mayor Cobb's question, Mr. Robinson stated the sewer and water connection under Navajo is the responsibility of the City.

There being no further comments, Commissioner Buie moved to approve Resolution No. 6560 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.

Resolution No. 6561 - Authorizing a Contract with the Non-Metro Area Agency on Aging for the Hobbs Senior Center for Potential Grant Funding in the Amount Up To \$127,229.00.

Ms. Dalia Conken, Senior Affairs Coordinator, stated the City has submitted an Area Plan to Non-Metro Area Agency on Aging Grant which has estimated an award to the City in the amount up to \$127,229.00. She thanked Mr. Murphy for assisting with the number of seniors on the meal-waiting list. She added the waiting list is no more than 10 days. Ms. Conken stated the Senior Center will again exceed their goal of feeding senior citizens in the community.

Mayor Cobb stated the Senior Center has a nice environment.

There being no discussion, Commissioner Newman moved to approve Resolution No. 6561 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. Copies of the resolution and supporting documentation are attached and made a part of these minutes.

#### **Comments by City Commissioners, City Manager**

Commissioner Newman stated he has received several calls on live streaming of the Commission meetings and requested discussion on the matter. Mayor Cobb stated it will be scheduled on the next Commission agenda under discussion. He further stated if the discussion becomes long winded, it will be re-scheduled for a work session.

Commissioner Buie stated that live streaming is available to get the word out on City business. Mr. Murphy stated there are currently six people viewing the Commission meeting. Commissioner Newman stated the live streaming does not have an accurate account of who viewed the meeting because every time someone logs in, it is counted as a new viewer.

Commissioner Joseph Calderón recognized Teen Court and Acting Municipal Judge Bobby Arther in the audience. Several members of the Teen Court introduced themselves. Acting Judge Arther thanked Mr. Murphy and the Commission for their support.

In reply to Commissioner Cynthia Calderon's question, Ms. Denise Marquez with the Hobbs News-Sun stated notices of Commission meetings are placed in the "Mark the Date Calendar" in the Hobbs News-Sun.

Commissioner Gerth stated the Commission needs to discuss City employees raises as a group and make an appropriate decision. Mr. Murphy stated a work session will be held next week to have such discussion.

Mr. Murphy stated there are now 22 currently viewing the Commission meeting.

Mayor Cobb read a letter from a recent visitor to Hobbs who praised the Rockwind Community Links Golf Course and its employees. He stated the writer resides in the State of New York.

**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 6:55 p.m.

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SAM D. COBB, Mayor

ATTEST:

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JAN FLETCHER, City Clerk



# **CONSENT AGENDA**



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: June 19, 2017

SUBJECT: RESOLUTION APPROVING THE EASEMENT ABANDONMENT OF AN UNUSED EASEMENT GRANTED VIA THE PLAT OF THE FIRST UNIT OF WESTVIEW ADDITION IN 1952.

DEPT. OF ORIGIN: Planning Division
DATE SUBMITTED: June 12, 2017
SUBMITTED BY: Kevin Robinson - Planning Department

Summary: In 1952 the Municipality adopted Resolution #578 approving the First Unit of Westview Addition and accepting certain properties and property rights therein dedicated. Lot 7 of Block 7 was encumbered by a 10' Utility Easement running the width of the property in an area now located with the primary structure being 1208 W. Scharbauer. Municipal Infrastructure was never placed within the easement and a portion of the easement is under the Primary Structure. Staff has determined that it would be impractical to utilize this easement and the easement is of no value to the Municipality.

Fiscal Impact:

Reviewed By: [Signature]
Finance Department

There is no fiscal impact to the Municipality.

Attachments: Resolution, Easement Abandonment and Location Maps.

Legal Review:

Approved As To Form: [Signature]
City Attorney

Recommendation:

Consideration to Approve the Resolution to approve the Easement Abandonment.

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. \_\_\_\_\_

CITY OF HOBBS

RESOLUTION NO. 6562

**A RESOLUTION APPROVING THE EASEMENT ABANDONMENT OF THAT CERTAIN EASEMENT GRANTED VIA THE PLAT OF THE FIRST UNIT OF WESTVIEW ADDITION IN 1952.**

WHEREAS, William Grimes Cecil Grimes may have conveyed a 10' Utility Easement to the Municipality located with Block 7 as notated on the Subdivision Plat recorded in Book 73, Page 100 of the Lea County Records; and

WHEREAS, the Easement in question is unused by the Municipality and future usage is impractical; and

WHEREAS, the City Commission has determined that the abandonment of the Easement will not negatively affect the Municipality or adversely affect the interests or rights of persons in contiguous territory or within the subdivision.

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

1. The City of Hobbs hereby abandons the easement in question located in Block 7 OF THE FIRST UNIT OF WESTVIEW ADDITION.

2. The City officials and staff are directed to do any and all acts necessary to carry out the intent of this Resolution.

PASSED, ADOPTED AND APPROVED this 19<sup>th</sup> day of June, 2017.

\_\_\_\_\_  
SAM D. COBB, Mayor

ATTEST:

\_\_\_\_\_  
JAN FLETCHER, City Clerk

EASEMENT RELEASE AND ABANDONMENT

The Easement Abandonment (this "Agreement") is executed this 19<sup>th</sup> day of June, 2017, by the City of Hobbs, for the purposes set forth herein.

RECITALS

A. William Grimes Cecil Grimes may have conveyed a 10' Utility Easement to the Municipality located within Block 7 as notated on the Subdivision Plat recorded in Book 73, Page 100 of the Lea County Records, filed November, 1952, in Lea County, New Mexico.

B. The party executing this Agreement may be the current and only beneficiaries of the Easement.

Now therefore for consideration paid to Beneficiary and other good and valuable consideration, the sufficiency and receipt of which are hereby acknowledged, the Beneficiary by execution hereof hereby abandon and release the Easement and relinquish any and all rights Beneficiary may have or may have had in the 10' Utility Easement located within Block 7 as notated on the Subdivision Plat recorded in Book 73, Page 100 of the Lea County Records, filed November, 1952, in Lea County, New Mexico.

Witness my/our hands this date: \_\_\_\_\_, 2017

City of Hobbs

By: \_\_\_\_\_

ACKNOWLEDGMENT

STATE OF NEW MEXICO  
COUNTY OF LEA

This instrument was acknowledged before me on \_\_\_\_\_ by

\_\_\_\_\_, \_\_\_\_\_ City of Hobbs, Lea County, New Mexico.

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_

BUYER: SANTIAGO MERCADO GUZMAN

GARY EIDSON, PS  
P.O. BOX 2344  
HOBBS, NEW MEXICO 88241  
(575) 318-1157  
W.O. #17117  
DSS DATE: 5/31/17

IMPROVEMENT LOCATION REPORT:

THIS REPORT:

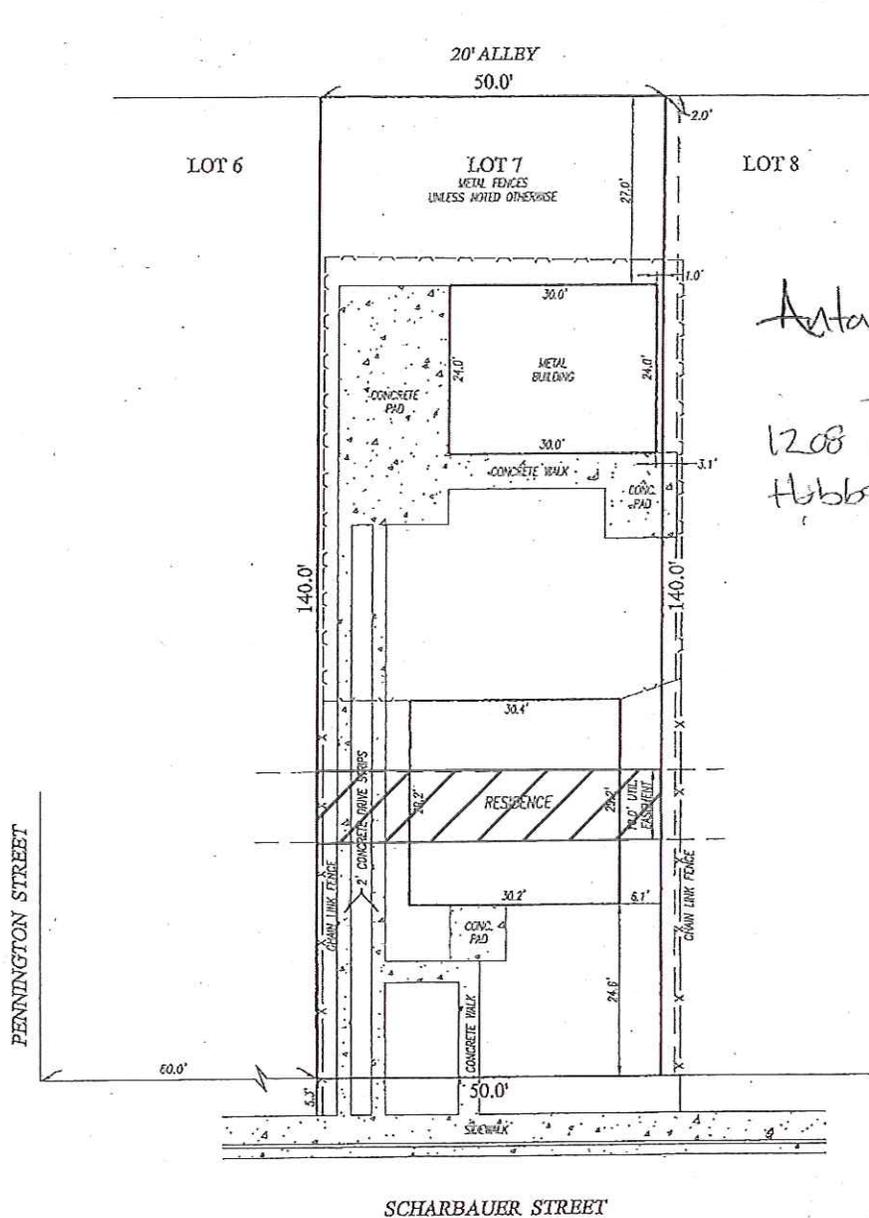
TO TITLE COMPANY: ELLIOTT & WALDRON TITLE AND ABSTRACT COMPANY COMMITMENT NUMBER: 17-755

TO UNDERWRITER: FIRST AMERICAN TITLE INSURANCE COMPANY

TO LENDER: PACIFIC LENDING, LLC

that on MAY 30, 2017, an accurate inspection was made by Gary Eidson, PS, of the premises situated in THE WEST 50 FEET OF LOT SEVEN (7), BLOCK SEVEN (7), FIRST UNIT OF WESTVIEW ADDITION, CITY OF HOBBS, LEA COUNTY, NEW MEXICO. 1208 W. SCHARBAUER  
(street address if applicable)

PLAT REFERENCE: Bearings, distances and curve data are taken from the following plot (include filing information if available). FIRST UNIT OF WESTVIEW ADDITION, CITY OF HOBBS, LEA COUNTY, NEW MEXICO, FILED NOVEMBER 25, 1952, IN BOOK 73, PAGE 100, IN THE OFFICIAL RECORDS OF LEA COUNTY, NEW MEXICO.



*Antonio Segovia*  
1208 W. Scharbauer St.  
Hobbs NM

THIS REPORT IS NOT FOR USE BY A PROPERTY OWNER FOR ANY PURPOSE. THIS IS NOT A BOUNDARY SURVEY AND MAY NOT BE SUFFICIENT FOR REMOVAL OF THE SURVEY EXCEPTION FROM AN OWNER'S TITLE POLICY. IT MAY OR MAY NOT REVEAL ENCROACHMENTS, OVERLAPS, CONFLICTS IN BOUNDARY LINES, SHORTAGES IN AREA, OR OTHER MATTERS WHICH WOULD BE DISCLOSED BY AN ACCURATE BOUNDARY SURVEY.

IMPROVEMENT LOCATION REPORT

THIS REPORT FURTHER STATES

as to the existence of the following at the time of my last inspection:

1. Evidence of rights of way, old highways or abandoned roads, lanes, trails or driveways, sewer, drains, water, gas or oil pipelines on or crossing said premises (show location, if none visible, so indicate):

10.0 FT. UTILITY EASEMENT, SEE SKETCH.

2. Springs, streams, rivers, ponds, or lakes located, bordering on or through said premises:

NONE

3. Evidence of cemeteries or family burial grounds located on said premises (show location):

NONE

4. Overhead utility poles, anchors, pedestals, wires or lines overhanging or crossing said premises and serving other properties (show location):

NONE

5. Joint driveways or walkways, joint garages, party walls or rights of support, steps or roofs in common or joint garages:

NONE

6. Apparent encroachments. If the building, projections or cornices thereof, or signs affixed thereto, fences or other indications of occupancy appear to encroach upon or overhang adjoining property, or the like appear to encroach upon or overhang inspected premises, specify all such (show location):

CONCRETE PAD ON EAST SIDE APPEARS TO OCCUPY A PORTION OF LOT 8. CHAIN LINK FENCE ON SOUTH SIDE APPEARS TO OCCUPY A PORTION OF SCHARBAUER STREET.

7. Specify physical evidence of boundary lines on all sides:

FENCE ON WEST SIDE, ALLEY ON NORTH SIDE, STREET ON SOUTH SIDE OF LOT.

8. Is the property improved? (If structure appears to encroach or appears to violate set back lines, show approximate distances):

YES, SEE SKETCH

9. Indications of recent building construction, alterations or repairs:

NONE

10. Approximate distance of structure from at least two lot lines must be shown.

SEE SKETCH

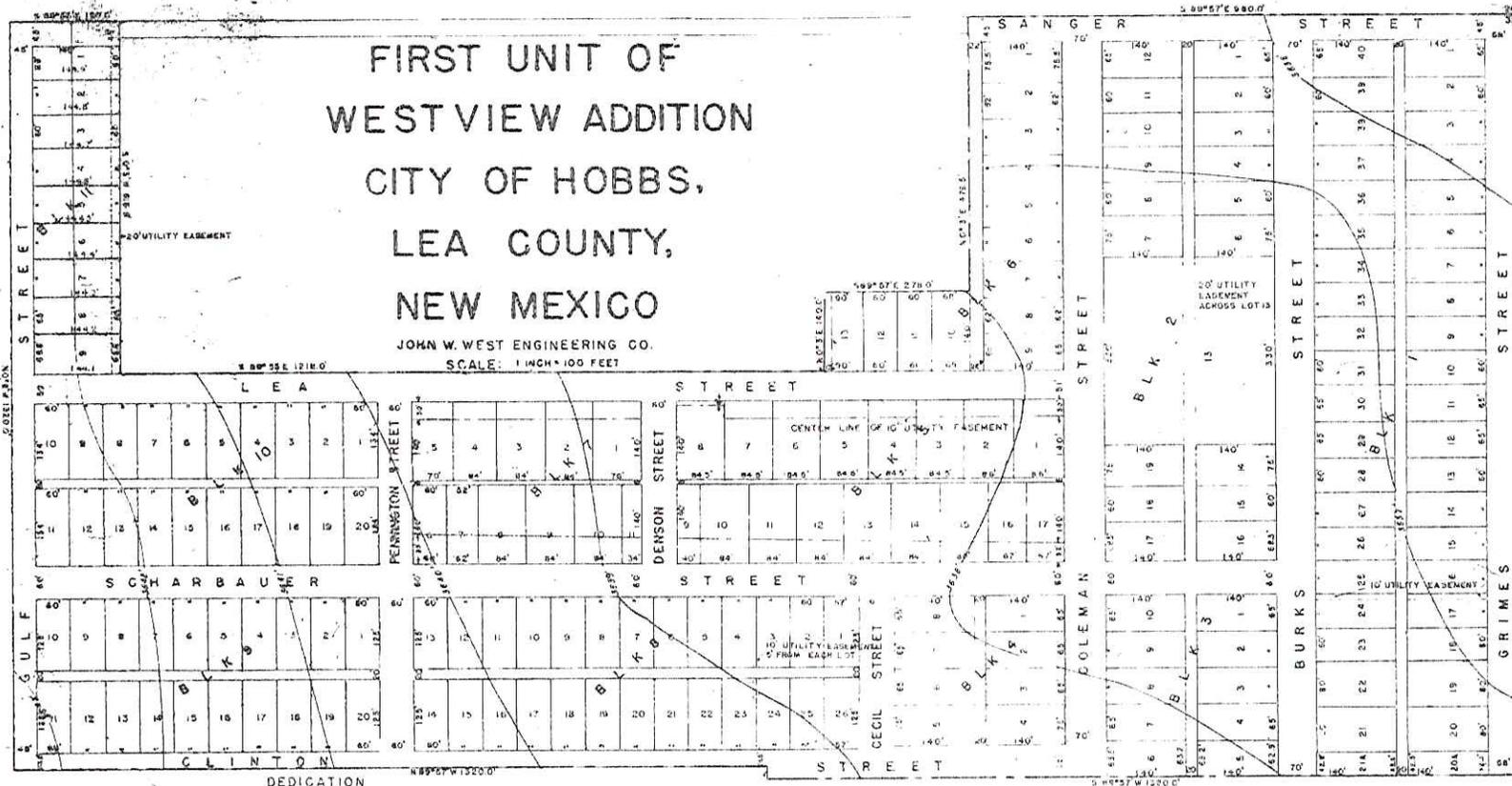
Gary G. Eidson 5/31/17  
SURVEYOR DATE

THE ABOVE INFORMATION IS BASED ON BOUNDARY INFORMATION TAKEN FROM A PREVIOUS SURVEY AND MAY NOT REFLECT THAT WHICH MAY BE DISCLOSED BY A BOUNDARY SURVEY.



FIRST UNIT OF  
WEST VIEW ADDITION  
CITY OF HOBBS,  
LEA COUNTY,  
NEW MEXICO

JOHN W. WEST ENGINEERING CO.  
SCALE: 1 INCH = 100 FEET



STATE OF NEW MEXICO }  
COUNTY OF LEA

KNOW ALL MEN BY THESE PRESENTS,

THAT THE ABOVE SUBDIVISION DESIGNATED "FIRST UNIT OF WESTVIEW ADDITION TO THE CITY OF HOBBS, LEA COUNTY, NEW MEXICO" MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT COMMON TO SECTIONS 27, 28, 33, AND 34, TWP 18 SOUTH, RANGE 36 EAST, N.M.P.M., THENCE 50°22'22" E, THENCE 50°07'W 1320.0 FT., THENCE N 0°2'W 24.0 FT., THENCE N 89°27'W 1200.0 FT., THENCE N 0°2'W 300.0 FT., THENCE S 89°57'E 180.0 FT., THENCE S 0°2'W 98.8 FT., THENCE S 89°55'E 1212.0 FT., THENCE N 0°2'E 140.0 FT., THENCE S 89°57'E 278.0 FT., THENCE N 0°2'E 479.8 FT., THENCE S 89°57'E 960.0 FT. TO THE POINT OF BEGINNING.

AS APPEARS ON THIS PLAT, IS WITH FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF THE UNDERSIGNED OWNER AND PROPRIETOR, SURVEYED AND SUBDIVIDED INTO LOTS AS THEY APPEAR ON THIS PLAT, AND THE STREETS AND ALLEYS SHOWN HEREON ARE DEDICATED TO THE USE OF THE PUBLIC.

IT IS HEREBY NOTED THAT THIS DEDICATION APPLIES TO THE SURFACE ONLY, THE OIL, GAS, AND OTHER MINERAL HAVE BEEN RESERVED BY THE OWNER AND PROPRIETOR.

NOTICE IS HEREBY GIVEN THAT ON PAGE \_\_\_\_\_, BOOK \_\_\_\_\_, OF THE MISCELLANEOUS RECORDS OF LEA COUNTY, NEW MEXICO, ARE FILED CERTAIN RESTRICTIVE GOVERNANTS THAT APPLY TO THE ABOVE DESCRIBED PROPERTY.

IN WITNESS WHEREOF, THE UNDERSIGNED OWNER AND PROPRIETOR OF SAID LAND, WILLIAM CECIL GRIMES, A MARRIED MAN DEALING IN HIS SEPARATE ESTATE, HAS HERETO SET HIS HAND THIS 12th DAY OF November, 1952.

*William Cecil Grimes*

CERTIFICATE OF MUNICIPAL APPROVAL

STATE OF NEW MEXICO }  
COUNTY OF LEA

I, MARJORIE H. RINSNER, THE DULY APPOINTED, QUALIFIED AND ACTING CITY CLERK OF THE CITY OF HOBBS, NEW MEXICO DO HEREBY CERTIFY THAT THE FOREGOING PLAT OF THE FIRST UNIT OF WESTVIEW ADDITION TO THE CITY OF HOBBS, LEA COUNTY, NEW MEXICO, WAS APPROVED BY THE CITY COMMISSION OF THE CITY OF HOBBS BY RESOLUTION NO. \_\_\_\_\_ ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 1952, AND I FURTHER CERTIFY THAT THE CITY OF HOBBS HAS NO PLANNING COMMISSION NOR MASTER PLAN FOR THE PHYSICAL DEVELOPMENT OF THE MUNICIPALITY.

IN WITNESS WHEREOF, I HAVE HERETO SET MY HAND AND AFFIXED THE CORPORATE SEAL OF THE CITY OF HOBBS, THIS 17th DAY OF \_\_\_\_\_, 1952.

STATE OF NEW MEXICO }  
COUNTY OF LEA

ON THIS 12th DAY OF Nov 1952, BEFORE ME PERSONALLY APPEARED WILLIAM CECIL GRIMES, A MARRIED MAN DEALING IN HIS SEPARATE ESTATE, TO WHOM I READ THE FOREGOING INSTRUMENT DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED THAT HE EXECUTED THE SAME AS HIS OWN FREE ACT AND DEED.

WITNESS MY HAND AND SEAL OF THE OFFICE AND YEAR LAST ABOVE WRITTEN

*Helen M. Kelly*  
NOTARY PUBLIC

MY COMMISSION EXPIRES

12-27-55

CERTIFICATE OF APPROVAL BY THE COUNTY COMMISSIONERS  
STATE OF NEW MEXICO }  
COUNTY OF LEA

BE IT KNOWN THAT THE ATTACHED PLAT OF THE FIRST UNIT OF WESTVIEW ADDITION CONSISTING OF LAND SUBDIVIDED AS A PROPOSED ADDITION TO THE CITY OF HOBBS, LEA COUNTY, NEW MEXICO, WAS SUBMITTED TO THE BOARD OF COUNTY COMMISSIONERS OF LEA COUNTY, NEW MEXICO, ASSEMBLED AT A MEETING ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 1952, AND THE SUBDIVISION AS SHOWN ON SAID PLAT WAS THEREAFTER APPROVED AND ACCEPTED BY A MAJORITY OF THE MEMBERS OF THE BOARD.

IN WITNESS WHEREOF, THE BOARD OF COUNTY COMMISSIONERS OF LEA COUNTY, NEW MEXICO HAS CAUSED THIS INSTRUMENT TO BE SIGNED ON ITS BEHALF BY ITS CHAIRMAN AND ATTESTED TO BY THE COUNTY CLERK OF LEA COUNTY, NEW MEXICO, ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1952.

ATTEST:

BOARD OF COUNTY COMMISSIONERS  
OF LEA COUNTY, NEW MEXICO

BY: \_\_\_\_\_  
CHAIRMAN

ENGINEER'S CERTIFICATE

I, JOHN W. WEST, REGISTERED SURVEYOR AND LAND SURVEYOR, DO HEREBY CERTIFY THAT THE ABOVE PLAT WAS MADE FROM NOTES TAKEN IN THE FIELD BY ME OR BY OTHERS UNDER MY SUPERVISION AND THAT THE SAME IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

IN WITNESS WHEREOF, I HAVE HERETO SET MY HAND AND AFFIXED THE CORPORATE SEAL OF THE CITY OF HOBBS, THIS 12th DAY OF \_\_\_\_\_, 1952.

*John W. West*  
P.E. & L.S.



**CITY OF HOBBS**  
COMMISSION STAFF SUMMARY FORM

MEETING DATE: June 19, 2017

**SUBJECT: CONSIDER APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF HOBBS AND NEW MEXICO JUNIOR COLLEGE (NMJC) FOR USE, ACCESS AND PARTICIPATION OF THE NMJC MEN'S GOLF TEAM AT ROCKWIND COMMUNITY LINKS.**

DEPT. OF ORIGIN: Parks and Recreation/Legal  
DATE SUBMITTED: June 13, 2017  
SUBMITTED BY: Linda Howell, Rockwind Community Links General Manager/PGA Golf Professional

**Summary:**

Previously, the City Commission approved a MOU with New Mexico Junior College for use of Rockwind Community Links by the NMJC Men's Golf Team. The previous MOU has expired. The City of Hobbs has similar MOU's with both the Hobbs Municipal Schools and the University of the Southwest for use of Rockwind Community Links by their respective golf teams.

The City of Hobbs is proposing to provide NMJC with practice space three days per week during the school year on the driving range, access to the Par 3 Course and 18 Hole Course and one (1) tournament per year, for the Men's Golf Program. The City will provide access for 15 NMJC Men's Team golfers.

NMJC is willing to compensate the City of Hobbs for use of Rockwind Community Links, as follows:

- \$200 per semester for each golfer
- \$3 to play the 18 Hole Course outside of practice times (if space is available); there will be no charge to play the course during practice times (if space is available)
- \$16 per person to rent a cart for 18 holes with a valid driver's license; Coaches will have the complimentary use of two golf carts during practice times
- \$10 per participant for all non-NMJC golfers during the one (1) tournament that will be hosted
- There will be no fees charged for range balls
- There will be no fees charged to play the Par 3 Course at any time (if space is available)

**Fiscal Impact**

Reviewed by: 

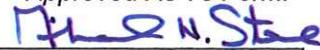
Finance Department

The City of Hobbs will receive revenue of \$3,000 per semester (\$6,000 per academic year) if there are fifteen golfers on the NMJC Men's Golf Team. Additional revenue will be generated dependent on the number 18 Hole Course greens fees, cart fees and tournament participants.

**Attachments:** Copy of Memorandum of Understanding Between New Mexico Junior College and the City of Hobbs (executed by NMJC)

**Legal Review:**

Approved As To Form:

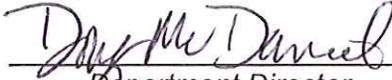


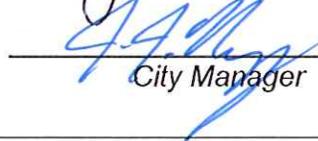
City Attorney

**Recommendation:**

Staff recommends that the Commission approve the Memorandum of Understanding between New Mexico Junior College and the City of Hobbs.

Approved For Submittal By:

  
\_\_\_\_\_  
Department Director

  
\_\_\_\_\_  
City Manager

CITY CLERK'S USE ONLY  
COMMISSION ACTION TAKEN

Resolution No. \_\_\_\_\_

Continued To: \_\_\_\_\_

Ordinance No. \_\_\_\_\_

Referred To: \_\_\_\_\_

Approved \_\_\_\_\_

Denied \_\_\_\_\_

Other \_\_\_\_\_

File No. \_\_\_\_\_

**MEMORANDUM OF UNDERSTANDING BETWEEN  
THE NEW MEXICO JUNIOR COLLEGE AND THE  
CITY OF HOBBS**

This Memorandum of Understanding is made this \_\_\_\_\_ day of May 2017, by and between the City of Hobbs (hereinafter "CITY") and the New Mexico Junior College (hereinafter "NMJC").

**PURPOSE**

The purpose of this agreement is to establish guidelines for the usage, access, and participation of NMJC's Golf Team at Rockwind Community Links, which is property of CITY. CITY and NMJC aim to promote a working relationship between each to achieve the best results for the community. CITY and NMJC agree to cooperate as outlined in this Memorandum of Understanding.

**DUTIES**

**I. CITY DUTIES**

CITY will ensure the following obligations are met:

- A. CITY will provide practice space at Rockwind Community Links for the NMJC Golf Team three days a week during the school year.
- B. CITY will determine the practice space available on a daily basis as determined at the sole discretion of the Rockwind Community Links General Manager.
- C. CITY will provide practice space for up to fifteen (15) members from NMJC's Team per practice.
- D. CITY will provide a maximum of two (2) carts for the coaches' use at practice based on availability. Keys to said carts are to be picked up from and returned to the Golf Shop Staff.
- E. CITY will provide access for tee times on the 18-hole course and/or the Par 3 course during practice times, if such space is available.
- F. CITY will provide access to Rockwind Community Links for one (1) Collegiate Tournament per year. The following tournament rates will apply:
  - 1. Participants each shall pay a fee of \$10.00.

- G. CITY will provide daily access for "personal practice" to a maximum of fifteen (15) members of NMJC's Golf Team. The following rates will apply:
  - 1. Members will receive complimentary range balls;
  - 2. Members with a valid driver's license may rent a cart for \$16.00 per person;
  - 3. Members may play the 18-hole course for a fee of \$3.00;
  - 4. Members may play the Par 3 course for no charge.
- H. CITY will manage availability of driving range space and tee times for "personal practice" for members of NMJC's Golf Team.
- I. CITY shall reserve the right to permanently dismiss members and/or coaches from Rockwind Community Links for damage intentionally inflicted to and/or theft of CITY property.

## II. NMJC DUTIES

NMJC will ensure the following obligations are met:

- A. NMJC will provide CITY with a list of all Golf Team members at the commencement of each semester. Players not listed will not be offered the privileges entailed herein;
- B. NMJC will ensure that all Golf Team members and coaches check in with the golf shop prior to playing either the 18-hole course or the Par 3 course. NMJC further understands that failure to abide by this requirement will result in dismissal of non-compliant individuals.
- C. NMJC will ensure that all Golf Team members and coaches are appropriately dressed in golf attire at all times while playing/practicing at Rockwind Community Links. The following list shall serve as a guideline for attire:
  - 1. Collared shirts are required;
  - 2. Tennis shoes or golf shoes are required;
  - 3. Cut-off shirts are unacceptable;
  - 4. Cut-off shorts are unacceptable;
  - 5. Denim clothing is unacceptable; (do they really not wear denim?)
  - 6. T-shirts are unacceptable.

- D. NMJC will ensure best practices and reasonable care are exercised in use and daily upkeep of Rockwind Community Links.
- E. NMJC will ensure that all Golf Team members and coaches sand divots on the range and fix ball marks following practice.
- F. NMJC will schedule all qualifying events in which tee times will be required at least one (1) week prior to the event.
- G. NMJC will ensure that all Golf Team members and coaches act in a manner that is respectful to Rockwind Community Links course, facility, staff members, and other guests. NMJC understands that any violation will result in possible dismissal from the program and, depending on the severity of each violation; the violators may be permanently banned from Rockwind Community Links.
- H. NMJC will provide \$200 per member each semester to CITY prior to the commencement of the program. Members who are added mid-semester will be charged the full \$200 when added.

### **MERGER OF AGREEMENT**

This agreement incorporates all agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements, and understandings have been merged into this Agreement. No prior statements, representations, promises or agreement of understanding, verbal or otherwise, of the parties or their agents shall be valid or enforceable unless embodied in the Agreement.

### **SOVEREIGN IMMUNITY**

The City of Hobbs and the New Mexico Junior College, their public employees (as defined in the New Mexico Tort Claims Act) do not waive sovereign immunity, do not waive any defense(s), and/or do not waive any limitation(s) pursuant to the New Mexico Tort Claims Act. No provision in the Agreement modifies and/or waives any provision of the New Mexico Tort Claims Act as it relates to the City and NMJC, and their public employees.

## **LIABILITY**

Each party agrees to bear liability and responsibility for the negligent, reckless or deliberate acts or omissions of their own officers and employees, as limited by the New Mexico Tort Claims Act.

## **THIRD PARTY BENEFICIARIES**

It is specifically agreed between the parties executing the Agreement that it is not intended by any of the provisions of any part of the Agreement to create in the public or any member thereof, a third party beneficiary, or to authorize anyone not a party to the Agreement to maintain, pursuant to the provisions of the Agreement, a suit of any nature, including but not limited to suits alleging wrongful death, bodily and/or personal injury to person(s), damages to property(ies), and/or any cause of action.

## **INSURANCE**

Both the City of Hobbs and the New Mexico Junior College will maintain liability insurance or qualify as a self-insured entity, as required by law.

## **TERM**

The duration of this agreement will be for one year from the date of signatures below with the option to renew, by mutual agreement between the City and NMJC three (3) additional one year terms. With mutual agreement between the parties, either party may terminate this agreement by giving notice at least 120 days prior to the end of any one-year term.

## **SEVERABILITY**

If any provision of this Memorandum of Understanding is found to be invalid or unenforceable for any reason, the remaining provisions will continue to be valid and enforceable. If a court finds that any provision of this Memorandum of Understanding is invalid or unenforceable, but that by limiting such provision it would become valid and enforceable, then such provision will be deemed to be written, construed, and enforced as so limited.

## **GOVERNING LAW**

This Memorandum of Understanding shall be construed in accordance with the laws of the State of New Mexico.

**EFFECTIVE DATE**

This Memorandum of Understanding shall be in full force and effect upon execution and approval of the parties hereto.

**NEW MEXICO JUNIOR COLLEGE**

BY:   
Kelvin Sharp  
President

Date: 5/8/17

**CITY OF HOBBS**

BY: \_\_\_\_\_  
Sam Cobb  
Mayor

Date: \_\_\_\_\_

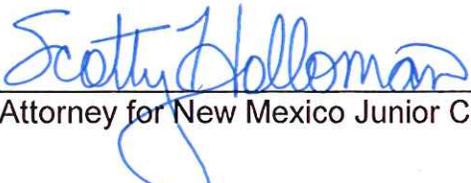
BY: \_\_\_\_\_  
J.J. Murphy  
City Manager

Date: \_\_\_\_\_

Approved as to Form:

By: \_\_\_\_\_  
Michael H. Stone  
City Attorney

Date: \_\_\_\_\_

By:   
Attorney for New Mexico Junior College

Date: 5/8/2017



# **ACTION ITEMS**



**CITY OF HOBBS**  
COMMISSION STAFF SUMMARY FORM

MEETING DATE: June 19, 2017

**SUBJECT: Removal of accounts receivable determined to be uncollectable.**

DEPT. OF ORIGIN: Finance Department  
DATE SUBMITTED: June 13, 2017  
SUBMITTED BY: Tim Woomer, Utilities Director

**Summary:**

Accounts receivable for the period of July 1, 2012 through June 30, 2013 resulting from water, garbage, and sewer services totaling \$35,252.01 are deemed uncollectable based on efforts made to collect on the account and locate the debtor. In accordance with 3-37-7, NMSA 1978 accounts with balances resulting from activity four years or older are to be removed from the list of accounts receivable to the City of Hobbs.

**Fiscal Impact:**

Reviewed By: \_\_\_\_\_

Finance Department

There would be no fiscal impact on a cash basis of accounting.

**Attachments:**

Resolution

**Legal Review:**

Approved As To Form: \_\_\_\_\_

City Attorney

**Recommendation:**

Approve the resolution to remove the uncollectable accounts from the list of accounts receivable.

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. 6563

A RESOLUTION AUTHORIZING THE REMOVAL OF ACCOUNTS RECEIVABLE  
FOR WATER, GARBAGE AND SEWER SERVICES THAT HAVE BEEN  
DETERMINED TO BE UNCOLLECTABLE FOR THE PERIOD OF  
JULY 1, 2012 THROUGH JUNE 30, 2013

WHEREAS, the City of Hobbs Water Department has determined that certain accounts have been deemed uncollectable based on efforts to collect on accounts and to locate the debtor; and

WHEREAS, according to 3-37-7, NMSA 1978 that accounts with balances resulting from activity that is four years old or older be removed from the list of accounts receivable; and

WHEREAS, for the period of July 1, 2012 through June 30, 2013 the amount of uncollectable accounts total \$35,252.01;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the Mayor is hereby authorized and directed to approve the removal of uncollectable accounts for water, garbage and sewer in the amount of \$35,252.01

PASSED, ADOPTED AND APPROVED this 19<sup>th</sup> day of June 2017.

\_\_\_\_\_  
SAM D. COBB, MAYOR

ATTEST:

\_\_\_\_\_  
JAN FLETCHER, City Clerk

# Utility Billing

## Collections Proof List

User: klewis  
 Printed: 06/12/2017 - 8:10AM  
 Sort By: Account Number  
 Batch: 00001.06.2017



Account No	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
005545-000	01-04-2680		0.00	0.00	0.00	0.00	-30.00
SOUNDS INCREDIBLE			0.00	0.00	0.00	0.00	0.00
006522-002	14-05-4050		0.00	-7.22	-23.77	0.00	0.00
ADRIAN FIELDS			0.00	0.00	0.00	0.00	0.00
006525-004	10-01-0160		-55.88	-142.19	-59.80	0.00	0.00
BELEM RODRIGUEZ			0.00	0.00	0.00	0.00	0.00
006576-000	02-04-2970		-60.06	-140.26	-108.39	-160.00	0.00
AMELIA SMITH			0.00	0.00	0.00	0.00	0.00
007534-001	03-05-2635		-1.37	-1.62	-4.65	0.00	0.00
JOHNNY JACOBS			0.00	0.00	0.00	0.00	0.00
007553-002	02-04-3095		0.00	0.00	-15.87	0.00	0.00
LETHA BRANTLEY			0.00	0.00	0.00	0.00	0.00
007603-000	03-05-2915		0.00	0.00	0.00	0.00	-30.00
HIDALI ORNELAS			0.00	0.00	0.00	0.00	0.00
007940-001	11-02-0769		-60.40	0.00	0.00	0.00	-10.00
DON R JR DELOSSANTOS			0.00	0.00	0.00	0.00	0.00
008307-001	04-04-3285		-33.98	-16.18	-43.34	0.00	-30.00
ROSE GREENOUGH			0.00	0.00	0.00	0.00	0.00
008500-001	10-05-2555		-6.99	-6.59	-19.42	0.00	0.00
CODY SPEAKE			0.00	0.00	0.00	0.00	0.00
008562-001	04-05-4718		0.00	-5.55	-20.21	0.00	0.00
BARBARA RILEY			0.00	0.00	0.00	0.00	0.00
009074-001	13-03-2185		-11.67	-37.35	-23.00	0.00	0.00
CLAUDIA MARTINEZ			0.00	0.00	0.00	0.00	0.00
009109-002	01-03-1930		-12.16	-14.99	-23.45	0.00	0.00
WILLIS MARSHALL			0.00	0.00	0.00	0.00	0.00
009830-000	06-02-1025		-8.10	-29.26	-29.13	0.00	0.00
OTHO BILBO			0.00	0.00	0.00	0.00	0.00
009859-003	17-06-4666		-4.45	-4.32	-15.19	0.00	0.00
SUSAN STANFIELD			0.00	0.00	0.00	0.00	0.00
010442-000	07-01-0550-03		0.00	-29.88	-23.77	0.00	0.00
ROBERT PRIESS			0.00	0.00	0.00	0.00	0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
010451-000 ROUNDTABLE CORPORATION	07-01-0585		0.00	0.00	-74.24	0.00	0.00
011409-001 KAMELA MILLS	16-01-1619		-28.58	-96.46	-85.74	0.00	0.00
012031-002 GEISHA RODRIQUEZ	11-03-1885		0.00	0.00	0.00	0.00	0.00
012035-000 DELWIN PATTERSON	08-01-0630		-16.39	-19.41	-99.85	0.00	0.00
012123-001 CHARLENE CALVILLO			0.00	0.00	0.00	0.00	0.00
012205-000 MRS L TOUSSAINT	08-02-1560		-352.04	-159.52	-70.52	0.00	-5.00
012225-000 EARL SMITH	08-02-1670		0.00	0.00	0.00	0.00	0.00
012246-000 ROSALIO HERNANDEZ	08-02-1855		0.00	0.00	0.00	-107.50	0.00
012336-002 TIKISHA HAYNES	08-03-2923		0.00	0.00	0.00	0.00	0.00
012577-001 HOWARD SIMPSON	08-03-3085		-22.94	-113.27	-67.69	0.00	0.00
012699-000 CLYDE REESE	08-04-4245		0.00	0.00	0.00	0.00	0.00
012774-002 JAMES LAVAN	02-06-4840		-37.40	-126.01	-83.20	0.00	-5.00
012813-001 SHERRI SMITH	01-05-4335		0.00	0.00	0.00	0.00	0.00
012875-000 ADA MAE TATUM	09-02-0615		-31.41	-67.68	-104.59	0.00	-5.00
012997-000 OPHELIA BROWN	09-02-1120		0.00	0.00	0.00	0.00	0.00
013027-001 VINCENT CLAY	09-02-1062		-22.94	-113.27	-67.69	0.00	0.00
013044-000 SONIA CARR	09-03-1338		0.00	0.00	0.00	0.00	0.00
013311-000 H HAYES	09-04-2525		-12.38	-14.66	-15.48	0.00	0.00
013759-000 BUDDY NOLEN	10-03-1285		0.00	0.00	0.00	0.00	0.00
013797-000 SANTA SEPULVEDA	10-03-1400		0.00	0.00	0.00	0.00	0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
013841-000	10-03-1585		0.00	-20.49	-23.23	0.00	0.00
CLOVETA DUKES			0.00	0.00	0.00	0.00	0.00
014155-001	14-03-2500		-13.96	-48.02	-45.11	0.00	0.00
DORA PATTON			0.00	0.00	0.00	0.00	0.00
014205-002	10-05-2995		0.00	0.00	0.00	0.00	-30.00
BARRY DUNN			0.00	0.00	0.00	0.00	0.00
014490-000	10-06-4165		0.00	0.00	-4.28	0.00	0.00
JEAN CREED			0.00	0.00	0.00	0.00	0.00
014949-002	07-02-2345		-10.15	-15.34	-23.77	0.00	0.00
SUZANNE RODRIGUEZ			0.00	0.00	0.00	0.00	0.00
015032-000	11-03-1770		-43.77	-61.84	-46.77	0.00	0.00
JUILO URIAS			0.00	0.00	0.00	0.00	0.00
015201-000	11-04-2275		0.00	0.00	-78.86	0.00	0.00
SUBWAY - LASKOWSKI			0.00	0.00	0.00	0.00	0.00
015253-000	11-04-2460		-4.55	-5.39	-19.53	0.00	0.00
BRADLEY WOOTTON			0.00	0.00	0.00	0.00	0.00
015351-001	07-03-3035		-72.17	-105.98	-53.76	0.00	0.00
BRETT ABERNATHY			0.00	0.00	0.00	0.00	0.00
015622-000	12-01-1000		-1.82	-3.40	-6.20	0.00	0.00
APOLONIA GRANADO			0.00	0.00	0.00	0.00	0.00
015702-000	12-02-1550		-25.27	-73.66	-87.17	0.00	-5.00
EVA PELLISSIER			0.00	0.00	0.00	0.00	0.00
015774-001	08-03-3255		-26.03	-55.92	-76.52	0.00	0.00
AMY TERRAZAS			0.00	0.00	0.00	0.00	0.00
015883-000	12-03-2350		0.00	0.00	-13.69	0.00	0.00
LUPE CABRERA			0.00	0.00	0.00	0.00	0.00
015920-000	12-03-2510		-176.06	-55.08	-47.54	0.00	0.00
L BROWN			0.00	0.00	0.00	0.00	0.00
015951-000	12-03-2613		0.00	-23.77	-23.77	0.00	0.00
ISMAEL TELLES			0.00	0.00	0.00	0.00	0.00
016090-001	05-04-2660		0.00	0.00	0.00	0.00	-50.00
YOLANDA CANTU			0.00	0.00	0.00	0.00	0.00
016173-000	12-04-4140		-1.82	-2.15	-9.86	0.00	0.00
ROCIO OLIVAS			0.00	0.00	0.00	0.00	0.00
016179-002	12-05-5555		0.00	0.00	-5.05	0.00	0.00
MARIA VILLALOBOS			0.00	0.00	0.00	0.00	0.00
016209-002	12-06-5724		-8.69	-13.07	-31.92	0.00	0.00
THOMAS BRADY			0.00	0.00	0.00	0.00	0.00
016553-001	12-05-5305		-31.36	-189.85	-91.11	0.00	0.00
JESUS LOPEZ			0.00	0.00	0.00	0.00	0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
016859-000 APRIL ORTEGA	13-02-0680		-26.30 0.00	-57.42 0.00	-109.50 0.00	0.00 0.00	-15.00 0.00
017079-002 SUSIE GUTIERREZ	14-03-2180		-11.84 0.00	-14.02 0.00	-44.89 0.00	0.00 0.00	0.00 0.00
017130-000 MICHAEL TERCERO	13-03-1815		-47.95 0.00	-31.01 0.00	-91.11 0.00	0.00 0.00	0.00 0.00
017282-000 ROBERT HUNT	13-04-2648		-50.59 0.00	-15.09 0.00	-44.36 0.00	0.00 0.00	0.00 0.00
017297-001 HOPE EDWARDS	12-03-2760		-165.35 0.00	-24.32 0.00	-9.20 0.00	0.00 0.00	0.00 0.00
017357-001 VICKI EDWARDS	10-01-0240		-218.19 0.00	-104.34 0.00	-63.38 0.00	0.00 0.00	0.00 0.00
017661-002 DERRIANCE QUALLS	03-05-2990		-137.32 0.00	-158.97 0.00	-71.31 0.00	0.00 0.00	-5.00 0.00
017997-000 ANGELA MANNEY	14-02-1475		-5.93 0.00	-9.49 0.00	-39.29 0.00	0.00 0.00	0.00 0.00
018002-001 CHERIE BERDOZA	04-05-4930		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 -50.00
018022-002 CHRYS LYONS	08-04-5000		0.00 0.00	-5.85 0.00	-7.74 0.00	0.00 0.00	0.00 0.00
018034-000 J RODGERS	14-02-1640		-29.31 0.00	-29.93 0.00	-87.17 0.00	0.00 0.00	-25.00 0.00
018402-002 MARIA CHAVIRA	13-04-2935		-7.96 0.00	-28.51 0.00	-42.78 0.00	0.00 0.00	0.00 0.00
018526-000 ROJELIO HERNANDEZ	14-03-3370		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
018556-001 MISTY LEMONS	16-07-0389		-7.09 0.00	-14.63 0.00	0.00 0.00	0.00 0.00	0.00 0.00
019240-000 CHRIS MONTGOMERY	15-02-1590		-22.61 0.00	-21.56 0.00	-30.86 0.00	0.00 0.00	0.00 0.00
019267-001 JAIME LUKENS	07-05-4820		-17.37 0.00	-49.63 0.00	-67.34 0.00	0.00 0.00	0.00 0.00
019475-001 STEVEN TAVAREZ	14-02-0915		-77.33 0.00	-41.48 0.00	-99.54 0.00	0.00 0.00	0.00 0.00
019873-000 KIM WEBB	15-06-4360		0.00 0.00	-2.68 0.00	-19.16 0.00	0.00 0.00	0.00 0.00
020726-000 RANDALL TIMMS	16-03-3460		-13.52 0.00	-30.18 0.00	-18.75 0.00	0.00 0.00	0.00 0.00
020858-001 BEVERLY LAWSON	17-03-1475		-23.56 0.00	-16.81 0.00	-10.30 0.00	0.00 0.00	0.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
021902-002 BRITTANY SMITH	16-01-1619		-17.21 0.00	-38.83 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
022764-000 RONNY WELLS	16-01-1720		-20.15 0.00	-84.98 0.00	-46.51 0.00	0.00 0.00	0.00 0.00
022846-001 RHONDA PARCHMAN	06-03-1370		-33.60 0.00	-63.20 0.00	-47.54 0.00	0.00 0.00	0.00 0.00
023384-001 SHIRLEY A JARAMILLO	05-05-3750		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
023538-000 VICTORIA R JIMENEZ	05-04-2735		-5.46 0.00	-33.93 0.00	-85.56 0.00	0.00 0.00	0.00 0.00
023602-000 PAMELA SAKER	02-03-1970		0.00 0.00	0.00 0.00	-6.90 0.00	0.00 0.00	0.00 0.00
023785-000 SYLVIA COOLEY	04-01-0193		-39.92 0.00	-141.96 0.00	-74.46 0.00	0.00 0.00	0.00 0.00
024007-001 MANUEL G GABALDON	07-02-2613		0.00 0.00	0.00 0.00	-0.88 0.00	0.00 0.00	0.00 0.00
024205-001 GEN'S LLC	13-01-0015		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
024220-001 TAMARA BURTON	08-02-1843		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-20.00 0.00
024576-002 MELINDA OLIVARES	11-01-0620		-10.32 0.00	-46.61 0.00	-39.61 0.00	0.00 0.00	0.00 0.00
024700-002 THOMAS WELLS	05-03-2255		-3.86 0.00	-28.89 0.00	-47.25 0.00	0.00 0.00	0.00 0.00
024761-001 MARYANNA BALDERRAMA	04-08-6130		-29.34 0.00	-84.60 0.00	-41.99 0.00	0.00 0.00	0.00 0.00
024822-002 WENDY ROLLINS	07-02-1329		-6.01 0.00	-9.27 0.00	-32.20 0.00	0.00 0.00	0.00 0.00
025212-004 CANDIE WHITE	06-02-0873		-2.73 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00
025352-000 SCOTTE MARKHART	07-05-4995		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
025450-000 ELIZABETH HONCE	14-02-1525		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
025479-000 GARY LOWRY	04-05-4280		-21.41 0.00	-22.58 0.00	-19.80 0.00	0.00 0.00	0.00 0.00
025559-001 MARK BROOKS	15-06-5045		-3.76 0.00	-7.44 0.00	-17.60 0.00	0.00 0.00	0.00 0.00
025732-000 MELISSA FINDLAY	15-03-2010		-210.24 0.00	-107.28 0.00	-41.20 0.00	0.00 0.00	0.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
025755-006 GEORGE BROWN	12-05-5135		-90.45 0.00	-44.12 0.00	-78.98 0.00	0.00 0.00	0.00 0.00
025783-002 MANUELA ZUNIGA	08-02-1880		-16.77 0.00	-19.96 0.00	-69.81 0.00	0.00 0.00	0.00 0.00
025834-002 DONALD MADRON	10-06-3680		-8.81 0.00	-22.02 0.00	-23.52 0.00	0.00 0.00	0.00 0.00
026043-004 LIDERRIA FULBRIGHT	02-05-3700		-91.27 0.00	-305.06 0.00	-122.01 0.00	0.00 0.00	0.00 0.00
026062-001 YABEL TORRES	10-06-4180		-32.25 0.00	-57.49 0.00	-90.04 0.00	0.00 0.00	0.00 0.00
026138-001 RENE LOPEZ	10-04-1780		-23.37 0.00	-137.49 0.00	-195.03 0.00	0.00 0.00	0.00 0.00
026247-003 LYNNE JARREL	01-05-4225		-7.96 0.00	-53.27 0.00	-51.50 0.00	0.00 0.00	0.00 0.00
026271-001 BRANDY DE LA ROSA	09-02-0740		-31.91 0.00	-159.62 0.00	-66.55 0.00	0.00 0.00	0.00 0.00
026501-000 IDELLA ROYALS	09-03-1795		-322.50 0.00	-170.50 0.00	-77.12 0.00	0.00 0.00	0.00 0.00
026644-001 DIANA GALLEGOS	08-03-3045		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
026707-000 BOBBY DILWORTH	04-05-4325		-21.40 0.00	-38.41 0.00	-91.90 0.00	0.00 0.00	0.00 0.00
026984-002 JAMIE TAVAREZ	03-06-3400		-13.95 0.00	-57.26 0.00	-64.40 0.00	0.00 0.00	0.00 0.00
027219-003 WELDON PEACOCK	14-01-0480		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
027317-000 DANIEL ORTIZ	08-03-3055		-24.97 0.00	-101.28 0.00	-87.96 0.00	0.00 0.00	0.00 0.00
027470-001 CARROLL HODGES	07-04-4392		-12.40 0.00	-17.31 0.00	-65.95 0.00	0.00 0.00	0.00 0.00
027617-000 ALVARO ONTIVEROZ	01-03-2310		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-35.00 0.00
027665-000 SILAS MILLER	07-02-1982		-23.60 0.00	-30.98 0.00	-69.42 0.00	0.00 0.00	0.00 0.00
027954-002 STEVEN THOMAS	16-01-0865		-70.52 0.00	-90.44 0.00	-47.54 0.00	0.00 0.00	0.00 0.00
027976-000 SILVIA PALMA	05-04-2805		-7.86 0.00	-8.09 0.00	-28.61 0.00	0.00 0.00	0.00 0.00
028004-000 CHARLES STEWART	12-04-4085		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-35.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
028005-001 JOHN OVERBEY	05-05-3565		-15.32 0.00	-15.32 0.00	-64.57 0.00	0.00 0.00	0.00 0.00
028026-001 ROBERT MULHERAN	07-01-0353		-3.43 0.00	0.00 0.00	-33.28 0.00	0.00 0.00	0.00 0.00
028089-000 MATTHEW LINDBERG	16-06-5988		-8.17 0.00	-10.94 0.00	-23.18 0.00	0.00 0.00	0.00 0.00
028090-000 MATTHEW LINDBERG	16-06-5980		-12.70 0.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00
028175-000 MARIA ALMARAZ	02-04-3100		-11.71 0.00	-16.41 0.00	-35.45 0.00	0.00 0.00	0.00 0.00
028323-000 CARL MORGAN	09-04-2150		-10.43 0.00	-10.43 0.00	-32.00 0.00	0.00 0.00	0.00 0.00
028328-000 CHARMAIN HELMS	01-03-2270		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-5.00 0.00
028388-000 LINDBERG RENTALS	16-06-5992		-7.84 0.00	-6.50 0.00	-23.56 0.00	0.00 0.00	0.00 0.00
028388-002 LINDBERG RENTALS	16-06-5986		-11.66 0.00	-14.19 0.00	-33.58 0.00	0.00 0.00	0.00 0.00
028388-003 LINDBERG RENTALS	16-06-5984		-2.88 0.00	-10.75 0.00	-16.87 0.00	0.00 0.00	0.00 0.00
028403-001 JENNY SILVA	08-02-0963		-6.24 0.00	-26.40 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
028779-001 REBECCA CARTER	06-02-0775		0.00 0.00	0.00 0.00	-9.31 0.00	0.00 0.00	0.00 0.00
028876-002 JESSE HOPKINSON	16-04-3945		-5.35 0.00	-17.50 0.00	-37.57 0.00	0.00 0.00	0.00 0.00
028883-000 TRACY COLLEY	11-04-3071		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-50.00 0.00
028999-000 JUAN HERRERA-AVILA	10-03-1630		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
029191-000 MARTIN ALVAREZ	10-05-2755		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
029407-000 JOHN SESSIONS	08-03-2880		-33.28 0.00	-47.12 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
029507-000 CORY HOLBERT	16-05-5350		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
029562-000 SAUL NIETO	16-01-0880		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
029571-000 CHRISTY GREGORY	17-04-4000		0.00 0.00	0.00 0.00	-94.30 0.00	0.00 0.00	-30.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
029668-000 AMERICA HERNANDEZ	15-06-4615		0.00	0.00	0.00	0.00	-30.00
029688-000 JESSICA FLORES	08-02-1290		0.00	0.00	0.00	0.00	0.00
029689-000 PAUL FRY	17-03-1365		0.00	0.00	0.00	0.00	-30.00
029867-000 SUSAN BONILLA	04-04-3255		0.00	0.00	-18.44	0.00	0.00
029878-001 SAVANNAH CLEVELAND	17-04-4034		0.00	0.00	0.00	0.00	0.00
029882-001 PAMELA EVANS	07-02-1820		0.00	0.00	-16.15	0.00	0.00
029902-002 RAYMOND ARAGON	03-02-0965		-92.51	-24.51	-73.47	0.00	0.00
030037-001 ANNA GALVAN	09-03-1610		0.00	0.00	0.00	0.00	0.00
030040-001 MASON BALL	02-02-1680		-441.11	0.00	0.00	0.00	0.00
030068-002 TINA HERNANDEZ	10-04-1915		0.00	0.00	0.00	0.00	0.00
030158-001 ROSA CRUZ	12-05-4655		0.00	0.00	0.00	0.00	0.00
030194-000 IRENE HERNANEZ	02-06-4900		0.00	0.00	0.00	0.00	0.00
030201-000 DERRICK JACKSON	13-04-2465		0.00	0.00	0.00	0.00	-30.00
030202-000 JUSTIN WISENER	17-04-4037		0.00	0.00	0.00	0.00	0.00
030206-000 CRYSTAL CANTU	06-03-1530		0.00	0.00	0.00	0.00	0.00
030216-000 BRANDI MOYA	17-03-0940		0.00	0.00	0.00	0.00	-30.00
030255-000 SHALA JOHNSON	04-05-3955		0.00	0.00	0.00	0.00	0.00
030276-000 JAYNEE PEEL	17-06-4940		0.00	0.00	0.00	0.00	0.00
030304-001 LISA PADILLA	10-01-0185		-70.08	-84.18	-93.09	0.00	0.00
030310-000 RENE DANIEL	19-01-0145		0.00	0.00	0.00	0.00	0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
030473-000 ARNOLD RICHARD	04-05-4840		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
030495-000 CHRISTOPHER CHAVEZ	07-05-4850		0.00 0.00	0.00 0.00	-17.49 0.00	0.00 0.00	0.00 0.00
030498-000 ENRIQUE ALVAREZ - TENA	10-02-0700		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
030630-000 SEBASTIAN, JR ROMERO	15-06-4415		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
030681-003 MINDY GUERRA	15-04-2605		-44.54 0.00	-39.81 0.00	-44.38 0.00	0.00 0.00	0.00 0.00
030773-000 SONNY LEVARIO	13-04-2715		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-30.00 0.00
030847-000 KERRI ROYER	11-04-3170		-6.26 0.00	-19.95 0.00	-30.91 0.00	0.00 0.00	0.00 0.00
030966-001 ANN GUZMAN	14-03-3165		-35.66 0.00	-83.33 0.00	-55.21 0.00	0.00 0.00	0.00 0.00
031024-001 AMBER WILLIAMS	07-01-0990		-9.74 0.00	-13.04 0.00	-19.35 0.00	0.00 0.00	0.00 0.00
031080-000 ALFRED POTTS	12-01-0765		-12.95 0.00	-9.69 0.00	-36.30 0.00	0.00 0.00	0.00 0.00
031083-000 AMY GARRETT	07-04-4443		-2.29 0.00	-1.34 0.00	-25.49 0.00	0.00 0.00	0.00 0.00
031115-002 ALEJANDRA MASON	15-05-4175		-36.04 0.00	-27.19 0.00	-6.33 0.00	0.00 0.00	0.00 0.00
031210-001 JAMES TRUESDELL	02-03-1865		-26.10 0.00	-53.64 0.00	-38.88 0.00	0.00 0.00	0.00 0.00
031211-001 GABRIELA VIESCA	04-05-3940		0.00 0.00	0.00 0.00	-11.51 0.00	0.00 0.00	0.00 0.00
031315-004 PEARL BRADSHAW	13-04-2975		-70.19 0.00	-93.71 0.00	-95.06 0.00	0.00 0.00	0.00 0.00
031387-000 MARTE ROJAS	10-07-4392		-13.66 0.00	-16.18 0.00	-65.98 0.00	0.00 0.00	0.00 0.00
031579-000 VERA MCMASTER	10-05-2845		-18.91 0.00	-104.62 0.00	-83.99 0.00	0.00 0.00	0.00 0.00
031635-002 ANTHONY CABRERA	07-03-3415		-44.43 0.00	-145.89 0.00	-39.61 0.00	0.00 0.00	0.00 0.00
031651-001 MICHELLE LARA	09-03-1705		-17.07 0.00	-127.60 0.00	-83.20 0.00	0.00 0.00	0.00 0.00
031747-001 ALEX TORRES	12-05-4940		-12.62 0.00	-21.54 0.00	-32.35 0.00	0.00 0.00	0.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
031848-000 JACKIE GRIFFIS	10-01-0250		-0.25 0.00	-52.99 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
031882-000 REBECCA HANAK	04-08-6995		0.00 0.00	0.00 0.00	-21.43 0.00	0.00 0.00	0.00 0.00
032081-000 PEGGY HARMON	06-01-0470		-15.27 0.00	-17.41 0.00	-28.42 0.00	0.00 0.00	0.00 0.00
032095-000 ARMIDA ZUNIGA-URIAS	13-02-1215		-3.18 0.00	-4.86 0.00	-12.90 0.00	0.00 0.00	0.00 0.00
032195-000 TOMMY HASSLERS/TEXECO & UHAUL	07-06-5604		-7.38 0.00	-13.85 0.00	-37.32 0.00	0.00 0.00	0.00 0.00
032211-000 ROBYN CRUME	14-01-0725		-46.78 0.00	-107.01 0.00	-66.55 0.00	0.00 0.00	0.00 0.00
032259-002 AZUCENA CABELLO	09-03-1449		-16.44 0.00	-69.74 0.00	-47.54 0.00	0.00 0.00	0.00 0.00
032384-000 NORMA CABALLERO	09-05-3295		-15.91 0.00	-67.89 0.00	-73.03 0.00	0.00 0.00	0.00 0.00
032487-001 LUIS ORTEGA	15-07-0185		-25.08 0.00	-84.72 0.00	-70.52 0.00	0.00 0.00	0.00 0.00
032588-000 MICHEAL HOLLOWAY	16-01-1790		-17.29 0.00	-21.19 0.00	-39.09 0.00	0.00 0.00	0.00 0.00
032599-000 JULIO MARTINEZ	14-03-3310		-9.05 0.00	-59.85 0.00	-40.41 0.00	0.00 0.00	0.00 0.00
032600-002 MERSADIES CRUME	12-05-5160		-10.10 0.00	-16.88 0.00	-24.41 0.00	0.00 0.00	0.00 0.00
032720-000 BRENDA ROMO	02-03-2360		0.00 0.00	0.00 0.00	-20.97 0.00	0.00 0.00	0.00 0.00
032735-000 MARTIN BARNES	02-04-2812		-37.79 0.00	-117.46 0.00	-142.59 0.00	0.00 0.00	0.00 0.00
032756-000 MAYRA REGALADO	10-03-1610		-21.50 0.00	-55.52 0.00	-71.31 0.00	0.00 0.00	0.00 0.00
032778-001 LETISIA JIMENEZ	15-04-2190		-21.23 0.00	-36.08 0.00	-80.82 0.00	0.00 0.00	0.00 0.00
032825-001 MICHAEL TRUELOVE	15-01-0150		-18.19 0.00	-45.48 0.00	-68.13 0.00	0.00 0.00	0.00 0.00
032912-000 LANCE PERSILVER	14-05-4380		-12.21 0.00	-20.57 0.00	-35.77 0.00	0.00 0.00	0.00 0.00
032926-001 MATTHEW ROBINSON	10-01-0125		-44.45 0.00	-130.60 0.00	-83.99 0.00	0.00 0.00	0.00 0.00
032953-000 RICHARD ALVARADO	08-04-5005		-32.31 0.00	-56.08 0.00	-99.54 0.00	0.00 0.00	0.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
032960-000 VENESSA TREVIZO	15-07-0085		-0.45 0.00	-0.54 0.00	-22.51 0.00	0.00 0.00	0.00 0.00
033108-001 ARACELI CLEMENTE	01-03-2485		0.00 0.00	0.00 0.00	-5.05 0.00	0.00 0.00	0.00 0.00
033146-002 CHAD BROWN	11-04-2600		-10.17 0.00	-23.74 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
033152-000 DENISE JONES	11-01-0210		0.00 0.00	0.00 0.00	-10.35 0.00	0.00 0.00	0.00 0.00
033201-001 ANTHONY JUAREZ	13-04-2425		0.00 0.00	-6.23 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
033278-001 ISMAEL RIOS	01-03-1860		-17.14 0.00	-35.83 0.00	-64.97 0.00	0.00 0.00	0.00 0.00
033317-000 KIMBERLY GASS	14-03-3405		-8.33 0.00	-20.09 0.00	-34.50 0.00	0.00 0.00	0.00 0.00
033336-000 MECHELE HOLMES	07-02-2535		0.00 0.00	-3.36 0.00	-23.52 0.00	0.00 0.00	0.00 0.00
033427-000 EDDIE BUMGARDNER JR	17-06-4650		-13.66 0.00	-16.18 0.00	-66.23 0.00	0.00 0.00	0.00 0.00
033428-001 MATTHEW WILMETH	07-01-0354		-55.80 0.00	0.00 0.00	-78.18 0.00	0.00 0.00	0.00 0.00
033447-000 CLAUDIA MIRANDA	13-03-2125		-7.54 0.00	-8.41 0.00	-16.66 0.00	0.00 0.00	0.00 0.00
033490-000 CYNTHIA PIZARRO	04-04-3115		-12.19 0.00	-71.58 0.00	-43.70 0.00	0.00 0.00	0.00 0.00
033494-000 JUAN RODRIGUEZ	13-03-1550		-19.39 0.00	-84.04 0.00	-57.51 0.00	0.00 0.00	0.00 0.00
033660-002 DOMINGO MARTINEZ	01-03-1935		-16.96 0.00	-20.10 0.00	-77.72 0.00	0.00 0.00	0.00 0.00
033685-000 NATALIA GONZALEZ-MARTINEZ	10-06-3520		-14.22 0.00	-27.77 0.00	-41.03 0.00	0.00 0.00	0.00 0.00
033690-000 VERONICA KEELER	16-01-1167		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	-50.00 0.00
033712-000 JASMIN TARANGO	13-02-1316		0.00 0.00	0.00 0.00	-15.00 0.00	0.00 0.00	0.00 0.00
033714-000 MITCHELL DOMINGO	07-04-4401		-23.94 0.00	-34.67 0.00	-47.54 0.00	0.00 0.00	0.00 0.00
033740-000 SAUL DOMINGUEZ	17-04-3025		0.00 0.00	0.00 0.00	-266.02 0.00	0.00 0.00	0.00 0.00
033754-000 ERIC LIZAMA	17-06-4641		-8.59 0.00	-7.05 0.00	-29.13 0.00	0.00 0.00	0.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
033782-001 ADAM LAURELS	10-05-2690		-21.02 0.00	-43.21 0.00	-41.05 0.00	0.00 0.00	0.00 0.00
033792-000 NATHANIEL ROSE	07-01-1040		-5.27 0.00	-14.19 0.00	-22.45 0.00	0.00 0.00	0.00 0.00
033795-001 MIGUEL AGUIRRE	01-04-2770		-2.63 0.00	-19.06 0.00	-30.10 0.00	0.00 0.00	0.00 0.00
033803-001 VALERIE DIAZ	10-06-4185		-60.41 0.00	-102.13 0.00	-92.18 0.00	0.00 0.00	-80.00 0.00
033841-000 DAVID MARQUEZ	04-05-3965		-16.00 0.00	-23.26 0.00	-62.97 0.00	0.00 0.00	0.00 0.00
033854-000 TRICO POWER LLC	05-02-1555		0.00 0.00	0.00 0.00	-10.11 0.00	0.00 0.00	0.00 0.00
033869-000 KEVIN DOTSON	07-02-2044		-7.63 0.00	-17.52 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
033942-000 HAROLD CHOU	17-03-0945		-3.41 0.00	-7.67 0.00	-35.42 0.00	0.00 0.00	0.00 0.00
033950-000 ALFRED MONTOYA	11-01-0465		-4.23 0.00	-3.23 0.00	-16.29 0.00	0.00 0.00	0.00 0.00
033965-000 DENISE KINSEY	15-05-4175		-23.81 0.00	-11.08 0.00	-30.86 0.00	0.00 0.00	0.00 0.00
034008-000 SANTOS GONZALES	13-04-2782		-1.32 0.00	-12.29 0.00	-28.37 0.00	0.00 0.00	0.00 0.00
034011-000 YADIRA ALVIDREZ	04-01-0470		-20.64 0.00	-17.18 0.00	-34.47 0.00	0.00 0.00	0.00 0.00
034027-000 JOSHUA LYNCH	14-01-0140		-22.58 0.00	-57.44 0.00	-76.49 0.00	0.00 0.00	0.00 0.00
034032-000 AMANDA HARVILLE	07-04-4447		-12.52 0.00	-8.44 0.00	-35.64 0.00	0.00 0.00	0.00 0.00
034034-001 ROSA MELENDEZ	14-02-1815		-27.59 0.00	-54.66 0.00	-64.45 0.00	0.00 0.00	0.00 0.00
034045-001 TOBY JR GONZALES	07-02-2620		-8.58 0.00	-16.18 0.00	0.00 0.00	0.00 0.00	0.00 0.00
034046-000 DENA PYBURN	03-03-1694		-4.34 0.00	-9.53 0.00	-36.45 0.00	0.00 0.00	0.00 0.00
034069-000 IVAN MONTANO	14-02-1080		-44.63 0.00	-187.96 0.00	-91.90 0.00	0.00 0.00	0.00 0.00
034147-001 KAKO LEE	02-06-4690		0.00 0.00	-28.12 0.00	-37.29 0.00	0.00 0.00	0.00 0.00
034187-000 LUZ URIAS	02-03-2030		-7.28 0.00	-14.42 0.00	-49.12 0.00	0.00 0.00	0.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
034300-001 DONALD CHAMBLESS	15-04-2435		-1.08 0.00	-4.32 0.00	-12.68 0.00	0.00 0.00	0.00 0.00
034306-000 ARMAND SINGLETON	16-07-0372		-4.67 0.00	-8.10 0.00	0.00 0.00	0.00 0.00	0.00 0.00
034325-000 WINTER BRILEY	14-01-0480		-11.47 0.00	-17.12 0.00	-31.10 0.00	0.00 0.00	0.00 0.00
034353-000 MARY BROWN	07-03-4024		-24.84 0.00	-16.39 0.00	-43.58 0.00	0.00 0.00	0.00 0.00
034378-000 HOWARD LOGSDON	16-01-1305		-65.06 0.00	-36.99 0.00	0.00 0.00	0.00 0.00	0.00 0.00
034384-000 JUAN RYAN	05-03-1775		-3.52 0.00	-4.17 0.00	-12.26 0.00	0.00 0.00	0.00 0.00
034393-000 BREANNA LANDRUM	15-01-1075		-1.37 0.00	-25.07 0.00	0.00 0.00	0.00 0.00	0.00 0.00
034448-000 PERRY KING	02-03-2590		-15.61 0.00	-24.39 0.00	-142.59 0.00	0.00 0.00	0.00 0.00
034477-000 ELISA CHAFINO	02-03-2421		-25.70 0.00	-24.19 0.00	-77.12 0.00	0.00 0.00	0.00 0.00
034520-000 ROSALIA CARRASCO	10-01-0610		-96.26 0.00	-128.58 0.00	-71.31 0.00	0.00 0.00	0.00 0.00
034533-000 LEONTYNE KNIGHT	09-03-1963		-1.37 0.00	-8.41 0.00	-28.52 0.00	0.00 0.00	0.00 0.00
034534-000 RAFAEL CARRASCO	01-01-0150		-7.64 0.00	-9.18 0.00	-20.59 0.00	0.00 0.00	0.00 0.00
034603-000 CHARLES DAVIDSON	10-01-0120		-73.43 0.00	-174.82 0.00	-91.90 0.00	0.00 0.00	0.00 0.00
034603-001 CHARLES DAVIDSON	10-01-0120		-42.61 0.00	-55.95 0.00	-32.49 0.00	0.00 0.00	0.00 0.00
034607-000 JESSE STERBA	14-03-2825		-13.44 0.00	-29.08 0.00	-65.76 0.00	0.00 0.00	0.00 0.00
034644-000 MARIO MUNOZ	10-01-0530		-42.78 0.00	-97.13 0.00	-88.74 0.00	0.00 0.00	0.00 0.00
034711-000 JOSE SOTO	16-07-0346		-6.75 0.00	-28.75 0.00	0.00 0.00	0.00 0.00	0.00 0.00
034722-000 OSCAR CASTILLO	10-01-0670		-5.97 0.00	-1.62 0.00	-4.65 0.00	0.00 0.00	0.00 0.00
034737-000 DONALD WATSON	08-03-2949		-4.16 0.00	-18.56 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
034745-000 KENDRA COX	19-02-0850		-48.61 0.00	-100.50 0.00	-63.40 0.00	0.00 0.00	0.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
034774-000 LYDIA GUERRERO	05-05-4070		-1.60 0.00	-1.89 0.00	-26.55 0.00	0.00 0.00	0.00 0.00
034863-000 RUBEN YBARRA	07-02-2027		-3.52 0.00	-11.23 0.00	-36.03 0.00	0.00 0.00	0.00 0.00
034866-000 MARTIN GUEVARA	16-04-4445		0.00 0.00	-7.81 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
034887-000 MARK JOHNSON III	16-03-2885		-10.17 0.00	-13.61 0.00	-23.77 0.00	0.00 0.00	-15.28 0.00
034902-000 RAMON ROMERO	12-04-4165		0.00 0.00	-21.64 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
034905-000 GABRIELA DIAZ	01-02-1180		-4.80 0.00	-13.82 0.00	-37.24 0.00	0.00 0.00	0.00 0.00
034929-000 JEFFREY TYLER	12-06-5782		-1.37 0.00	-5.35 0.00	-28.28 0.00	0.00 0.00	0.00 0.00
034947-000 BRUCE GONZALEZ	04-01-0200		-16.57 0.00	-37.11 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
034951-000 GILBERT SULLIVAN	15-06-4305		-52.38 0.00	-149.97 0.00	-87.17 0.00	0.00 0.00	0.00 0.00
034959-000 CHASE RAINS	15-07-0450		-10.47 0.00	-16.55 0.00	-17.19 0.00	0.00 0.00	0.00 0.00
034961-000 MAYRA ROMERO	04-01-0197		-38.61 0.00	-112.12 0.00	-71.31 0.00	0.00 0.00	0.00 0.00
035028-000 WHITNEY WALLACE	07-02-2920		-22.96 0.00	-63.18 0.00	-42.78 0.00	0.00 0.00	0.00 0.00
035094-000 LA MESA PROPERTIES	02-06-4690		0.00 0.00	0.00 0.00	-6.04 0.00	0.00 0.00	0.00 0.00
035126-000 DONNA LOPEZ	03-02-0930		-24.17 0.00	-32.21 0.00	-12.42 0.00	0.00 0.00	0.00 0.00
035132-000 EBONY LEE	16-05-5300		-12.06 0.00	-15.48 0.00	-64.98 0.00	0.00 0.00	0.00 0.00
035161-000 NATALIE ARIAS	16-07-0397		-7.13 0.00	-14.56 0.00	0.00 0.00	0.00 0.00	0.00 0.00
035184-000 CHRISTOPHER MENDEZ	07-02-1990		-35.36 0.00	-70.47 0.00	-57.55 0.00	0.00 0.00	0.00 0.00
035225-000 CHARLES GARRETT	12-06-5744		-0.68 0.00	-0.81 0.00	-2.38 0.00	0.00 0.00	0.00 0.00
035248-000 TINA WIDNER	01-04-3387		-8.15 0.00	-21.83 0.00	-52.14 0.00	0.00 0.00	0.00 0.00
035313-000 TIFFANY CLOUD	07-03-3195		-35.44 0.00	-124.67 0.00	-42.53 0.00	0.00 0.00	0.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
035350-001 JANNETTE GONZALEZ	10-06-4185		-10.86 0.00	-45.06 0.00	-36.44 0.00	0.00 0.00	0.00 0.00
035360-000 JOHN PARKER	17-06-4655		-15.71 0.00	-29.65 0.00	-78.45 0.00	0.00 0.00	0.00 0.00
035378-000 PAULA HENDRICKS	07-02-1750		-16.91 0.00	-43.22 0.00	-45.16 0.00	0.00 0.00	0.00 0.00
035379-000 TORRANCE WATSON	16-05-5798		-21.66 0.00	-45.51 0.00	-57.85 0.00	0.00 0.00	0.00 0.00
035383-000 HAYLI LOGAN	14-03-3400		-11.33 0.00	-32.41 0.00	-47.30 0.00	0.00 0.00	0.00 0.00
035386-000 BRIAN GILL	16-02-2775		-16.06 0.00	-37.28 0.00	-50.71 0.00	0.00 0.00	0.00 0.00
035390-001 CESAR MUNIZ	12-06-5690		-3.18 0.00	-7.38 0.00	-34.86 0.00	0.00 0.00	0.00 0.00
035420-000 MARILYN ORTEGA	17-03-0955		0.00 0.00	-1.64 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
035533-000 SUSANO ESPARZA	15-04-2155		-26.69 0.00	-30.71 0.00	-51.74 0.00	0.00 0.00	0.00 0.00
035560-000 AMANDA JONES	05-07-3373		-14.12 0.00	-24.00 0.00	-70.83 0.00	0.00 0.00	0.00 0.00
035676-000 JOE RUSSELL	12-06-5768		0.00 0.00	0.00 0.00	-14.56 0.00	0.00 0.00	0.00 0.00
035692-000 MARTIN RODRIGUEZ	01-01-0335		-13.66 0.00	-16.18 0.00	-48.35 0.00	0.00 0.00	0.00 0.00
035744-000 CESAR DOMINGUEZ	12-06-5776		-18.44 0.00	-21.84 0.00	-82.09 0.00	0.00 0.00	0.00 0.00
035748-000 KENNY PERRY	01-04-3610		0.00 0.00	0.00 0.00	-5.17 0.00	0.00 0.00	0.00 0.00
035760-001 LAURA WELLS	15-07-0185		-12.29 0.00	-15.00 0.00	-66.55 0.00	0.00 0.00	0.00 0.00
035772-000 CHEYENNE WYLLYS	03-04-1950		-5.95 0.00	-4.78 0.00	-17.50 0.00	0.00 0.00	0.00 0.00
035797-000 CHRISTLE WEBER	04-05-4100		0.00 0.00	-8.42 0.00	-5.16 0.00	0.00 0.00	0.00 0.00
035810-000 MICHAEL MCGREGOR	10-01-0140		0.00 0.00	0.00 0.00	-7.44 0.00	0.00 0.00	0.00 0.00
035823-000 RICARDO FLORES	14-05-4250		-56.26 0.00	-157.25 0.00	-66.70 0.00	0.00 0.00	0.00 0.00
035835-001 KATRINA MARTINEZ	10-06-3330		-61.46 0.00	-90.83 0.00	-85.65 0.00	0.00 0.00	0.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
035882-000 DAVID ANTHONY	16-04-4825		-9.16 0.00	-13.93 0.00	-20.13 0.00	0.00 0.00	0.00 0.00
035904-000 BILLY BOX	19-01-0230		-15.51 0.00	-28.90 0.00	-41.20 0.00	0.00 0.00	0.00 0.00
035923-000 RICHARD PICKERING	07-02-2907		-2.28 0.00	-5.47 0.00	-31.70 0.00	0.00 0.00	0.00 0.00
035927-000 PATRICIA PERKINS	04-05-3970		-32.64 0.00	-41.04 0.00	-47.54 0.00	0.00 0.00	0.00 0.00
035931-000 LOURDES ANDRACA	09-02-1037		0.00 0.00	0.00 0.00	-19.10 0.00	0.00 0.00	0.00 0.00
035970-000 THELMA MORENO	09-04-2140		-34.40 0.00	-97.44 0.00	-64.18 0.00	0.00 0.00	0.00 0.00
035971-000 GUSTAVO ALDERETE	12-06-5796		-4.83 0.00	-2.29 0.00	-29.31 0.00	0.00 0.00	0.00 0.00
036006-000 SAMUEL PEREZ	12-06-5698		-12.52 0.00	-14.83 0.00	-58.20 0.00	0.00 0.00	0.00 0.00
036018-000 MARIA CARRION	10-05-2470		-8.20 0.00	-16.49 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
036023-000 VIRGINIA BECK	15-02-1183		-0.98 0.00	-8.09 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
036027-000 ALEXIS CERECERES	14-05-4375		-8.83 0.00	-11.30 0.00	-29.34 0.00	0.00 0.00	0.00 0.00
036030-000 GIT IT DONE WITH GRACELAND	13-02-0780		0.00 0.00	-8.13 0.00	-16.22 0.00	0.00 0.00	0.00 0.00
036060-000 DENNIS SEARS	15-07-0145		-12.17 0.00	-20.61 0.00	-37.24 0.00	0.00 0.00	0.00 0.00
036071-000 THOMAS WELLS	11-01-0305		-19.12 0.00	-23.08 0.00	-68.96 0.00	0.00 0.00	0.00 0.00
036094-000 PLATINUM NUTRITION	13-01-0015		0.00 0.00	-6.06 0.00	-24.34 0.00	0.00 0.00	0.00 0.00
036101-000 DAKOTA REYNOLDS	03-05-2715		-14.57 0.00	-17.26 0.00	-69.40 0.00	0.00 0.00	0.00 0.00
036109-000 DANIEL OSORNIO	03-03-1698		-10.03 0.00	-11.87 0.00	-34.85 0.00	0.00 0.00	0.00 0.00
036120-000 NICOLE PONCE	13-03-2195		-13.12 0.00	-19.07 0.00	-39.03 0.00	0.00 0.00	0.00 0.00
036124-000 JESSICA HERNANDEZ	16-02-2915		-16.03 0.00	-21.18 0.00	-34.86 0.00	0.00 0.00	0.00 0.00
036168-000 THERON COOK	15-05-3747		-18.53 0.00	-69.94 0.00	-65.76 0.00	0.00 0.00	0.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
036186-000 KEVIN FUNK	13-04-2640		-8.33 0.00	-10.40 0.00	-28.00 0.00	0.00 0.00	0.00 0.00
036227-000 RAFAEL GALLEGOS	17-06-4633		0.00 0.00	-15.65 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
036245-000 TYWON BASQUEZ	03-05-3205		-114.13 0.00	-313.99 0.00	-99.62 0.00	0.00 0.00	0.00 0.00
036258-000 CHEYENNE MOORE	11-03-1810		-18.06 0.00	-39.65 0.00	-66.55 0.00	0.00 0.00	0.00 0.00
036314-000 IVONNE OVALLE	14-03-2770		-5.46 0.00	-52.99 0.00	-23.77 0.00	0.00 0.00	0.00 0.00
036379-000 STEPHANIE EMMER	04-01-0154		0.00 0.00	0.00 0.00	-11.58 0.00	0.00 0.00	0.00 0.00
036391-000 JOHATHAN BARNES	12-06-5684		-19.35 0.00	-22.92 0.00	-86.03 0.00	0.00 0.00	0.00 0.00
036439-000 JOSEPH BARBER	12-06-5724		-19.57 0.00	-25.84 0.00	-91.90 0.00	0.00 0.00	0.00 0.00
036480-000 DENT KINGS	17-07-5090		-16.84 0.00	-25.49 0.00	-84.37 0.00	0.00 0.00	0.00 0.00
036488-000 KARINA TELLO	17-03-1191		-6.14 0.00	-7.28 0.00	-40.96 0.00	0.00 0.00	0.00 0.00
036508-000 JAMES FARMER	15-01-0200		-0.40 0.00	-1.08 0.00	-3.17 0.00	0.00 0.00	0.00 0.00
036518-000 ANTHONY SAVAGE	13-04-2685		-34.44 0.00	-22.10 0.00	-63.64 0.00	0.00 0.00	0.00 0.00
036547-000 DEANNA KING	11-04-3071		-16.29 0.00	-21.45 0.00	-38.34 0.00	0.00 0.00	0.00 0.00
036574-000 JAVIER CANO	12-05-4980		-12.06 0.00	-14.29 0.00	-60.68 0.00	0.00 0.00	0.00 0.00
036595-000 KIMBERLY HUDGINS	12-06-5708		-12.96 0.00	-25.24 0.00	-36.70 0.00	0.00 0.00	0.00 0.00
036628-000 JOSHUA ARNOLD	13-04-3130		0.00 0.00	0.00 0.00	-3.21 0.00	0.00 0.00	0.00 0.00
036631-000 RONNIE TYRA	10-07-4409		-1.13 0.00	-1.34 0.00	-27.29 0.00	0.00 0.00	0.00 0.00
036671-000 JUSTIN YBARBO	07-05-4720		-11.30 0.00	-32.05 0.00	-45.45 0.00	0.00 0.00	0.00 0.00
036690-000 AUGUSTINA CANAS	09-02-1155		-13.05 0.00	-17.96 0.00	-61.63 0.00	0.00 0.00	0.00 0.00
036728-000 ROSENDO ALBA JR	04-01-0320		0.00 0.00	0.00 0.00	-20.92 0.00	0.00 0.00	0.00 0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
036730-000	09-02-0410		-7.78	-35.96	-135.97	0.00	0.00
TORRTILLERIA OJINANGE			0.00	0.00	0.00	0.00	0.00
036731-000	05-05-4070		-15.64	-18.53	-73.13	0.00	0.00
ARTHUR GUERRERO			0.00	0.00	0.00	0.00	0.00
036775-000	01-03-2390		-44.36	-81.42	-79.24	0.00	-30.00
DANIEL LUJAN			0.00	0.00	0.00	0.00	0.00
036799-000	10-06-3675		-14.23	-29.01	-43.59	0.00	0.00
MARITZA LUCIO			0.00	0.00	0.00	0.00	0.00
036817-000	13-04-2655		0.00	0.00	0.00	0.00	-20.00
JEFFERY/ASHLEY HEINZ			0.00	0.00	0.00	0.00	0.00
036818-000	17-06-4636		-12.99	-15.39	-63.91	0.00	0.00
JOHNNY DAVIS			0.00	0.00	0.00	0.00	0.00
036827-000	12-06-5748		-17.55	-36.47	-64.41	0.00	0.00
BAILEY GONZALES			0.00	0.00	0.00	0.00	0.00
036894-000	07-01-0351		-6.83	0.00	-34.37	0.00	0.00
CODY MITCHELL			0.00	0.00	0.00	0.00	0.00
036961-000	11-03-2180		0.00	0.00	-2.02	0.00	0.00
TRAVIS WILSON			0.00	0.00	0.00	0.00	0.00
037012-000	16-05-4985		0.00	0.00	-10.06	0.00	0.00
JOSE ANDRADE			0.00	0.00	0.00	0.00	0.00
037062-000	10-07-4409		-6.83	-8.09	-45.67	0.00	0.00
JOSE CORONAL			0.00	0.00	0.00	0.00	0.00
037090-000	19-02-0900		0.00	-26.25	-23.77	0.00	0.00
MARYSOL RUIZ			0.00	0.00	0.00	0.00	0.00
037175-000	04-04-2485		0.00	-138.03	-59.42	0.00	0.00
ROBERT KENDRICK			0.00	0.00	0.00	0.00	0.00
037206-000	14-05-4375		0.00	-12.42	-23.77	0.00	0.00
ANGEL GARCIA			0.00	0.00	0.00	0.00	0.00
037214-000	17-06-4670		0.00	-12.45	-23.77	0.00	0.00
BRAD FRANKLIN			0.00	0.00	0.00	0.00	0.00
037334-000	07-02-2029		-3.73	-19.14	-23.77	0.00	0.00
DIANA PEREZ			0.00	0.00	0.00	0.00	0.00
037402-000	13-04-2648		0.00	0.00	-0.53	0.00	0.00
JASON ROBERTS			0.00	0.00	0.00	0.00	0.00
037429-000	11-02-0770		0.00	0.00	-12.49	0.00	0.00
DON DELOSSANTOS			0.00	0.00	0.00	0.00	0.00
037464-000	10-06-4185		-49.50	-97.67	-89.53	0.00	0.00
CRYSTAL PEREZ			0.00	0.00	0.00	0.00	0.00
037679-000	16-01-1673		0.00	0.00	-3.56	0.00	0.00
ANNETTE MURPHY			0.00	0.00	0.00	0.00	0.00

Account No Customer Name	Reference No	Tax Lot	WTR DEP	SWR	GBG	MIS	PEN
			-7,649.44	-11,670.18	-14,105.95	-267.50	-1,485.28
			0.00	0.00	0.00	0.00	0.00
					Batch Total:		-35,178.35



CITY OF HOBBS
COMMISSION STAFF SUMMARY FORM

MEETING DATE: June 19, 2017

SUBJECT: AN ORDINANCE AMENDING TITLE 16 OF THE CITY OF HOBBS MUNICIPAL CODE.

DEPT. OF ORIGIN: Planning Department
DATE SUBMITTED: June 12, 2017
SUBMITTED BY: Kevin Robinson - Planning Department

Summary: Final Reading of the Ordinance amending Title 16 of the City of Hobbs Municipal Code. The City of Hobbs Municipal Code Title 16 Subdivisions has been in place in relatively the same format since 1998 (Ord. #842 & #843) with minor amendments being made in 2009 - 2011 (Ord. #1012, #1027 & #1041).

Fiscal Impact:

No fiscal impact.

Reviewed By:

[Signature]
Finance Department

Attachments: Ordinance; Planning Board Packet.

Legal Review:

Approved As To Form:

[Signature]
City Attorney

Recommendation:

Staff recommends consideration to approve the Ordinance.

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. \_\_\_\_\_

CITY OF HOBBS

ORDINANCE NO. 1104

**AN ORDINANCE TO AMEND TITLE 16 OF THE HOBBS MUNICIPAL CODE IN ITS ENTIRETY.**

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

Title 16 - SUBDIVISIONS

Chapter 16.04 - GENERAL PROVISIONS AND ADMINISTRATION

16.04.010 - Definitions.

For the purposes of this title, the following words and phrases shall have the meanings respectively ascribed to them by this section:

- A. Streets and Alleys. The term "street" means a way for vehicular traffic, whether designated as a street, highway, thoroughfare, parkway, road, avenue, boulevard, lane, place or otherwise.
1. "Major and Minor Arterial streets and highways" are those which are used primarily for large volumes of traffic. For development purposes, arterial streets are generally located along section lines.
  2. "Major Collector streets" are those which carry moderately high volumes of traffic and, for development purposes, are generally located along half section lines.
  3. "Minor Collector streets" are those which carry moderate volumes of traffic from major collectors or arterials. For development purposes, these streets are generally located halfway between collector or arterial streets.
  4. "Minor Residential streets" are those which are used primarily for access to abutting properties. This category carries low traffic volumes and includes residential or industrial streets.
  5. "Marginal access streets" are minor streets which are parallel to and adjacent to arterial streets and highways and which provide access to abutting properties and protection from through traffic.
  6. "Cul-de-sac" is a local street with only one (1) outlet and having an appropriate vehicle turnaround terminal for the safe and convenient reversal of traffic flows.

7. "Alleys" are minor ways which are used primarily for vehicular service access to the back or the side of properties otherwise abutting on a street
  8. Pavement widths shall be as prescribed within the City of Hobbs Major Thoroughfare Plan.
- B. "Subdivide" or "subdivision" for the purpose of approval by a Municipal Planning Authority means:
1. For the area of land within the corporate boundaries of the municipality, or within the extraterritorial planning and platting jurisdiction, the division of land into two (2) or more parts by platting or by metes and bounds description into tracts for the purposes set forth in subsection C of this section. Those subdivisions within the extraterritorial jurisdiction creating tracts of 5 acres or larger, regardless of the number of tracts created shall be reviewed under the Alternate Summary Procedure of this Code.
- C. The division of land pursuant to subsection (B)(1) of this section shall be for the purpose of:
1. Sale;
  2. Laying out a municipality or any part thereof;
  3. Adding to a municipality;
  4. Laying out of lots; or
  5. Resubdivision.

(Ord. 842 § 2, 1998: prior code § 25-1)

#### 16.04.020 - Variances and modifications.

- A. Hardships. Where the Planning Board finds that extraordinary hardships may result from strict compliance with this title, it may vary the regulations contained in this title, so that substantial justice may be done and the public interest secured; provided that such variation will not have the effect of nullifying the intent and purpose of such regulations.
- B. Large Scale Developments. The standards and requirements of this title may be modified by the Planning Board in the case of a plan and program for a new town, complete community or neighborhood unit which, in the judgment of the Planning Board, provide adequate public spaces and improvements for the circulation, recreation, light, air and service needs of the tract when fully developed and populated, and which also provide such covenants or other legal provisions as will assure conformity to and achievement of the plan.
- C. Conditions in Granting. In granting variances and modifications, the Planning Board may require such conditions as will, in its judgment, assure substantially the objectives of the standards or requirements so varied or modified.

(Prior code § 25-2)

### Chapter 16.08 - PLATS AND PLATTING PROCEDURE

#### 16.08.010 - Application fee.

Upon submittal of any plat as set forth in this chapter for consideration, the applicant shall pay to the City a fee in the sum of fifty dollars (\$50.00), for a subdivision eligible for summary process approval, or one hundred dollars (\$100.00) for a subdivision ineligible for summary process approval. No action shall be taken on such application unless such fee is paid.

(Prior code § 25-3)

16.08.020 – Sketch Plan Preliminary Review.

- A. For the purpose of expedience and reducing subdivision design and development costs, a subdivider may submit a Sketch Plan for Preliminary Review in accordance with the requirements provided herein. The Sketch Plan Review is intended to provide general advice to the subdivider about the procedures and data requirements for subdivision review and approval.
- B. No fee shall be required for the Sketch Plan Preliminary Review.
- C. Neither the subdivider nor the municipality shall be bound by any statements or determinations made during the Sketch Plan Preliminary Review.
- D. A sketch plan submitted for preliminary review by the subdivider shall show the proposed layout of streets and lots, with estimated dimensions and other relevant site information. The location of the proposed subdivision must be adequately described on a general map of the area.

16.08.030 - Preliminary plat—Generally

- A. The subdivider shall submit to the Planning Board a preliminary plat, together with stamped construction plans and other supplementary material as specified in Section 16.08.030.
- B. Four (4) copies of the preliminary plat, stamped construction plans and supplementary material shall be submitted to the Planning Department along with the preliminary application fee. The Planning Department and City Engineer shall review such submittal for compliance hereto.
- C. Following negotiations with the subdivider on changes deemed advisable and the kind and extent of improvements to be made by him or her, the City Engineer shall, within fifteen (15) days, act thereon as submitted or modified. If approved, the City Engineer shall express his approval as conditional approval and state the conditions of such approval, if any, or if disapproved, shall express his disapproval and his or her reasons therefor, to the Planning Board.
- D. The action of the City Engineer shall be noted on two (2) copies of the preliminary plat, referenced and attached to any conditions determined. One (1) copy shall be returned to the subdivider and the other retained by the City Engineer.
- E. Conditional approval of a preliminary plat shall not constitute approval of the final plat (subdivision plat). Rather, it shall be deemed an expression of approval to the layout submitted on the preliminary plat as a guide to the preparation of the final plat.

(Prior code § 25-4)

16.08.040 - Preliminary plat—Form and contents—Supplementary material.

The preliminary plat and accompanying supplementary material shall meet the following requirements:

- A. General Subdivision Information. General subdivision information shall describe or outline the existing conditions of the site and the proposed development, as necessary to supplement the drawings required in this section. This information shall include data on existing covenants, land characteristics and available community facilities and utilities and information describing the subdivision proposal, such as number of residential lots, typical lot width and depth, business area, playgrounds, park areas and other public areas, proposed protective covenants and proposed utilities and street improvements. Municipal franchisee utility service providers shall be notified of the proposed subdivision and such notice submitted to the City on a form acceptable by the City Engineer.

- B. Location Map. A location map shall show the relationship of the proposed subdivision to existing community facilities which serve or influence such subdivision. Such map shall include development name and location; main traffic arteries; public transportation lines; shopping centers, elementary and high schools, parks and playgrounds and other community features, such as railroad stations, hospitals and churches; title scale; north arrow; and date. Proper certification shall be made upon the plat by a reputable, registered civil engineer or land surveyor, ascertaining that the plan represents a survey made by him and that all necessary monuments are accurately and correctly shown upon the plan. The engineer shall place such monuments as required by the City or by the City Engineer, and they shall be set at all corners and angle points of curve and at such intermediate points as shall be required by the City.
- C. Topographic Data. Topographic data required as a basis for the preliminary plat, pursuant to subsection D of this section, shall include existing conditions as follows, except when otherwise specified by the Planning Board:
1. Boundary lines: bearings and distances;
  2. Easements: location, width and purpose;
  3. Streets on and adjacent to the tract: names and rights-of-way, width and location; type, width and elevation of surfacing; any legally established centerline elevations; walks, curbs, gutters, culverts, etc.
  4. Utilities on and adjacent to the tract: location, size and invert elevation of sanitary, storm and combined sewers; location and size of water mains; location of gas lines, fire hydrants, electric and telephone poles and street lights; if water mains and sewers are not on or adjacent to the tract, indicate the direction and distance to and size of nearest ones, showing invert elevation of sewers;
  5. Ground elevations on the tract, based on a datum plane approved by the City Engineer, along all drainage channels or swales and at selected points not more than one hundred (100) feet apart in all directions; show contours with an interval of not more than one (1) foot if ground slope is regular and such information is sufficient for planning purposes;
  6. Subsurface conditions on the tract, if required by the City Engineer: location results of tests made to ascertain subsurface soil, rock and ground water, unless test pits are dry at a depth of five (5) feet; location and results of soil percolation tests if individual sewage disposal systems are proposed.
  7. Other conditions on the tract: watercourses, marshes, rock outcrop, wooded areas, isolated preservable trees, houses, barns, shacks and other significant features;
  8. Other conditions on adjacent land: approximate direction and gradient of ground slope, including any embankments or retaining wall; character and location of buildings, railroads, power lines, towers and other nearby land uses or adverse influences; owners of adjacent unplatted land; for adjacent platted land, refer to subdivision plat by name, recordation date and number and show approximate percent built up, typical lot size and dwelling type;
  9. Photographs, if required by the Planning Department; camera locations, directions of views and key numbers;
  10. Proposed or existing land use on and adjacent to the tract;
  11. When known, proposed public improvements: highways or other major improvements planned by public authorities for future construction on or near the tract;
  12. Key plan, showing location of the tract;
  13. Title and certificates: present tract designation according to official records in office of appropriate records; title under which proposed subdivision is to be recorded, with names and addresses of owners, notation stating acreage, scale, north arrow, datum, benchmarks, certification of registered civil engineer or surveyor and date of survey.

- D. Scale—Proposals. The preliminary plat (general subdivision plan) shall be at a scale of one hundred (100) feet to one (1) inch or larger. It shall show all existing conditions required in subsection C of this section and shall show all proposals, including the following:
1. Streets: names; right-of-way and roadway widths; approximate grades and gradients; similar data for alleys, if any;
  2. Other rights-of-way or easements: location, widths and purpose;
  3. Location of utilities, if not shown on other exhibits;
  4. Lot lines, lot numbers and block numbers;
  5. Sites to be reserved or dedicated for parks, playgrounds or other public uses;
  6. Sites, if any, for multifamily dwellings, shopping centers, churches, industry or other nonpublic uses, exclusive of single-family dwelling;
  7. Minimum building setback lines;
  8. Site data, including number of residential lots, typical lot size and acres in parks, etc.;
  9. Title, scale, north arrow and date.
- E. Other Preliminary Plans. When required by the City Engineer, the preliminary plat shall be accompanied by profiles showing existing ground surface and proposed street grades, including extensions for a reasonable distance beyond the limits of the proposed subdivision; typical cross section of the proposed subdivision; typical cross section of the proposed grading, roadway; and preliminary plan for proposed sanitary and storm sewers, with grades and sizes indicated. All elevations shall be based on a datum plane approved by the City Engineer.
- F. Draft of Protective Covenants. A draft of protective covenants, whereby the subdivider proposes to regulate land use in the subdivision and otherwise protect the proposed development, shall be included if proposed by the developer.
- G. Base flood elevation data shall be generated for subdivision proposals and other proposed development and subdivisions which is greater than fifty (50) lots or five (5) acres, whichever is lesser.

(Prior code § 25-5)

16.08.050 - Final Plat—Generally.

- A. The final plat shall conform substantially to the preliminary plat as approved, and if desired by the subdivider, it may constitute only that portion of the approved preliminary plat which he or she proposes to record and develop at the time; provided, that such portions conform to all requirements of this title.
- B. Application for approval of the final plat shall be submitted in writing to the Planning Department at least ten (10) days prior to the meeting at which it is to be considered. All submittals for final plat approval shall include a Certification of Compliance from the Engineer of Record certifying that all municipal infrastructures are in place and has been installed as per plans and City of Hobbs Standards. Such certification shall be in a form acceptable to the City Engineer.
- C. A set of as-builts in printed and electronic format, as prescribed by the City Engineer, shall be prepared as specified in Section 16.08.050 and shall be submitted to the City Engineer concurrently with the application for final plat approval.
- D. The Planning Board shall approve or disapprove the final plat within thirty-five (35) days after final submission thereof and thereafter forward to the City Commission the report of their approval or disapproval.

- E. The City Commission shall, at their next regular meeting and within thirty (30) days, approve or disapprove the final plat.

(Prior code § 25-6)

16.08.060 - Final plat—Form and contents—Supplementary material.

The final plat and accompanying supplementary material shall meet the following requirements:

- A. Generally. The final plat shall be drawn in ink on tracing cloth on sheets eighteen (18) inches wide by twenty-four (24) inches long or twenty-six (26) inches wide by thirty-four (34) inches long and shall be at a scale of one hundred (100) feet to one (1) inch, or larger where necessary; the plat may be on several sheets, accompanied by an index sheet showing the entire subdivision. For larger subdivisions, the final plat may be submitted for approval progressively in continuous sections, satisfactory to the Planning Department. The final plat shall show the following:
1. Primary control points, approved by the City Engineer, or description and ties to such control points, to which all dimensions, angles, bearings and similar data on the plat shall be referred;
  2. Tract boundary lines, right-of-way lines of streets, easements and other rights-of-way and property lines of residential lots and other sites, with accurate dimensions, bearing or deflection angles and radii, arcs and central angles of all curves;
  3. Name and right-of-way width of each street or other right-of-way;
  4. Location, dimensions and purpose of any easements;
  5. Number to identify each lot or site;
  6. Purpose for which sites, other than residential lots, are dedicated or reserved;
  7. Location and description of monuments;
  8. Names of record owners of adjoining unplatted land;
  9. Reference to recorded subdivision plats of adjoining platted land by record name, date and number;
  10. Certification by surveyor or engineer, certifying to accuracy of surveys and plat;
  11. Certification title, showing that applicant is the land owner.
  12. Statement by owner dedicating streets, rights-of-way and any sites for public use;
  13. Title, scale, north arrow and date;
  14. Certificates for approval by the Planning Board;
  15. Certificates for approval by the City Commission.
- B. Cross Sections and Profiles of Streets. Cross sections and profiles of streets shall be included, showing grades approved by the City Engineer. The profiles shall be drawn by City standard scales and elevations and shall be based on a datum plane approved by the City Engineer.
- C. Certificate Concerning Improvements. A certificate by the City Engineer shall be included, certifying that the subdivider has complied with one (1) of the following alternatives:
1. All improvements have been installed in accordance with the requirements of this title and with the action of the City Engineer giving conditional approval of the preliminary plat. The City is in receipt of Certification by the Engineer of Record that all municipal infrastructures are in place and has been installed as per plans and City of Hobbs Standards.

2. A surety company bond, City of Hobbs Resolution accepting a Development Agreement or other security acceptable to the Planning Board has been filed with the City Clerk, in sufficient amount to assure such completion of all required improvements.
3. Other Data. Such other certificates, affidavits, endorsements or deductions shall be included as may be required by the Planning Department in the enforcement of this title.

(Prior code § 25-7)

#### Chapter 16.12 - ALTERNATE SUMMARY PROCEDURE

##### 16.12.010 - Eligible subdivisions.

- A. Division of land into two (2) or more parcels by platting or metes and bounds description for specific purposes listed in Section 16.04.010(C) requires subdivision approval by the Municipal Planning Authority. To expedite the process for proposed subdivisions containing no more than 3 (three) lots excluding areas for dedication, subdivisions or resubdivision of property may be approved by summary procedure for the following:
  1. Subdivisions of not more than three (3) parcels of land; or
  2. Resubdivisions, where the combination or recombination of portions of previously platted lots does not increase the total number of lots.
- B. The land shall abut on a public street or streets of adequate width and is so situated that no additional streets, alleys, easements for utilities or other public property are required; or if required to conform to other public streets, alleys or other public ways and such additional property is shown on the plat as "Herein Dedicated", or if within the extraterritorial jurisdiction those public ways required being conveyed as a surface and sub-surface easement.

(Ord. 843 (part), 1998: prior code § 25-15)

##### 16.12.020 - Submittal requirements.

To be considered, four (4) copies of a summary plat meeting the following conditions shall be submitted to the City Manager's designated representative:

The summary plat for both residential and nonresidential developments shall be in conformance with the final plat requirements for standard subdivisions. A certification of approval shall be on the plat for the signature of the City Manager's designated representative, to be attested by the City Clerk.

- A. For residential subdivisions, the summary plat shall be accompanied by support plans and documentation showing compliance with construction improvement requirements for a standard subdivision, as necessary.
- B. For a nonresidential subdivision being processed under this procedure, the plat shall include the following items necessary for the City Manager's designated representative to review and approve the following items of consideration: proposed property boundaries, existing adjacent streets or alleys, and existing intersection and driveway locations on streets or roadways adjacent to and across from the tracts. This information will be reviewed along with existing water and sewer locations to serve the site.

(Ord. 843 (part), 1998: prior code § 25-16)

16.12.030 - Approval procedure.

- A. The City Manager's designated representative is authorized to approve subdivisions meeting the conditions of this section and conforming to the provisions of this chapter and shall, within ten (10) days of final submittal of all requested information, accept the proposed subdivision or send a written rejection detailing the reason for the rejection. Any municipal infrastructures serving the subdivision shall be completed or adequate surety provided prior to receiving final approval.
- B. The subdivider or the City Manager's designated representative may choose to have the subdivision reviewed by the Planning Board under the standard procedures if difficulties or unusual circumstances exist.
- C. Plats approved under this section shall be signed by the City Manager's designated representative and attested by the City Clerk and shall be reported to the Planning Board at its next regularly scheduled meeting and shall be included in the minutes of the meeting indicating such approval as coming under this section.

(Ord. 843 (part), 1998; prior code § 25-17)

16.12.040 - [Required improvements; summary process approval; city building permits, etc.]

- A. For all new subdivisions and re-subdivisions, all improvements will be required to be completed at the summary process approval or at the final plat filing, unless adequate financial security has been approved by the Planning Board and City Commission.
- B. For all City building permits, the permit application must contain plans for the complete construction of all of the required improvements within the abutting right-of-way to the property, including City utilities, paved streets, sidewalks, curbing, and traffic signals if applicable. The City will furnish required street signs. For properties with two (2) or more un-built platted streets abutting the property, the Developer shall build to the length of the longest frontage.
- C. For all City building permits for new residential structures and mobile home placement permits, the lot, tract, parcel or real property containing the location of the new structure shall abut a dedicated public right-of-way with a paved street pursuant to minimum standards as specified by the City Engineer. If the permit location does not abut a paved dedicated street or is both unpaved and not dedicated, the permit applicant must cause the street to be dedicated and paved prior to the building permit being issued, unless adequate financial security has been approved by the Planning Board and City Commission.
- D. If the permit location's nearest property line is two hundred (200) feet or more from the nearest paving, it shall be exempt from the paving requirement, providing a future assessment agreement is executed by the owner of record. In no case shall a permit be granted unless a public dedicated right-of-way exists for access.

(Ord. No. 1012, §§ 1, 2, 5-4-2009; Ord. No. 1027, 12-7-2009)

**Editor's note**— Ord. No. 1012, § 1, adopted May 4, 2009, repealed former § 16.12.040, which pertained to construction of nonresidential lot improvements. Section 2 of said ordinance enacted provisions designated as a new § 16.12.040 to read as herein set out. See also the Code Comparative Table and Disposition List.

Chapter 16.16 - DESIGN STANDARDS AND IMPROVEMENTS

16.16.010 - Streets.

- A. Arrangement and Character Generally. The arrangement, character, extent, width, grade and location of all streets shall conform to the current City of Hobbs Major Thoroughfare Plan Map, master plan or part thereof, and shall be considered in their relation to existing and planned streets, to topographical conditions and to public convenience and safety, and in their appropriate relation to the proposed uses of the land to be served by such streets.
- B. Arrangement Where same not Shown in City of Hobbs Major Thoroughfare Plan Map. Where such is not shown in the current City of Hobbs Major Thoroughfare Plan Map or part thereof, the arrangement of streets in a subdivision shall either:
  - 1. Provide for the continuation of appropriate projection of existing streets in surrounding areas; or
  - 2. Conform to a plan for the neighborhood approved or adopted by the Planning Board to meet a particular situation, where topographical or other conditions make continuance or conformance to existing streets impracticable.
- C. Minor Residential Streets. Minor streets shall be so laid out that their use by through traffic will be discouraged.
- D. Special Treatment for Subdivisions Containing Major or Minor Collector Streets. Where a subdivision abuts or contains an existing or proposed arterial street, the Planning Board may require marginal access streets, reverse frontage with screen planting or walls contained in a non-access reservation along the rear property line, deep lots with rear service alleys or such other treatment as may be necessary for adequate protection of residential properties and to afford separation of through and local traffic.
- E. Subdivisions Bordering on or Containing Railroad or Limited Access Highway Rights-of-Way. Where a subdivision borders on or contains a railroad right-of-way or limited access highway right-of-way, the Planning Board may require a street approximately parallel to and on each side of such right-of-way, at a distance suitable for the appropriate use of the intervening land, as for park purposes in residential districts or for commercial or industrial purposes in appropriate districts. Such distance shall be determined with due regard for the requirements of approach grades and future grade separations.
- F. Reserve Strips. Reserve strips controlling access to streets shall be prohibited, except where their control is definitely placed in the City under conditions approved by the Planning Board.
- G. Street Jogs. Street jogs with centerline offsets of less than one hundred twenty-five (125) feet shall be avoided.
- H. Tangents. A tangent at least one hundred (100) feet long shall be introduced between reverse curves on arterial and collector streets.
- I. Curves Connecting Street Lines. When connecting street lines deflect from each other at any one (1) point by more than ten (10) degrees, they shall be connected by a curve, with a radius adequate to insure a sight distance of not less than two hundred (200) feet for minor residential and collector streets and of such greater radius as the Planning Board shall determine for special cases.
- J. Angle of Intersection. Streets shall be laid out as to intersect as nearly as possible at right angles, and no street shall intersect any other street at less than sixty (60) degrees.
- K. Right-of-Way Widths. Street right-of-way widths shall be as shown in the City of Hobbs Major Thoroughfare Plan.
- L. Half Streets. Half streets shall be prohibited, except where essential to the reasonable development of the subdivision in conformity with the other requirements of this title. Where the Planning Board finds it will be feasible to require the dedication of the other half when the adjoining property is subdivided wherever a half street is adjacent to a tract to be subdivided, the other half of the street shall be platted within such tract.

- M. Dead-End Streets. Dead-end streets, designed to be so permanently, shall not be longer than five hundred (500) feet and shall be provided at the closed end with a turnaround having an outside roadway diameter of at least eighty (80) feet and a street property line diameter of at least one hundred (100) feet.
- N. Street Grades. No street grade shall be less than 0.1 percent.

(Prior code § 25-8)

#### 16.16.020 - Alleys.

- A. Required—Exceptions. Alleys shall be provided in all areas; except, that the Planning Board may waive this requirement in residential or commercial areas where other definite and assured provision is made for service access, such as off-street loading, unloading and parking consistent with an adequate provision for the uses proposed.
- B. Width. The width of an alley shall not be less than twenty (20) feet.
- C. Alley Intersections. Alley intersections and sharp changes in alignment shall be avoided, but where necessary, the corner shall be cut off sufficiently to permit safe vehicular movement.
- D. Dead-End Alleys shall be avoided where possible but, if unavoidable, shall be provided with adequate turning around facilities at the dead end, as determined by the Planning Board.
- E. If secondary continual vehicular access to the rear of residential lots is desired by a Developer, the secondary access to the lots must be created by a dedicated public rear access alley with a right of way width of no less than twenty four (24) feet and paving width of no less than twenty (20) feet. A private drive is not acceptable to serve as a rear alley to provide secondary continual vehicular access to residential lots unless a homeowner or similar association or organization has been created to permanently own and maintain the private rear access alley. Such an association must be legally created prior to approval of the final plat containing any private alleys in residential subdivisions.

(Prior code § 25-9)

(Ord. No. 1012, § 3, 5-4-2009)

#### 16.16.030 - Easements.

- A. Generally. Easements across lots or centered on rear or side lot lines shall be provided for utilities where necessary and shall be at least ten (10) feet wide.
- B. Stormwater Easements or Drainage Rights-of-Way. Where a subdivision is traversed by a watercourse, drainage way, channel or stream, there shall be provided a stormwater easement or drainage right-of-way conforming substantially with the alignment of such watercourse, or such construction as will be adequate for the purposes, and as approved by the Planning Board.

(Prior code § 25-10)

#### 16.16.040 - Blocks.

- A. The lengths, widths and shapes of blocks shall be determined with regard to:
  - 1. Provision of adequate building sites suitable to the special needs of the type of use contemplated;
  - 2. Requirements as to lot sizes and dimensions;

3. Needs for convenient access, circulation, control and safety of street traffic;
  4. Limitations and opportunities of topography.
- B. Block lengths shall not exceed eight hundred eighty (880) feet, measured along the property lines.

(Prior code § 25-11)

16.16.050 - Lots.

- A. Appropriateness for Location and Type of Development and Use. The lot size, width, depth, shape and orientation and the minimum building setback lines shall be appropriate for the location of the subdivision and for the type of development and use contemplated.
- B. Dimensions Generally.
1. Minimum lot width for each lot containing a detached structure shall be thirty-five (35) feet.
  2. Minimum lot width for each lot containing an attached structure shall be twenty five (25) feet. For attached structures, lot width dimensions less than twenty-five (25) feet may also be approved by the City, pending review and approval of adequate parking, site design and other relevant factors by the Planning Board and City Commission. Minimum side yard setback on corner lots shall be ten (10) feet on the side of the lot contiguous to the side street.
- C. Commercial and Industrial Property. Depth and width of property reserved or laid out for commercial and industrial purposes shall be adequate to provide for the off-street service and parking facilities required by the type of use and development contemplated.
- D. Corner Lots for Residential Use. Corner lots for residential use shall have extra width to permit appropriate building setback from and orientation to both streets.
- (E) Access to Existing Public Streets. The subdividing of the land shall be such as to provide, by means of a public street, and each lot shall be provided with a thirty-five (35) feet minimum access to an existing public street. Minimum access width for each lot fronting a cul-de-sac shall be thirty (30) feet minimum measured on the property line to the curb line, and a thirty-five (35) feet minimum width measured at the building setback line. Each "Flag" lot, defined herein as a parcel of land accessible only by an extension of land connecting a public access street to the building site area of the parcel, shall have a minimum continuous access width of thirty-five (35) feet. Access shall mean a contiguous and continuous direct property boundary connecting to the public street.
- F. Double and Reverse Frontage Lots. Double frontage and reverse frontage lots shall be avoided, except where essential to provide separation of residential development from traffic arteries or to overcome specific disadvantages of topography and orientation. A planting screen easement of at least ten (10) feet, across which there shall be no right of access, shall be provided along the line of lots abutting such traffic artery or other disadvantageous use.
- G. Intersections of Side Lot and Street Right-of-Way Lines. Side lot lines at the intersection with street right-of-way lines shall be substantially at right angles or radial to street lines.

(Prior code § 25-12)

(Ord. No. 1041, §§ 1—3, 3-7-2011)

16.16.060 - Street or sidewalk improvements defined.

"Street or sidewalk improvements" include any installation of curbs, pavement, sidewalks, drainage, utilities, signs, lights and any other such improvements which meet the approval of the Planning Board and conform to standards and specifications prescribed by the City Commissions.

(Prior code § 25-13)

16.16.070 - Required improvements.

The following improvements shall be required pursuant to this chapter:

- A. Monuments. Monuments of a type and design as approved by the Planning Department shall be placed at all block corners, angle points, points of curves in streets, street intersections and points as shall be required by the Planning Department. Such monuments may be of iron pipe not less than three-quarters ( $\frac{3}{4}$ ) of an inch in diameter and two (2) feet in length, driven securely into solid earth, with the grades of same being at grade with established paving, flush with natural grade of the earth's surface or on existing paving. A four-inch bolt and washer may be used.
- B. Street Improvements. Street improvements shall include substantial permanent street signs at each intersection, such signs to be of a material and design as prescribed by the City Commission.
- C. Design Details and Construction Standards. Design details and construction standards for utility and street improvements shall conform to standard details and specifications adopted by the City Engineer and approved by the City Commission.

(Prior code § 25-14)

PASSED, ADOPTED AND APPROVED this \_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
SAM D. COBB, Mayor

ATTEST:

\_\_\_\_\_  
JAN FLETCHER, City Clerk

Mr. Hicks said the next item is to approve the Preliminary Plat off Chance Street. He said his firm is the surveyor group in this project. Mr. Robinson said this has not gone to the County Planning and Zoning. He said this is a dedication of Chance and a dedication of a cul-de-sac which will be the continuation of Illinois. He said this would give each individual property adjacent to the proposed cul-de-sac access to a dedicated right-of-way. He said there is a dedication to a surface and subsurface infrastructure easement going from Illinois north. He said that would be on the line of the Major Thoroughfare Plan and an extension of Fowler.

Mr. Ramirez asked how many lots would it be? Mr. Robinson said 4 lots. Mr. Hicks asked about what the status of the development of Chance Street. Mr. Robinson said it is a County maintained Roadway.

Mr. Hicks asked if they are requiring the developers to build the cul-de-sac on Illinois? Mr. Reid said yes because there no way to get to the back property without it. He said Fire Trucks need to be able to get in there and back out.

Mr. Penick left the meeting at 11:06 am.

Mr. Kesner made a motion, seconded by Mr. Drennan to approve the Preliminary Plat for the Murrillo development pending County approval. Mr. Robinson asked if would be proper to do a preliminary and final approval? The Board agreed. Mr. Kesner, seconded by Mr. Drennan amended the motion to approve the Preliminary and Final Plat as long it is compliant with the county. The vote on the motion was 4-0 and the motion carried.

8) Review and Consider proposed amendment of Municipal Code Title 16 (Subdivision Regulations).

Mr. Robinson said the Municipal staff and the County staff have had numerous meetings about Title 16. He said the municipal subdivision regulations and the county subdivision regulations are extremely compatible. He said the issue has been the claim of exemption. He said that is when the person is exempt from county rules and regulations for their subdivision. He said the municipality has in Title 16 that any plat above 5 acres does not require municipal approval. He said within the ETJ it leaves a possibility of a plat that is 10 acres is divided where one tract of land is not contiguous to a public right-of-way. He said as everything sets today the municipality would not be required to approve that plat and the county only has to approve the claim of exemption.

The Board discussed the recent changes made to this Code. Mr. Hicks said the Board has had numerous meetings on this item and he recommends this be approved and sent to the City Commission with the amendments. Mr. Ramirez made a motion, seconded by Mr. Drennan to approve the Municipal Code Title 16 and send it to the City Commission. The vote on the motion was 4-0 and the motion carried.

9) Adjournment.

With nothing further to discuss the meeting adjourned at 11:52 am.

Title 16 - SUBDIVISIONS

Chapter 16.04 - GENERAL PROVISIONS AND ADMINISTRATION

16.04.010 - Definitions.

For the purposes of this title, the following words and phrases shall have the meanings respectively ascribed to them by this section:

- A. Streets and Alleys. The term "street" means a way for vehicular traffic, whether designated as a street, highway, thoroughfare, parkway, road, avenue, boulevard, lane, place or otherwise.
1. "~~Major and Minor~~ Arterial streets and highways" are those which are used primarily for large volumes of traffic. For development purposes, arterial streets are generally located along section lines.
  2. "~~Major~~ Collector streets" are those which carry moderately high volumes of traffic and, for development purposes, are generally located along half section lines.
  3. "~~Minor Residential-c~~Collector streets" are those which carry moderate volumes of traffic ~~between from local streets and~~major collectors or arterials. For development purposes, these streets are generally located halfway between collector or arterial streets.
  4. "~~Local streets~~Minor Residential streets" are those which are used primarily for access to abutting properties. This category carries low traffic volumes and includes residential or industrial streets.
  5. "Marginal access streets" are minor streets which are parallel to and adjacent to arterial streets and highways and which provide access to abutting properties and protection from through traffic.
  6. "Cul-de-sac" is a local street with only one (1) outlet and having an appropriate vehicle turnaround terminal for the safe and convenient reversal of traffic flows.
  7. "Alleys" are minor ways which are used primarily for vehicular service access to the back or the side of properties otherwise abutting on a street
  8. Pavement widths shall be ~~measured back to back of curbs, where curbs are required as prescribed within the City of Hobbs Major Thoroughfare Plan.~~
- B. "Subdivide" or "subdivision" for the purpose of approval by a Municipal Planning Authority means:
1. ~~For the area of land within the corporate boundaries of the municipality, the division of land into two (2) or more parts by platting or by metes and bounds description into tracts for the purposes set forth in subsection C of this section; and~~  
For the area of land within the corporate boundaries of the municipality, or within the extraterritorial planning and platting jurisdiction, the division of land into two (2) or more parts by platting or by metes and bounds description into tracts for the purposes set forth in subsection C of this section. Those subdivisions within the extraterritorial jurisdiction creating tracts of 5 acres or larger, regardless of the number of tracts created shall be reviewed under the Alternate Summary Procedure of this Code.
  2. ~~For the area of land within the municipal extraterritorial subdivision and platting jurisdiction, the division of land into two (2) or more parts by platting or by metes and bounds description into tracts of less than five (5) acres in any one (1) calendar year for the purposes set forth in subsection C of this section.~~
- C. The division of land pursuant to subsection (B)(1)-~~or (2)~~ of this section shall be for the purpose of:

1. Sale;
2. Laying out a municipality or any part thereof;
3. Adding to a municipality;
4. Laying out of lots; or
5. Resubdivision.

(Ord. 842 § 2, 1998: prior code § 25-1)

16.04.020 - Variances and modifications.

- A. Hardships. Where the Planning Board finds that extraordinary hardships may result from strict compliance with this title, it may vary the regulations contained in this title, so that substantial justice may be done and the public interest secured; ~~provided~~, provided that such variation will not have the effect of nullifying the intent and purpose of such regulations.
- B. Large Scale Developments. The standards and requirements of this title may be modified by the Planning Board in the case of a plan and program for a new town, complete community or neighborhood unit which, in the judgment of the Planning Board, provide adequate public spaces and improvements for the circulation, recreation, light, air and service needs of the tract when fully developed and populated, and which also provide such covenants or other legal provisions as will assure conformity to and achievement of the plan.
- C. Conditions in Granting. In granting variances and modifications, the Planning Board may require such conditions as will, in its judgment, assure substantially the objectives of the standards or requirements so varied or modified.

(Prior code § 25-2)

Chapter 16.08 - PLATS AND PLATTING PROCEDURE

16.08.010 - Application fee.

Upon ~~the filing~~ ~~submission~~ of any plat ~~application~~ as set forth in this chapter for consideration, the applicant shall pay to the City ~~an application~~ fee in the sum of ~~twenty-five~~ fifty dollars (\$2550.00), ~~plus twenty-five cents (\$0.25) an acre for each acre of the proposed subdivision~~ for a subdivision eligible for summary process approval, or one hundred dollars (\$100.00) for a subdivision ineligible for summary process approval. No action shall be taken on such application unless such fee is paid.

(Prior code § 25-3)

16.08.020 — Sketch Plan Preliminary ~~plat~~ — ~~Generally~~ Review.

- A. For the purpose of expedience and reducing subdivision design and development costs, a subdivider may submit a Sketch Plan for Preliminary Review in accordance with the requirements provided herein. The Sketch Plan Review is intended to provide general advice to the subdivider about the procedures and data requirements for subdivision review and approval.
- B. No fee shall be required for the Sketch Plan Preliminary Review.
- C. Neither the subdivider nor the municipality shall be bound by any statements or determinations made during the Sketch Plan Preliminary Review.

- D. A sketch plan submitted for preliminary review by the subdivider shall show the proposed layout of streets and lots, with estimated dimensions and other relevant site information. The location of the proposed subdivision must be adequately described on a general map of the area.

16.08.030 - Preliminary plat—Generally

- A. The subdivider shall submit to the Planning Board a preliminary plat, together with **improvement stamped construction** plans and other supplementary material as specified in Section 16.08.030.
- B. Four (4) copies of the preliminary plat, **stamped construction plans** and supplementary material shall be submitted to the Planning ~~Board with a written application for conditional approval. At the time the preliminary application is filed, Department along with the preliminary application fee shall be paid.~~ The Planning ~~Board Department and shall thereupon refer the application to the~~ City Engineer ~~for his or her consideration shall review such submittal for compliance hereto.~~
- C. Following ~~review of the preliminary plat and other material submitted, for conformity thereof to this title, and~~ negotiations with the subdivider on changes deemed advisable and the kind and extent of improvements to be made by him or her, the City Engineer shall, within fifteen (15) days, act thereon as submitted or modified. If approved, the City Engineer shall express his approval as conditional approval and state the conditions of such approval, if any, or if disapproved, shall express his disapproval and his or her reasons therefor, to the Planning Board.
- D. The action of the City Engineer shall be noted on two (2) copies of the preliminary plat, referenced and attached to any conditions determined. One (1) copy shall be returned to the subdivider and the other retained by the City Engineer.
- E. Conditional approval of a preliminary plat shall not constitute approval of the final plat (subdivision plat). Rather, it shall be deemed an expression of approval to the layout submitted on the preliminary plat as a guide to the preparation of the final plat.

(Prior code § 25-4)

16.08.0430 - Preliminary plat—Form and contents—Supplementary material.

The preliminary plat and accompanying supplementary material shall meet the following requirements:

- A. General Subdivision Information. General subdivision information shall describe or outline the existing conditions of the site and the proposed development, as necessary to supplement the drawings required in this section. This information shall include data on existing covenants, land characteristics and available community facilities and utilities and information describing the subdivision proposal, such as number of residential lots, typical lot width and depth, business area, playgrounds, park areas and other public areas, proposed protective covenants and proposed utilities and street improvements. **Municipal franchisee utility service providers shall be notified of the proposed subdivision and such notice submitted to the City on a form acceptable by the City Engineer.**
- B. Location Map. A location map shall show the relationship of the proposed subdivision to existing community facilities which serve or influence such subdivision. Such map shall include development name and location; main traffic arteries; public transportation lines; shopping centers, elementary and high schools, parks and playgrounds and other community features, such as railroad stations, hospitals and churches; title scale; north arrow; and date. Proper certification shall be made upon the plat by a reputable, registered civil engineer or land surveyor, ascertaining that the plan represents a survey made by him and that all necessary monuments are accurately and correctly shown upon the plan. The engineer shall place such monuments as required by the City or by the City Engineer, and they shall be set at all corners and angle points of curve and at such intermediate points as shall be required by the City.

C. Topographic Data. Topographic data required as a basis for the preliminary plat, pursuant to subsection D of this section, shall include existing conditions as follows, except when otherwise specified by the Planning Board:

1. Boundary lines: bearings and distances;
2. Easements: location, width and purpose;
3. Streets on and adjacent to the tract: names and rights-of-way, width and location; type, width and elevation of surfacing; any legally established centerline elevations; walks, curbs, gutters, culverts, etc.
4. Utilities on and adjacent to the tract: location, size and invert elevation of sanitary, storm and combined sewers; location and size of water mains; location of gas lines, fire hydrants, electric and telephone poles and street lights; if water mains and sewers are not on or adjacent to the tract, indicate the direction and distance to and size of nearest ones, showing invert elevation of sewers;
5. Ground elevations on the tract, based on a datum plane approved by the City Engineer, along all drainage channels or swales and at selected points not more than one hundred (100) feet apart in all directions; show contours with an interval of not more than one (1) foot if ground slope is regular and such information is sufficient for planning purposes;
6. Subsurface conditions on the tract, if required by the ~~Planning Board~~City Engineer: location results of tests made to ascertain subsurface soil, rock and ground water, unless test pits are dry at a depth of five (5) feet; location and results of soil percolation tests if individual sewage disposal systems are proposed.
7. Other conditions on the tract: watercourses, marshes, rock outcrop, wooded areas, isolated preservable trees, houses, barns, shacks and other significant features;
8. Other conditions on adjacent land: approximate direction and gradient of ground slope, including any embankments or retaining wall; character and location of buildings, railroads, power lines, towers and other nearby land uses or adverse influences; owners of adjacent unplatted land; for adjacent platted land, refer to subdivision plat by name, recordation date and number and show approximate percent built up, typical lot size and dwelling type;
9. Photographs, if required by the Planning ~~Board~~Department; camera locations, directions of views and key numbers;
10. ~~Zoning~~Proposed or existing land use on and adjacent to the tract;
11. When known, proposed public improvements: highways or other major improvements planned by public authorities for future construction on or near the tract;
12. Key plan, showing location of the tract;
13. Title and certificates: present tract designation according to official records in office of appropriate records; title under which proposed subdivision is to be recorded, with names and addresses of owners, notation stating acreage, scale, north arrow, datum, benchmarks, certification of registered civil engineer or surveyor and date of survey.

D. Scale—Proposals. The preliminary plat (general subdivision plan) shall be at a scale of one hundred (100) feet to one (1) inch or larger. It shall show all existing conditions required in subsection C of this section and shall show all proposals, ~~Including~~including the following:

1. Streets: names; right-of-way and roadway widths; approximate grades and gradients; similar data for alleys, if any;
2. Other rights-of-way or easements: location, widths and purpose;
3. Location of utilities, if not shown on other exhibits;
4. Lot lines, lot numbers and block numbers;

5. Sites to be reserved or dedicated for parks, playgrounds or other public uses;
  6. Sites, if any, for multifamily dwellings, shopping centers, churches, industry or other nonpublic uses, exclusive of single-family dwelling;
  7. Minimum building setback lines;
  8. Site data, including number of residential lots, typical lot size and acres in parks, etc.;
  9. Title, scale, north arrow and date.
- E. Other Preliminary Plans. When required by the City Engineer, the preliminary plat shall be accompanied by profiles showing existing ground surface and proposed street grades, including extensions for a reasonable distance beyond the limits of the proposed subdivision; typical cross section of the proposed subdivision; typical cross section of the proposed grading, roadway ~~and sidewalks~~; and preliminary plan for proposed sanitary and storm sewers, with grades and sizes indicated. All elevations shall be based on a datum plane approved by the City Engineer.
- F. Draft of Protective Covenants. A draft of protective covenants, whereby the subdivider proposes to regulate land use in the subdivision and otherwise protect the proposed development, shall be included **if proposed by the developer**.
- G. **Base flood elevation data shall be generated for subdivision proposals and other proposed development and subdivisions which is greater than fifty (50) lots or five (5) acres, whichever is lesser.**

(Prior code § 25-5)

16.08.~~040~~050 - Final Plat—Generally.

- A. The final plat shall conform substantially to the preliminary plat as approved, and if desired by the subdivider, it may constitute only that portion of the approved preliminary plat which he or she proposes to record and develop at the time; provided, that such portions conform to all requirements of this title.
- B. Application for approval of the final plat shall be submitted in writing to the ~~City Engineer~~ **Planning Department** at least ten (10) days prior to the meeting at which it is to be considered. ~~At the time the final subdivision plat is filed, the required fee shall be paid~~ **All submittals for final plat approval shall include a Certification of Compliance from the Engineer of Record certifying that all municipal infrastructures are in place and has been installed as per plans and City of Hobbs Standards. Such certification shall be in a form acceptable to the City Engineer.**
- C. ~~Four (4) copies of the final plat and other exhibits required for approval~~ **A set of as-builts in printed and electronic format, as prescribed by the City Engineer, shall be prepared as specified in Section 16.08.050 and shall be submitted to the City Engineer within six (6) months after approval of the preliminary plat; otherwise, such approval shall become null and void, unless an extension of time is applied for and granted by the Planning Board** **concurrently with the application for final plat approval.**
- D. The Planning Board shall approve or disapprove the final plat within thirty-five (35) days after final submission thereof and thereafter forward to the City Commission the report of their approval or disapproval.
- E. The City Commission shall, at their next regular meeting and within thirty (30) days, approve or disapprove the final plat.

(Prior code § 25-6)

16.08.~~050~~060 - Final plat—Form and contents—Supplementary material.

The final plat and accompanying supplementary material shall meet the following requirements:

- A. Generally. The final plat shall be drawn in ink on tracing cloth on sheets eighteen (18) inches wide by twenty-four (24) inches long or twenty-six (26) inches wide by thirty-four (34) inches long and shall be at a scale of one hundred (100) feet to one (1) inch, or larger where necessary; the plat may be on several sheets, accompanied by an index sheet showing the entire subdivision. For larger subdivisions, the final plat may be submitted for approval progressively in continuous sections, satisfactory to the Planning ~~Board~~Department. The final plat shall show the following:
1. Primary control points, approved by the City Engineer, or description and ties to such control points, to which all dimensions, angles, bearings and similar data on the plat shall be referred;
  2. Tract boundary lines, right-of-way lines of streets, easements and other rights-of-way and property lines of residential lots and other sites, with accurate dimensions, bearing or deflection angles and radii, arcs and central angles of all curves;
  3. Name and right-of-way width of each street or other right-of-way;
  4. Location, dimensions and purpose of any easements;
  5. Number to identify each lot or site;
  6. Purpose for which sites, other than residential lots, are dedicated or reserved;
  7. Location and description of monuments;
  8. Names of record owners of adjoining unplatted land;
  9. Reference to recorded subdivision plats of adjoining platted land by record name, date and number;
  10. Certification by surveyor or engineer, certifying to accuracy of surveys and plat;
  11. Certification title, showing that applicant is the land owner.
  12. Statement by owner dedicating streets, rights-of-way and any sites for public use;
  13. Title, scale, north arrow and date;
  14. Certificates for approval by the ~~City Engineer and by the~~ Planning Board;
  15. Certificates for approval by the City Commission.
- B. Cross Sections and Profiles of Streets. Cross sections and profiles of streets shall be included, showing grades approved by the City Engineer. The profiles shall be drawn by City standard scales and elevations and shall be based on a datum plane approved by the City Engineer.
- C. Certificate Concerning Improvements. A certificate by the City Engineer shall be included, certifying that the subdivider has complied with one (1) of the following alternatives:
1. All improvements have been installed in accordance with the requirements of this title and with the action of the City Engineer giving conditional approval of the preliminary plat. [The City is in receipt of Certification by the Engineer of Record that all municipal infrastructures are in place and has been installed as per plans and City of Hobbs Standards.](#)
  2. A surety company bond, [City of Hobbs Resolution accepting a Development Agreement](#) or other security acceptable to the Planning Board has been filed with the City Clerk, in sufficient amount to assure such completion of all required improvements.
  3. Other Data. Such other certificates, affidavits, endorsements or deductions shall be included as may be required by the Planning ~~Board~~Department in the enforcement of this title.

(Prior code § 25-7)

## Chapter 16.12 - ALTERNATE SUMMARY PROCEDURE

### 16.12.010 - Eligible subdivisions.

- A. Division of land into two (2) or more parcels by platting or metes and bounds description for specific purposes listed in Section 16.04.010(C) requires subdivision approval by the Municipal Planning Authority. To expedite the process for ~~two (2) or three (3) lot~~ proposed subdivisions ~~containing no more than 3 (three) lots excluding areas for dedication~~, subdivisions or resubdivision of property may be approved by summary procedure for the following:
1. Subdivisions of not more than three (3) parcels of land; or
  2. Resubdivisions, where the combination or recombination of portions of previously platted lots does not increase the total number of lots.
- B. ~~The land shall abut on a public street or streets of adequate width and is so situated that no additional streets, alleys, easements for utilities or other public property are required; or if required to conform to other public streets, alleys or other public ways and such additional property is shown on the plat as "Herein Dedicated", or if within the extraterritorial jurisdiction those public ways required being conveyed as a surface and sub-surface easement.~~ ~~The land shall abut on a street or streets of adequate width in a partially platted area and is so situated that no additional streets, alleys, easements for utilities or other public property are required; or if required to conform to other public streets, alleys or other public ways and such additional property is shown on the plat as "Herein Dedicated."~~

(Ord. 843 (part), 1998: prior code § 25-15)

### 16.12.020 - Submittal requirements.

To be considered, four (4) copies of a summary plat meeting the following conditions shall be submitted to the City Manager's designated representative:

The summary plat for both residential and nonresidential developments shall be in conformance with the ~~Step I and Step III~~ final plat requirements for standard subdivisions. A certification of approval shall be on the plat for the signature of the City Manager's designated representative, to be attested by the City Clerk.

- A. For residential subdivisions, the summary plat shall be accompanied by support plans and documentation showing compliance with ~~Step III~~ construction improvement requirements for a standard subdivision, as necessary.
- B. For a nonresidential subdivision being processed under this procedure, the plat shall include the following items necessary for the City Manager's designated representative to review and approve the following items of consideration: proposed property boundaries, existing adjacent streets or alleys, and existing intersection and driveway locations on streets or roadways adjacent to and across from the tracts. This information will be reviewed along with existing water and sewer locations to serve the site.

(Ord. 843 (part), 1998: prior code § 25-16)

### 16.12.030 - Approval procedure.

- A. The City Manager's designated representative is authorized to approve subdivisions meeting the conditions of this section and conforming to the provisions of this chapter and shall, within ten (10) days of final submittal of all requested information, accept the proposed subdivision or send a written rejection detailing the reason for the rejection. Any ~~required construction for residential~~ **municipal infrastructures serving the subdivisions**, shall be completed or adequate surety provided prior to receiving final approval.
- B. The subdivider or the City Manager's designated representative may choose to have the subdivision reviewed by the Planning Board under the standard procedures if difficulties or unusual circumstances exist.
- C. Plats approved under this section shall be signed by the City Manager's designated representative and attested by the City Clerk and shall be reported to the Planning Board at its next regularly scheduled meeting and shall be included in the minutes of the meeting indicating such approval as coming under this section.

(Ord. 843 (part), 1998: prior code § 25-17)

16.12.040 - [Required improvements; summary process approval; city building permits, etc.]

- A. For all new subdivisions and re-subdivisions, all improvements will be required to be completed at the summary process approval or at the final plat filing, unless adequate financial security has been approved by the Planning Board and City Commission.
- B. For all City building permits, the permit application must contain plans for the complete construction of all of the required improvements within the abutting right-of-way to the property, including City utilities, paved streets, sidewalks, curbing, and traffic signals if applicable. The City will furnish required street signs ~~and street lights, if needed~~. For properties with two (2) or more un-built platted streets abutting the property, the Developer shall build to the length of the longest frontage.
- C. For all City building permits for new residential structures and mobile home placement permits, the lot, tract, parcel or real property containing the location of the new structure shall abut a dedicated public right-of-way with a paved street pursuant to minimum standards as specified by the City Engineer. If the permit location does not abut a paved dedicated street or is both unpaved and not dedicated, the permit applicant must cause the street to be dedicated and paved prior to the building permit being issued, unless adequate financial security has been approved by the Planning Board and City Commission. ~~The City will post notice signs to inform the public of this policy on affected streets.~~
- D. If the permit location's nearest property line is two hundred (200) feet or more from the nearest paving, it shall be exempt from the paving requirement, **providing a future assessment agreement is executed by the owner of record**. ~~but~~ in no case shall a permit be granted unless a public dedicated right-of-way exists for access.

(Ord. No. 1012, §§ 1, 2, 5-4-2009; Ord. No. 1027, 12-7-2009)

**Editor's note**— Ord. No. 1012, § 1, adopted May 4, 2009, repealed former § 16.12.040, which pertained to construction of nonresidential lot improvements. Section 2 of said ordinance enacted provisions designated as a new § 16.12.040 to read as herein set out. See also the Code Comparative Table and Disposition List.

Chapter 16.16 - DESIGN STANDARDS AND IMPROVEMENTS

16.16.010 - Streets.

- A. Arrangement and Character Generally. The arrangement, character, extent, width, grade and location of all streets shall conform to the current ~~official City map~~ City of Hobbs Major Thoroughfare Plan Map, master plan or part thereof, and shall be considered in their relation to existing and planned streets, to topographical conditions and to public convenience and safety, and in their appropriate relation to the proposed uses of the land to be served by such streets.
- B. Arrangement Where ~~Samesame~~ not Shown in City of Hobbs Major Thoroughfare Plan Map ~~City-Map or Master Plan~~. Where such is not shown in the current City of Hobbs Major Thoroughfare Plan Map ~~official City map, master plan~~ or part thereof, the arrangement of streets in a subdivision shall either:
  - 1. Provide for the continuation of appropriate projection of existing ~~principal~~ streets in surrounding areas; or
  - 2. Conform to a plan for the neighborhood approved or adopted by the Planning Board to meet a particular situation, where topographical or other conditions make continuance or conformance to existing streets impracticable.
- C. Minor Residential Streets. Minor streets shall be so laid out that their use by through traffic will be discouraged.
- D. Special Treatment for Subdivisions Containing Major or Minor Arterial-Collector Streets. Where a subdivision abuts or contains an existing or proposed arterial street, the Planning Board may require marginal access streets, reverse frontage with screen planting or walls contained in a non-access reservation along the rear property line, deep lots with rear service alleys or such other treatment as may be necessary for adequate protection of residential properties and to afford separation of through and local traffic.
- E. Subdivisions Bordering on or Containing Railroad or Limited Access Highway Rights-of-Way. Where a subdivision borders on or contains a railroad right-of-way or limited access highway right-of-way, the Planning Board may require a street approximately parallel to and on each side of such right-of-way, at a distance suitable for the appropriate use of the intervening land, as for park purposes in residential districts or for commercial or industrial purposes in appropriate districts. Such distance shall be determined with due regard for the requirements of approach grades and future grade separations.
- F. Reserve Strips. Reserve strips controlling access to streets shall be prohibited, except where their control is definitely placed in the City under conditions approved by the Planning Board.
- G. Street Jogs. Street jogs with centerline offsets of less than one hundred twenty-five (125) feet shall be avoided.
- H. Tangents. A tangent at least one hundred (100) feet long shall be introduced between reverse curves on arterial and collector streets.
- I. Curves Connecting Street Lines. When connecting street lines deflect from each other at any one (1) point by more than ten (10) degrees, they shall be connected by a curve, with a radius adequate to insure a sight distance of not less than two hundred (200) feet for minor residential and collector streets and of such greater radius as the Planning Board shall determine for special cases.
- J. Angle of Intersection. Streets shall be laid out as to intersect as nearly as possible at right angles, and no street shall intersect any other street at less than sixty (60) degrees.
- K. Right-of-Way Widths. Street right-of-way widths shall be as shown in the ~~master plan and, where not shown therein, shall not be less than as follows:~~

Arterial streets .....	80 feet
------------------------	---------

## -City of Hobbs Major Thoroughfare Plan.

- L. Half Streets. Half streets shall be prohibited, except where essential to the reasonable development of the subdivision in conformity with the other requirements of this title. Where the Planning Board finds it will be ~~practicable~~ feasible to require the dedication of the other half when the adjoining property is subdivided wherever a half street is adjacent to a tract to be subdivided, the other half of the street shall be platted within such tract.
- M. Dead-End Streets. Dead-end streets, designed to be so permanently, shall not be longer than five hundred (500) feet and shall be provided at the closed end with a turnaround having an outside roadway diameter of at least eighty (80) feet and a street property line diameter of at least one hundred (100) feet.
- N. Street Grades. No street grade shall be less than 0.1 percent.

(Prior code § 25-8)

## 16.16.020 - Alleys.

- A. Required—Exceptions. Alleys shall be provided in all areas; except, that the Planning Board may waive this requirement in residential or commercial areas where other definite and assured provision is made for service access, such as off-street loading, unloading and parking consistent with an adequate provision for the uses proposed.
- B. Width. The width of an alley shall not be less than twenty (20) feet.
- C. Alley Intersections. Alley intersections and sharp changes in alignment shall be avoided, but where necessary, the corner shall be cut off sufficiently to permit safe vehicular movement.
- D. Dead-End Alleys shall be avoided where possible but, if unavoidable, shall be provided with adequate turning around facilities at the dead end, as determined by the Planning Board.
- E. If secondary continual vehicular access to the rear of residential lots is desired by a Developer, the secondary access to the lots must be created by a ~~dedicated public street or a~~ dedicated public rear access alley with a right of way width of no less than twenty four (24) feet and paving width of no less than twenty (20) feet. A private drive is not acceptable to serve as a rear alley to provide secondary continual vehicular access to residential lots unless a homeowner or similar association or organization has been created to permanently own and maintain the private rear access alley. Such an association must be legally created prior to approval of the final plat containing any private alleys in residential subdivisions.

(Prior code § 25-9)

(Ord. No. 1012, § 3, 5-4-2009)

## 16.16.030 - Easements.

- A. Generally. Easements across lots or centered on rear or side lot lines shall be provided for utilities where necessary and shall be at least ten (10) feet wide.
- B. Stormwater Easements or Drainage Rights-of-Way. Where a subdivision is traversed by a watercourse, drainage way, channel or stream, there shall be provided a stormwater easement or drainage right-of-way conforming substantially with the alignment of such watercourse, or such construction as will be adequate for the purposes, and as approved by the Planning Board.

(Prior code § 25-10)

16.16.040 - Blocks.

- A. The lengths, widths and shapes of blocks shall be determined with regard to:
  - 1. Provision of adequate building sites suitable to the special needs of the type of use contemplated;
  - 2. ~~Zoning~~ Requirements as to lot sizes and dimensions;
  - 3. Needs for convenient access, circulation, control and safety of street traffic;
  - 4. Limitations and opportunities of topography.
- B. Block lengths shall not exceed eight hundred eighty (880) feet, measured along the property lines.

(Prior code § 25-11)

16.16.050 - Lots.

- A. Appropriateness for Location and Type of Development and Use. The lot size, width, depth, shape and orientation and the minimum building setback lines shall be appropriate for the location of the subdivision and for the type of development and use contemplated.
- B. Dimensions Generally.
  - 1. Minimum lot width for each lot containing a detached structure shall be thirty-five (35) feet.
  - 2. Minimum lot width for each lot containing an attached structure shall be twenty five (25) feet. For attached structures, lot width dimensions less than twenty-five (25) feet may also be approved by the City, pending review and approval of adequate parking, site design and other relevant factors by the Planning Board and City Commission. Minimum side yard setback on corner lots shall be ten (10) feet on the side of the lot contiguous to the side street.
- C. Commercial and Industrial Property. Depth and width of property reserved or laid out for commercial and industrial purposes shall be adequate to provide for the off-street service and parking facilities required by the type of use and development contemplated.
- D. Corner Lots for Residential Use. Corner lots for residential use shall have extra width to permit appropriate building setback from and orientation to both streets.
- (E) Access to Existing Public Streets. The subdividing of the land shall be such as to provide, by means of a public street, and each lot shall be provided with a thirty-five (35) feet minimum access to an existing public street. Minimum access width for each lot fronting a cul-de-sac shall be thirty (30) feet minimum measured on the property line to the curb line, and a thirty-five (35) feet minimum width measured at the building setback line. Each "Flag" lot, defined herein as a parcel of land accessible only by an extension of land connecting a public access street to the building site area of the parcel, shall have a minimum continuous access width of thirty-five (35) feet. Access shall mean a contiguous and continuous direct property boundary connecting to the public street.
- F. Double and Reverse Frontage Lots. Double frontage and reverse frontage lots shall be avoided, except where essential to provide separation of residential development from traffic arteries or to overcome specific disadvantages of topography and orientation. A planting screen easement of at least ten (10) feet, across which there shall be no right of access, shall be provided along the line of lots abutting such traffic artery or other disadvantageous use.
- G. Intersections of Side Lot and Street Right-of-Way Lines. Side lot lines at the intersection with street right-of-way lines shall be substantially at right angles or radial to street lines.

(Prior code § 25-12)

(Ord. No. 1041, §§ 1—3, 3-7-2011)

16.16.060 - Street or sidewalk improvements defined.

"Street or sidewalk improvements" include any installation of curbs, pavement, sidewalks, drainage, utilities, signs, lights and any other such improvements which meet the approval of the Planning Board and conform to standards and specifications prescribed by the City Commissions.

(Prior code § 25-13)

16.16.070 - Required improvements.

The following improvements shall be required pursuant to this chapter:

- A. Monuments. Monuments of a type and design as approved by the Planning BoardDepartment shall be placed at all block corners, angle points, points of curves in streets, street intersections and points as shall be required by the Planning BoardDepartment. Such monuments may be of iron pipe not less than three-quarters ( $\frac{3}{4}$ ) of an inch in diameter and two (2) feet in length, driven securely into solid earth, with the grades of same being at grade with established paving, flush with natural grade of the earth's surface or on existing paving. A four-inch bolt and washer may be used.
- B. Street Improvements. Street improvements shall include substantial permanent street signs at each intersection, such signs to be of a material and design as prescribed by the City Commission.
- C. Design Details and Construction Standards. Design details and construction standards for utility and street improvements shall conform to standard details and specifications adopted by the City Engineer and approved by the City Commission.

(Prior code § 25-14)



# CITY OF HOBBS

## COMMISSION STAFF SUMMARY FORM

MEETING DATE: June 19, 2017

**SUBJECT:** Resolution adopting budgetary adjustment #7 for the Fiscal Year 2016-2017  
**DEPT. OF ORIGIN:** Finance Department  
**DATE SUBMITTED:** June 12, 2017  
**SUBMITTED BY:** Deborah Corral, Assistant Finance Director

**Summary:**

The fiscal budget of the City of Hobbs is adopted by resolution, and reviewed and approved by the Department of Finance & Administration. The budget is prepared prior to the beginning of the fiscal year, and as such, from time to time 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.

Enclosed is a budgetary adjustment #7 for the current year. A summary of the funds adjusted is attached to this resolution. After this adjustment is approved by the Commission, it must be forwarded to the Department of Finance & Administration for their approval.

**Fiscal Impact:**

Reviewed By: [Signature]  
Finance Department

Included in this budget adjustment are reclasses to expenditure accounts within their own funds as well as cash transfers between funds. Total Expenditure and Revenue balances remained unchanged.

Cash transfers between the general fund and special revenue funds total \$47,539.98, however, the general fund reserve balance remains unchanged at 27%.

**Attachments:**

- Budget Cash Balance Sheet
- Budgeted Adjustments Detail
- Resolution approving Budget Adjustment for the fiscal year 2016-2017

**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

CITY CLERKS USE ONLY  
COMMISSION ACTION TAKEN

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

CITY OF HOBBS  
RESOLUTION NO. 6564

BUDGETARY ADJUSTMENT #7  
FISCAL YEAR 2016-2017

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 expenditures and transfers not contemplated at the time of the preparation of the 2016-2017 budget.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the items of the 2016-2017 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 19<sup>th</sup> day of June, 2017

\_\_\_\_\_  
SAM D. COBB, Mayor

ATTEST:

\_\_\_\_\_  
JAN FLETCHER, City Clerk

**City of Hobbs Preliminary Budget  
FY17 Fund Summary (BAR #7)**

	Beginning Cash	Total Revenue	Interfund Transfer	Total Expenditures	Ending Cash
1 GENERAL	58,340,110.88	52,217,986.35	(10,528,821.49)	78,688,499.10	21,340,776.64
2 LAND ACQUISITION	500,000.00	100,000.00		500,000.00	100,000.00
<b>General Fund Subtotal</b>	<b>58,840,110.88</b>	<b>52,317,986.35</b>	<b>(10,528,821.49)</b>	<b>79,188,499.10</b>	<b>21,440,776.64</b>
11 LOCAL GOV CORR	208,018.04	265,338.00		167,000.00	306,356.04
12 POLICE PROTECTION	66,756.22	87,000.00		87,000.00	66,756.22
13 P D N (parif, drug, narcotics)	1,918.75	-			1,918.75
14 SAFER GRANT	-	158,566.69	125,923.08	213,489.77	71,000.00
15 COPS GRANT	1,000.00	341,535.62	371,495.76	660,948.02	53,083.36
16 RECREATION	21,855,151.47	38,500,000.00	41,215.31	60,347,866.78	48,500.00
17 OLDER AMERICAN	1,000.00	212,329.00	741,111.70	953,440.70	1,000.00
18 GOLF	1,000.00	857,612.88	2,249,413.65	3,021,877.99	86,148.54
19 CEMETERY	1,000.00	168,690.00	359,891.00	528,581.00	1,000.00
20 AIRPORT	295,033.20	38,300.00		36,000.00	297,333.20
23 LODGERS' TAX	188,954.74	901,200.00	(350,000.00)	700,000.00	40,154.74
27 PUBLIC TRANSPORTATION	1,000.00	805,731.18	439,770.99	1,245,502.17	1,000.00
28 FIRE PROTECTION	567,070.62	497,825.00		336,195.00	728,700.62
29 EMER MEDICAL SERV	11.00	26,365.40		26,365.40	11.00
<b>Special Revenue Subtotals</b>	<b>23,187,914.04</b>	<b>42,860,493.77</b>	<b>3,978,821.49</b>	<b>68,324,266.83</b>	<b>1,702,962.47</b>
37 COMM DEVE CONST	1,000.00	500,000.00	500,000.00	1,000,000.00	1,000.00
46 BEAUTIFICATION IMPROVEMENT	1,732,739.94			1,126,179.46	606,560.48
48 STREET IMPROVEMENTS	1,555,269.56	1,878,902.22		2,965,473.28	468,698.50
49 CITY COMM. IMPROVEMENTS	1,000.00	2,126,582.00	(2,018,982.00)		108,600.00
<b>Capitol Project Subtotals</b>	<b>3,290,009.50</b>	<b>4,505,484.22</b>	<b>(1,518,982.00)</b>	<b>5,091,652.74</b>	<b>1,184,858.98</b>
51 UTILITY BOND	-		307,004.50	307,004.50	-
53 WASTEWATER BOND	1,989,842.96		2,093,121.54	2,093,121.54	1,989,842.96
<b>Debt Service Subtotals</b>	<b>1,989,842.96</b>	<b>-</b>	<b>2,400,126.04</b>	<b>2,400,126.04</b>	<b>1,989,842.96</b>
10 SOLID WASTE	1,149,697.45	6,050,000.00		6,050,000.00	1,149,697.45
44 JOINT UTILITY EXTENSIONS CAPITAL PR	3,159,027.63	1,300,000.00		4,352,654.37	106,373.26
60 JOINT UTILITY	3,908,278.93		3,606,880.04	5,470,566.94	2,044,592.03
61 JOINT UTILITY CONST	-	238,000.00	3,327,192.28	3,565,192.28	-
62 WASTE WATER PLANT CONST	1,946,302.44	5,057,730.24	11,821,081.80	18,825,114.48	-
63 JOINT UTILTIY - WASTEWATER	7,308,981.80		(1,889,407.16)	2,435,994.66	2,983,579.98
65 JOINT UTILTIY INCOME - WASTEWATEF	-	5,988,291.00	(5,692,891.00)		295,400.00
66 JOINT UTILITY INCOME	-	5,504,000.00	(5,504,000.00)		-
68 METER DEPOSIT RES	714,835.12	400,000.00		150,000.00	964,835.12
69 INTERNAL SUPPLY	-	550,000.00	-	550,000.00	-
<b>Utility Subtotals</b>	<b>18,187,123.37</b>	<b>25,088,021.24</b>	<b>5,668,855.96</b>	<b>41,399,522.73</b>	<b>7,544,477.84</b>
64 MEDICAL INSURANCE	203,976.07	6,598,052.27	(600,000.00)	6,609,052.27	(407,023.93)
67 WORKERS COMP TRUST	946,447.33	602,830.35		602,830.35	946,447.33
<b>Internal Service Subtotal</b>	<b>1,150,423.40</b>	<b>7,200,882.62</b>	<b>(600,000.00)</b>	<b>7,211,882.62</b>	<b>539,423.40</b>
70 MOTOR VEHICLE	1,346.72	4,720,000.00		4,720,000.00	1,346.72
71 MUNI JUDGE BOND FUND	175,016.84				175,016.84
72 RETIREE HEALTH INSURANCE TRUST FL	9,000,000.00	1,029,331.65	600,000.00	1,029,331.65	9,600,000.00
73 CRIME LAB FUND	74,570.55	125,000.04		125,000.04	74,570.55
75 FORECLOSURE TRUST FUND	71.88				71.88
76 RECREATION TRUST	103,032.51	-			103,032.51
77 LIBRARY TRUST	5,029.12	1,000.00		1,000.00	5,029.12
78 SENIOR CITIZEN TRUST	8,053.05	1,500.00		1,500.00	8,053.05
79 PRAIRIE HAVEN MEM	5,353.80	-			5,353.80
80 COMMUNITY PARK TRUST	1,432.05				1,432.05
82 EVIDENCE TRUST FUND	122,464.85	-			122,464.85
83 HOBBS BEAUTIFUL	22,684.49				22,684.49
86 CITY AGENCY TRUST	5,247.38	1,500.00		1,500.00	5,247.38
<b>Trust &amp; Agency Subtotals</b>	<b>9,524,303.24</b>	<b>5,878,331.69</b>	<b>600,000.00</b>	<b>5,878,331.69</b>	<b>10,124,303.24</b>
<b>Grant Total All Funds</b>	<b>116,169,727.39</b>	<b>137,851,199.89</b>	<b>-</b>	<b>209,494,281.75</b>	<b>44,526,645.53</b>

27%

100,000.00

(11,080,491.05)

Expenses:

Fund Org	Object	Project	DESCRIPTION	FY17 Revised		FY17 New		Comments	in munis?	je number
				Budget	New Request	Budget				
27	274027	42357	Advertising	24,453.00	(1,200.00)	23,253.00		reclass - to travel for mandatory training	yes	2017/08/733
27	274027	42302	Travel, Meals, and Schools	1,080.00	1,200.00	2,280.00		reclass - to travel for mandatory training	yes	2017/08/733
28	284028	42212	Ambulance Lease	144,000.00	84,935.00	228,935.00		reclass - to complete ambulance lease pmnt	yes	2017/09/206
28	284028	42356	Public Education	94,395.00	(84,935.00)	9,460.00		reclass - to complete ambulance lease pmnt	yes	2017/09/206
48	484048	44901 00046	Misc. Street/Drainage Imp.	539,611.96	(20,000.00)	519,611.96		reclass - overrun on Traffic Signal Coop Project	yes	2017/09/377
48	484048	44901 00236	New Traffic Signal Coop	100,500.00	20,000.00	120,500.00		reclass - overrun on Traffic Signal Coop Project	yes	2017/09/377
1	010330	42706	Equipment Under \$5000	25,000.00	(12,700.00)	12,300.00		reclass - PRCA Director to Harvard	yes	2017/09/408
1	010330	42302	Travel, Meals, and Schools	18,900.00	12,700.00	31,600.00		reclass - PRCA Director to Harvard	yes	2017/09/408
27	274027	43007	Furniture/Appliance Over 5000	60,000.00	(60,000.00)	-		reclass - Move to correct budget line	yes	2017/09/458
27	274027	43006	Equipment Over 5000	-	60,000.00	60,000.00		reclass - Move to correct budget line	yes	2017/09/458
27	274027	43801	Vehicles (2-25 Passanger Bus)	260,000.00	(260,000.00)	-		reclass - Move to correct budget line	yes	2017/09/460
27	274027	43003	Vehicle Replacement	-	260,000.00	260,000.00		reclass - Move to correct budget line	yes	2017/09/460
1	010170	42357	Advertising	26,000.00	(20,000.00)	6,000.00		reclass - HR budget adj request	yes	2017/09/592
1	010170	42301	Supplies - Office	6,180.00	5,000.00	11,180.00		reclass - HR budget adj request	yes	2017/09/592
1	010170	42353	Training/Safety Equip	25,000.00	5,000.00	30,000.00		reclass - HR budget adj request	yes	2017/09/592
1	010170	42313	Safety Equipment	24,000.00	5,000.00	29,000.00		reclass - HR budget adj request	yes	2017/09/592
1	010170	42613	Training	8,000.00	5,000.00	13,000.00		reclass - HR budget adj request	yes	2017/09/592
1	010170	42614	Testing	40,025.00	(6,500.00)	33,525.00		reclass - HR budget adj request	yes	2017/09/592
1	010170	42601	Professional Services	146,568.50	6,500.00	153,068.50		reclass - HR budget adj request	yes	2017/09/592
16	164016	42601	Professional Services	41,215.31	(500.00)	40,715.31		reclass - for additional core card printing	yes	2017/09/919
16	164016	42357	Advertising	-	500.00	500.00		reclass - for additional core card printing	yes	2017/09/919
18	184316	42601	Professional Services	112,200.00	560.00	112,760.00		reclass - for first tee	yes	2017/09/960
18	184316	42706	Equipment Under \$5000	120,800.00	(560.00)	120,240.00		reclass - for first tee	yes	2017/09/960
18	184316	42810	Hard Goods	174,000.00	(5,000.00)	169,000.00		reclass - hard goods to soft goods	yes	2017/10/25
18	184316	42801	Soft Goods	125,000.00	5,000.00	130,000.00		reclass - hard goods to soft goods	yes	2017/10/25
16	164016	44901 00228	HWLC (Construction)	58,066,696.78	(1,708,074.46)	56,358,622.32		reclass - Move to correct budget line	yes	2017/10/208
16	164016	43006 00228	Equipment over 5000	-	1,264,433.50	1,264,433.50		reclass - Move to correct budget line	yes	2017/10/208
16	164016	43007 00228	Furniture/Appliance Over 5000	-	443,640.96	443,640.96		reclass - Move to correct budget line	yes	2017/10/208
1	010110	42601	Professional Services	100,000.00	(7,500.00)	92,500.00		reclass - for ecivis	yes	2017/10/578
1	010342	42601	Professional Services	-	7,500.00	7,500.00		reclass - for ecivis	yes	2017/10/578
1	010110	42601	Professional Services	92,500.00	(250.00)	92,250.00		reclass - for ecivis	yes	2017/10/580
1	010342	42601	Professional Services	7,500.00	250.00	7,750.00		reclass - for ecivis	yes	2017/10/580
1	010332	42501	Buildings & Grounds	15,000.00	(5,000.00)	10,000.00		reclass - for DJ Booth Equipment	yes	2017/10/614
1	010332	42706	Equipment Under \$5000	-	5,000.00	5,000.00		reclass - for DJ Booth Equipment	yes	2017/10/614
1	010340	42303	Supplies - Janitor	15,000.00	(3,000.00)	12,000.00		reclass - cost overrun on vet supplies	yes	2017/10/614
1	010340	42311	Animal Food, Veterinary	125,000.00	3,000.00	128,000.00		reclass - cost overrun on vet supplies	yes	2017/10/614
1	010340	42501	Buildings & Grounds	25,000.00	(382.00)	24,618.00		reclass needed for additional items	yes	2017/10/614
1	010340	42232	Service - Janitor	2,500.00	125.00	2,625.00		reclass needed for additional items	yes	2017/10/614
1	010340	42304	Printing & Duplicating	3,500.00	257.00	3,757.00		reclass needed for additional items	yes	2017/10/614
1	010342	42302	Travel, Meals, and Schools	6,710.00	(1,000.00)	5,710.00		reclass - banners - City Hall for a day	yes	2017/10/616
1	010342	42301	Supplies - Office	1,000.00	1,000.00	2,000.00		reclass - banners - City Hall for a day	yes	2017/10/616
1	010342	42324	Miscellaneous and Emergency	500.00	(500.00)	-		reclass - additional needed in reclasses	yes	2017/10/616
1	010342	42357	Advertising	4,000.00	(1,437.00)	2,563.00		reclass - additional needed in reclasses	yes	2017/10/616
1	010342	42321	Special Events & Prizes	-	1,937.00	1,937.00		reclass - additional needed in reclasses	yes	2017/10/616
1	010342	42302	Travel, Meals, and Schools	5,710.00	(100.00)	5,610.00		reclass - additional needed in reclasses	yes	2017/10/616

1	010342	42203	Dues and Subscriptions	1,000.00	100.00	1,100.00	reclass - additional needed in reclasses	yes	2017/10/616
1	010340	42501	Buildings & Grounds	24,618.00	(9,618.00)	15,000.00	reclass - additional needed in surgery fees	yes	2017/10/618
1	010340	42601	Professional Services	75,000.00	9,618.00	84,618.00	reclass - additional needed in surgery fees	yes	2017/10/618
1	010100	42302	Travel, Meals, and Schools	6,750.00	2,000.00	8,750.00	reclass - City Manager travel to Commission Travel	yes	2017/10/702
1	010110	42302	Travel, Meals, and Schools	25,200.00	(2,000.00)	23,200.00	reclass - City Manager travel to Commission Travel	yes	2017/10/702
1	010201	42316	Firearms, Ammunition, Targets	75,000.00	(16,000.00)	59,000.00	reclass - for acedemy expenses	yes	2017/10/919
1	010204	42361	Academy/Recruiting	40,000.00	16,000.00	56,000.00	reclass - for acedemy expenses	yes	2017/10/919
1	010220	42701	Computer/Comp Equip	8,000.00	(4,650.00)	3,350.00	reclass - Change in pricing for Stericycle	yes	2017/11/15
1	010220	42347	Supplies - Sanitation	36,000.00	4,650.00	40,650.00	reclass - Change in pricing for Stericycle	yes	2017/11/15
1	010220	42202	Communications	46,000.00	(7,000.00)	39,000.00	reclass - WIPP JPA FY16 & FY17 must be spent by YE	yes	2017/11/16
1	010220	42635	WIPP JPA	7,000.00	7,000.00	14,000.00	reclass - WIPP JPA FY16 & FY17 must be spent by YE	yes	2017/11/16
1	010320	42308	Agricultural & Botanical	50,000.00	(1,000.00)	49,000.00	reclass - to Parks Travel - CM Approved	yes	2017/11/137
1	010320	42302	Travel, Meals, and Schools	4,500.00	1,000.00	5,500.00	reclass - to Parks Travel - CM Approved	yes	2017/11/137
1	010326	42308	Agricultural & Botanical	29,325.00	(1,000.00)	28,325.00	reclass - to Parks Travel - CM Approved	yes	2017/11/137
1	010320	42302	Travel, Meals, and Schools	5,500.00	1,000.00	6,500.00	reclass - to Parks Travel - CM Approved	yes	2017/11/137
1	010320	42322	Christmas Skylines	76,400.00	(4,000.00)	72,400.00	reclass - to Parks Travel - CM Approved	yes	2017/11/137
1	010320	42302	Travel, Meals, and Schools	6,500.00	4,000.00	10,500.00	reclass - to Parks Travel - CM Approved	yes	2017/11/137
1	194019	42308	Agricultural & Botanical	25,000.00	(1,000.00)	24,000.00	reclass - to Cem. Travel - CM Approved	yes	2017/11/137
1	194019	42302	Travel, Meals, and Schools	864.00	1,000.00	1,864.00	reclass - to Cem. Travel - CM Approved	yes	2017/11/137
1	010207	43006	Equipment over \$5000	30,000.00	(10,855.55)	19,144.45	reclass -items under \$5000 per unit price	yes	2017/11/715
1	010207	42703	Equipment Under \$5000	5,000.00	10,855.55	15,855.55	reclass -items under \$5000 per unit price	yes	2017/11/715
1	010410	42526	Traffic Calming Program	7,500.00	(3,000.00)	4,500.00	reclass -to public information - traffic calming	yes	2017/11/1011
1	010342	42601	Professional Services	7,750.00	3,000.00	10,750.00	reclass -to public information - traffic calming	yes	2017/11/1011
18	184316	42810	Hard Goods	169,000.00	(10,000.00)	159,000.00	reclass - hard goods to soft goods	yes	2017/11/1177
18	184316	42801	Soft Goods	130,000.00	10,000.00	140,000.00	reclass - hard goods to soft goods	yes	2017/11/1177
18	184316	42706	Equipment Under \$5000	120,240.00	(24,000.00)	96,240.00	reclass - for ProAM Tournament Expense	yes	2017/11/1177
18	184316	42388	Tournament Expense	5,000.00	24,000.00	29,000.00	reclass - for ProAM Tournament Expense	yes	2017/11/1177
18	184316	42816	Golf Lessons Exp	24,000.00	(3,200.00)	20,800.00	reclass - to Encumber Camrens Contract	yes	2017/11/1177
18	184316	42601	Professional Services	109,000.00	3,200.00	112,200.00	reclass - to Encumber Camrens Contract	yes	2017/11/1177
1	010330	42374	Community Garden Supplies	23,000.00	(2,000.00)	21,000.00	reclass - Janitorial for old PRCA Building	yes	2017/11/1177
1	010330	42232	Service - Janitor	-	2,000.00	2,000.00	reclass - Janitorial for old PRCA Building	yes	2017/11/1177
1	010320	42322	Christmas Skylines	72,400.00	(700.00)	71,700.00	reclass - additional neede for janitor contract	yes	2017/12/129
1	010320	42601	Professional Services	10,000.00	700.00	10,700.00	reclass - additional neede for janitor contract	yes	2017/12/129
18	184316	43006	Equipment Over 5000	20,000.00	(15,808.25)	4,191.75	reclass - golf cart washer	yes	2017/12/223
18	184316	43013	Building Improvements	-	15,808.25	15,808.25	reclass - golf cart washer	yes	2017/12/223
1	010170	42601	Professional Services	148,568.50	4,000.00	152,568.50	reclass - HR Prof Svc line running short	yes	2017/12/230
1	010170	42375	Immunization Program	30,825.00	(4,000.00)	26,825.00	reclass - HR Prof Svc line running short	yes	2017/12/230

0.00

<b>Transfers:</b>	from General Fund (001)	(70,000.00)	
	to SAFER Grant Fund (140)	70,000.00	cash transfer to Safer Fund pending 4th Qtr Reimb receipt in July 2017
	from Medical Ins. Fund (640)	(600,000.00)	
	to Retiree Health Fund (720)	600,000.00	cash transfer to Retiree Health Fund to bring YE Balance back to \$9,000,000
	from Lodgers' Tax Fund (230)	(22,460.02)	
	to General Fund (001)	22,460.02	cash transfer to complete year to complete payment of various awards



**CITY OF HOBBS**  
COMMISSION STAFF SUMMARY FORM

MEETING DATE: June 19, 2017

SUBJECT: Resolution Authorizing the Mayor to Execute Professional Service Agreements with Economic Development Corporation of Lea County for Airline Subsidy for FY 17-18

DEPT. OF ORIGIN: Legal Department  
DATE SUBMITTED: June 19, 2017  
SUBMITTED BY: Michael H. Stone, City Attorney

Summary:

This resolution authorizes the Mayor to execute a Professional Services Agreement with the Economic Development Corporation of Lea County to provide jet airline service from Hobbs to Houston. The City of Hobbs and Lea County will each provide subsidy funding up to \$1.5 million dollars each for the service pursuant to the previously approved Memorandum of Understanding between the City and County.

Fiscal Impact:

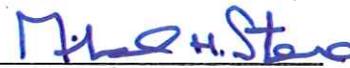
The funding has been approved in the 2017-18 budget

Reviewed By:   
Finance Department

Attachments:

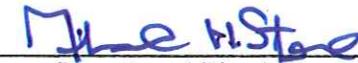
- Resolution
- Professional Services Agreement between the City and EDC

Legal Review:

Approved As To Form:   
City Attorney

Recommendation: The Commission should approve the Resolution

Approved For Submittal By:

  
Department Director  
  
City Manager

CITY CLERK'S USE ONLY  
COMMISSION ACTION TAKEN

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

CITY OF HOBBS

RESOLUTION NO. 6565

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE  
A PROFESSIONAL SERVICES AGREEMENT WITH  
ECONOMIC DEVELOPMENT CORPORATION OF LEA COUNTY  
FOR AIRLINE SUBSIDY FOR FY 17-18

WHEREAS, the Economic Development Corporation of Lea County agrees to negotiate and obtain a jet airline service from Hobbs, NM to Houston, TX; and

WHEREAS, the City of Hobbs and Lea County will each provide subsidy funding up to \$1.5 million dollars each pursuant to a Memorandum of Understanding between the City of Hobbs and Lea County; and

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO that the Mayor be and is hereby directed to execute a Professional Services Agreement with Economic Development Corporation of Lea County for Airline Subsidy for FY 17-18.

PASSED, APPROVED AND ADOPTED this 19<sup>th</sup> day of June, 2017.

\_\_\_\_\_  
SAM D. COBB, Mayor

ATTEST:

\_\_\_\_\_  
JAN FLETCHER, City Clerk

PROFESSIONAL SERVICES AGREEMENT

CITY OF HOBBS - ECONOMIC DEVELOPMENT CORPORATION OF LEA COUNTY

2017 - 2018

This Agreement ("Agreement") is entered into his \_\_\_\_ day of \_\_\_\_\_, 2017, by and between the City of Hobbs (hereinafter "City"), a New Mexico municipal corporation, and the Economic Development Corporation of Lea County, Inc. (hereinafter "EDC"), a New Mexico Non-Profit Corporation.

WHEREAS, NMSA 1978, Section 3-17-1, provides that cities are granted those powers necessary and proper to provide for the safety, preserve the health, promote the prosperity and improve the morals, order, comfort and convenience of the City and its inhabitants; and

WHEREAS, the City Commission of the City of Hobbs, Lea County, New Mexico, has determined that the services to be provided by the contracting party pursuant to this Agreement are needed by the population of the City and are necessary to contribute to the quality of life of the citizens of the City; and

WHEREAS, the City, through its management staff, and pursuant to NMSA 1978, Section 13-1-126, as amended, has conducted a good faith review of available sources and resources within Lea County and has determined that there is only one source within Lea County for the services needed.

NOW, THEREFORE, the City and EDC hereby do agree as follows:

1.0 SCOPE OF SERVICES

1.1 EDC will provide the following services:

1.1.1 Promote the economic and general welfare of all citizens of the City of Hobbs; and

1.1.2 Negotiate, provide, and maintain the services of continuing a non-stop commercial airline jet service between Hobbs, New Mexico and Houston, Texas; and

1.1.3 Provide marketing services in connection with the promotion of the commercial airline jet services contemplated herein. EDC will make every effort to apply

for, and secure, any and all available outside grant monies to provide marketing services under this Agreement.

1.2 All persons retained by EDC to provide the services required by this Agreement shall be employees, volunteers or contractors of EDC, which shall be solely responsible for their acts and omissions, as well as all compensation, taxes and benefits associated with their work for EDC.

1.3 It is expressly understood and acknowledged that EDC is an independent contractor, that it is not an instrumentality, agent or employee of City, and that it will not so represent itself to the public.

1.4 This Agreement shall not preclude funding or other contracts from other sources.

## 2.0 COMPENSATION

2.1 City shall pay EDC an amount not to exceed ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000.00) for providing, promoting, and maintaining a non-stop commercial airline jet service between Hobbs, New Mexico and Houston, Texas.

2.2 At the conclusion of each quarter, EDC shall submit quarterly invoices and appropriate documentation and accounting detailing the required airline subsidy. Documentation contemplated herein shall be provided to the City of Hobbs, 200 E. Broadway, Hobbs, NM 88240 Attn: Shelly Raulston for payment associated with the airline.

2.3 EDC shall make no other claims against City for any expenses incurred by it, other than those specifically contemplated herein, in providing the services required by this Agreement. Specifically, EDC shall make no claims against City for travel expenses, duplication costs, telephone costs, secretarial assistance, office supplies or any other cost not specifically allowed herein.

2.4 This Agreement for services is to cover City's fiscal year, beginning July 1, 2017 and ending June 30, 2018. EDC shall not be entitled to future contracts or other funding in future fiscal years by virtue of entering into this Agreement

### 3.0 INSURANCE

EDC shall provide City of Hobbs with a Certificate of Insurance naming the City of Hobbs as an additional insured on all general and/or professional liability, automobile liability and workers' compensation insurance policies.

### 4.0 TERM

The term of this Agreement shall be for one (1) year commencing on the date outlined above and ending at the conclusion of the 2017-2018 fiscal year.

### 5.0 MISCELLANEOUS PROVISIONS

5.1 EDC shall timely notify City of any change as to its principal place of business, the identity of all its directors, officers and members, any change of its corporate status, any change of its tax-exempt status with the Internal Revenue Service, any change in programming and any pending litigation or asserted claims or any other matter that might affect the continued rendition of services to City residents under this Agreement.

5.2 EDC represents and warrants that the information given to City in support of its request for funding is true and correct; further, that its staff is competent to render the services which are the subject of this Agreement; and finally that there is no other provider in Lea County of the kind of services contemplated by this Agreement.

5.3 EDC agrees to abide by all state and federal rules, regulations and statutes pertaining to equal opportunity. In accordance with these laws and regulations, EDC agrees to assure that no person shall, on the grounds of race, color, religion, national origin, sex, age, pregnancy, citizenship, familial status, disability status, veteran status, or genetic information, be excluded from participation in programs and services to be rendered by EDC pursuant to this Agreement.

5.4 EDC shall give City prompt and timely notice of any claim made or suit instituted against EDC which may in any way, directly or indirectly, contingently or otherwise, result in a judgment against City.

EDC agrees to and shall indemnify, defend and hold the City, the City Commission

of the City of Hobbs, its individual commissioners, its officers, employees and agents harmless from any and all causes of action, suits, claims, judgments, losses, costs, expenses and liens, of every kind and nature, including but not limited to court costs and reasonable attorneys' fees arising or alleged to have arisen out of performance of EDC rendition of services or failure to render services pursuant to this Agreement or any breach of this Agreement.

5.5 This Agreement shall be construed pursuant to the laws of the State of New Mexico. The parties represent that the requirements of the New Mexico Procurement Code have been met as a prerequisite for entering into this Agreement. They further agree that any changes or modifications to this Agreement suggested or required by any supervising state entity, such as the New Mexico Attorney General's office or the New Mexico Department of Finance and Administration, shall be made in order to fully comply with the law as such agencies might interpret and define it to the parties. City may cancel this Agreement without further responsibility to provide services on behalf of EDC if the legality of such is challenged.

5.6 If EDC obtains an audit or other type of financial review of its affairs, then City shall receive a copy of same. This provision does not otherwise obligate EDC to secure such services.

5.7 As contemplated by Sections 2.2 outlined above, EDC shall submit documentation to City on October 15, 2017, January 15, 2018, April 15, 2018 and July 15, 2018. The reports shall include an overview of all services rendered under this Agreement. EDC shall provide ongoing reports to the City Manager regarding airline statistics, subsidy, and ridership.

5.8 This is a professional services agreement and neither City nor EDC may assign this Agreement, or any interest herein, without prior written approval of the other.

5.9 By entering into this Agreement, the City and its elected officials, public employees, or any agents, do not waive sovereign immunity, any other defenses or limitations contemplated by the New Mexico Tort Claims Act or any applicable federal laws.

5.10 This Agreement reflects all covenants, understandings and agreements between the parties. This Agreement may not be altered except by another writing signed by both parties.

IN WITNESS WHEREOF, the parties have executed this Agreement this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

ATTEST:

THE CITY OF HOBBS, NEW MEXICO

\_\_\_\_\_  
JAN FLETCHER, City Clerk

By: \_\_\_\_\_  
SAM D. COBB, Mayor

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

\_\_\_\_\_  
MICHAEL H. STONE, City Attorney

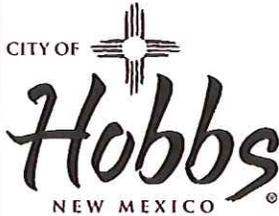
\_\_\_\_\_  
TOBY SPEARS, Finance Director

ATTEST:

ECONOMIC DEVELOPMENT  
CORPORATION OF LEA  
COUNTY

\_\_\_\_\_  
TRES HICKS  
Chairman of the Board

By: \_\_\_\_\_  
President



**CITY OF HOBBS**  
COMMISSION STAFF SUMMARY FORM

MEETING DATE: June 19, 2017

SUBJECT: Proposed 2% for Fiscal Year 2018

DEPT. OF ORIGIN: Administration  
DATE SUBMITTED: June 15, 2017  
SUBMITTED BY: JJ Murphy, City Manager

**Summary:**

During the 2018 preliminary budget work sessions that were conducted on May 1<sup>st</sup> and May 15<sup>th</sup>, 2017 the City of Hobbs staff presented a proposed 2% COLA and 3% merit increase as it relates to the salary portion of the budget. The City also conducted a work session on June 14<sup>th</sup>, 2017 regarding the proposed increases. The City of Hobbs also has two collective bargaining agreements associated with the Hobbs Police and Fire Departments that automatically require a 2% COLA. Staff is seeking direction on the proposed COLA increase only prior to the start of the fiscal year 2018 payroll. (July 2, 2017)

**Fiscal Impact:**

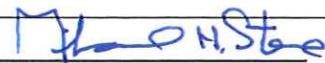
Reviewed By:   
Finance Department

The projected increase, as it relates to the COLA, would be estimated at \$650,975 (includes benefits associated with the increase)

**Attachments:**

Resolution

**Legal Review:**

Approved As To Form:   
City Attorney

**Recommendation:**

To be decided by Commission.

Approved For Submittal By:

  
Department Director  
  
City Manager

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COMMISSION ACTION TAKEN

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

CITY OF HOBBS

RESOLUTION NO. 6566

A RESOLUTION PROPOSING  
2% COLA FOR FISCAL YEAR 2018

WHEREAS, preliminary budget work sessions were conducted on May 1<sup>st</sup> and May 15<sup>th</sup>, 2017; and

WHEREAS, the City of Hobbs staff proposed a 2% COLA and 3% merit increase as it related to the salary portion of the budget; and

WHEREAS, a work session was also held on June 14, 2017 regarding the proposed increases;

WHEREAS, the City of Hobbs also has two collective bargaining agreements associated with Hobbs Police and Hobbs Fire Departments that automatically require a 2% COLA; and

WHEREAS, City staff is seeking direction on the proposed increase prior to the start of the fiscal year 2018 payroll;

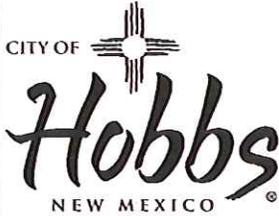
NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO that a 2% COLA increase be approved as to the salary portion of the budget for fiscal year 2018, which begins July 2, 2017.

PASSES, APPROVED AND ADOPTED this 19<sup>th</sup> day of June, 2017.

\_\_\_\_\_  
SAM D. COBB, Mayor

ATTEST:

\_\_\_\_\_  
JAN FLETCHER, City Clerk



**CITY OF HOBBS**  
COMMISSION STAFF SUMMARY FORM

MEETING DATE: June 19, 2017

SUBJECT: Proposed 3% Merit increase for Fiscal Year 2018

DEPT. OF ORIGIN: Administration  
DATE SUBMITTED: June 15th, 2017  
SUBMITTED BY: JJ Murphy, City Manager

**Summary:**

During the 2018 preliminary budget work sessions that were conducted on May 1<sup>st</sup> and May 15<sup>th</sup>, 2017, the City of Hobbs staff presented a proposed 2% COLA and 3% merit increase as it relates to the salary portion of the budget. The City also conducted a work session as it relates to the 3% merit. Staff is seeking direction on the proposed 3% merit increase prior to the start of the fiscal year 2018 payroll. (July 2, 2017)

**Fiscal Impact:**

Reviewed By:   
Finance Department

The projected increase, as it relates to the 3% merit, would be estimated at \$976,463 (includes benefits associated with the increase)

**Attachments:**

Resolution

**Legal Review:**

Approved As To Form:   
City Attorney

**Recommendation:**

To be decided by Commission.

Approved For Submittal By:

  
Department Director

  
City Manager

CITY CLERK'S USE ONLY  
COMMISSION ACTION TAKEN

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

CITY OF HOBBS

RESOLUTION NO. 6567

A RESOLUTION PROPOSING A  
3% MERIT INCREASE FOR FISCAL YEAR 2018

WHEREAS, preliminary budget work sessions were conducted on May 1<sup>st</sup> and May 15<sup>th</sup>, 2017; and

WHEREAS, the City of Hobbs staff proposed a 2% COLA and 3% merit increase as it related to the salary portion of the budget; and

WHEREAS, a work session was also held on June 14, 2017 regarding the proposed increase as it relates to the 3% merit; and

WHEREAS, City staff is seeking direction on the proposed increase prior to the start of the fiscal year 2018 payroll;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO that a 3% merit increase be approved as to the salary portion of the budget for fiscal year 2018, which begins July 2, 2017.

PASSES, APPROVED AND ADOPTED this 19<sup>th</sup> day of June, 2017.

\_\_\_\_\_  
SAM D. COBB, Mayor

ATTEST:

\_\_\_\_\_  
JAN FLETCHER, City Clerk



**CITY OF HOBBS**  
COMMISSION STAFF SUMMARY FORM

MEETING DATE: June 19, 2017

SUBJECT: A Resolution approving a 5% increase to the Maximum Compensation level of the current City of Hobbs Compensation Plan

DEPT. OF ORIGIN: Administration  
DATE SUBMITTED: June 5, 2017  
SUBMITTED BY: J.J. Murphy, City Manager

Summary: According to current Ordinance 2.56.300, the City Manager may periodically instruct the Personnel Director to review and propose a compensation plan which considers both salary and benefit levels for job classification within the classification plan. The pay plan shall be recommended by the City Manager to the City Commission.

Under the current compensation plan, there are seventeen employees that will not be eligible for a full Cost of Living Adjustment this year due to "topping out" in the classification plan. There are thirty six employees that will not be eligible for a full 3% Merit increase, if a Merit increase is approved by the Commission.

Under the Collective Bargaining Agreements for both the Fire and Police Unions, there are stipulations that state the maximum ranges will be adjusted yearly for a 2% COLA. In addition, the maximum ranges will be adjusted for the maximum Merit limit as approved by the Commission.

Due to the fact that we are bound by Collective Bargaining Agreements, the adjustment of Union compensation plans should continue as stipulated with the approval of Merit increases and the automatic 2% COLA.

Staff is seeking direction on the proposed increases to the compensation plan maximum range. It is staff's recommendation that the maximum limits in the current general classification plan be raised by 5%. This will ensure that most employees remain eligible for both Cost of Living Adjustments and any Merit increases as approved by the City Commission.

Fiscal Impact:

Reviewed By: \_\_\_\_\_

  
Finance Department

The FY2018 fiscal impact of a shift in the maximum compensation levels for an approved 2% COLA is \$16,446.56. The FY2018 fiscal impact of a shift in the maximum compensation levels for an approved 3% merit for General Employees is \$72,668.81. The FY2018 fiscal impact of a shift in the maximum compensation levels for an approved 3% merit for Collective Bargaining Unit employees is \$9,174.02.

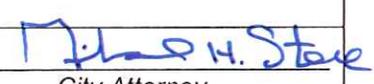
The total fiscal impact for FY2018 with a 5% shift in the maximum compensation levels, presuming approval of a 2% COLA and a 3% merit is \$98,289.39

Attachments:

Resolution

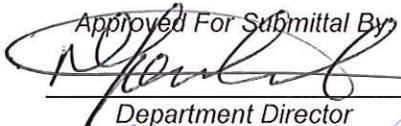
Legal Review:

Approved As To Form: \_\_\_\_\_

  
City Attorney

Recommendation:

To be decided by the Commission.

Approved For Submittal By  
  
\_\_\_\_\_  
Department Director  
  
\_\_\_\_\_  
City Manager

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COMMISSION ACTION TAKEN

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

CITY OF HOBBS

RESOLUTION NO. 6568

A RESOLUTION AUTHORIZING THE  
COMMISSION TO APPROVE A FIVE PERCENT INCREASE TO THE CURRENT  
COMPENSATION PLAN MAXIMUM RANGE FOR GENERAL EMPLOYEES  
ONLY.

WHEREAS, some current City employees are considered "topped out" in our current compensation plan and will not be eligible for a full two percent Cost of Living Adjustment or a possible Merit increase; and

WHEREAS, under the current ordinance the City Manager may periodically instruct the Personnel Manager to review and propose a compensation plan which considers both salary and benefit levels for job classification within the classification plan. Upon which, the pay plan shall be recommended by the City Manager to the City Commission; and

WHEREAS, it is City staff's recommendation that the current compensation plan for General Employees be raised on the maximum end by five percent.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the Mayor be, and hereby is, authorized to approve on behalf of the City of Hobbs the following:

1. Increasing the top "maximum" end of the current General Employee's compensation plan by five percent.
2. Current Union employees compensation plans will remain as stipulated in the Collective Bargaining Agreement. A two percent Cost of Living Adjustment per year will increase the "maximum" end of the compensation plan. In addition, if the

Commission chooses to approve a Merit increase, the "maximum" end of the compensation plan will increase by the approved percentage amount.

PASSED, ADOPTED AND APPROVED, this 19th day of June, 2017.

\_\_\_\_\_  
Sam D Cobb, Mayor

ATTEST:

\_\_\_\_\_  
JAN FLETCHER, City Clerk