



**City of Farmington**

**SUBSTANTIAL AMENDMENT**

**2014 Annual Action Plan**

**October 1, 2014 through September 30, 2015**

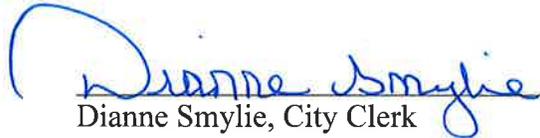
**Adopted by City Council on August 9, 2016**

**Resolution No. 2016- 1598**

C E R T I F I C A T E

I certify that I am the City Clerk of the City of Farmington, a municipal corporation and a political subdivision of the State of New Mexico, having custody of the original of Resolution No. 2016-1598, as adopted by the City Council on August 9, 2016, and that the attached document is a true and correct copy of the original.

WITNESS my hand and the seal of the City of Farmington, New Mexico this 10<sup>th</sup> day of August, 2016.

  
Dianne Smylie, City Clerk

SEAL

## RESOLUTION NO. 2016-1598

A RESOLUTIONS ADOPTING THE 2014 ACTION PLAN SUBSTANTIAL AMENDMENT, WHICH IS THE 2014-2018 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CONSOLIDATED PLAN'S, PROGRAM YEAR ONE ACTION PLAN.

WHEREAS, on August 12, 2014 (Resolution No. 2014-1525), the City Council approved the City of Farmington's 2014-2018 Consolidated Plan, which includes a five-year strategic plan, the program year one action plan, and an analysis of impediments to fair housing choice in order to receive entitlement grants; and

WHEREAS, an amendment to the 2014 Annual Action Plan is required when there is a substantial change in the allocation priorities or methods of distribution of projects funded with CDBG funds; and

WHEREAS, the 2014 Action Plan substantial amendment is to revise public service activities listed in the Action Plan, with activities that were selected through a Request for Proposals (RFP) process by Council on November 11, 2014. The CDBG funds have already been spent on the public service projects for the 2014 Action Plan; and

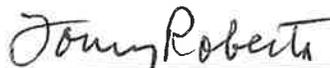
WHEREAS, in accordance with federal regulations and the Citizen Participation Plan for the City of Farmington's Community Development Block Grant program, notice of this requested change in the allocation of funds for the public service projects has been duly posted for public comment for thirty days and a public hearing was held to allow citizens additional opportunities to comment on the proposed plan changes.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FARMINGTON:

The City does adopt the following substantial changes to the public service project in the 2014 Action Plan.

1. San Juan College Daycare - \$7,000
2. Northwest New Mexico Seniors - \$10,825
3. San Juan County Partnership - \$12,000
4. People Assisting the Homeless (PATH) - \$13,000
5. Masada House - \$13,000

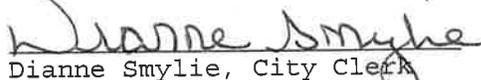
PASSED, APPROVED, SIGNED AND ADOPTED this 9<sup>th</sup> day of August, 2016.



Tommy Roberts, Mayor

SEAL

ATTEST



Dianne Smylie, City Clerk



# City of Farmington

## **SUBSTANTIAL AMENDMENT**

### **to the 2014 Annual Action Plan**

---

**Public Review/Comment Period**  
**Monday, July 11 through August 9, 2016**

The Public Hearing to hear comments regarding the Substantial Amendment to the 2014 Action Plan and the Amendment Adoption of the 2014 Action Plan will occur on Tuesday, August 9, 2016 at 6:00 p.m. in the City Council Chambers at City Hall, 800 Municipal Drive, Farmington, NM 87401

If you have any questions, please contact Teri Clashin, CDBG Associate Planner, at (505) 599-1281 or [tclashin@fmtn.org](mailto:tclashin@fmtn.org).

CITY OF FARMINGTON  
COMMUNITYD DEVELOPMENT BLOCK GRANT (CDBG)  
**2014 Action Plan – Substantial Amendment**

The City of Farmington proposes to revise CDBG activities previously described in the **2014 Action Plan**. Pursuant to the U.S. Department of Housing and Urban Development (HUD) regulations and the City of Farmington Citizen Participation Plan adopted in 2013, these changes are considered a “Substantial Amendment” to the **2014 Action Plan** that require specific citizen participation action before the change may be approved by the City Council and submitted to HUD. To allow community members the opportunity to review and comment on the proposed changes, the City will publish a public notice in the Farmington Daily Times on July 10, 2016 informing residents of the availability of the Substantial Amendment document for public review and comment for a period of 30 days from July 11, 2016 to August 9, 2016. The public review and comment period concludes with a public hearing and the amendment adoption before the City Council on August 9, 2016 at 6:00 p.m.

**PROPOSED AMENDMENT TO THE 2014 ACTION PLAN**

This amendment is to revise public service activities listed in the **2014 Action Plan**, with activities that were selected through a Request for Proposals (RFP) process by Council on November 11, 2014. The CDBG funds have already been spent on the public service projects for the 2014 Action Plan.

The 2014 Annual Action Plan indicated that the “Projects will be awarded funds during the 2014 Request for Proposals (RFP) process beginning in September 2014.” The City at the time was working on the 2014-2018 Consolidated Plan, which needed to be approved before the RFP process could begin. Staff made an estimated guess at the number of public service projects for the 2014 Annual Action Plan. Therefore, the capital and public service projects in the 2014 Action Plan included the following projects with the assigned funding amounts.

<b>APPROVED AUGUST 12, 2014 (Resolution No. 2014-1525):</b>		
<b>1</b>	<b>Project Name</b>	Joint Intervention Program Shelter & Transitional Living Facility
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Facilities
	<b>Needs Addressed</b>	Homelessness
	<b>Funding</b>	CDBG: \$241,908
	<b>Description</b>	Provide a recovery shelter for homeless individuals in an active substance abuse counselling program. The 4,692 sq. ft. modular building would provide transitional housing for 40 individuals. CDBG money will be used for site development and the purchase, delivery and set-up of the five unit modular structure with associated taxes. Currently there is an Environmental Assessment being conducted by Souder Miller Engineering. JIP was awarded \$241,908 by the 2014 Annual Action Plan and was awarded \$77,800 from an amendment to the 2013 Annual Action Plan for the Masada Men's Treatment Facility that was unable to get off the ground.

	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	An estimated 40 persons will be assisted with the addition of 40 shelter beds. Another 40 persons will be assisted through transitional living. This program will target homeless persons that are utilizing the services through the Joint Intervention Program.
	<b>Location Description</b>	1615 Ojo Court, Farmington, NM 87401 The land is owned by the City, and is located within a Targeted Neighborhood.
	<b>Planned Activities</b>	The Joint Intervention Program Shelter & Transitional Living Facility will create 40 emergency shelter beds and 40 transitional living facility beds. The Joint Intervention Program Shelter would be an overnight shelter for persons utilizing the Joint Intervention Program that is a joint effort by Presbyterian Medical Services, San Juan Regional Medical Center, Totah Behavioral Health, City of Farmington Police Department, City of Farmington Municipal Court, and Four Winds Recovery. Participants would have access to a wide array of services including mental health, substance addiction treatment, medical and dental care, employment and educational support, case management and Traditional Healing, as many of the participants are Native American.
2	<b>Project Name</b>	Child Care Services
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Homelessness Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$7,000
	<b>Description</b>	Providing child care services for individuals and families in transitional living so they can get job training and look for work.
	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	The child care services is estimated to benefit 10 persons that are in transitional housing so they have the opportunity to get job training or look for work.
	<b>Location Description</b>	
	<b>Planned Activities</b>	
3	<b>Project Name</b>	San Juan College Daycare
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$7,000
	<b>Description</b>	Child care for low-to-moderate income eligible students in college for Employment Training.
	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	These child care services would benefit 10 persons attending employment training annually.
	<b>Location Description</b>	

	<b>Planned Activities</b>	
4	<b>Project Name</b>	Northwest New Mexico Seniors
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Special Needs Populations Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$7,000
	<b>Description</b>	Home and Respite Care
	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	This project would benefit 10 elderly persons annually.
	<b>Location Description</b>	
	<b>Planned Activities</b>	
5	<b>Project Name</b>	San Juan County Partnership
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Homelessness Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$7,000
	<b>Description</b>	Emergency rental assistance
	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	The rental assistance would benefit 10 persons at risk of homelessness annually.
	<b>Location Description</b>	
	<b>Planned Activities</b>	
6	<b>Project Name</b>	People Assisting the Homeless (PATH)
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Homelessness
	<b>Funding</b>	CDBG: \$7,000
	<b>Description</b>	Operational funds for services targeting homeless individuals, families and children. Temporarily provide for the basic needs of homeless persons, to provide information, guidance and supportive services empowering homeless individuals to regain productive, self-supportive lifestyles.
	<b>Target Date</b>	

	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	This project would benefit an estimated 10 homeless persons annually.
	<b>Location Description</b>	
	<b>Planned Activities</b>	
7	<b>Project Name</b>	Masada House Women's Treatment
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Special Needs Populations Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$7,000
	<b>Description</b>	Operational funds for treatment center and shelter for women with substance and domestic abuse challenges.
	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	This project would benefit an estimated 10 persons with chronic substance abuse problems annually
	<b>Location Description</b>	
	<b>Planned Activities</b>	
8	<b>Project Name</b>	Operational Funds for Domestic Violence Shelter
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Homelessness Special Needs Populations Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$7,000
	<b>Description</b>	Operational funds for shelters that serve victims of domestic violence
	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	These activities would benefit an estimated 10 victims of domestic violence annually.
	<b>Location Description</b>	
	<b>Planned Activities</b>	
9	<b>Project Name</b>	Youth Transitional Living Operation Funds
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Special Needs Populations Low-to-Moderate Income Households

<b>Funding</b>	CDBG: \$6,825
<b>Description</b>	Transitional living operational funds - Adolescents who are transitioning out of foster care/juvenile justice to prepare them to live independently or in supportive housing.
<b>Target Date</b>	
<b>Estimate the number and type of families that will benefit from the proposed activities</b>	These activities will benefit an estimated 10 youth during the course of one year.
<b>Location Description</b>	
<b>Planned Activities</b>	

The eight (8) public service projects were an estimated guess based on projects from the past Action Plans. The Request for Proposal (RFP) process for the City is minimum sixty (60) day process. The City Council has the ultimate decision on selecting projects and awarding funds.

Although, the 2014 Annual Action Plan indicated eight public service projects, the following were eliminated due to the number of RFP applications received: #2 Child Care Services, #8 Operational Funds for Domestic Violence Shelter and #9 Youth Transitional Living Operational Funds. On November 11, 2015, the City Council selected five (5) public service projects that met the CDBG requirements. In addition, the funding amount for each project changed. The allocation for the public service project was \$55,825. Council awarded the funds to the following projects:

The table outlines the proposed changes to the **2014 Action Plan**.

<b>SUBSTANTIAL AMENDMENT AUGUST 9, 2016:</b>		
<b>1</b>	<b>Project Name</b>	Joint Intervention Program Shelter & Transitional Living Facility
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Facilities
	<b>Needs Addressed</b>	Homelessness
	<b>Funding</b>	CDBG: \$241,908
	<b>Description</b>	Provide a recovery shelter for homeless individuals in an active substance abuse counselling program. The 4,692 sq. ft. modular building would provide transitional housing for 40 individuals. CDBG money will be used for site development and the purchase, delivery and set-up of the five unit modular structure with associated taxes. Currently there is an Environmental Assessment being conducted by Souder Miller Engineering. JIP was awarded \$241,908 by the 2014 Annual Action Plan and was awarded \$77,800 from an amendment to the 2013 Annual Action Plan for the Masada Men's Treatment Facility that was unable to get off the ground.
	<b>Target Date</b>	

	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	An estimated 40 persons will be assisted with the addition of 40 shelter beds. Another 40 persons will be assisted through transitional living. This program will target homeless persons that are utilizing the services through the Joint Intervention Program.
	<b>Location Description</b>	1615 Ojo Court, Farmington, NM 87401 The land is owned by the City, and is located within a Targeted Neighborhood.
	<b>Planned Activities</b>	The Joint Intervention Program Shelter & Transitional Living Facility will create 40 emergency shelter beds and 40 transitional living facility beds. The Joint Intervention Program Shelter would be an overnight shelter for persons utilizing the Joint Intervention Program that is a joint effort by Presbyterian Medical Services, San Juan Regional Medical Center, Totah Behavioral Health, City of Farmington Police Department, City of Farmington Municipal Court, and Four Winds Recovery. Participants would have access to a wide array of services including mental health, substance addiction treatment, medical and dental care, employment and educational support, case management and Traditional Healing, as many of the participants are Native American.
2	<b>Project Name</b>	San Juan College Daycare
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$7,000
	<b>Description</b>	Child care for low-to-moderate income eligible students in college for Employment Training.
	<b>Target Date</b>	September 30, 2015
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	These child care services would benefit 10 persons attending employment training annually.
	<b>Location Description</b>	4601 College Blvd.
	<b>Planned Activities</b>	Childcare costs; staff cost; administrative costs (max. 10%)
3	<b>Project Name</b>	Northwest New Mexico Seniors
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Special Needs Populations Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$10,825
	<b>Description</b>	Home and Respite Care
	<b>Target Date</b>	September 30, 2015

	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	This project would benefit 10 elderly persons annually.
	<b>Location Description</b>	Varies
	<b>Planned Activities</b>	Provision of homemaker services to elderly and frail elderly; staff costs; administrative cost (max. 10%).
4	<b>Project Name</b>	San Juan County Partnership
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Homelessness Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$12,000
	<b>Description</b>	Emergency rental assistance
	<b>Target Date</b>	September 30, 2015
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	The rental assistance would benefit 10 persons at risk of homelessness annually.
	<b>Location Description</b>	Varies
	<b>Planned Activities</b>	Provide rent and deposits to prevent homelessness; administrative cost (max. 10%).
5	<b>Project Name</b>	People Assisting the Homeless (PATH)
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Homelessness
	<b>Funding</b>	CDBG: \$13,000
	<b>Description</b>	Operational funds for services targeting homeless individuals, families and children. Temporarily provide for the basic needs of homeless persons, to provide information, guidance and supportive services empowering homeless individuals to regain productive, self-supportive lifestyles.
	<b>Target Date</b>	September 30, 2015
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	This project would benefit an estimated 10 homeless persons annually.
	<b>Location Description</b>	520 Hydro Plant Road
	<b>Planned Activities</b>	Case management; counseling; staff costs; utilities; supplies; administration cost (max. 10%)

6	<b>Project Name</b>	Masada House Women's Treatment
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Special Needs Populations Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$13,000
	<b>Description</b>	Operational funds for treatment center and shelter for women with substance and domestic abuse challenges.
	<b>Target Date</b>	September 30, 2015
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	This project would benefit an estimated 10 persons with chronic substance abuse problems annually
	<b>Location Description</b>	610 North Dustin Avenue
<b>Planned Activities</b>	Case management; counseling; substance abuse education; relapse prevention; life skills; job preparation skills; goal setting; financial management; physical & emotional health; mental health support; staff costs; administrative cost (max. 10%).	

## Table of Contents

Executive Summary	
ES-05 Executive Summary	2
The Process	
PR-05 Lead & Responsible Agencies	5
PR-10 Consultation	6
PR-15 Citizen Participation	11
Needs Assessment	
NA-05 Overview	15
NA-10 Housing Needs Assessment	16
NA-15 Disproportionately Greater Need: Housing Problems	28
NA-20 Disproportionately Greater Need: Severe Housing Problems	31
NA-25 Disproportionately Greater Need: Housing Cost Burdens	34
NA-30 Disproportionately Greater Need: Discussion	37
NA-35 Public Housing	38
NA-40 Homeless Needs Assessment	42
NA-45 Non-Homeless Special Needs Assessment	47
NA-50 Non-Housing Community Development Needs	50
Housing Market Analysis	
MA-05 Overview	53
MA-10 Number of Housing Units	54
MA-15 Housing Market Analysis: Cost of Housing	58
MA-20 Housing Market Analysis: Condition of Housing	65
MA-25 Public and Assisted Housing	68
MA-30 Homeless Facilities and Services	70
MA-35 Special Needs Facilities and Services	74
MA-40 Barriers to Affordable Housing	76
MA-45 Non-Housing Community Development Assets	77
MA-50 Needs and Market Analysis Discussion	83
Strategic Plan	
SP-05 Overview	88
SP-10 Geographic Priorities	89
SP-25 Priority Needs	91
SP-30 Influence of Market Conditions	95
SP-35 Anticipated Resources	96
SP-40 Institutional Delivery Structure	98
SP-45 Goals Summary	100
SP-50 Public Housing Accessibility and Involvement	103
SP-55 Barriers to Affordable Housing	104
SP-60 Homelessness Strategy	105
SP-65 Lead Based Paint Hazards	106

SP-70 Anti-Poverty Strategy	107
SP-80 Monitoring	108
Annual Action Plan	
AP-15 Expected Resources	110
AP-20 Annual Goals and Objectives	112
AP-35 Projects	114
AP-50 Geographic Distribution	120
AP-55 Affordable Housing	121
AP-60 Public Housing	122
AP-65 Homeless and Other Special Needs Activities	123
AP-75 Barriers to Affordable Housing	127
AP-85 Other Actions	129
AP-90 Program Specific Requirements	132

## Expected Resources

### AP-15 Expected Resources – 91.220(c)(1,2)

#### Introduction

#### Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Reminder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	372,166	0	0	372,166	0	

**Table 53 - Expected Resources – Priority Table**

**Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied**

There is no specific requirement for leveraging with CDBG grant funds. The implemented projects have the potential to leverage other grant funds and private funds. However, the exact amounts will not be known until projects are awarded and contracts are finalized.

**If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan**

**Discussion**

The City expects to receive \$372,166 in CDBG funding during the HUD FY 2014. Of this total, \$241,908 is to be spent on Capital Improvement Projects, which accounts for 65 percent. Public services will be allotted 15 percent with \$55,825. Planning and Administration will account for 20 percent with \$74,433.

## Annual Goals and Objectives

### AP-20 Annual Goals and Objectives

#### Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Public Facilities	2014	2018	Affordable Housing Public Housing Homeless Non-Homeless Special Needs	Low Mod Targeted Neighborhood	Homelessness Special Needs Populations Low-to-Moderate Income Households	CDBG: \$241,908	Homeless Person Overnight Shelter: 40 Persons Assisted Overnight/Emergency Shelter/Transitional Housing Beds added: 40 Beds
2	Public Services	2014	2018	Affordable Housing Homeless Non-Homeless Special Needs	Low Mod Targeted Neighborhood	Homelessness Special Needs Populations Low-to-Moderate Income Households	CDBG: \$55,825	Public service activities other than Low/Moderate Income Housing Benefit: 70 Persons Assisted Homelessness Prevention: 10 Persons Assisted

**Table 54 – Goals Summary**

#### Goal Descriptions

<b>1</b>	<b>Goal Name</b>	Public Facilities
	<b>Goal Description</b>	
<b>2</b>	<b>Goal Name</b>	Public Services
	<b>Goal Description</b>	

## Projects

### AP-35 Projects – 91.220(d)

#### Introduction

The 2014 Annual Action Plan includes a Public Facilities project and Public Service funding. Joint Intervention Program Shelter & Transitional Living Facility would be an overnight shelter for persons utilizing the Joint Intervention Program that is a joint effort by Presbyterian Medical Services, San Juan Regional Medical Center, Totah Behavioral Health, City of Farmington Police Department, City of Farmington Municipal Court, and Four Winds Recovery. Participants would have access to a wide array of services including mental health, substance addiction treatment, medical and dental care, employment and educational support, case management and Traditional Healing, as many of the participants are Native American.

The Public Service funding will address some of the many needs outlined in this Plan of residents in Farmington, including child care services, senior services, rental assistance, operational funds for homeless shelters, and operational funds for treatment centers. Projects will be awarded funds during the 2014 Request for Proposals (RFP) process beginning in September.

#### Projects

#	Project Name
1	Joint Intervention Program Shelter & Transitional Living Facility
2	San Juan College Daycare
3	Northwest New Mexico Seniors
4	San Juan County Partnership
5	People Assisting the Homeless (PATH)
6	Masada House Women's Treatment

Table 55 – Project Information

**Describe the reasons for allocation priorities and any obstacles to addressing underserved needs**

**AP-38 Project Summary**  
**Project Summary Information**

<b>1</b>	<b>Project Name</b>	Joint Intervention Program Shelter & Transitional Living Facility
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Facilities
	<b>Needs Addressed</b>	Homelessness
	<b>Funding</b>	CDBG: \$241,908
	<b>Description</b>	Provide a recovery shelter for homeless individuals in an active substance abuse counselling program. The 4,692 sq. ft. modular building would provide transitional housing for 40 individuals. CDBG money will be used for site development and the purchase, delivery and set-up of the five unit modular structure with associated taxes. Currently there is an Environmental Assessment being conducted by Souder Miller Engineering. JIP was awarded \$241,908 by the 2014 Annual Action Plan and was awarded \$77,800 from an amendment to the 2013 Annual Action Plan for the Masada Men's Treatment Facility that was unable to get off the ground.
	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	An estimated 40 persons will be assisted with the addition of 40 shelter beds. Another 40 persons will be assisted through transitional living. This program will target homeless persons that are utilizing the services through the Joint Intervention Program.
	<b>Location Description</b>	1615 Ojo Court, Farmington, NM 87401  The land is owned by the City, and is located within a Targeted Neighborhood.
<b>Planned Activities</b>	The Joint Intervention Program Shelter & Transitional Living Facility will create 40 emergency shelter beds and 40 transitional living facility beds. The Joint Intervention Program Shelter would be an overnight shelter for persons utilizing the Joint Intervention Program that is a joint effort by Presbyterian Medical Services, San Juan Regional Medical Center, Totah Behavioral Health, City of Farmington Police Department, City of Farmington Municipal Court, and Four Winds Recovery. Participants would have access to a wide array of services including mental health, substance addiction treatment, medical and dental care, employment and educational support, case management and Traditional Healing, as many of the participants are Native American.	
<b>2</b>	<b>Project Name</b>	San Juan College Daycare
	<b>Target Area</b>	Low Mod Targeted Neighborhood

	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$7,000
	<b>Description</b>	Child care for low-to-moderate income eligible students in college for Employment Training.
	<b>Target Date</b>	September 30, 2015
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	These child care services would benefit 10 persons attending employment training annually.
	<b>Location Description</b>	4601 College Blvd.
	<b>Planned Activities</b>	Childcare costs; staff cost; administrative cost (max. 10%).
<b>3</b>	<b>Project Name</b>	Northwest New Mexico Seniors
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Special Needs Populations Low-to-Moderate Income Households
	<b>Funding</b>	CDBG: \$10,825
	<b>Description</b>	Home and Respite Care
	<b>Target Date</b>	September 30, 2015
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	This project would benefit 10 elderly persons annually.
	<b>Location Description</b>	Varies
	<b>Planned Activities</b>	Provision of homemaker services to elderly and frail elderly; staff costs; administrative cost (max. 10%).
<b>4</b>	<b>Project Name</b>	San Juan County Partnership
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Homelessness Low-to-Moderate Income Households

	<b>Funding</b>	CDBG: \$12,000
	<b>Description</b>	Emergency rental assistance
	<b>Target Date</b>	September 30, 2015
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	The rental assistance would benefit 10 persons at risk of homelessness annually.
	<b>Location Description</b>	Varies
	<b>Planned Activities</b>	Provide rent and deposits to prevent homelessness; administrative cost (max. 10%).
5	<b>Project Name</b>	People Assisting the Homeless (PATH)
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Homelessness
	<b>Funding</b>	CDBG: \$13,000
	<b>Description</b>	Operational funds for services targeting homeless individuals, families and children. Temporarily provide for the basic needs of homeless persons, to provide information, guidance and supportive services empowering homeless individuals to regain productive, self-supportive lifestyles.
	<b>Target Date</b>	September 30, 2015
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	This project would benefit an estimated 10 homeless persons annually.
	<b>Location Description</b>	520 Hydro Plant Road
	<b>Planned Activities</b>	Case management; counseling; staff cost; utilities; supplies; administrative cost (max. 10%).
6	<b>Project Name</b>	Masada House Women's Treatment
	<b>Target Area</b>	Low Mod Targeted Neighborhood
	<b>Goals Supported</b>	Public Services
	<b>Needs Addressed</b>	Special Needs Populations Low-to-Moderate Income Households

<b>Funding</b>	CDBG: \$13,000
<b>Description</b>	Operational funds for treatment center and shelter for women with substance and domestic abuse challenges.
<b>Target Date</b>	September 30, 2015
<b>Estimate the number and type of families that will benefit from the proposed activities</b>	This project would benefit an estimated 10 persons with chronic substance abuse problems annually
<b>Location Description</b>	610 North Dustin Avenue
<b>Planned Activities</b>	Case management; counseling; substance abuse education; relapse prevention; life skills; job preparation skills; goal setting; financial management; physical and emotional health; mental health; staff costs; administrative cost (max. 10%).

**AP-50 Geographic Distribution – 91.220(f)**

**Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed**

The 2014 Action Plan includes the Joint Intervention Program Shelter & Transitional Living Facility, which will be located in a Targeted Neighborhood. As a Capital Improvement project, this will account for 65 percent of the funding for FFY 2014.

**Geographic Distribution**

<b>Target Area</b>	<b>Percentage of Funds</b>
Low Mod Targeted Neighborhood	65
City of Farmington's Metropolitan Development Area	

**Table 56 - Geographic Distribution**

**Rationale for the priorities for allocating investments geographically**

This project will be located in a Low Mod Targeted Neighborhood to allow for direct access to the individuals the project will serve.

**Discussion**

## Affordable Housing

### AP-55 Affordable Housing – 91.220(g)

#### Introduction

While there are sufficient numbers of households with unmet housing needs, the City does not anticipate utilizing CDBG funding for rehab or new housing construction.

One Year Goals for the Number of Households to be Supported	
Homeless	0
Non-Homeless	0
Special-Needs	0
Total	0

**Table 17 - One Year Goals for Affordable Housing by Support Requirement**

One Year Goals for the Number of Households Supported Through	
Rental Assistance	0
The Production of New Units	0
Rehab of Existing Units	0
Acquisition of Existing Units	0
Total	0

**Table 58 - One Year Goals for Affordable Housing by Support Type**

#### Discussion

## **AP-60 Public Housing – 91.220(h)**

### **Introduction**

There is no public housing in Farmington or San Juan County. The limited amount of the typical annual CDBG grant and the wide variety of needs identified does not allow the CDBG grant to create a public housing project.

### **Actions planned during the next year to address the needs to public housing**

### **Actions to encourage public housing residents to become more involved in management and participate in homeownership**

### **If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance**

### **Discussion**

## **AP-65 Homeless and Other Special Needs Activities – 91.220(i)**

### **Introduction**

The Action Plan will reach the needs of homeless and special needs populations through a variety of outlets. The Joint Intervention Program Shelter & Transitional Living Facility will provide shelter to the joint effort services to help end the cycle of homelessness, street inebriation, incarceration, emergency and detox services utilization through collaboration among agencies. Planned public service projects will also be designed to meet the needs of special populations through providing services that can be accessed by community members.

### **Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including**

#### **Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs**

The Joint Intervention Program Shelter & Transitional Living Facility, supporting the Joint Intervention Program reaches out to homeless persons and those being discharged from public and health facilities by offering treatment and supportive services.

#### **Addressing the emergency shelter and transitional housing needs of homeless persons**

The Joint Intervention Program Shelter & Transitional Living Facility will support the Joint Intervention Program's mission to address the hundreds of people in Farmington with chronic addiction and health conditions who are homeless who cycle in and out of county jail, the hospital emergency department and other crisis systems of care and homelessness. This is accomplished through a wide array of services for recovery and harm reduction including mental health, substance addiction treatment, medical and dental care, employment and educational support, case management and Traditional Healing, as many of the participants are Native American. The shelter for this program will house the participants overnight in order to provide them with the structure and consistency necessary for recovery.

The operational funds for homeless shelters, and operational funds for domestic violence shelter will also offer funding to help house homeless persons within Farmington.

#### **Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again**

The Joint Intervention Program Shelter will provide a space for homeless persons to sleep at night while accessing services to help ensure self-sufficiency. Utilizing a joint effort including mental health, substance addiction treatment, medical and dental care, employment and educational support, and case management, the Program helps ensure Shelter residents will be able to exit the program with skills needed to retain self-sufficiency.

**Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs**

The Joint Intervention Program Shelter, supporting the Joint Intervention Program is designed to identify those who cycle between “street life,” arrests, incarceration, detox and the emergency room and placing these people in structured substance abuse treatment programs, including utilizing

**CR-05 - Goals and Outcomes - 91.520(a)**

**Progress the jurisdiction has made in carrying out its strategic plan and its action plan. 91.520(a)**

*This could be an overview that includes major initiatives and highlights that were proposed and executed throughout the program year.*

The 2014 Annual Action Plan projects were anticipated projects. The project list was based on the type of projects that were awarded in the past with funding levels being approximately equal to eight (8) public service projects. In the 2014 Annual Action plan it states that “Projects will be awarded funds during the Request for Proposals (RFP) process beginning in September.” At the time the City was also working on adopting its 2014-2018 Consolidated Plan (adopted on August 12, 2014). The Consolidated Plan needed to be adopted before the Action Plan. Therefore, the Request for Proposals (RFP) for 2014 Action Plan projects could not begin until the Consolidated Plan was adopted by our Council.

Below are the anticipated projects in 2014 Annual Action Plan:

	<b>Project Name</b>	<b>Project Type</b>	<b>Funding</b>
1	Joint Intervention Program Shelter & Transitional Living Facility	Capital Project	\$241,908
2	Child Care Services	Public Service	\$7,000
3	Child Care Services	Public Service	\$7,000
4	Senior Services	Public Service	\$7,000
5	Rental Assistance	Public Service	\$7,000
6	Homeless Operation Funds	Public Service	\$7,000
7	Operational Funds for Treatment Centers	Public Service	\$7,000
8	Operational Funds for Domestic Violence Shelter	Public Service	\$7,000
9	Youth Transitional Operation Funds	Public Service	\$6,825

The RFP process for the 2014 Annual Action Plan started in September 2014. On November 11, 2014, the Farmington City Council awarded \$55,825 in CDBG funds to Public Service Projects for the 2014 Fiscal Year. The organizations in the table below were awarded at the following funding amounts. Included in the table is the Joint Intervention Program (JIP) capital project.

<b>2014 Annual Action Plan Projects and Budget</b>					
<b>Project Agency</b>	<b>Project Type</b>	<b>Capital Project</b>	<b>Public Service Projects</b>	<b>Planning and Admin.</b>	<b>Percent of Total Budget</b>
Joint Intervention Program (JIP) & Transitional Living Facility	Homeless Person Overnight Shelter	\$241,908			65%
Masada Women’s House	Program Operations		\$13,000		15%
People Helping the Homeless (PATH)	Program Operations		\$13,000		
San Juan County Partnership	Rental Assistance		\$12,000		
Northwest New Mexico Seniors	Homemaker Services		\$10,825		
San Juan College Daycare	Daycare Assistance		\$7,000		
City of Farmington CDBG	Planning and Admin.			\$74,433	20%
	<b>PROJECTS TOTAL</b>	\$241,908	\$55,825	\$74,433	100%
<b>2014 Total CDBG Funds</b>			<b>\$372,166</b>		

transitional housing in the area, which are designed to improve life outcomes for the individuals, more efficiently utilize public resources, and reduce system costs.

There are various public service projects designated for the FY 2014 CDBG funding. These include offering operational funding for treatment centers for persons with chronic substance abuse. In addition, rental assistance will be available to provide relief to households that are at risk of homelessness.

## **Discussion**

## **AP-75 Barriers to affordable housing – 91.220(j)**

### **Introduction:**

**Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment**

This 2014 Action Plan does not have any actions planned that specifically address barriers to affordable housing.

The City plans to address Affordable Housing by utilizing City resources over the First Action Plan Year by working to fully implement its Affordable Housing Ordinance by establishing the application process and by marketing it and working with the private sector to identify land areas the City owns for private development of affordable housing projects. In the event that additional funding becomes available in future Action Plan Years, the City wants the ability to partner with the private sector to provide new housing unit production or housing rehabilitation.

### **Discussion:**

The City of Farmington has taken the following actions to ameliorate the barriers to affordable housing:

The City of Farmington adopted its first Affordable Housing Strategic Plan on May 24, 2011. This document built upon the City's Housing Affordability 2010 Update and Housing Needs Assessment in the 2009-2014 Consolidated Plan. City staff additionally worked with the New Mexico Mortgage Finance Authority to develop an Affordable Housing Ordinance (No. 2012-1261), which was adopted on November 27, 2012. The City plans to address Affordable Housing by utilizing City resources over the First Action Plan Year by working to fully implement its Affordable Housing Ordinance by establishing the application process and by marketing it and working with the private sector to identify land areas the City owns for private development of affordable housing projects. In the event that additional funding becomes available in future Action Plan Years, the City wants the ability to partner with the private sector to provide new housing unit production or housing rehabilitation.

The City of Farmington intends to continually update its zoning regulations and map purposely to support increasing the availability of affordable housing in the City.

Land availability is an issue in Farmington. The Navajo Reservation, State, and Federal BLM properties surround the City of Farmington. The City will work with the BLM and the State to secure the release of public property specifically for the development of affordable housing.

The City continues to promote homebuyer education and credit counseling as projects that assist persons to work towards qualifying for mortgages.

## **AP-85 Other Actions – 91.220(k)**

### **Introduction:**

The City plans to establish the application process for the affordable housing ordinance and begin outreach to promote the opportunities to potential developers.

### **Actions planned to address obstacles to meeting underserved needs**

There is an underserved need across most categories, including the homeless, special needs populations, and low income residents. Obstacles to meeting these needs include lack of funding to meet all need. This Action Plan strategically places an emphasis on projects that will have the most impact for high needs populations. This means that an emphasis is placed on projects that utilize a high degree of coordination with other agencies, meet some of the highest rates needs, and can have a measureable impact on the persons served.

### **Actions planned to foster and maintain affordable housing**

The Housing Needs Assessment complies with 91.205 (b) by looking in depth at affordable housing. The assessment provides projections for the number and type of families in need of housing assistance for extremely low-income, low-income, moderate-income, and middle-income families, for renters and owners, for elderly persons, for single persons, for large families, and for persons with disabilities. The assessment details the affordability, or cost burden, for a variety of housing types.

A key recommendation of the Housing Needs Assessment is to specifically address the needs of the families in greatest need, as defined by HUD.

Greatest Need - HUD defines those in the greatest need for affordable housing as “families and individuals whose incomes fall 50 percent below an area’s median income, who either pay 50 percent or more of their monthly income for rent, or who live in substandard housing.” Substandard housing is defined as housing without complete kitchen or plumbing facilities or families who live in overcrowded conditions. Overcrowding is defined as more than one person per room in a household.

The Farmington MSA has a significant number of households that are considered greatest need families. Any affordable housing project conducted in the Farmington MSA should directly affect the families in greatest need.

Obviously, the limited annual CDBG Formula Grant that the City of Farmington receives does not allow any significant impact on the number of households in greatest needs, however, the information in the Housing Needs Assessment does provide a rational justification for any housing affordability project, rental or purchase.

The Consolidated Plan regulations require specific objectives that describe proposed accomplishments the jurisdiction hopes to achieve and must specify the number of extremely low-income, low-income, and moderate-income families to whom the jurisdiction will provide. Given the variety of potential projects, the limited annual grant resources, the need to find or develop a partner to create a housing project, it is difficult to identify realistic affordable housing goals.

The Action planned to fund the Joint Intervention Program Shelter will create a housing opportunity for persons accessing treatment and supportive services, thus ensuring these persons do not become homeless during the treatment process.

### **Actions planned to reduce lead-based paint hazards**

There are no Action Plan goals related to Lead-based paint, and the City does not intend on funding renovations.

The City will ensure that capital projects funded by CDBG funding which involve rehabilitations require the mitigation of lead based paint appropriately by including the requirement in applicable contracts with sub-recipients.

### **Actions planned to reduce the number of poverty-level families**

This Action Plan will reduce the number of poverty-level families through the implementation of funding to the Joint Intervention Program shelter and Public Services. These projects provide services to help families access the support and education needed to be able to exit out of poverty. The Joint Intervention Program Shelter helps persons access supportive services to move out of poverty through the acquisition of life skills. Public Services provide support for households that can assist them on the road to self-sufficiency by providing services that allow families to access new opportunities.

### **Actions planned to develop institutional structure**

Funding to Administration of CDBG funds will allow the City to monitor and guide the implementation of goals. This guidance will ensure the City can meet its obligations as outlined by CDBG and HUD.

### **Actions planned to enhance coordination between public and private housing and social service agencies**

The capital improvement action planned for the Joint Intervention Program Shelter will help connect housing to service providers by offering temporary housing to persons going through the Program. This will help connect the service agencies to housing through a direct line of access.

**Discussion:**

## Program Specific Requirements

### AP-90 Program Specific Requirements – 91.220(I)(1,2,4)

#### Introduction:

#### Community Development Block Grant Program (CDBG) Reference 24 CFR 91.220(I)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed	0
2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan.	0
3. The amount of surplus funds from urban renewal settlements	0
4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan	0
5. The amount of income from float-funded activities	0
<b>Total Program Income:</b>	<b>0</b>

#### Other CDBG Requirements

1. The amount of urgent need activities	0
2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income. Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan.	80.00%

**Discussion:**

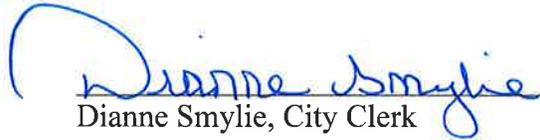
## **APPENDIX (2014 Action Plan - Substantial Amendment)**

- Resolution No. 2016-1598
- Public Notices
- City Council Agenda
- City Council Minutes

C E R T I F I C A T E

I certify that I am the City Clerk of the City of Farmington, a municipal corporation and a political subdivision of the State of New Mexico, having custody of the original of Resolution No. 2016-1598, as adopted by the City Council on August 9, 2016, and that the attached document is a true and correct copy of the original.

WITNESS my hand and the seal of the City of Farmington, New Mexico this 10<sup>th</sup> day of August, 2016.

  
Dianne Smylie, City Clerk

SEAL

## RESOLUTION NO. 2016-1598

A RESOLUTIONS ADOPTING THE 2014 ACTION PLAN SUBSTANTIAL AMENDMENT, WHICH IS THE 2014-2018 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CONSOLIDATED PLAN'S, PROGRAM YEAR ONE ACTION PLAN.

WHEREAS, on August 12, 2014 (Resolution No. 2014-1525), the City Council approved the City of Farmington's 2014-2018 Consolidated Plan, which includes a five-year strategic plan, the program year one action plan, and an analysis of impediments to fair housing choice in order to receive entitlement grants; and

WHEREAS, an amendment to the 2014 Annual Action Plan is required when there is a substantial change in the allocation priorities or methods of distribution of projects funded with CDBG funds; and

WHEREAS, the 2014 Action Plan substantial amendment is to revise public service activities listed in the Action Plan, with activities that were selected through a Request for Proposals (RFP) process by Council on November 11, 2014. The CDBG funds have already been spent on the public service projects for the 2014 Action Plan; and

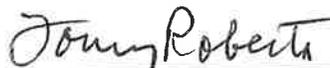
WHEREAS, in accordance with federal regulations and the Citizen Participation Plan for the City of Farmington's Community Development Block Grant program, notice of this requested change in the allocation of funds for the public service projects has been duly posted for public comment for thirty days and a public hearing was held to allow citizens additional opportunities to comment on the proposed plan changes.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FARMINGTON:

The City does adopt the following substantial changes to the public service project in the 2014 Action Plan.

1. San Juan College Daycare - \$7,000
2. Northwest New Mexico Seniors - \$10,825
3. San Juan County Partnership - \$12,000
4. People Assisting the Homeless (PATH) - \$13,000
5. Masada House - \$13,000

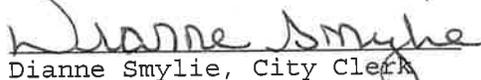
PASSED, APPROVED, SIGNED AND ADOPTED this 9<sup>th</sup> day of August, 2016.



Tommy Roberts, Mayor

SEAL

ATTEST



Dianne Smylie, City Clerk

**AFFIDAVIT OF PUBLICATION**

**Ad No. 72902**

**STATE OF NEW MEXICO**

**County of San Juan:**

SAMMY LOPEZ, being duly sworn says: That he IS the PUBLISHER of THE DAILY TIMES, a daily newspaper of general circulation published in English at Farmington, said county and state, and that the hereto attached Legal Notice was published in a regular and entire issue of the said DAILY TIMES, a daily newspaper duly qualified for the purpose within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico for publication and appeared in the Internet at The Daily Times web site on the following day(s):

Sunday, July 10, 2016

And the cost of the publication is \$494.54



ON 7/13/16 SAMMY LOPEZ appeared before me, whom I know personally to be the person who signed the above document.

*Christine Sellers*



**COPY OF PUBLICATION**

**PUBLIC NOTICE**

**CITY OF FARMINGTON  
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)  
2014 Action Plan - Substantial Amendment**

The City of Farmington proposes to revise CDBG activities previously described in the 2014 Action Plan. Pursuant to the U.S. Department of Housing and Urban Development (HUD) regulations and the City of Farmington Citizen Participation Plan adopted in 2013, these changes are considered a "Substantial Amendment" to the 2014 Action Plan that require specific citizen participation action before the change may be approved by the City Council and submitted to HUD. To allow community members the opportunity to review and comment on the proposed changes, the City will publish a public notice in the Farmington Daily Times on July 10, 2016 informing residents of the availability of the Substantial Amendment document for public review and comment for a period of 30 days from July 11, 2016 to August 9, 2016. The public review and comment period concludes with a public hearing and the amendment adoption before the City Council on August 9, 2016 at 6:00 p.m.

**PROPOSED AMENDMENT TO THE  
2014 ACTION PLAN**

This amendment is to revise public service activities listed in the 2014 Action Plan, with activities that were selected through a Request for Proposals (RFP) process by Council on November 11, 2014. The CDBG funds have already been spent on the public service projects for the 2014 Action Plan.

The tables outline the proposed changes to the 2014 Action Plan.

**APPROVED AUGUST 12, 2014 (Resolution No. 2014-1525):**

AP-38 Project Summary		
	Public Service Project Name	Funding
1	Child Care Services	\$7,000
2	Child Care Services	\$7,000
3	Senior Services	\$7,000
4	Rental Assistance	\$7,000
5	Homeless Operation Funds	\$7,000
6	Operational Funds for Treatment Center	\$7,000
7	Operational Funds for Domestic Violence Shelter	\$7,000
8	Youth Transitional Living Operational Funds	\$6,825
<b>Total Funds</b>		<b>\$55,825</b>

**SUBSTANTIAL AMENDMENT AUGUST 9, 2016:**

AP-38 Project Summary		
	Public Service Project Name	Funding
1	San Juan College Daycare (Child Care Services)	\$7,000
2	Northwest New Mexico Seniors (Senior Services)	\$10,825
3	San Juan County Partnership (Rental Assistance)	\$12,000
4	People Assisting the Homeless (Homeless Operational Funds)	\$13,000
5	Masada House (Operational Funds for Treatment Center)	\$13,000
<b>Total Funds</b>		<b>\$55,825</b>

The 2014 Action Plan revisions for an amendment will be available for public review and comment at the City Clerk's office, the Community Development Department office, the City's website, and reference desk of the Farmington Public Library beginning July 11, 2016. Comments on the plan revisions will be accepted through the public hearing scheduled during the City Council Meeting on Tuesday, August 9, 2016 at 6:00 PM. Consideration of the amendment adoption of the 2014 Annual Action Plan by resolution of the City Council is scheduled at the same meeting after the public hearing.

For more information and to provide written comments, contact Teri Clashin, Associate Planner, at (505)599-1281, in the City's Community Development Department, during regular business hours. Comment should be sent by mail (CDBG, City of Farmington, 800 Municipal Drive, Farmington, NM 87401), fax (505-599-1299), or by email (tclashin@fmtn.org).

The meeting room and facilities are fully accessible to persons with mobility disabilities and accommodations are available for the hearing impaired. If you plan to attend the meeting and will need auxiliary aid, service, please contact the City Clerk's office at (505) 599-1101 or (505) 599-1106, prior to the meeting so that arrangements can be made. The 711 Telecommunications Relay Service (TRS) is available for the hearing impaired. Dial 711 on your phone to automatically be connected to a TRS operator for free.

If you need language interpretation of the document or during the public hearing, please contact the Community Development Department at (505) 599-1317, prior to the meeting so that arrangements can be made.

## AVISO PÚBLICO

### CIUDAD DE FARMINGTON OTORGAMIENTO PARA EL DESARROLLO COMUNITARIO (CDBG) Plan de Acción 2014 - Modificación Sustancial

La Ciudad de Farmington propone revisar las actividades de CDBG previamente descritos en el plan de acción de 2014. De conformidad con el Departamento de Vivienda y Desarrollo Urbano (HUD) de los reglamentos y la ciudad de Plan de Participación Farmington Ciudadana aprobada en 2013, estos cambios se consideran una "modificación sustancial" para el plan de acción 2014 que requieren una acción específica de participación ciudadana antes de que el cambio puede ser aprobado por el Ayuntamiento y presentado al HUD. Para permitirle a los miembros de la comunidad la oportunidad de revisar y comentar sobre los cambios propuestos, el Ayuntamiento va a publicar un aviso público en el Farmington Daily Times el 10 de julio, el año 2016 informando a los residentes de la disponibilidad del documento de modificación sustancial para su revisión y comentario público por un período de los 30 días del 11 de julio, el año 2016 al 9 de agosto de 2016. El período de revisión y comentarios del público concluye con una audiencia pública y la adopción de enmienda antes de que el Ayuntamiento el 9 de agosto de 2016 a 18:00.

#### PROPUESTA DE MODIFICACIÓN DEL PLAN DE ACCIÓN 2014

Esta enmienda es revisar las actividades de servicio público enumeradas en el plan de acción de 2014, con actividades que fueron seleccionadas a través de una solicitud de proceso de propuestas (RFP) por Consejo de 11 de noviembre de 2014. Los fondos CDBG ya se han gastado en los proyectos de servicio público del plan de acción de 2014.

Las tablas describen los cambios propuestos en el plan de acción de 2014.

#### APROBADO DE AGOSTO DE 12, 2014 (Resolución Número 2014-1525):

AP-38	Resumen del proyecto	
	<b>Nombre del Proyecto de Servicio Público</b>	<b>Fondos</b>
1	Servicios de Cuidado Infantil	\$7,000
2	Servicios de Cuidado Infantil	\$7,000
3	Servicios para Personas Mayores	\$7,000
4	Asistencia de alquiler	\$7,000
5	Los fondos de operación sin hogar	\$7,000
6	Los fondos operacionales para el Centro de Tratamiento	\$7,000
7	Los fondos operacionales para el refugio de violencia doméstica	\$7,000
8	Juveniles de Transición de Vida fondos operativos	\$6,825
	<b>Total de fondos</b>	<b>\$55,825</b>

#### Modificación sustancial DE AGOSTO DE 9, 2016:

AP-38	Resumen del proyecto	
	<b>Nombre del Proyecto de Servicio Público</b>	<b>Fondos</b>
1	Colegio San Juan de la guardería (Servicios de cuidado de niños)	\$7,000
2	Mayores noroeste de Nuevo México (Servicios para Personas Mayores)	\$10,825
3	Asociación del Condado de San Juan (Asistencia de alquiler)	\$12,000
4	Las personas que asisten a la (fondos operativos para personas sin hogar) sin hogar	\$13,000
5	Masada Casa (fondos operativos de Centro de Tratamiento)	\$13,000
	<b>Total de fondos</b>	<b>\$55,825</b>

El plan de acción 2014 estará disponible para revisión pública y comentarios en la oficina del secretario de la ciudad, la oficina del Departamento de Desarrollo Comunitario, la Página Web de la ciudad de Farmington, y en el escritorio de referencia de la biblioteca pública de Farmington, comenzando el 5 de julio de 2016. Comentarios sobre el plan se aceptarán hasta que se realice la audiencia pública el 9 de agosto de 2016. El Concilio de la Ciudad considerará la adopción del plan de acción en esa misma reunión.

Para más información y para proporcionar comentarios por escrito, póngase en contacto con Teri Clashin, planificador, a (505) 599-1281 en el Departamento de Desarrollo Comunitario de la ciudad, durante el horario normal de negocio. Comentarios pueden ser enviados por correo (CDBG, City of Farmington, 800 Municipal Drive, Farmington, NM 87401), fax (505-599-1299), o por correo electrónico (tclashin@fmtn.org).

La sala de reuniones e instalaciones son totalmente accesibles para personas con discapacidades de movilidad y ayuda está disponible para las personas con discapacidad auditiva. Si usted planea asistir a la reunión y va a necesitar ayuda auxiliar, servicio, o traducción, póngase en contacto con la oficina de la Escribana llamando a (505) 599-1101 o (505) 599-1106 antes de la reunión para que se puedan hacer arreglos. El servicio 711 de retransmisión de telecomunicaciones está disponible para las personas con discapacidad auditiva. Favor de marcar a 711 en su teléfono para ser conectado automáticamente a este servicio de forma gratuita.

Si usted necesita traducción del documento o interpretación durante la audiencia pública, favor de comunicarse con el Departamento de Desarrollo Comunitario llamando a 599-1317 antes de la audiencia pública para que se hagan arreglos.

RECEIVED  
AUG 11 2016  
COMM DEV DEPT

AFFIDAVIT OF PUBLICATION

Ad No. 72968

STATE OF NEW MEXICO

County of San Juan:

SAMMY LOPEZ, being duly sworn says: That he IS the PUBLISHER of THE DAILY TIMES, a daily newspaper of general circulation published in English at Farmington, said county and state, and that the hereto attached Legal Notice was published in a regular and entire issue of the said DAILY TIMES, a daily newspaper duly qualified for the purpose within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico for publication and appeared in the Internet at The Daily Times web site on the following day(s):

Wednesday, August 3, 2016

And the cost of the publication is 484.85

*[Signature]*

ON 8/9/16 SAMMY LOPEZ appeared before me, whom I know personally to be the person who signed the above document.

*Christine Sellers*



Public Hearing on the 2014 Action Plan - Substantial Amendment

CITY OF FARMINGTON  
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)  
Public Hearing on the 2014 Action Plan - Substantial Amendment

The City of Farmington's Community Development Department has scheduled a public hearing with the City Council to provide a final presentation on the 2014 Action Plan Substantial Amendment and to receive public comments before requesting the City Council to adopt the Substantial Amendment to the 2014 Action Plan by resolution.

Public Hearing Time and Place:  
Tuesday, August 9, 2016 at 6:00 PM  
City Council Chambers, 800 Municipal Drive, Farmington, NM 87401

Purpose:  
The public hearing's purpose is to furnish the public with an additional opportunity to provide comments to the City Council on the 2014 Action Plan (Substantial Amendment). The City Council will consider adoption of the 2014 Action Plan (Substantial Amendment) by resolution immediately after the public hearing during the same meeting.

The substantial amendment will revise public service activities listed in the 2014 Action Plan, with activities that were selected through a Request for Proposals (RFP) process by Council on November 11, 2014. The CDBG funds have already been spent on the 2014 Action Plan public service projects during the Federal Fiscal Year 2014 starting October 1, 2014 and ending September 30, 2015.

The tables outline the proposed changes to the 2014 Action Plan.

APPROVED AUGUST 12, 2014 (Resolution No. 2014-1525):		
AP-38 Project Summary		
	Public Service Project Name	Funding
1	Child Care Services	\$7,000
2	Child Care Services	\$7,000
3	Senior Services	\$7,000
4	Rental Assistance	\$7,000
5	Homeless Operation Funds	\$7,000
6	Operational Funds for Treatment Center	\$7,000
7	Operational Funds for Domestic Violence Shelter	\$7,000
8	Youth Transitional Living Operational Funds	\$6,825
	<b>Total Funds</b>	<b>\$55,825</b>

SUBSTANTIAL AMENDMENT AUGUST 9, 2016:		
AP-38 Project Summary		
	Public Service Project Name	Funding
1	San Juan College Daycare (Child Care Services)	\$7,000
2	Northwest New Mexico Seniors (Senior Services)	\$10,825
3	San Juan County Partnership (Rental Assistance)	\$12,000
4	People Assisting the Homeless (Homeless Operational Funds)	\$13,000
5	Masada House (Operational Funds for Treatment Center)	\$13,000
	<b>Total Funds</b>	<b>\$55,825</b>

The 2014 Action Plan (Substantial Amendment) has been available for public review at the City Clerk's office, the Community Development Department office, the City's website, and the reference desk of the Farmington Public Library since July 11, 2016. Comments on the plan will be accepted through the public hearing on August 9, 2016.

For more information and to provide comments, contact Teri Clashin, CDBG Associate Planner, at 599-1281, in the City's Community Development Department, during regular business hours. Comments should be sent by mail (CDBG, City of Farmington, 800 Municipal Drive, Farmington, NM 87401), fax (505-599-1299), or by email (tclashin@fmrn.org).

The meeting rooms and facilities are fully accessible to persons with mobility disabilities and accommodations are available for the hearing impaired. If you plan to attend the meeting and will need auxiliary aid or service, please contact the City Clerk's office at 599-1101 or 599-1106 prior to the meeting, so that arrangements can be made. The 711 Telecommunications Relay Service (TRS) is available for the hearing impaired. Dial 711 on your phone to automatically be connected to a TRS operator for free.

If you need language interpretation of the document before or during the public hearing, please contact the Community Development Department at 599-1317 prior to the meeting so that arrangements can be made.

**AVISO PÚBLICO**

**CIUDAD DE FARMINGTON  
OTORGAMIENTO PARA EL DESARROLLO COMUNITARIO (CDBG)  
Audience Pública sobre el Proyecto del Plan de Acción 2014 - Modificación Sustancial**

El Departamento de Desarrollo Comunitario de la Ciudad de Farmington ha programado una audiencia pública con el Concilio de la Ciudad para presentar el Proyecto del Plan de Acción 2014 - Modificación Sustancial y para recibir comentarios públicos antes de que el Concilio considere adoptar el Plan de Acción por resolución.

**Hora y Lugar de la Audiencia Pública**

Martes 9 de agosto de 2016 a las 6 de la tarde.  
Salón del Concilio de la Ciudad, 800 Municipal Drive, Farmington.

**Propósito**

El propósito de esta audiencia pública es para dar al público una oportunidad para proveer comentarios al Concilio sobre el Proyecto Plan de Acción 2014 - Modificación Sustancial. El Concilio considerará la adopción del Plan de Acción 2014 - Modificación Sustancial por resolución inmediatamente después de la audiencia pública durante la misma reunión.

Esta enmienda es revisar las actividades de servicio público enumeradas en el plan de acción de 2014, con actividades que fueron seleccionadas a través de una solicitud de proceso de propuestas (RFP) por Consejo de 11 de noviembre de 2014. Los fondos CDBG ya se han gastado en los proyectos de servicio público en 2014 del Plan de Acción durante el año fiscal federal 2014 que comienza el 1 de octubre de 2014 y el al 30 de septiembre de 2015.

Las tablas describen los cambios propuestos en el plan de acción de 2014.

<b>APROBADO DE AGOSTO DE 12, 2014 (Resolución Número 2014-1525):</b>		
AP-38 Resumen del proyecto		
	<b>Nombre del Proyecto de Servicio Público</b>	<b>Fondos</b>
1	Servicios de Cuidado Infantil	\$7,000
2	Servicios de Cuidado Infantil	\$7,000
3	Servicios para Personas Mayores	\$7,000
4	Asistencia de alquiler	\$7,000
5	Los fondos de operación sin hogar	\$7,000
6	Los fondos operacionales para el Centro de Tratamiento	\$7,000
7	Los fondos operacionales para el refugio de violencia doméstica	\$7,000
8	Juveniles de Transición de Vida fondos operativos	\$6,825
	<b>\$55,825</b>	<b>\$55,825</b>

<b>Modificación sustancial DE AGOSTO DE 9, 2016:</b>		
AP-38 Resumen del proyecto		
	<b>Nombre del Proyecto de Servicio Público</b>	<b>Fondos</b>
1	Colegio San Juan de la guardería (Servicios de cuidado de niños)	\$7,000
2	Mayores noroeste de Nuevo México (Servicios para Personas Mayores)	\$10,825
3	Asociación del Condado de San Juan (Asistencia de alquiler)	\$12,000
4	Las personas que asisten a la (fondos operativos para personas sin hogar) sin hogar	\$13,000
5	Masada Casa (fondos operativos de Centro de Tratamiento)	\$13,000
	<b>\$55,825</b>	<b>\$55,825</b>

Después de la adopción, el Acción 2014 - Modificación Sustancial representará la aplicación anual de la ciudad para los fondos del Otorgamiento para el Desarrollo Comunitario (CDBG) y será enviado al Departamento de Vivienda y Desarrollo Urbano de los Estados Unidos (HUD). El Acción 2014 - Modificación Sustancial destaca proyectos específicos que son elegibles para fondos y sus presupuestos para el año fiscal federal que comienza el 1 de octubre de 2016 y termina el 30 de septiembre de 2017.

El Proyecto del Acción 2014 - Modificación Sustancial ha estado disponible para revisión pública en la oficina de la Escribana de la ciudad, la oficina del Departamento de Desarrollo Comunitario, la Página Web de la ciudad de Farmington, y en el escritorio de referencia de la biblioteca pública de Farmington desde el 11 de julio de 2016. Se aceptarán los comentarios públicos hasta la audiencia pública el día 9 de agosto de 2016.

Para más información y para proporcionar comentarios por escrito, póngase en contacto con Teri Clashin, planificador, a 599-1282 en el Departamento de Desarrollo Comunitario de la ciudad. Comentarios por escrito deben ser enviados por correo a CDBG, City of Farmington, 800 Municipal Drive, Farmington, NM 87401, por fax a (505) 599-1299, o por correo electrónico tclashin@frmtn.org.

El salón de reuniones y las instalaciones son totalmente accesibles para personas con discapacidades de movilidad y ayuda está disponible para las personas con discapacidad auditiva. Si usted planea asistir a la reunión y va a necesitar ayuda auxiliar, servicio, o traducción póngase en contacto con la oficina de la Escribana llamando a 599-1101 o 599-1106 antes de la reunión para que se puedan hacer arreglos. El 711 servicio de retransmisión de telecomunicaciones está disponible para las personas con discapacidad auditiva. Favor de marcar a 711 en su teléfono para ser conectado automáticamente a este servicio por gratis.

Si usted necesita traducción del documento o interpretación durante la audiencia pública, favor de comunicarse con el Departamento de Desarrollo Comunitario llamando a 599-1317 antes de la audiencia pública para que se hagan arreglos.

A G E N D A

... for the Regular Meeting of the Farmington City Council to be held at 6:00 p.m., Tuesday, August 9, 2016 in the Council Chamber, City Hall, 800 Municipal Drive, Farmington, New Mexico. . .

1. Roll Call and Convening the Meeting:
2. Invocation: Youth Administrator Laura Womack of Crossroads Community Church.
3. Pledge of Allegiance:
4. Acceptance of Consent Agenda: Those items on the agenda that are marked with an asterisk (\*) have been placed on the Consent Agenda and will be voted on without discussion with one motion. If any item proposed does not meet with approval of all Councilors or if a citizen so requests, that item will be heard under Business from the Floor.
5. \*Approval of Minutes for:
  - (a) the Regular Meeting of the City Council held July 26, 2016; and----- 18
  - (b) the Regular Work Session of the City Council held July 19, 2016. ---- 19
6. \*Approval of Bid for purchase of uniforms (Police) being awarded to Neve's Uniform & Equipment as the lowest and best bidder meeting specifications after application of the five percent in-state and Veterans preferences (\$64,365). Bids opened July 19, 2016 with two bidders participating.-----1
7. \*Approval for Adoption of Resolution No. 2016-1596 establishing a policy for the release of official personnel records and superseding Resolution No. 99-967. -----2
8. \*Approval of Warrants up to and including August 6, 2016.
9. Recommendations from the Planning and Zoning Commission:-----3

Acceptance of Consent Agenda: The items marked with an asterisk (\*) have been placed on the Planning and Zoning Commission Consent Agenda and will be voted on without discussion by one motion. If an item does not meet with approval of all Councilors or if a citizen so requests, it will be removed from the Consent Agenda and heard in regular order.

- \*(1) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. SUP 16-57 from Vera Matthews requesting a Special Use Permit to allow three horses and a shade structure to be located on 2.50 acres in the RE-1, Residential Estate, District for property located at 7000 Hood Mesa Trail, subject to:

- (a) the petitioner adhering to the provisions of Chapter 6 of the City Code relating to animals; and
- (b) a review of the Special Use Permit being required if the lot size is reduced.

The recommendation of the Planning and Zoning Commission passed by a vote of 6-0 on July 28, 2016. -----4

- \* (2) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. ZC 16-58 from Brandt Thrower, represented by Cheney-Walters-Echols, requesting a zone change from the combined SF-7 and SF-10, Single-Family Residential, Districts to the SF-7, Single-Family Residential, District for 0.3199 acres of property located at 1921 Chilton Court.

The recommendation of the Planning and Zoning Commission passed by a vote of 6-0 on July 28, 2016. -----5

- \* (3) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. ZC 16-59 from Residential Rentals, LLC, represented by Gayle Goeden, requesting a zone change from the IND, Industrial, District to the MU, Mixed-Use, District for Lots 6 and 7 of Block 1 of the Riverside Addition located at 115 East Corcoran Drive.

The recommendation of the Planning and Zoning Commission passed by a vote of 6-0 on July 28, 2016. -----6

- \* (4) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. SUP 16-61 from Faraz Sandhu requesting a Special Use Permit to allow the installation of a second stove in an attached family-care unit located on 0.43 acres in the SF-10, Single-Family Residential, District at 4002 San Paula Avenue.

The recommendation of the Planning and Zoning Commission passed by a vote of 6-0 on July 28, 2016. -----7

- \* (5) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. SUP 16-62 from Sandy Foxwell requesting a Special Use Permit to allow a nonconforming residential use to be rebuilt to the same size and at the same location if destroyed by more than 50 percent for property located at 113 North Wall Street in the CB, Central Business, District.

The recommendation of the Planning and Zoning Commission passed by a vote of 6-0 on July 28, 2016. -----8

10. Presentation regarding advertising on the exterior of the Red Apple Transit buses and shelters (Eddie Smylie and Andrew Montoya).
11. Public Hearing to receive comments on the Community Development Block Grant (CDBG) Draft 2016 Annual Action Plan; **and** Adoption of Resolution No. 2016-1597 adopting the Community Development Block Grant (CDBG) 2016 Annual Action Plan (Mary Holton).-----9
12. Public Hearing to receive comments on the Community Development Block Grant (CDBG) Substantial Amendment to the 2014 Annual Action Plan; **and** Adoption of Resolution No. 2016-1598 adopting the Community Development Block Grant (CDBG) Substantial Amendment to the 2014 Annual Action Plan (Mary Holton).----- 10
13. New Business:
  - (a) Mayor
    - (1) Appointments to the Citizens Police Advisory Committee; Community Relations Commission; and the Library Board; and appointment and reappointments to the Northwest New Mexico Council of Governments.
  - (b) Councilors
  - (c) City Manager
    - (1) Selection of and direction to staff concerning the Fiscal Year 2017 top five capital projects for inclusion in the Infrastructure Capital Improvements Plan (ICIP).----- 11
  - (d) City Attorney
    - (1) Presentation concerning Public Service Company of New Mexico's (PNM) request that the City consider issuing Pollution Control Revenue Refunding Bonds to refund all or a portion of the City's previously issued Pollution Control Revenue Bonds, 2003 Series A and 2003 Series B which were issued for PNM's benefit. ----- 12
    - (2) Resolution No. 2016-1599  
-authorizing consideration of the City Council of proposed ordinances pertaining to the issuance of the City's Pollution Control Revenue Refunding Bonds, 2016 Series A (Public Service Company of New Mexico San Juan and Four Corners Projects) and the City's Pollution Control Revenue Refunding Bonds, 2016 Series B (Public Service Company of New Mexico San Juan and Four Corners Projects) in one or more series; appointing counsel in connection therewith; authorizing publication of notice of the proposed ordinances; and specifying certain conditions concerning

the participation of the City in the transactions contemplated by the proposed ordinances. ----- 13

- (3) Proposed Ordinance – Permission to Publish  
-authorizing and providing for the issuance by the City of Farmington, New Mexico of its revenue bonds designated “Pollution Control Revenue Refunding Bonds, 2016 Series A (Public Service Company of New Mexico San Juan and Four Corners Project)” to be issued in an aggregate principal amount of \$46,000,000 to be issued pursuant to the provisions of the Pollution Control Revenue Bond Act, Chapter 397, Laws of 1973 of the State of New Mexico, 31st Legislature, 1st Session, as amended for the purpose of refunding outstanding revenue bonds issued under such Act to refund previously issued revenue bonds under such Act to refund previously issued revenue bonds under such Act to finance a portion of the costs to Public Service Company of New Mexico Public Service Company of New Mexico (the “Company”), a corporation organized and existing under the laws of the State of New Mexico (the “State”) of (i) acquiring, constructing, and installing certain air and water pollution control systems and facilities (the “San Juan Facilities”) relating to Unit 3 at the San Juan Generating Station (the “San Juan Plant”) located in San Juan County, New Mexico, interests in which are owned by the Company and (ii) acquiring, constructing, reconstructing, improving, maintaining, equipping or furnishing certain air and water pollution control facilities (the “Four Corners Facilities”, and together with the San Juan Facilities, the “Facilities”) relating to Units 4 and 5 at the Four Corners Generating Station (the “Four Corners Plant”, and together with the San Juan Plant, the “Plants”) an electric power generating plant located in San Juan County, New Mexico, interests in which are owned by the Company, said revenue bonds to be payable by the City solely from the revenues payable to the City by Public Service Company of New Mexico pursuant to certain Installment Sale Agreements dated as of April 1, 2003 between the City, as Vendor, and Public Service Company of New Mexico, as Vendee, and certain other moneys pledged therefor hereunder, said revenue bonds never to constitute an indebtedness of the City within the meaning of any State constitutional provision or statutory limitation, and never to constitute or give rise to any pecuniary liability of the City or a charge against its general credit or taxing powers and declaring that emergency circumstances exist with respect thereto. - 14

- (4) Proposed Ordinance – Permission to Publish  
-authorizing and providing for the issuance by the City of Farmington, New Mexico of its revenue bonds designated “Pollution Control Revenue Refunding Bonds, 2016 Series B (Public Service Company of New Mexico San Juan and Four Corners Projects)” to be issued in an aggregate principal amount of \$100,000,000 to be issued pursuant to the provisions of the Pollution Control Revenue Bond Act, Chapter 397, Laws of 1973 of the State of New Mexico, 31st Legislature, 1st Session, as amended for the purpose of

refunding outstanding revenue bonds issued under such Act to refund previously issued revenue bonds under such Act to refund previously issued revenue bonds under such Act to refund previously issued revenue bonds under such Act to finance the cost to Public Service Company of New Mexico (the "Company") a corporation organized and existing under the laws of the State of New Mexico (the "State") of (i) certain facilities (the "San Juan Facilities") for the abatement, control, reduction or prevention of air and water pollution caused by the operation of Units 1, 2, 3 and 4 ("Units 1, 2, 3 and 4") at the San Juan Generating Station (the "San Juan Plant") located in San Juan County, New Mexico, interests in which are owned by the Company and (ii) certain facilities (the "Four Corners Facilities" and together with the San Juan Facilities, the "Facilities") for the abatement, control, reduction or prevention of air and water pollution caused by the operation of Units 4 and 5 ("Units 4 and 5") at the Four Corners Generating Station, (the "Four Corners Plant", and together with the San Juan Plant, the "Plants"), an electric power generating plant located in San Juan County, New Mexico, interests in which are owned by the Company, said revenue bonds to be payable by the City solely from the revenues payable to the City by the Company pursuant to a certain Installment Sale Agreement between the City, as Vendor, and the Company, as Vendee, and certain other moneys pledged therefor hereunder, said revenue bonds never to constitute an indebtedness of the City within the meaning of any State constitutional provision or statutory limitation, and never to constitute or give rise to any pecuniary liability of the City or a charge against its general credit or taxing powers and declaring that emergency circumstances exist with respect thereto. ----- 15

- (5) Ordinance No. 2016-1290 – Final Action  
-amending Section 23-2-7 of the City Code establishing residential and commercial charges for sanitation service (Published July 17, 2016) ----- 16

(e) City Clerk

14. Business from the Floor:

- (1) Items removed from Consent Agenda for discussion.
- (2) Any other Business from the Floor.

15. Closed Meeting to discuss request for proposals for solid waste collection services, pursuant to Section 10-15-1H(6) NMSA 1978.

16. Proposal: Recommendation from the Chief Procurement Officer to award the proposal for solid waste collection services (Public Works) to Waste Management of New Mexico, Inc. as the sole proposal is deemed to be advantageous and in the best interest of the City. Proposals opened February 3, 2016. ----- 17

17. Adjournment.

**AGENDA ITEM SUPPORT MATERIALS ARE AVAILABLE FOR INSPECTION AND/OR PURCHASE AT THE OFFICE OF THE CITY CLERK, 800 MUNICIPAL DRIVE, FARMINGTON, NEW MEXICO.**

**ATTENTION PERSONS WITH DISABILITIES: The meeting room and facilities are fully accessible to persons with mobility disabilities. If you plan to attend the meeting and will need an auxiliary aid or service, please contact the City Clerk's Office at 599-1106 or 599-1101 prior to the meeting so that arrangements can be made.**

Regular Meeting of the City Council, City of Farmington, New Mexico, held in the Council Chamber at City Hall at 6:00 p.m. on Tuesday, August 9, 2016. The open regular session was held in full conformity with the laws and ordinances and rules of the Municipality.

Upon roll call, the following were found to be present, constituting a quorum:

MAYOR	Tommy Roberts
COUNCILORS	Linda G. Rodgers Sean E. Sharer Gayla A. McCulloch Nate Duckett

constituting all the members of said Governing Body.

Also present were:

CITY MANAGER	Rob Mayes
CITY ATTORNEY	Jennifer Breakell
CITY CLERK	Dianne Smylie

The meeting was convened by the Mayor. Thereupon the following proceedings were duly had and taken:

INVOCATION: The invocation was offered by Youth Administrator Laura Womack of Crossroads Community Church.

Former City Councilor Dan Darnell led the Pledge of Allegiance.

CONSENT AGENDA: The Mayor announced that those items on the agenda marked with an asterisk (\*) have been placed on the Consent Agenda and will be voted on without discussion by one motion. He stated that if any item did not meet with approval of all Councilors or if a citizen so requested, that item would be removed from the Consent Agenda and heard under Business from the Floor.

\*MINUTES: The minutes of the Regular Meeting of the City Council held July 26, 2016 and the minutes of the Regular Work Session of the City Council held July 19, 2016.

\*BID: The Chief Procurement Officer recommended that the bid for purchase of uniforms (Police) be awarded to Neve's Uniform & Equipment on its low bid meeting specifications after application of the five percent in-state and Veterans preferences of \$64,365. Bids opened July 19, 2016 with two bidders participating.

\*ADOPTION OF RESOLUTION NO. 2016-1596 establishing a policy for the release of official personnel records and superseding Resolution No. 99-967.

\*WARRANTS PAYABLE for the time period of July 24, 2016 through August 6, 2016, for current and prior years, in the amount of \$6,468,734.80.

There being no requests to remove any items, a motion was made by Councilor Duckett, seconded by Councilor Rodgers to approve the Consent Agenda, as presented, and upon voice vote the motion carried unanimously.

RECOMMENDATIONS FROM THE PLANNING AND ZONING COMMISSION:

CONSENT AGENDA: Community Development Director Mary Holton requested that the Planning and Zoning Commission recommendations marked with an asterisk (\*) be placed on the Planning and Zoning Commission Consent Agenda and voted on without discussion by one motion. She asked that if the items proposed did not meet with approval of all Councilors or if a citizen so requested, the item would be removed from the Consent Agenda and heard in regular order.

- \* (1) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. SUP 16-57 from Vera Matthews requesting a Special Use Permit to allow three horses and a shade structure to be located on 2.50 acres in the RE-1, Residential Estate, District for property located at 7000 Hood Mesa Trail, subject to:
  - (a) the petitioner adhering to the provisions of Chapter 6 of the City Code relating to animals; and
  - (b) a review of the Special Use Permit being required if the lot size is reduced.
- \* (2) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. ZC 16-58 from Brandt Thrower, represented by Cheney-Walters-Echols, requesting a zone change from the combined SF-7 and SF-10, Single-Family Residential, Districts to the SF-7, Single-Family Residential, District for 0.3199 acres of property located at 1921 Chilton Court.
- \* (3) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. ZC 16-59 from Residential Rentals, LLC, represented by Gayle Goeden, requesting a zone change from the IND, Industrial, District to the MU, Mixed-Use, District for Lots 6 and 7 of Block 1 of the Riverside Addition located at 115 East Corcorran Drive.
- \* (4) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. SUP 16-61 from Faraz Sandhu requesting a Special Use Permit to allow the installation of a second stove in an attached family-care unit located on 0.43 acres in the SF-10, Single-Family Residential, District at 4002 San Paula Avenue.
- \* (5) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. SUP 16-62 from Sandy Foxwell requesting a Special Use Permit to allow a nonconforming residential use to be rebuilt to the same size and at the same location if destroyed by more than 50 percent for property located at 113 North Wall Street in the CB, Central Business, District.

There being no requests to remove any items, a motion was made by Councilor Duckett, seconded by Councilor McCulloch to approve the Planning and Zoning Commission Consent Agenda, as presented, and upon voice vote the motion carried unanimously.

PRESENTATION/ADVERTISING ON THE EXTERIOR OF THE RED APPLE TRANSIT BUSES AND SHELTERS

Providing opening remarks, General Services Director Eddie Smylie reported that this item was presented to the Council a few months ago and staff was directed to bring forth a proposal for advertising on the exterior of the Red Apple Transit buses and shelters. He introduced Transit Administrator Andrew Montoya.

Utilizing a Powerpoint presentation, Mr. Montoya reported that the Federal Transit Administration authorizes the sale of advertisements on the Red Apple Transit buses and shelters provided that the revenue generated is used towards the transit system. He noted that there are currently 10 bus systems in New Mexico that allow advertising and he reviewed a list of the local businesses that have expressed interest. Furthermore, he explained that the advertising would be managed by a third party marketing agency but assured the Council that he would be responsible for overseeing the contents of the ads. He explained that the marketing agency will be responsible for contracting with the businesses; submitting the ads to the Transit Administrator for review and approval; installing and removing the ads; invoicing the businesses; and then receiving 50 percent of the gross amount of the contracts. Mr. Montoya contended that advertising is a means to supplement income in a tight fiscal climate and noted that he is estimating that \$16,800 in

additional revenue could be collected. He pointed out that the businesses will be responsible for paying a \$750 production charge that includes printing, installing and removing the ad and noted that they will also pay a rental fee of \$200 to \$550 per month depending on the size and location of the advertisement. Furthermore, Mr. Montoya reported that it costs approximately \$1.163 million per year to operate the Red Apple Transit bus system, with \$577,000 being paid by the Federal Transit Authority; \$438,000 being paid by the City of Farmington; \$58,000 being paid by the Cities of Aztec and Bloomfield, the Town of Kirtland and San Juan County; and \$92,000 being collected in fares. Mr. Montoya asked the Council for approval to proceed with developing an advertising policy that will 1) adhere to federal, state and local laws; 2) provide the City with a right of refusal if the advertisement is deemed to be controversial; and 3) allow participating governmental agencies to advertise on the buses free of charge provided that they pay the construction costs for the sign and that they utilize the designated location which is located on the front right panel of the bus. He explained that if a governmental agency wants to display their ad in another location, the regular rental rates will apply.

Mayor Roberts announced that he is not opposed to the proposed advertising program provided that it generates revenue and the City has the ability to effectively regulate the content of the advertisements. He also stated that he believes that the program should be governed by established policies.

Following brief discussion, it was the consensus of the Council to direct staff to proceed with developing a policy regulating advertising on the Red Apple Transit buses and shelters.

PUBLIC HEARING/RESOLUTION NO. 2016-1597/COMMUNITY DEVELOPMENT BLOCK GRANT 2016 ANNUAL ACTION PLAN

Associate Planner Teri Clashin announced that the purpose for tonight's hearing is to afford the public an opportunity to comment on the proposed projects being planned for the Community Development Block Grant ("CDBG") 2016 Annual Action Plan. She announced that the total allocation for Federal Fiscal Year 2016 is \$368,653 with the public service projects totaling \$55,297 and the capital project totaling \$239,625. She noted that the Council selected the eight public service projects and the single capital project (downtown revitalization/Complete Streets) on June 21, 2016 and reported that the Draft 2016 Annual Action Plan has been available for public comment since July 5, 2016. She requested adoption of Resolution No. 2016-1597 approving the CDBG 2016 Annual Action Plan.

There being no response to the Mayor's call for public comments, the public hearing was closed.

In response to inquiry from Mayor Roberts, City Manager Rob Mayes stated that staff is not recommending that the Council pursue the Section 108 Loan to leverage funding for the Complete Streets program at this time because it requires a pledge of City funds in the event that the Federal Government does not authorize subsequent CDBG funding. He contended that this is a viable strategy for the future, but explained that it is premature at this point since the first phase of the project can be completed without incurring debt.

There being no further discussion, a motion was made by Councilor Duckett, seconded by Councilor McCulloch that Resolution No. 2016-1597 be passed and adopted as presented. The roll was called with the following result:

Those voting aye:	Linda G. Rodgers Sean E. Sharer Gayla A. McCulloch Nate Duckett
-------------------	--

Those voting nay:	None
-------------------	------

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried and Resolution No. 2016-1597 was duly passed and adopted.

PUBLIC HEARING/RESOLUTION NO. 2016-1598/SUBSTANTIAL AMENDMENT TO  
THE 2014 COMMUNITY DEVELOPMENT BLOCK GRANT 2014 ANNUAL ACTION PLAN

Associate Planner Teri Clashin reported that staff is proposing substantial amendments to the 2014 CDBG Action Plan for the purpose of revising the allocation of funds for the public service projects. She noted that the proposed amendments have been open for public review and comment since July 11, 2016 and she requested adoption of Resolution No. 2016-1598 approving the proposed amendments.

There being no response to the Mayor's call for public comments, the public hearing was closed.

Thereupon, a motion was made by Councilor Duckett, seconded by Councilor Rodgers that Resolution No. 2016-1598 be passed and adopted as presented. The roll was called with the following result:

Those voting aye:	Linda G. Rodgers Sean E. Sharer Gayla A. McCulloch Nate Duckett
-------------------	--

Those voting nay:	None
-------------------	------

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried and Resolution No. 2016-1598 was duly passed and adopted.

APPOINTMENT TO THE CITIZENS POLICE ADVISORY COMMITTEE

Mayor Roberts asked the Council's consideration of the appointment of Julie Blair (term to June, 2019) as a member of the Citizens Police Advisory Committee.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor McCulloch to confirm the appointment of Julie Blair as a member of the Citizens Police Advisory Committee, as recommended by the Mayor, and upon voice vote the motion carried unanimously.

APPOINTMENT TO THE COMMUNITY RELATIONS COMMISSION

Mayor Roberts asked the Council's consideration of the appointment of Michelle Bates (term to April, 2017) as a member of the Community Relations Commission.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor McCulloch to confirm the appointment of Michelle Bates as a member of the Community Relations Commission, as recommended by the Mayor, and upon voice vote the motion carried unanimously.

APPOINTMENT TO THE LIBRARY BOARD

Mayor Roberts asked the Council's consideration of the appointment of William Diers (term to May, 2020) as a member of the Library Board.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor McCulloch to confirm the appointment of William Diers as a member of the Library Board, as recommended by the Mayor, and upon voice vote the motion carried unanimously.

APPOINTMENT AND REAPPOINTMENTS TO THE NORTHWEST NEW MEXICO COUNCIL OF GOVERNMENTS

Mayor Roberts asked the Council's consideration of the appointment of City Manager Rob Mayes as the 2<sup>nd</sup> alternate and the reappointments of Dr. William Hall as the representative and William Standley as the alternate representative to the Northwest New Mexico Council of Governments (terms to August, 2017).

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor McCulloch to confirm the appointment of Rob Mayes as the 2<sup>nd</sup> alternate and the reappointments of Dr. William Hall as the representative and William Standley as the alternate representative to the Northwest New Mexico Council of Governments, and upon voice vote the motion carried unanimously.

FISCAL YEAR 2017 TOP FIVE CAPITAL PROJECTS/INFRASTRUCTURE CAPITAL IMPROVEMENTS PLAN (ICIP)

City Manager Rob Mayes directed the Council's attention to pages 11.0 through 11.5 of the agenda materials and explained that the purpose for tonight's discussion is to provide staff with direction on the Fiscal Year 2017-2021 Infrastructure Capital Improvement Plan ("ICIP"). He reiterated that staff is recommending that the same projects that were submitted last year be listed as the top capital improvement projects on the 2017 ICIP and that 20<sup>th</sup> Street Project Phase III be added as the seventh top priority for grant funding purposes. He noted that staff has provided the Council with an updated ICIP Potential Project Listing that includes the 20<sup>th</sup> Street Project.

Following brief discussion and consideration, it was the consensus of the Council to establish the following as the top seven ICIP projects for Fiscal Year 2017-2021: 1) Villa View Detention Pond; 2) Zone 2P Waterline; 3) Foothills Drive Enhancements (Rinconada to Lakewood); 4) Downtown Farmington Revitalization-Complete Streets Phase I; 5) Piñon Hills Boulevard Bridge and Extension; 6) River Trail and Walking Bridges; and 7) 20<sup>th</sup> Street Project Phase III.

In closing, Mr. Mayes announced that a resolution adopting these projects will be scheduled for consideration at the August 16, 2016 regular City Council Work Session.

PUBLIC SERVICE COMPANY OF NEW MEXICO/POLLUTION CONTROL REVENUE REFUNDING BONDS 2003 SERIES A AND B

Michael Rico, Assistant Treasurer for PNM Resources, the parent company of Public Service Company of New Mexico ("PNM"), introduced fellow colleagues Gregory Theobald, PNM Financial Analyst, and Craig Scully of Katten Muchin Rosenman LLP, bond counsel for PNM. Mr. Rico reported that PNM has an opportunity to refinance two series of pollution control bonds that were issued in 2003 for the San Juan and Four Corners Projects, noting that the bonds total \$146 million and are scheduled to mature in the year 2033. He pointed out that interest rates are at a historical low and stated that the bonds currently carry an interest rate of 4.875 percent. Mr. Rico reported that if the bonds are refinanced, \$1.5 to \$3.5 million in interest expense will be saved annually, thereby reducing the costs of service for PNM customers. In closing, he stated that all of the proceeds associated with the refinancing will be used to repay the old bonds, similar to refinancing the mortgage on a house. He assured the Council that the City simply serves as a conduit to facilitate the transaction and has no liability associated with it. He respectfully asked the Council to consider approving PNM's request to refinance the subject bonds.

In response to inquiry from Mayor Roberts, City Attorney Jennifer Breakell assured the Council that the City is fully and completely insulated from any and all claims of liability from the bond holders and reported that the City will receive \$1,460,000 in General Fund revenue for processing the transactions if the bonds are successfully closed.

CITY ATTORNEY BUSINESS

City Attorney Jennifer Breakell presented and read by title Resolution No. 2016-1599 pertaining to the issuance of Pollution Control Revenue Refunding Bonds. The title of the resolution being:

A RESOLUTION AUTHORIZING CONSIDERATION OF THE CITY COUNCIL OF PROPOSED ORDINANCES PERTAINING TO THE ISSUANCE OF THE CITY'S POLLUTION CONTROL REVENUE REFUNDING BONDS, 2016 SERIES A (PUBLIC SERVICE COMPANY OF NEW MEXICO SAN JUAN AND FOUR CORNERS PROJECTS) AND THE CITY'S POLLUTION CONTROL REVENUE REFUNDING BONDS, 2016 SERIES B (PUBLIC SERVICE COMPANY OF NEW MEXICO SAN JUAN AND FOUR CORNERS PROJECTS) IN ONE OR MORE SERIES; APPOINTING COUNSEL IN CONNECTION THEREWITH; AUTHORIZING PUBLICATION OF NOTICE OF THE PROPOSED ORDINANCES; AND SPECIFYING CERTAIN CONDITIONS CONCERNING THE PARTICIPATION OF THE CITY IN THE TRANSACTIONS CONTEMPLATED BY THE PROPOSED ORDINANCES.

It was noted that the Council has been provided an amended Resolution for consideration and Ms. Breakell assured the Council that Mike Groshek, the City's bond counsel, has reviewed the subject documents and is in concurrence with them.

There being no discussion of Resolution No. 2016-1599, a motion was made by Councilor McCulloch, seconded by Councilor Duckett that said resolution be passed and adopted as amended. The roll was called with the following result:

Those voting aye:	Linda G. Rodgers Sean E. Sharer Gayla A. McCulloch Nate Duckett
-------------------	--

Those voting nay:	None
-------------------	------

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried and Resolution No. 2016-1599 was duly passed and adopted.

Ms. Breakell requested permission to publish a notice of intent to consider a proposed ordinance pertaining to pollution control revenue refunding revenue bonds 2016 Series A. The title of such proposed ordinance being:

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE BY THE CITY OF FARMINGTON, NEW MEXICO OF ITS REVENUE BONDS DESIGNATED "POLLUTION CONTROL REVENUE REFUNDING BONDS, 2016 SERIES A (PUBLIC SERVICE COMPANY OF NEW MEXICO SAN JUAN AND FOUR CORNERS PROJECT)" TO BE ISSUED IN AN AGGREGATE PRINCIPAL AMOUNT OF \$46,000,000 TO BE ISSUED PURSUANT TO THE PROVISIONS OF THE POLLUTION CONTROL REVENUE BOND ACT, CHAPTER 397, LAWS OF 1973 OF THE STATE OF NEW MEXICO, 31ST LEGISLATURE, 1ST SESSION, AS AMENDED FOR THE PURPOSE OF REFUNDING OUTSTANDING REVENUE BONDS ISSUED UNDER SUCH ACT TO REFUND PREVIOUSLY ISSUED REVENUE BONDS UNDER SUCH ACT TO REFUND PREVIOUSLY ISSUED REVENUE BONDS UNDER SUCH ACT TO FINANCE A PORTION OF THE COSTS TO PUBLIC SERVICE COMPANY OF NEW MEXICO PUBLIC SERVICE COMPANY OF NEW MEXICO (THE "COMPANY"), A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF NEW MEXICO (THE "STATE") OF (I) ACQUIRING, CONSTRUCTING, AND INSTALLING CERTAIN AIR AND WATER POLLUTION CONTROL SYSTEMS AND FACILITIES (THE "SAN JUAN FACILITIES") RELATING TO UNIT 3 AT THE SAN JUAN GENERATING STATION (THE "SAN JUAN PLANT") LOCATED IN SAN JUAN COUNTY, NEW MEXICO, INTERESTS IN WHICH ARE OWNED BY THE COMPANY AND (II) ACQUIRING, CONSTRUCTING, RECONSTRUCTING, IMPROVING, MAINTAINING, EQUIPPING OR FURNISHING CERTAIN AIR AND WATER POLLUTION CONTROL FACILITIES (THE "FOUR CORNERS FACILITIES", AND TOGETHER WITH THE SAN JUAN FACILITIES, THE "FACILITIES") RELATING TO UNITS 4 AND 5 AT THE FOUR CORNERS GENERATING STATION (THE "FOUR CORNERS PLANT", AND TOGETHER WITH THE SAN JUAN PLANT, THE "PLANTS") AN ELECTRIC POWER GENERATING PLANT LOCATED IN SAN JUAN COUNTY, NEW MEXICO, INTERESTS IN WHICH ARE OWNED BY THE COMPANY, SAID REVENUE BONDS TO BE PAYABLE BY THE CITY SOLELY FROM THE REVENUES PAYABLE TO THE CITY BY PUBLIC SERVICE COMPANY OF NEW MEXICO PURSUANT TO CERTAIN INSTALLMENT SALE AGREEMENTS DATED AS OF APRIL 1, 2003 BETWEEN THE CITY, AS VENDOR, AND PUBLIC SERVICE COMPANY OF NEW MEXICO, AS VENDEE, AND CERTAIN OTHER MONEYS PLEDGED THEREFOR HEREUNDER, SAID REVENUE BONDS NEVER TO CONSTITUTE AN INDEBTEDNESS OF THE CITY WITHIN THE MEANING OF ANY STATE CONSTITUTIONAL PROVISION OR STATUTORY LIMITATION, AND NEVER TO CONSTITUTE OR GIVE RISE TO ANY PECUNIARY LIABILITY OF THE CITY OR A CHARGE AGAINST ITS GENERAL CREDIT OR TAXING POWERS AND DECLARING THAT EMERGENCY CIRCUMSTANCES EXIST WITH RESPECT THERETO.

There being no discussion, a motion was made by Councilor Rodgers, seconded by Councilor Sharer to direct the City Attorney to publish notice of intent to consider adoption of a proposed ordinance in accordance with State Statutes, and upon voice vote the motion carried unanimously.

Furthermore, Ms. Breakell requested permission to publish a notice of intent to consider a proposed ordinance pertaining to pollution control revenue refunding revenue bonds 2016 Series B. The title of such proposed ordinance being:

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE BY THE CITY OF FARMINGTON, NEW MEXICO OF ITS REVENUE BONDS DESIGNATED "POLLUTION CONTROL REVENUE REFUNDING BONDS, 2016 SERIES B (PUBLIC SERVICE COMPANY OF NEW MEXICO SAN JUAN AND FOUR CORNERS PROJECTS)" TO BE ISSUED IN AN AGGREGATE PRINCIPAL AMOUNT OF \$100,000,000 TO BE

ISSUED PURSUANT TO THE PROVISIONS OF THE POLLUTION CONTROL REVENUE BOND ACT, CHAPTER 397, LAWS OF 1973 OF THE STATE OF NEW MEXICO, 31ST LEGISLATURE, 1ST SESSION, AS AMENDED FOR THE PURPOSE OF REFUNDING OUTSTANDING REVENUE BONDS ISSUED UNDER SUCH ACT TO REFUND PREVIOUSLY ISSUED REVENUE BONDS UNDER SUCH ACT TO REFUND PREVIOUSLY ISSUED REVENUE BONDS UNDER SUCH ACT TO FINANCE THE COST TO PUBLIC SERVICE COMPANY OF NEW MEXICO (THE "COMPANY") A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF NEW MEXICO (THE "STATE") OF (I) CERTAIN FACILITIES (THE "SAN JUAN FACILITIES") FOR THE ABATEMENT, CONTROL, REDUCTION OR PREVENTION OF AIR AND WATER POLLUTION CAUSED BY THE OPERATION OF UNITS 1, 2, 3 AND 4 ("UNITS 1, 2, 3 AND 4") AT THE SAN JUAN GENERATING STATION (THE "SAN JUAN PLANT") LOCATED IN SAN JUAN COUNTY, NEW MEXICO, INTERESTS IN WHICH ARE OWNED BY THE COMPANY AND (II) CERTAIN FACILITIES (THE "FOUR CORNERS FACILITIES" AND TOGETHER WITH THE SAN JUAN FACILITIES, THE "FACILITIES") FOR THE ABATEMENT, CONTROL, REDUCTION OR PREVENTION OF AIR AND WATER POLLUTION CAUSED BY THE OPERATION OF UNITS 4 AND 5 ("UNITS 4 AND 5") AT THE FOUR CORNERS GENERATING STATION, (THE "FOUR CORNERS PLANT", AND TOGETHER WITH THE SAN JUAN PLANT, THE "PLANTS"), AN ELECTRIC POWER GENERATING PLANT LOCATED IN SAN JUAN COUNTY, NEW MEXICO, INTERESTS IN WHICH ARE OWNED BY THE COMPANY, SAID REVENUE BONDS TO BE PAYABLE BY THE CITY SOLELY FROM THE REVENUES PAYABLE TO THE CITY BY THE COMPANY PURSUANT TO A CERTAIN INSTALLMENT SALE AGREEMENT BETWEEN THE CITY, AS VENDOR, AND THE COMPANY, AS VENDEE, AND CERTAIN OTHER MONEYS PLEDGED THEREFOR HEREUNDER, SAID REVENUE BONDS NEVER TO CONSTITUTE AN INDEBTEDNESS OF THE CITY WITHIN THE MEANING OF ANY STATE CONSTITUTIONAL PROVISION OR STATUTORY LIMITATION, AND NEVER TO CONSTITUTE OR GIVE RISE TO ANY PECUNIARY LIABILITY OF THE CITY OR A CHARGE AGAINST ITS GENERAL CREDIT OR TAXING POWERS AND DECLARING THAT EMERGENCY CIRCUMSTANCES EXIST WITH RESPECT THERETO.

There being no discussion, a motion was made by Councilor Sharer, seconded by Councilor Rodgers to direct the City Attorney to publish notice of intent to consider adoption of a proposed ordinance in accordance with State Statutes, and upon voice vote the motion carried unanimously.

Lastly, Ms. Breakell presented a proposed ordinance dealing with sanitation fees and stated that notice of intent to consider said ordinance has been published two weeks prior to final action upon the ordinance as required by Section 3-17-3 NMSA 1978 Compilation. She recommended the ordinance, if adopted, be given the number 2016-1290. The title of the ordinance being:

AN ORDINANCE AMENDING SECTION 23-2-7 OF THE CITY CODE ESTABLISHING RESIDENTIAL AND COMMERCIAL CHARGES FOR SANITATION SERVICE.

After consideration of Ordinance No. 2016-1290, a motion was made by Councilor McCulloch, seconded by Councilor Duckett that said ordinance be passed and adopted as presented. The roll was called with the following result:

Those voting aye:	Linda G. Rodgers Sean E. Sharer Gayla A. McCulloch Nate Duckett
-------------------	--

Those voting nay:	None
-------------------	------

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried and Ordinance No. 2016-1290 was duly passed and adopted.

CLOSED MEETING

A motion was made by Councilor Duckett, seconded by Councilor McCulloch to close the meeting to discuss request for proposals for solid waste collection services, pursuant to Section 10-15-1H(6) NMSA 1978. The roll was called with the following result:

Those voting aye:

Linda G. Rodgers  
Sean E. Sharer  
Gayla A. McCulloch  
Nate Duckett

Those voting nay:

None

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried.

The Mayor convened the closed meeting at 6:48 p.m. with all members of the Council being present.

Following the closed meeting, during which meeting the matter discussed was limited only to that specified in the motion for closure, a motion was made by Councilor McCulloch, seconded by Councilor Rodgers to open the meeting for further business, and upon voice vote the motion carried unanimously.

The open meeting was reconvened by the Mayor at 6:49 p.m. with all members of the Council being present.

REQUEST FOR PROPOSALS/SOLID WASTE COLLECTION SERVICES

Chief Procurement Officer Kristi Benson reported that proposals for solid waste collection services (Public Works) opened on February 3, 2016 with one offeror participating. She recommended that the proposal be awarded to Waste Management of New Mexico, Inc. as the sole proposal is deemed to be advantageous and in the best interest of the City.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor McCulloch to award the proposal for solid waste collection services to Waste Management of New Mexico, Inc., as recommended by the Chief Procurement Officer, and upon voice vote the motion carried unanimously.

There being no further business to come before the Council, the meeting was adjourned at 6:52 p.m.

The City Clerk certified that notice of the foregoing meeting was given by posting pursuant to Resolution No. 2013-1466, et seq.

Approved this 23<sup>rd</sup> day of August, 2016.

Entered in the permanent record book this day of , 2016.

\_\_\_\_\_  
Tommy Roberts, Mayor

SEAL

ATTEST:

\_\_\_\_\_  
Dianne Smylie, City Clerk