

# City of Las Cruces<sup>®</sup>

PEOPLE HELPING PEOPLE

## Council Action and Executive Summary

Item # 21 Ordinance/Resolution# 11-061 Council District: 5

For Meeting of September 7, 2010  
(Adoption Date)

**TITLE:** A RESOLUTION APPROVING A CITY OF LAS CRUCES INITIATED STREET NAME CHANGE FOR TWO SEGMENTS OF DEL REY BOULEVARD DUE TO THE REALIGNMENT OF DEL REY BOULEVARD. THE FIRST SEGMENT IS FOR A 910 ± FOOT SECTION OF DEL REY BOULEVARD THAT RUNS EAST-WEST AND IS PROPOSED TO BE RENAMED FROM DEL REY BOULEVARD TO CHECK COURT. THE SECOND SEGMENT IS FOR A 1,575 ± FOOT SECTION OF DEL REY BOULEVARD THAT RUNS NORTH-SOUTH BETWEEN CHECK COURT AND TUCSON AVENUE AND IS PROPOSED TO BE RENAMED FROM DEL REY BOULEVARD TO WEAVER TRAIL. SUBMITTED BY THE CITY OF LAS CRUCES. (SNC-09-01)

**PURPOSE(S) OF ACTION:** Approval of a street name change for the east-west and north-south segments of Del Rey Boulevard.

<b>Drafter and Staff Contact:</b> Helen Revels <i>HR</i>		<b>Department: Community Development</b>		<b>Phone: 528-3085</b>	
<b>Department</b>	<b>Signature</b>	<b>Phone</b>	<b>Department</b>	<b>Signature</b>	<b>Phone</b>
Department Director	<i>HR</i>	528-3066	Budget	<i>[Signature]</i>	541-2107
Other			Assistant City Manager	<i>[Signature]</i>	541-2271
Legal	<i>[Signature]</i>	541-2128	City Manager	<i>[Signature]</i>	541-2076

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

The City of Las Cruces has initiated a street name change for two segments of Del Rey Boulevard due to the realignment of Del Rey Boulevard. The proposed street name change includes an east-west segment and a north-south segment of Del Rey Boulevard. The east-west segment of Del Rey Boulevard is 910 ± linear feet of roadway and is proposed to be renamed to Check Court. The north-south segment of Del Rey Boulevard is 1,575 ± linear feet of roadway and is proposed to be renamed to Weaver Trail.

In February 2006, an agreement between the City of Las Cruces and Forrest Westmoreland was reached for the realignment of Del Rey Boulevard in conjunction with the development of the adjacent Del Rey Estates Subdivision. The agreement as identified in Resolution No. 06-251 was approved by the Las Cruces City Council on February 21, 2006 (Attachment "A"). The realignment of Del Rey Boulevard eliminated two dangerous ninety degree turns and was a much needed traffic safety improvement. The Land Management section of Public Works has worked with adjacent property owners regarding the realignment process.

The City's Street Name Change Policy, Resolution No. 80-338, states if just cause can be shown to the Director of the Community Development Department that a street name change would benefit the City from a public safety aspect then he/she may waive the petition process and initiate the street name change (Attachment "B"). The City of Las Cruces is always trying to improve the quality of public safety and provide better response times for Fire and Emergency Services; therefore, the Public Works Department requested that the Community Development Department initiate the street name change (Exhibit "A"). The renaming of the east-west and north-south segments of Del Rey Boulevard will eliminate traffic confusion and improve public safety which constitutes the waiver of the petition process and allows the City to initiate the street name change.

In respect to the street name change, Community Development staff contacted the adjacent property owners along the segment of roadway proposed to be changed. There are twenty-two property owners that will be affected by the street name change. The property owners were invited to participate at the public hearing of the July Planning & Zoning Commission Meeting. One letter was received to date asking general questions about the street name change.

The Community Development staff has reviewed this case and has determined, based on a public safety aspect that the City initiated street name change for the east-west and north-south segments of Del Rey Boulevard are warranted (Attachment "C"). On July 27, 2010, the Planning and Zoning Commission voted to recommend approval of the street name changes to City Council by a 5 – 0 vote (one Commissioner absent, one Commissioner vacancy) (Attachment "D"). Public comment was received at the hearing. The comments concerned the segment of Del Rey Boulevard proposed to be renamed to Weaver Trail. The public inquired if the name could be "La Reina," but that roadway already exists north of the area outside of the City limits.

#### **SUPPORT INFORMATION:**

1. Resolution
2. Exhibit "A" – Request for street name changes
3. Attachment "A" – Resolution 06-251, Del Rey Boulevard Realignment Agreement
4. Attachment "B" – Resolution 80-338, Street Name Change Policy
5. Attachment "C" - Staff Report to the Planning and Zoning Commission for Case SNC-09-01
6. Attachment "D" - July 27, 2010, Planning and Zoning Commission Minutes
7. Attachment "E" - Vicinity Map

**SOURCE OF FUNDING:**

<b>Is this action already budgeted?</b>	<b>N/A</b>	<input checked="" type="checkbox"/>	
	<b>Yes</b>	<input type="checkbox"/>	See fund summary below
	<b>No</b>	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____
		<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.
<b>Does this action create any revenue?</b>	<b>N/A</b>	<input checked="" type="checkbox"/>	
	<b>Yes</b>	<input type="checkbox"/>	Funds will be deposited into this fund: _____
	<b>No</b>	<input type="checkbox"/>	There is no new revenue generated by this action.

**FUND SUMMARY:**

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A	N/A	N/A	N/A	N/A	N/A

**OPTIONS / ALTERNATIVES:**

- Vote **YES** to approve the proposed Resolution. This action affirms the Planning and Zoning Commission recommendation and allows the City of Las Cruces to change the street names of the east-west segment of Del Rey Boulevard to Check Court and the north-south segment of Del Rey Boulevard to Weaver Trail.
- Vote **NO** to deny the proposed Resolution. This action does not uphold the recommendation made by the Planning and Zoning Commission and results in the east-west segment (910 ± linear feet) and the north-south segment (1,575 ± linear feet) of Del Rey Boulevard to retain its current street name of Del Rey Boulevard. This action will create a street name conflict due to the realignment of the roadways.
- Amend** the proposed Resolution and vote **YES** to approve the amended Resolution. The Council may amend the Resolution as it deems appropriate.
- Table/Postpone the Resolution and direct staff accordingly.

**REFERENCE INFORMATION**

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

1. N/A

RESOLUTION NO. 11-061

**A RESOLUTION APPROVING A CITY OF LAS CRUCES INITIATED STREET NAME CHANGE FOR TWO SEGMENTS OF DEL REY BOULEVARD DUE TO THE REALIGNMENT OF DEL REY BOULEVARD. THE FIRST SEGMENT IS FOR A 910 ± FOOT SECTION OF DEL REY BOULEVARD THAT RUNS EAST-WEST AND IS PROPOSED TO BE RENAMED FROM DEL REY BOULEVARD TO CHECK COURT. THE SECOND SEGMENT IS FOR A 1,575 ± FOOT SECTION OF DEL REY BOULEVARD THAT RUNS NORTH-SOUTH BETWEEN CHECK COURT AND TUCSON AVENUE AND IS PROPOSED TO BE RENAMED FROM DEL REY BOULEVARD TO WEAVER TRAIL. SUBMITTED BY THE CITY OF LAS CRUCES. (SNC-09-01)**

The City Council is informed that:

**WHEREAS**, the City of Las Cruces has submitted a street name change for a 910 ± linear foot, east-west segment of Del Rey Boulevard and a 1,575 ± linear foot, north-south segment of Del Rey Boulevard for; and

**WHEREAS**, the east-west segment would be renamed to Check Court; and

**WHEREAS**, the north-south segment would be renamed to Weaver Trail; and

**WHEREAS**, pursuant to the Street Name Change Policy, Resolution 80-338, the Community Development Director may waive the petition process and initiate the street name change; and

**WHEREAS**, the Planning and Zoning Commission in a vote of 5-0 (one Commissioner absent, one Commissioner vacancy) recommended approval of the street name changes at a public hearing held on July 27, 2010.

**NOW, THEREFORE**, Be it resolved by the governing body of the City of Las Cruces that:

(I)

**THAT** street name change for the 910 ± linear foot, east-west segment of Del Rey Boulevard to Check Court be approved.

(II)

**THAT** street name change for the 1,575 ± linear foot, north-south segment of Del Rey Boulevard to Weaver Trail be approved.

(III)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_ 2010.

APPROVED:

\_\_\_\_\_  
Mayor

(SEAL)

ATTEST:

\_\_\_\_\_  
City Clerk

VOTE:

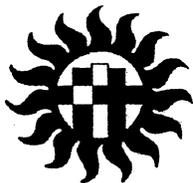
- Mayor Miyagishima: \_\_\_\_\_
- Councillor Silva: \_\_\_\_\_
- Councillor Connor: \_\_\_\_\_
- Councillor Pedroza: \_\_\_\_\_
- Councillor Small: \_\_\_\_\_
- Councillor Sorg: \_\_\_\_\_
- Councillor Thomas: \_\_\_\_\_

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Approved as to Form:

  
\_\_\_\_\_  
City Attorney



# City of Las Cruces<sup>®</sup>

PEOPLE HELPING PEOPLE

---

---

**TO:** Cheryl Rodriquez, Community Development Administrator

**THRU:** Mike Johnson, Public Works Director *MDJ*  
**FROM:** David Maestas, Contracts Administrator *DM*

**DATE:** June 1, 2010

**PW:** 10-307

**SUBJECT:** Del Rey Blvd Realignment  
Street Name Change

---

---

Please accept this memo as a request to proceed with the name change to the section of street that was Del Rey Blvd before the re-alignment. As a result of Resolution 06-251 approving the construction of Del Rey Blvd Realignment for the construction of Del Rey Blvd there are now two streets adjacent to Weaver Trail and Check Court that will need to be named. We are requesting the name to follow procedure process of Resolution No 80-338 Street Name Change Policy as a City Initiated Street Name Change, thereby waiving the petition process.

Please see attached diagram for proposed changes.

Thank you for your assistance and support with this request. Please feel free to contact me @ 528-3098 or [damaestas@las-cruces.org](mailto:damaestas@las-cruces.org) if you have any questions

**Resolution** \_\_\_\_06=251

**A RESOLUTION APPROVING AN AGREEMENT FOR CONSTRUCTION OF THE DEL REY BLVD REALIGNMENT BETWEEN THE CITY OF LAS CRUCES AND FORREST WESTMORELAND IN CONJUNCTION WITH THE DEVELOPMENT OF THE DEL REY ESTATES SUBDIVISION**

The City Council is informed that:

**WHEREAS**, the City has identified the need to develop a traffic safety improvement project on Del Rey Blvd. for several years by removing two ninety degree turns, and

**WHEREAS**, Forrest Westmoreland is developing a subdivision on north Del Rey Blvd. adjacent to the section of Del Rey where the safety concerns exist, and

**WHEREAS**, both the City and Westmoreland have a desire to correct the traffic safety concerns at this location, and

**WHEREAS**, the attached agreement has been developed to outline the responsibilities of both parties in developing a roadway realignment project together.

**NOW THEREFORE**, be it resolved by the governing body of the City of Las Cruces:

**(I)**

**THAT**, the agreement for construction of the Del Rey roadway realignment between the City of Las Cruces and Forrest Westmoreland on Del Rey Blvd in conjunction with the development of the Del Rey Estates Subdivision, attached hereto as Exhibit "A", is hereby approved.

(II)

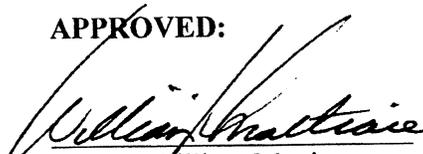
THAT, the Mayor is hereby authorized to execute the agreement on behalf of the City.

(III)

THAT, City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED this 21st day of February, 2006.

APPROVED:

  
Mayor William Mattiace

ATTEST:

  
City Clerk (Seal)

VOTE:

Mayor Mattiace:	<u>   </u> aye
Councillor Fietze:	<u>   </u> aye
Councillor Connor:	<u>   </u> aye
Councillor Archuleta:	<u>   </u> aye
Councillor Trowbridge:	<u>   </u> aye
Councillor Jones:	<u>   </u> aye
Councillor Miyagishima:	<u>   </u> aye

Moved by: Connor

Seconded by: Trowbridge

APPROVED AS TO FORM:

  
City Attorney

**AGREEMENT FOR CONSTRUCTION OF THE DEL REY BLVD REALIGNMENT  
BETWEEN THE CITY OF LAS CRUCES AND FORREST WESTMORELAND IN  
CONJUNCTION WITH THE DEVELOPMENT OF THE DEL REY ESTATES SUBDIVISION**

This Agreement is entered into on this 3 day of March, 2006, by and between the CITY OF LAS CRUCES, a New Mexico Municipal Corporation ("City"), and Forrest Westmoreland, ("Developer").

**BACKGROUND**

1. The purpose of this Agreement is to establish parameters for surveying, designing and constructing the realignment of Del Rey Blvd. to remove two ninety degree turns in this roadway, "Subject Project" in conjunction with the development of the Del Rey Estates Subdivision, hereinafter referred to as "subdivision project".
2. The City has had a desire to engage in reconstruction activities on north Del Rey Blvd. to remove two very dangerous turns in the roadway alignment to provide a much needed traffic safety project. The City's plans for such improvements have been included in the City 5-year Capital Improvement Plan for several years. However, limited funding has been available to undertake the work.
3. The City received a legislative appropriation in 2005 (Project Number ST-5557(201), Control Number C5S07) for right-of-way acquisition, design and construction of this project. The appropriation is for the amount of \$200,000. The total estimated cost for these improvements is up to \$800,000 in total cost.
4. The City has until the year 2010 to completely expend the grant funds, but has not yet started with project development activity.
5. The subdivision project is moving forward at this time. The subject project falls within the boundaries of the proposed subdivision and therefore brings about the need for a cooperative effort to work collaboratively.
6. City staff has asked the developer to work together on the development of the project improvements for mutual benefit and to ensure consistency in planning and design efforts.
7. The City desires to have all improvements that are a part of the subject project to be constructed as one large project to avoid multiple phasing and construction transitions that will compromise the integrity of the project and unnecessarily interfere with traffic flow.
8. The following conditions have been established to delineate respective responsibilities between the City and the Developer to accomplish this task.

### CONDITIONS

1. The Project boundaries will be limited primarily to the areas described above, which are more fully described on the attached site plan, labeled Exhibit "1".
2. Additional improvements outside of the Developers property consisting only of transitions to existing pavement will be required by Developer to make the project functional as a part of their overall subdivision construction plans.
3. Developer will be required to comply with the City's subdivision and zoning codes by providing all rights of way and construction improvements within the boundaries of their subdivision.
4. Developer agrees to provide and complete the following elements of work for the City with an estimated total value of \$202,987.27:
  - a. Surveying and engineering drawings for the subject project. The estimated value of this work is \$52,644.00.
  - b. Acquisition of rights-of-way outside of the proposed subdivision project as follows and as further described in exhibit "A". The values listed are the total values the City is proposing for land acquisition based on current comparable acquisitions:

a)	Martin Property	20,565 sf	\$20,565.00
b)	Williams Property (East of Del Rey)	5,901 sf	\$ 5,901.00
c)	Williams Property (West of Del Rey)	20,565 sf	\$20,565.00
d)	EPEC Property	898 sf	\$ 1,796.00
e)	Medina Property	4910 sf	\$ 8,592.50
f)	Obtain any necessary appraisals		\$ 9,362.50
g)	Provide all Environmental, Archaeological Clearances, R-OW acquisition mapping and staffing		\$10,272.00

<u>TOTAL</u>	<u>\$77,054.00</u>
--------------	--------------------

Westmoreland  
Development Agreement  
Page 3 of 5

- c. Construction of Del Rey Blvd. improvements outside of the Subdivision Project both North and South of the Subject Project. These improvements include only transitions on both ends of the subject project to ensure safe engineered connectivity to the primary roadway on Del Rey Blvd. as well as all other intersecting roadways. This transition area is anticipated to encompass about 1,075 sf of pavement for each end. The estimated construction cost for these off-site improvements is \$73,289.28 and is further delineated as follows:

a)	Clear and Grub	\$ 1,000.00
b)	Subgrade Preparation	\$ 5,375.00
c)	6 Inches of Base Course	\$20,898.00
d)	Prime Coat	\$ 2,472.50
e)	2" asphalt pavement	\$28,487.50
f)	Remove/Dispose old Pavement	\$ 6,000.00
g)	Striping and Signage	\$ 2,000.00
h)	Contingency (5%)	\$ 3,261.65
i)	NMGRT	\$ 4,794.63
	<u>TOTAL</u>	<u>\$73,289.28</u>

5. Developer will have plans and specifications compiled in standard City format within 12 months from the effective date of this Agreement. The final construction plans must be in compliance with all applicable design and development standards.
6. Developer agrees to construct the subject project, in accordance with City design standards within Eighteen (18) months from the approval of the plans and specifications called for in Item Nine above. Nothing herein shall prohibit early completion of improvements by Developer.
7. All construction work for Del Rey Blvd will be built according to City standards and will be inspected and tested by the City during construction. The Subdivision Project will not be approved by the City until the Subject Project improvements are complete and accepted by the City.
8. There will be no permit fee for the construction of the improvements contemplated by this agreement as described by Item Four above.
9. The City will make one lump sum payment to Developer in the amount of \$200,000 within 30 days of the execution of this agreement by both parties. Such payment will be for the conditional roadway development for the improvements on Del Rey Blvd., outlined in Exhibit "1". If costs for any element of the aforementioned components increases or otherwise changes, the risk and responsibility therefore shall rest with the Developer and the City shall be held harmless.

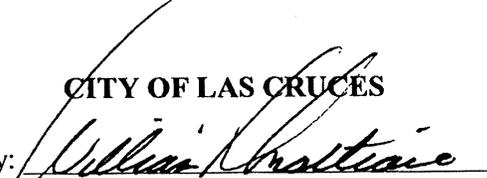
Westmoreland  
Development Agreement  
Page 4 of 5

- 10. If this Agreement is given to an Attorney for enforcement of any provision, the party subject to any judgment by the Court shall be liable for reasonable Attorneys fees and court costs to the prevailing party.
- 11. This Agreement contains the entire agreement between the parties and supersedes any and all other Agreements and understandings, oral or written, whether previous to the execution hereof, or contemporaneous herewith.
- 12. Changes to this Agreement are not binding unless made in writing and signed by both parties.
- 13. This Agreement will be recorded with the Dona Ana County Clerk and is binding upon and inures to the benefit of the successors and/or assigns of the parties. Developer shall not assign or transfer in any way any interest Developer may have in this Agreement without express written consent of the City, which shall not be unreasonably withheld. Any such purported transfer or assignment shall be void.
- 14. If any part of this Agreement is held to be invalid or unenforceable, such holding will not affect the validity or enforceability of any other part of this Agreement so long as the remainder of the agreement is reasonably capable of completion.

IN WITNESS WHEREOF, the parties have hereunto executed this agreement as of the date and year first above written.

CITY OF LAS CRUCES

By:

  
William Mattiace, Mayor

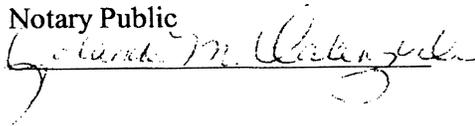
APPROVED AS TO FORM:

  
CITY ATTORNEY

State of New Mexico        )  
  )ss  
County of Dona Ana        )

The foregoing Agreement was acknowledged before me on this 23 day of February, 2006, by William Mattiace, Mayor of the City of Las Cruces, a New Mexico municipal corporation, on behalf of said corporation.

My Commission Expires:

Notary Public  


Westmoreland  
Development Agreement  
Page 5 of 5

**Forrest Westmoreland**

*Forrest Westmoreland*  
Forrest Westmoreland

State of New Mexico        )  
  )ss  
County of Dona Ana        )

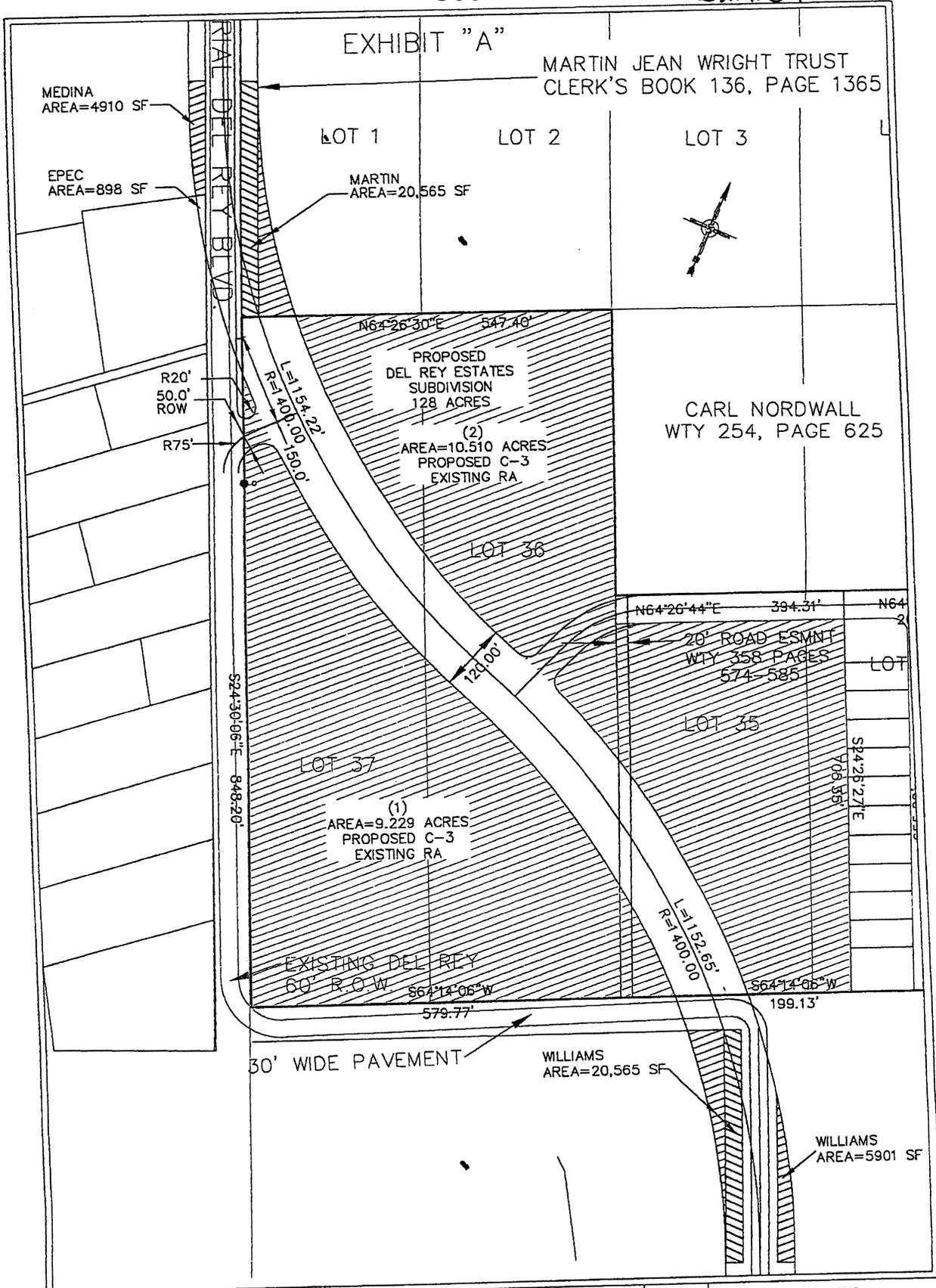
The foregoing Agreement was acknowledged before me on this 3rd day of March, 2006,  
by Forrest Westmoreland on behalf of said corporation.

My Commission Expires: 4/4/07

Notary Public  
*Joshua D. McDaniel*



OFFICIAL SEAL  
JOSHUA D. McDANIEL  
NOTARY PUBLIC - STATE OF NEW MEXICO  
My Commission Expires: 4/4/07



**Zia Engineering & Environmental Consultants, LLC**  
 755 S. Telshor Blvd., Suite E-12  
 Las Cruces, New Mexico 88011  
 Phone: (505) 532-1526  
 Fax: (505) 532-1587

Drawing Name:  
**OPTION II REVISED**

Project Name:  
**DEL REY ESTATES**

Designed By:	KPS/MJP	REVISIONS	
Drawn By:	KPS/KDS	Date:	Comment
Approved By:	MJP		
Date:	1-23-06	File ID: options.dwg	Sheet No: 2 of 3



### Council Action Form

For Meeting of February 21, 2006  
(Adoption Date)

**TITLE:**

**A RESOLUTION APPROVING AN AGREEMENT FOR CONSTRUCTION OF THE DEL REY BLVD REALIGNMENT BETWEEN THE CITY OF LAS CRUCES AND FORREST WESTMORELAND IN CONJUNCTION WITH THE DEVELOPMENT OF THE DEL REY ESTATES SUBDIVISION**

**BACKGROUND:**

The realignment of Del Rey Blvd. to remove two ninety degree turns has been a long standing objective for bringing safety to this roadway. The City received a legislative appropriation in 2005 (Project Number ST-5557(201), Control Number C5S07) for right-of-way acquisition, design and construction of this project. The appropriation is for the amount of \$200,000. However, the total estimated cost for these improvements will be up to \$800,000 in total cost.

Due to the lack of sufficient funds to pay for all of the project and in an effort to work collaboratively with the development of the Del Rey Estates Subdivision, which surrounds this portion of Del Rey Blvd., City staff has initiated a dialog with the developers of this area in an attempt to reach a mutually beneficial project development proposal.

(Continued on Page 2)

<b>Name of Drafter:</b> Robert L. Garza	<b>Department:</b> Public Works	<b>Phone:</b> 528-3333
<b>Account Number</b> 400805-47770-744121-0	<b>Amount of Expenditure</b> \$200,000	<b>Budget Amount</b> \$200,000
<b>Strategic Plan Goal / Objective / Strategy Addressed:</b> Infrastructure Goal A – Develop Policy to ensure equitable distribution of costs for infrastructure improvements		
<b>Performance Budget Goal / Objective Addressed:</b> N/A		
<b>Department</b> Originating Department	<b>Signature</b> 	<b>Phone</b> 528-3333
	<b>Department</b> Budget	<b>Signature</b> 
	<b>Assistant City Manager</b>	<b>Phone</b> 541-2107
<b>Legal</b>	<b>Signature</b> 	<b>Phone</b> 541-2128
	<b>City Manager</b>	<b>Signature</b> 
		<b>Phone</b> 541-2076

Fortunately, the referenced subdivision is moving forward at this time. The subject project falls within the boundaries of the proposed subdivision and therefore brings about an opportunity to work together on a solution to the traffic safety concerns. City engineers desire to have all improvements that are a part of the subject project to be constructed as one large project to avoid multiple phasing and construction transitions that will compromise the integrity of the project and unnecessarily interfere with traffic flow.

As a result, the attached agreement has been drafted for City Council consideration. The agreement delineates the responsibilities of each party and the methods that will be used to collectively and jointly develop the Del Rey Blvd. Alignment. The agreement provides for the City to cover costs associated with work that would typically be outside the area of responsibility for a developer who will also take the lead to survey, design, acquire property and construct all improvements in accordance with City codes and policies.

This attached agreement is an economical method for providing a critical capital improvement to the City's roadway system at the lowest cost possible.

**SUPPORT INFORMATION:**

1. Resolution
2. Roadway Improvement Agreement, Exhibit "A"

**COUNCIL OPTIONS:**

1. Vote "Yes" and approve the agreement to partner with Forrest Westmoreland to provide safety improvements to Del Rey Blvd.
2. Vote "No" and reject the proposed agreement.
3. Vote "Yes" with proposed changes to the agreement. The City Council has the option to direct staff to make changes to the proposed agreement as a condition of approval.
4. Vote to "Table" the Resolution and provide alternative direction to Staff.

RESOLUTION NO. 80-338

A RESOLUTION APPROVING THE STREET NAME CHANGE POLICY

The City Commission is informed that:

In the past, the City Commission and City Staff have had to deal with confusing cases of street name changes.

The City Staff does not have an established policy concerning street name changes with which to follow.

The City Commission recognizes the need to establish a policy addressing the problem of street name changes.

The Planning and Zoning Commission at its regular meeting of April 22, 1980, recommended approval of this street name change policy.

NOW THEREFORE, the City Commission of the City of Las Cruces, New Mexico, determines, resolves and orders as follows:

(1)

THAT in accordance with the recommendations of the Planning and Zoning Commission that the guidelines for the naming of streets and the issuing of addresses are hereby adopted.

(2)

THAT City Staff and officials are authorized and directed to execute appropriate documentation, and to do all acts and deeds necessary in the accomplishment of the hereinabove.

DONE AND APPROVED this 19th day of May, 1980.

*J. Abame*  
Mayor

ATTEST:

*Karen Stevens*  
City Clerk

(SEAL)

Moved by: Ohler

Seconded by: Rios

VOTE:

Commissioner Kosik: Aye  
Commissioner Ohler: Aye  
Commissioner Camunez: Aye  
Commissioner Rios: Aye  
Commissioner Hudson: Aye

Approved as to form:

*Robert Kelley*  
City Attorney

## CHANGES OF STREET NAMES

PETITION

The person initiating a street name change shall present to the City Planning Department a petition with signatures of 75% of the persons who own property which fronts on or is adjacent to the subject street. The petition shall be based on one signature requirement per parcel of property. The petition must be dated and have a current mailing address of all petitioners.

FEE

A fee of \$250.00 will be charged at the time of submission of petition for a street name change. If it is determined, upon verification of ownership, that the petition does not have a sufficient number of signatures to meet the requirements, then the City Planning Department will notify the representative of the petitioners by registered mail. The representative will be given ten (10) days from receipt of the registered letter to acquire the sufficient number of signatures. If the required percentage of signatures is not presented, then the petition will be voided.

PUBLIC NOTICE

A public hearing shall be required by both the Planning and Zoning Commission and City Commission. The petitioners shall be responsible for notification in a newspaper of general circulation in the City of Las Cruces, and shall provide proof of publication to the Planning Department. Included in the publication shall be a list of the petitioners, the existing and proposed street name and general description. Notice must be published fifteen (15) days prior to consideration by both the Planning and Zoning Commission and the City Commission.

City Planning staff will send letters of notification to all property owners fronting on or adjacent to the subject street name change. Landowners shall be responsible for notification of tenants of the pending action, and shall provide the City Planning Department with a list of current tenants and addresses.

Upon final approval of the street name change by the City Commission, the City Planning staff shall send notice of the change to:

1. All property owners and tenants fronting on or adjacent to the subject name street,
2. Pertinent governmental agencies, and
3. Local utility companies.

#### RECONSIDERATION AND SUBSEQUENT CHANGES

Subsequent proposals to change the name of streets will not be permitted for one (1) year from the date of acceptance or denial by the City Commission.

#### PROTEST

Qualified protests shall include any property fronting on or adjacent to the subject street, as reflected on the most current tax rolls of the Dona Ana County Assessor. The protest will be based on one (1) vote per parcel of property.

#### CITY INITIATED STREET NAME CHANGE

If just cause can be shown to the Director of the Planning Department that a street name change would benefit the City from a public safety aspect, then he may waive the petition process and initiate the street name change.

The Planning Department shall have the responsibility of notifying by registered mail all property owners who front on or are adjacent

to the subject street and shall be responsible for public notification in a newspaper of general circulation in the City of Las Cruces prior to the required public hearings, (see public notice on page 1.)

ATTACHMENT "C"


**City of Las Cruces**®

TO: Planning and Zoning Commission

FROM: Helen Revels, Associate Planner *HR*

DATE: July 27, 2010

SUBJECT: Street Name Changes for Del Rey Boulevard

RECOMMENDATION: Approval

**Case No. SNC-09-01:** A City of Las Cruces initiated street name change for two segments of Del Rey Boulevard due to the realignment of Del Rey Boulevard. The first segment is for a 910 ± foot section of Del Rey Boulevard that runs east-west and is proposed to be renamed from Del Rey Boulevard to Check Court. The second segment is for a 1,575 ± foot section of Del Rey Boulevard that runs north-south between Check Court and Tucson Avenue and is proposed to be renamed from Del Rey Boulevard to Weaver Trail. Submitted by the City of Las Cruces.

### **BACKGROUND**

The City of Las Cruces has initiated a street name change for two segments of Del Rey Boulevard due to the realignment of Del Rey Boulevard. The proposed street name change includes an east-west segment and a north-south segment of Del Rey Boulevard. The east-west segment of Del Rey Boulevard is a 910-foot section of roadway and is proposed to be renamed to Check Court. The north-south segment of Del Rey Boulevard is a 1,575-foot section of roadway and is proposed to be renamed to Weaver Trail.

In February 2006, an agreement between the City of Las Cruces and Forrest Westmoreland was reached for the realignment of Del Rey Boulevard in conjunction with the development of the adjacent Del Rey Estates Subdivision. The agreement as identified in Resolution No. 06-251 was approved by the Las Cruces City Council on February 21, 2006. The realignment of Del Rey Boulevard eliminated two dangerous ninety degree turns and improved traffic safety.

The City's Street Name Change Policy, Resolution No. 80-338, states if just cause can be shown to the Director of the Community Development Department that a street name change would benefit the City from a public safety aspect then he/she may waive the petition process and initiate the street name change. The Public Works Department requested that the Community Development Department initiate the street name change. The Land Management section of Public Works has worked with adjacent property owners regarding the realignment process. In respect to the street name change, Community Development staff contacted the adjacent property owners along the segment of roadway proposed to be changed. The property owners were invited to participate in the public hearing for the July Planning & Zoning Commission Meeting.

**FINDINGS**

1. The Public Works Department has submitted a request to change the name of the east-west segment of Del Rey Boulevard to Check Court (910  $\pm$  linear feet) and the north-south segment of Del Rey Boulevard to Weaver Trail (1,575  $\pm$  linear feet) to help eliminate motorist confusion. The street name change will also assist Fire & Emergency Services provide faster response times.
2. Notification of the proposed street name change has been mailed to thirty-eight (38) adjacent property owners; no opposition has been received to date. There are twenty-two (22) property owners that will be affected by the street name change.
3. The proposed street name change is in conformance with the City's Street Name Change Policy, Resolution No. 80-338.

**RECOMMENDATION**

Staff has reviewed this case and determined, based on a public safety aspect, that the City-initiated street name change for the east-west street segment of Del Rey Boulevard to Check Court (910  $\pm$  linear feet) and the north-south segment of Del Rey Boulevard to Weaver Trail (1,575  $\pm$  linear feet) is warranted. Please note that the Planning and Zoning Commission is rendering a recommendation to the City Council, who retains the final authority on street name changes.

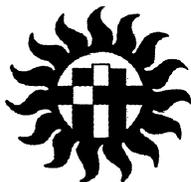
**OPTIONS**

1. Approve the street name change.
2. Deny the street name change.

Please note: A denial would need to be based on findings other than those identified by staff.

**ATTACHMENTS**

1. Request for street name changes from the Public Works Department
2. Resolution No. 06-251
3. Resolution No. 80-338
4. Property owner notification list & property owner notification map



# City of Las Cruces<sup>®</sup>

PEOPLE HELPING PEOPLE

---

---

**TO:** Cheryl Rodriquez, Community Development Administrator

**THRU:** Mike Johnson, Public Works Director *MDJ*

**FROM:** David Maestas, Contracts Administrator *DM*

**DATE:** June 1, 2010 **PW:** 10-307

**SUBJECT:** Del Rey Blvd Realignment  
**Street Name Change**

---

---

Please accept this memo as a request to proceed with the name change to the section of street that was Del Rey Blvd before the re-alignment. As a result of Resolution 06-251 approving the construction of Del Rey Blvd Realignment for the construction of Del Rey Blvd there are now two streets adjacent to Weaver Trail and Check Court that will need to be named. We are requesting the name to follow procedure process of Resolution No 80-338 Street Name Change Policy as a City Initiated Street Name Change, thereby waiving the petition process.

Please see attached diagram for proposed changes.

Thank you for your assistance and support with this request. Please feel free to contact me @ 528-3098 or [damaestas@las-cruces.org](mailto:damaestas@las-cruces.org) if you have any questions

**Resolution** \_\_\_06-251

**A RESOLUTION APPROVING AN AGREEMENT FOR CONSTRUCTION OF THE DEL REY BLVD REALIGNMENT BETWEEN THE CITY OF LAS CRUCES AND FORREST WESTMORELAND IN CONJUNCTION WITH THE DEVELOPMENT OF THE DEL REY ESTATES SUBDIVISION**

The City Council is informed that:

**WHEREAS**, the City has identified the need to develop a traffic safety improvement project on Del Rey Blvd. for several years by removing two ninety degree turns, and

**WHEREAS**, Forrest Westmoreland is developing a subdivision on north Del Rey Blvd. adjacent to the section of Del Rey where the safety concerns exist, and

**WHEREAS**, both the City and Westmoreland have a desire to correct the traffic safety concerns at this location, and

**WHEREAS**, the attached agreement has been developed to outline the responsibilities of both parties in developing a roadway realignment project together.

**NOW THEREFORE**, be it resolved by the governing body of the City of Las Cruces:

(I)

**THAT**, the agreement for construction of the Del Rey roadway realignment between the City of Las Cruces and Forrest Westmoreland on Del Rey Blvd in conjunction with the development of the Del Rey Estates Subdivision, attached hereto as Exhibit "A", is hereby approved.

(II)

THAT, the Mayor is hereby authorized to execute the agreement on behalf of the City.

(III)

THAT, City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED this 21st day of February, 2006.

APPROVED:

  
Mayor William Mattiace

ATTEST:

  
City Clerk (Seal)

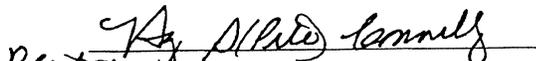
VOTE:

Mayor Mattiace:	<u>   </u> aye
Councillor Fietze:	<u>   </u> aye
Councillor Connor:	<u>   </u> aye
Councillor Archuleta:	<u>   </u> aye
Councillor Trowbridge:	<u>   </u> aye
Councillor Jones:	<u>   </u> aye
Councillor Miyagishima:	<u>   </u> aye

Moved by: Connor

Seconded by: Trowbridge

APPROVED AS TO FORM:

  
City Attorney

**AGREEMENT FOR CONSTRUCTION OF THE DEL REY BLVD REALIGNMENT  
BETWEEN THE CITY OF LAS CRUCES AND FORREST WESTMORELAND IN  
CONJUNCTION WITH THE DEVELOPMENT OF THE DEL REY ESTATES SUBDIVISION**

This Agreement is entered into on this 3 day of March, 2006, by and between the CITY OF LAS CRUCES, a New Mexico Municipal Corporation ("City"), and Forrest Westmoreland, ("Developer").

**BACKGROUND**

1. The purpose of this Agreement is to establish parameters for surveying, designing and constructing the realignment of Del Rey Blvd. to remove two ninety degree turns in this roadway, "Subject Project" in conjunction with the development of the Del Rey Estates Subdivision, hereinafter referred to as "subdivision project".
2. The City has had a desire to engage in reconstruction activities on north Del Rey Blvd. to remove two very dangerous turns in the roadway alignment to provide a much needed traffic safety project. The City's plans for such improvements have been included in the City 5-year Capital Improvement Plan for several years. However, limited funding has been available to undertake the work.
3. The City received a legislative appropriation in 2005 (Project Number ST-5557(201), Control Number C5S07) for right-of-way acquisition, design and construction of this project. The appropriation is for the amount of \$200,000. The total estimated cost for these improvements is up to \$800,000 in total cost.
4. The City has until the year 2010 to completely expend the grant funds, but has not yet started with project development activity.
5. The subdivision project is moving forward at this time. The subject project falls within the boundaries of the proposed subdivision and therefore brings about the need for a cooperative effort to work collaboratively.
6. City staff has asked the developer to work together on the development of the project improvements for mutual benefit and to ensure consistency in planning and design efforts.
7. The City desires to have all improvements that are a part of the subject project to be constructed as one large project to avoid multiple phasing and construction transitions that will compromise the integrity of the project and unnecessarily interfere with traffic flow.
8. The following conditions have been established to delineate respective responsibilities between the City and the Developer to accomplish this task.

### CONDITIONS

1. The Project boundaries will be limited primarily to the areas described above, which are more fully described on the attached site plan, labeled Exhibit "1".
2. Additional improvements outside of the Developers property consisting only of transitions to existing pavement will be required by Developer to make the project functional as a part of their overall subdivision construction plans.
3. Developer will be required to comply with the City's subdivision and zoning codes by providing all rights of way and construction improvements within the boundaries of their subdivision.
4. Developer agrees to provide and complete the following elements of work for the City with an estimated total value of \$202,987.27:
  - a. Surveying and engineering drawings for the subject project. The estimated value of this work is \$52,644.00.
  - b. Acquisition of rights-of-way outside of the proposed subdivision project as follows and as further described in exhibit "A". The values listed are the total values the City is proposing for land acquisition based on current comparable acquisitions:

a)	Martin Property	20,565 sf	\$20,565.00
b)	Williams Property (East of Del Rey)	5,901 sf	\$ 5,901.00
c)	Williams Property (West of Del Rey)	20,565 sf	\$20,565.00
d)	EPEC Property	898 sf	\$ 1,796.00
e)	Medina Property	4910 sf	\$ 8,592.50
f)	Obtain any necessary appraisals		\$ 9,362.50
g)	Provide all Environmental, Archaeological Clearances, R-OW acquisition mapping and staffing		\$10,272.00

TOTAL \$77,054.00

Westmoreland  
Development Agreement  
Page 3 of 5

- c. Construction of Del Rey Blvd. improvements outside of the Subdivision Project both North and South of the Subject Project. These improvements include only transitions on both ends of the subject project to ensure safe engineered connectivity to the primary roadway on Del Rey Blvd. as well as all other intersecting roadways. This transition area is anticipated to encompass about 1,075 sf of pavement for each end. The estimated construction cost for these off-site improvements is \$73,289.28 and is further delineated as follows:

a)	Clear and Grub	\$ 1,000.00
b)	Subgrade Preparation	\$ 5,375.00
c)	6 Inches of Base Course	\$20,898.00
d)	Prime Coat	\$ 2,472.50
e)	2" asphalt pavement	\$28,487.50
f)	Remove/Dispose old Pavement	\$ 6,000.00
g)	Striping and Signage	\$ 2,000.00
h)	Contingency (5%)	\$ 3,261.65
i)	NMGRT	\$ 4,794.63
	<u>TOTAL</u>	<u>\$73,289.28</u>

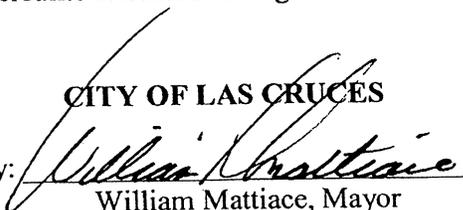
5. Developer will have plans and specifications compiled in standard City format within 12 months from the effective date of this Agreement. The final construction plans must be in compliance with all applicable design and development standards.
6. Developer agrees to construct the subject project, in accordance with City design standards within Eighteen (18) months from the approval of the plans and specifications called for in Item Nine above. Nothing herein shall prohibit early completion of improvements by Developer.
7. All construction work for Del Rey Blvd will be built according to City standards and will be inspected and tested by the City during construction. The Subdivision Project will not be approved by the City until the Subject Project improvements are complete and accepted by the City.
8. There will be no permit fee for the construction of the improvements contemplated by this agreement as described by Item Four above.
9. The City will make one lump sum payment to Developer in the amount of \$200,000 within 30 days of the execution of this agreement by both parties. Such payment will be for the conditional roadway development for the improvements on Del Rey Blvd., outlined in Exhibit "1". If costs for any element of the aforementioned components increases or otherwise changes, the risk and responsibility therefore shall rest with the Developer and the City shall be held harmless.

Westmoreland  
Development Agreement  
Page 4 of 5

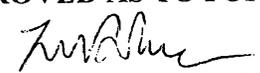
- 10. If this Agreement is given to an Attorney for enforcement of any provision, the party subject to any judgment by the Court shall be liable for reasonable Attorneys fees and court costs to the prevailing party.
- 11. This Agreement contains the entire agreement between the parties and supersedes any and all other Agreements and understandings, oral or written, whether previous to the execution hereof, or contemporaneous herewith.
- 12. Changes to this Agreement are not binding unless made in writing and signed by both parties.
- 13. This Agreement will be recorded with the Dona Ana County Clerk and is binding upon and inures to the benefit of the successors and/or assigns of the parties. Developer shall not assign or transfer in any way any interest Developer may have in this Agreement without express written consent of the City, which shall not be unreasonably withheld. Any such purported transfer or assignment shall be void.
- 14. If any part of this Agreement is held to be invalid or unenforceable, such holding will not affect the validity or enforceability of any other part of this Agreement so long as the remainder of the agreement is reasonably capable of completion.

IN WITNESS WHEREOF, the parties have hereunto executed this agreement as of the date and year first above written.

CITY OF LAS CRUCES

By:   
William Mattiace, Mayor

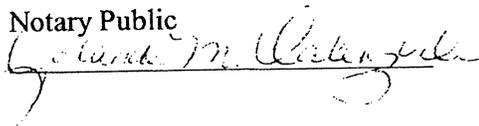
APPROVED AS TO FORM:

  
CITY ATTORNEY

State of New Mexico        )  
  )ss  
County of Dona Ana         )

The foregoing Agreement was acknowledged before me on this 25 day of February, 2006, by William Mattiace, Mayor of the City of Las Cruces, a New Mexico municipal corporation, on behalf of said corporation.

My Commission Expires:

Notary Public  


Westmoreland  
Development Agreement  
Page 5 of 5

**Forrest Westmoreland**

*Forrest Westmoreland*  
Forrest Westmoreland

State of New Mexico     )  
  )ss  
County of Dona Ana     )

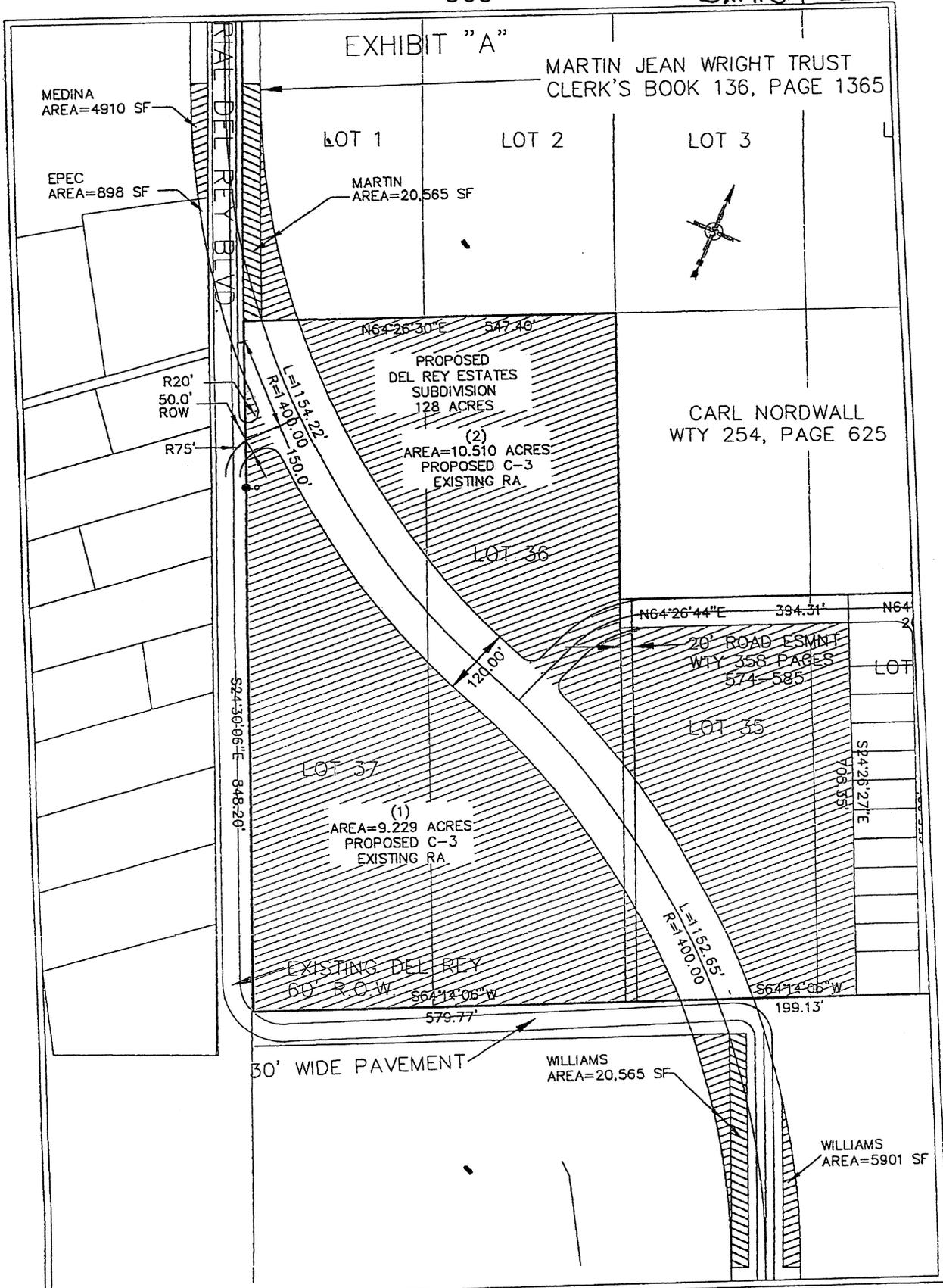
The foregoing Agreement was acknowledged before me on this 3rd day of March, 2006,  
by Forrest Westmoreland on behalf of said corporation.

My Commission Expires: 4/4/07

Notary Public  
*Joshua D. McDaniel*



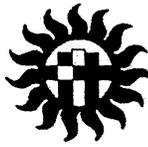
OFFICIAL SEAL  
JOSHUA D. McDANIEL  
NOTARY PUBLIC - STATE OF NEW MEXICO  
My commission expires: 4/4/07



Zia Engineering & Environmental  
 Consultants, LLC  
 756 S. Telshor Blvd., Suite E-12  
 Las Cruces, New Mexico 88011  
 Phone: (505) 532-1526  
 Fax: (505) 532-1587

Drawing Name:  
**OPTION II REVISED**  
 Project Name:  
**DEL REY ESTATES**

Designed By:	KPS/MJP	REVISIONS	
Drawn By:	KPS/KDS	Date:	Comment
Approved By:	MJP		
Date:	1-23-06	File ID:	options.dwg
		Sheet No:	2 of 3



# City of Las Cruces®

PEOPLE HELPING PEOPLE

## Council Action Form

For Meeting of February 21, 2006  
(Adoption Date)

**TITLE:**

**A RESOLUTION APPROVING AN AGREEMENT FOR CONSTRUCTION OF THE DEL REY BLVD REALIGNMENT BETWEEN THE CITY OF LAS CRUCES AND FORREST WESTMORELAND IN CONJUNCTION WITH THE DEVELOPMENT OF THE DEL REY ESTATES SUBDIVISION**

**BACKGROUND:**

The realignment of Del Rey Blvd. to remove two ninety degree turns has been a long standing objective for bringing safety to this roadway. The City received a legislative appropriation in 2005 (Project Number ST-5557(201), Control Number C5S07) for right-of-way acquisition, design and construction of this project. The appropriation is for the amount of \$200,000. However, the total estimated cost for these improvements will be up to \$800,000 in total cost.

Due to the lack of sufficient funds to pay for all of the project and in an effort to work collaboratively with the development of the Del Rey Estates Subdivision, which surrounds this portion of Del Rey Blvd., City staff has initiated a dialog with the developers of this area in an attempt to reach a mutually beneficial project development proposal.

(Continued on Page 2)

<b>Name of Drafter:</b> Robert L. Garza	<b>Department:</b> Public Works	<b>Phone:</b> 528-3333
<b>Account Number</b> 400805-47770-744121-0	<b>Amount of Expenditure</b> \$200,000	<b>Budget Amount</b> \$200,000

**Strategic Plan Goal / Objective / Strategy Addressed:**  
Infrastructure Goal A – Develop Policy to ensure equitable distribution of costs for infrastructure improvements

**Performance Budget Goal / Objective Addressed:**  
N/A

Department	Signature	Phone	Department	Signature	Phone
Originating Department		528-3333	Budget		541-2107
			Assistant City Manager		
Legal		541-2128	City Manager		541-2076

Council Action Form  
Page 2 of 2 pages

Fortunately, the referenced subdivision is moving forward at this time. The subject project falls within the boundaries of the proposed subdivision and therefore brings about an opportunity to work together on a solution to the traffic safety concerns. City engineers desire to have all improvements that are a part of the subject project to be constructed as one large project to avoid multiple phasing and construction transitions that will compromise the integrity of the project and unnecessarily interfere with traffic flow.

As a result, the attached agreement has been drafted for City Council consideration. The agreement delineates the responsibilities of each party and the methods that will be used to collectively and jointly develop the Del Rey Blvd. Alignment. The agreement provides for the City to cover costs associated with work that would typically be outside the area of responsibility for a developer who will also take the lead to survey, design, acquire property and construct all improvements in accordance with City codes and policies.

This attached agreement is an economical method for providing a critical capital improvement to the City's roadway system at the lowest cost possible.

**SUPPORT INFORMATION:**

1. Resolution
2. Roadway Improvement Agreement, Exhibit "A"

**COUNCIL OPTIONS:**

1. Vote "Yes" and approve the agreement to partner with Forrest Westmoreland to provide safety improvements to Del Rey Blvd.
2. Vote "No" and reject the proposed agreement.
3. Vote "Yes" with proposed changes to the agreement. The City Council has the option to direct staff to make changes to the proposed agreement as a condition of approval.
4. Vote to "Table" the Resolution and provide alternative direction to Staff.

RESOLUTION NO. 80-338

A RESOLUTION APPROVING THE STREET NAME CHANGE POLICY

The City Commission is informed that:

In the past, the City Commission and City Staff have had to deal with confusing cases of street name changes.

The City Staff does not have an established policy concerning street name changes with which to follow.

The City Commission recognizes the need to establish a policy addressing the problem of street name changes.

The Planning and Zoning Commission at its regular meeting of April 22, 1980, recommended approval of this street name change policy.

NOW THEREFORE, the City Commission of the City of Las Cruces, New Mexico, determines, resolves and orders as follows:

(1)

THAT in accordance with the recommendations of the Planning and Zoning Commission that the guidelines for the naming of streets and the issuing of addresses are hereby adopted.

(2)

THAT City Staff and officials are authorized and directed to execute appropriate documentation, and to do all acts and deeds necessary in the accomplishment of the hereinabove.

DONE AND APPROVED this 19th day of May, 1980.

*J. Camunez*  
Mayor

ATTEST:

*Suzanne Stevens*  
City Clerk

(SEAL)

Moved by: Ohler  
Seconded by: Rios

VOTE:

Commissioner Kosik: Aye  
Commissioner Ohler: Aye  
Commissioner Camunez: Aye  
Commissioner Rios: Aye  
Commissioner Hudson: Aye

Approved as to form:

*Robert Kelley*  
City Attorney

## CHANGES OF STREET NAMES

PETITION

The person initiating a street name change shall present to the City Planning Department a petition with signatures of 75% of the persons who own property which fronts on or is adjacent to the subject street. The petition shall be based on one signature requirement per parcel of property. The petition must be dated and have a current mailing address of all petitioners.

FEE

A fee of \$250.00 will be charged at the time of submission of petition for a street name change. If it is determined, upon verification of ownership, that the petition does not have a sufficient number of signatures to meet the requirements, then the City Planning Department will notify the representative of the petitioners by registered mail. The representative will be given ten (10) days from receipt of the registered letter to acquire the sufficient number of signatures. If the required percentage of signatures is not presented, then the petition will be voided.

PUBLIC NOTICE

A public hearing shall be required by both the Planning and Zoning Commission and City Commission. The petitioners shall be responsible for notification in a newspaper of general circulation in the City of Las Cruces, and shall provide proof of publication to the Planning Department. Included in the publication shall be a list of the petitioners, the existing and proposed street name and general description. Notice must be published fifteen (15) days prior to consideration by both the Planning and Zoning Commission and the City Commission.

City Planning staff will send letters of notification to all property owners fronting on or adjacent to the subject street name change. Landowners shall be responsible for notification of tenants of the pending action, and shall provide the City Planning Department with a list of current tenants and addresses.

Upon final approval of the street name change by the City Commission, the City Planning staff shall send notice of the change to:

1. All property owners and tenants fronting on or adjacent to the subject name street,
2. Pertinent governmental agencies, and
3. Local utility companies.

#### RECONSIDERATION AND SUBSEQUENT CHANGES

Subsequent proposals to change the name of streets will not be permitted for one (1) year from the date of acceptance or denial by the City Commission.

#### PROTEST

Qualified protests shall include any property fronting on or adjacent to the subject street, as reflected on the most current tax rolls of the Dona Ana County Assessor. The protest will be based on one (1) vote per parcel of property.

#### CITY INITIATED STREET NAME CHANGE

If just cause can be shown to the Director of the Planning Department that a street name change would benefit the City from a public safety aspect, then he may waive the petition process and initiate the street name change.

The Planning Department shall have the responsibility of notifying by registered mail all property owners who front on or are adjacent

to the subject street and shall be responsible for public notification in a newspaper of general circulation in the City of Las Cruces prior to the required public hearings, (see public notice on page 1.)

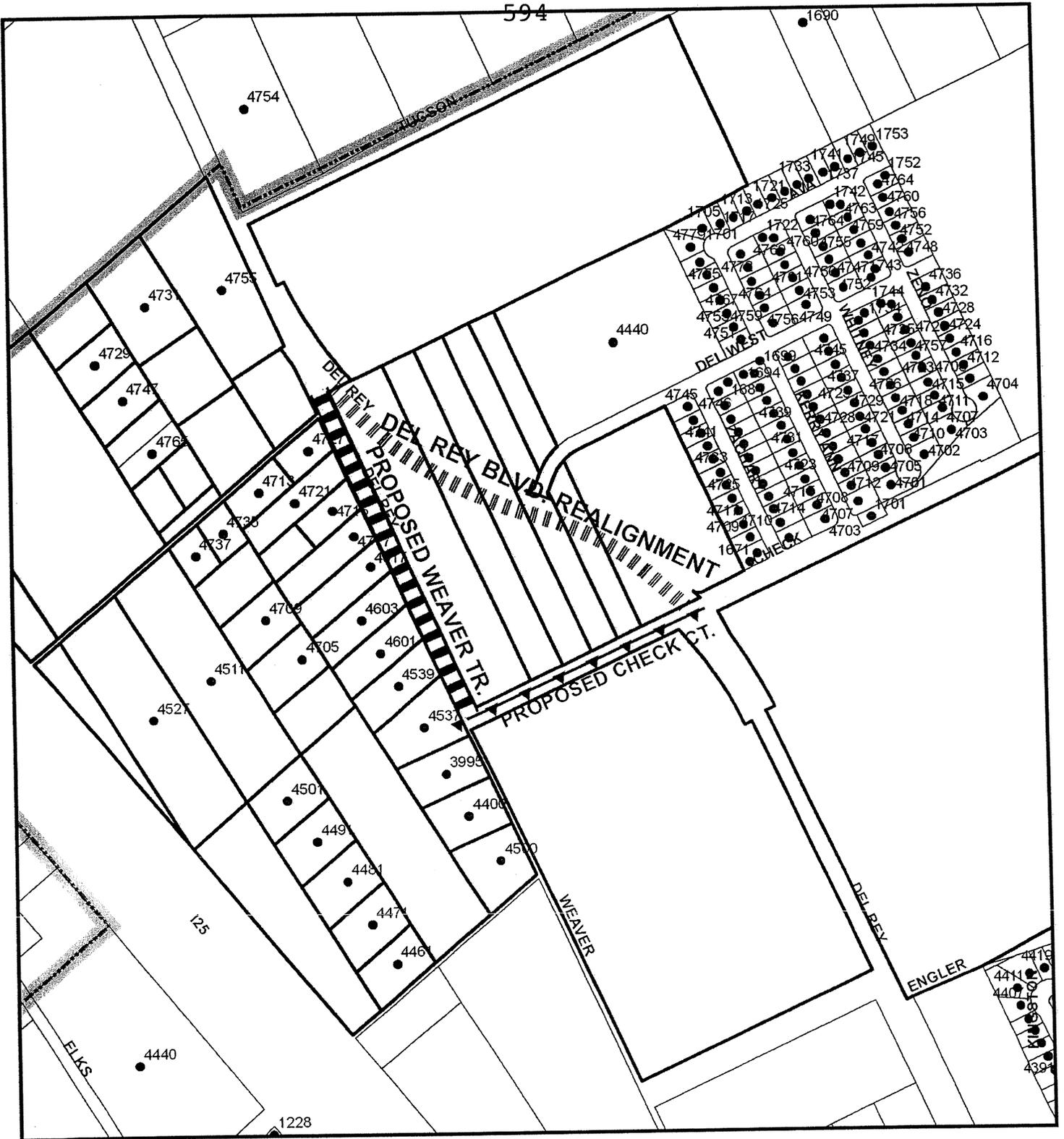
# PROPERTY NOTIFICATION LIST - DEL REY STREET NAME CHANGE

NAME	ADDRESS_1	CITY	STATE	ZIP	MAPCODE	PROP_ADDR
MARTIN JEAN WRIGHT REV TR ATTN DON W MARTIN TR	11526 TROTTING DOWN DR	ODESSA	FL	33556	4-007-130-031-357	
ARMENDARIZ VICTOR P & MARIA G	1245 S AUSTIN BLVD	CICERO	IL	60804	4-006-130-443-471	
EL PASO ELECTRIC CO	PO BOX 982	EL PASO	TX	79960	4-006-130-494-458	
WILLIAMS CHARLES W REV TRUST	2444 LOUISIANA NE # 225	ALBUQUERQUE	NM	87110-4387	4-007-130-390-453	4500 WEAVER TRL
WEAVER JAN PAUL	3932 AUGUSTA DR	RIO RANCHO	NM	87124-8246	4-007-131-045-095	4735 DEL REY BLVD
GARAY FRANK J OR TERESA D	PO BOX 302	DERRY	NM	87933-0302	4-006-130-473-508	4729 DEL REY BLVD
MUNOZ RICHARD M & MARIANA	1615 E MADRID	LAS CRUCES	NM	88001	4-006-130-428-443	4737 DEL REY BLVD
WALTON JOHNIE R & PAMELA J PMB 312	2001 E LOHMAN STE 110 BOX 312	LAS CRUCES	NM	88001	4-006-130-468-508	
EL PASO ELECTRIC COMPANY	PO BOX 910	LAS CRUCES	NM	88001	4-006-130-458-506	
RACHEL PIERRE & DAVID PIERRE	PO BOX 1646	LAS CRUCES	NM	88004	4-006-131-485-010	4709 DEL REY BLVD
THOMPSON DAN B	PO BOX 1618	LAS CRUCES	NM	88004-1618	4-006-130-462-450	
REYES RAUL & BELEN	PO BOX 2695	LAS CRUCES	NM	88004-2695	4-006-130-487-489	4713 DEL REY
PARRA SANTIAGO R & MARY S	2712 SIM AVE	LAS CRUCES	NM	88005-1341	4-006-130-443-463	4747 DEL REY BLVD
WEAVER SCOTT DAVID	3991 WEAVER TRL	LAS CRUCES	NM	88012	4-007-131-036-078	3991 WEAVER TRL
WEAVER CYNTHIA LEE	3995 WEAVER TRL	LAS CRUCES	NM	88012	4-007-131-027-063	3995 WEAVER TRL
HARDING ABEL JOHN	4717 DEL REY BLVD	LAS CRUCES	NM	88012	4-006-130-501-513	4717 DEL REY
MONSIVAIZ RAUL E	4725 DEL REY BLVD	LAS CRUCES	NM	88012	4-006-130-512-499	4715 DEL REY BLVD
MUNOZ SEBASTIAN C & MAGDALENA M & VICTOR M MUNOZ	4759 DEL REY BLVD	LAS CRUCES	NM	88012	4-006-130-428-441	
LESUER ROBERT	4765 DEL REY BLVD	LAS CRUCES	NM	88012	4-006-130-449-479	4765 DEL REY BLVD
FORREST WESTMORELAND & JOYCE	5005 DEL REY BLVD	LAS CRUCES	NM	88012	4-007-130-100-460	
NORDWALL CARL N ET UX	4440 DEL REY BLVD	LAS CRUCES	NM	88012-7305	4-007-130-071-404	4440 DEL REY BLVD
POLAKOVIC F J JR & JUNE S	4601 DEL REY BLVD	LAS CRUCES	NM	88012-7308	4-007-131-003-019	4601 DEL REY BLVD

592

NAME	ADDRESS_1	CITY	STATE	ZIP	MAPCODE	PROP_ADDR
GERBER DARRYL R & CLORINDA	4603 DEL REY BLVD	LAS CRUCES	NM	88012-7308	4-007-131-001-010	4603 DEL REY
SAUNDERS SUSAN F	4617 DEL REY	LAS CRUCES	NM	88012-7308	4-006-130-520-520	4617 DEL REY BLVD
MARTINEZ LUIS A & CLEOTILDE O	4537 DEL REY BLVD	LAS CRUCES	NM	88012-7309	4-007-131-007-083	4537 DEL REY BLVD
BRADLEY DEE S & CATHY ANN	4539 DEL REY BLVD	LAS CRUCES	NM	88012-7309	4-007-131-012-033	4539 DEL REY BLVD
DOMINGUEZ VICENTE V & LELA	4701 DEL REY	LAS CRUCES	NM	88012-9784	4-006-130-455-498	
FIERRO YVONNE TERESA	4703 DEL REY BLVD	LAS CRUCES	NM	88012-9784	4-006-131-503-006	
HICKS C E	4711 DEL REY	LAS CRUCES	NM	88012-9784	4-006-130-455-496	
MONARREZ ROSIE	4719 DEL REY BLVD	LAS CRUCES	NM	88012-9784	4-006-131-480-005	
JOY P BISHOP	4721 DEL REY	LAS CRUCES	NM	88012-9784	4-006-130-503-485	4721 DEL REY
HERNANDEZ EDUARDO & NORMA M	4725 DEL REY BLVD	LAS CRUCES	NM	88012-9784	4-006-130-495-512	
HARRIS DAVID W & FRANCIS L	4727 DEL REY	LAS CRUCES	NM	88012-9784	4-006-130-505-476	4727 DEL REY BLVD
STEPHENS RICHARD W ET UX	4731 DEL REY BLVD	LAS CRUCES	NM	88012-9784	4-006-130-450-440	4731 DEL REY BLVD
STRADER PETER ET UX	4733 DEL REY BLVD	LAS CRUCES	NM	88012-9784	4-006-130-458-458	
MEDINA HENRY C & SHERRY M	4755 DEL REY BLVD	LAS CRUCES	NM	88012-9784	4-006-130-480-431	4755 DEL REY BLVD
MEYER CLIFF P & PAULINE M TR REV LIVING TRUST	319 N BRIGHTON	BURBANK	CA	91506-2103	4-006-131-495-027	4705 DEL REY BLVD
MORROW LEO L & FAYE E & KENNETH L MORROW	PO BOX 13008	LAS CRUCES	NM	99004	4-007-131-008-089	

593

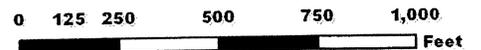


MAP CREATED FOR: HREVELS

CASE# SNC-09-01

PROJECT NAME: DEL REY BOULEVARD STREET NAME CHANGE

DATE: 7/20/2010 10:20:35 AM



*This map was created by Community Development to assist in the administration of local zoning regulations. Neither the City of Las Cruces or the Community Development Department assumes any legal responsibilities for the information contained in this map. Users noting errors or omissions are encouraged to contact the Community Development Department at (575) 528-3043.*

**Community Development Department**  
 700 N. Main Street, Suite 1100  
 Las Cruces, NM 88001  
 (575) 528-3222

**MEETING OF PLANNING AND ZONING COMMISSION  
FOR THE  
CITY OF LAS CRUCES  
City Council Chambers  
July 27, 2010 at 6:00 p.m.**

**BOARD MEMBERS PRESENT:**

- Charles Scholz, Chairman
- Godfrey Crane, Vice Chair
- Charles Beard, Secretary
- Donald Bustos, Member
- Ray Shipley, Member

**BOARD MEMBERS ABSENT:**

- Shawn Evans, Member

**STAFF PRESENT:**

- Cheryl Rodriguez, Development Services Administrator
- Paul Michaud, Senior Planner
- Helen Revels, Associate Planner
- Robert Gonzales, Las Cruces Fire
- Jared Abrams, CLC Legal Staff
- Becky Eich, Recording Secretary

**I. CALL TO ORDER 6:00**

Scholz: Good evening, and welcome to the Planning and Zoning Commission for Tuesday, July 27, 2010. Before we begin, my name is Charlie Scholz; I'm the Chair of the Commission. Before we begin I always introduce the Commissioners; on my far right is Commissioner Shipley. He is the Mayor's appointee. Next to him is Commissioner Crane. He represents District 4. Next to him is Commissioner Bustos, representing District 3. Next to him is Commissioner Beard, representing District 2, and I Charlie Council District 6.

**II. APPROVAL OF MINUTES - June 22, 2010**

Scholz: The first item on the agenda is always the approval of the minutes. Are there any additions or corrections to the minutes, gentlemen?

Crane: Mr. Chairman.

Scholz: Commissioner Crane.

Crane: A couple of rather minor things, but more for appearance than anything. Same correction in both places, page 14, line 21 ...

- 1  
2 Scholz: Go ahead.  
3  
4 Crane: And page 42, line 45 we have "you're", and it should be "your".  
5  
6 Scholz: There we go. What was the second page?  
7  
8 Crane: Forty-two, line 45.  
9  
10 Scholz: Forty-two, line 45.  
11  
12 Crane: I realize this state is 45 of the lower and everything but, spelling I'd like to  
13 see move up.  
14  
15 Scholz: And I have two corrections; page 7, line 8 and also page 9, line 30, it  
16 should be "precedent", not "presendents", and page 7 line 28 it's  
17 "intentions" with a "t", not "intensions" which I assume is something about  
18 tension whatever. All right? So, I'll entertain a motion to accept the  
19 minutes of the previous meeting as amended.  
20  
21 Shipley: So moved.  
22  
23 Scholz: Is there a second?  
24  
25 Beard: Second.  
26  
27 Scholz: It's been moved and seconded. All those in favor say aye.  
28  
29 ALL COMMISSIONERS - AYE. (Commissioner Scholz and Commissioner Bustos  
30 abstain).  
31  
32 Scholz: Those opposed same sign. And abstentions there would be three ayes  
33 and two abstentions. All right. Ms. Eich, do you have a copy for me to  
34 sign?  
35  
36 Eich: No, I don't, staff does.  
37  
38 Scholz: Ms. Revels has it. All right, Ms. Revels, you'll have to bring it up after the  
39 meeting and I'll be glad to sign it.  
40  
41 **III. POSTPONEMENTS - None**  
42  
43 Scholz: Okay, are there any postponements? No postponements. Thank you.  
44  
45 **IV. WITHDRAWALS - None**  
46

1 Scholz: And no withdrawals? All right.

2

3 **V. CONSENT AGENDA - None**

4

5 Scholz: And no consent agenda that I can see today.

6

7 **VI. OLD BUSINESS - NONE**

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

36

37

38

39

40

41

42

43

44

45

46

- 1. **Case No. SNC-09-01:** A City of Las Cruces initiated street name change for two segments of Del Rey Boulevard due to the realignment of Del Rey Boulevard. The first segment is for a 910+/- foot section of Del Rey Boulevard that runs east-west and is proposed to be renamed from Del Rey Boulevard to Check Court. The second segment is for a 1,575 +/- foot section of Del Rey Boulevard that runs north-south between Check Court and Tucson Avenue and is proposed to be renamed from Del Rey Boulevard to Weaver Trail. Submitted by the City of Las Cruces. (POSTPONED FROM JULY 28, 2009).

Scholz: And that means we go directly to old business. And the old business is Case No. SNC-09-01. And this is postponed from; I couldn't believe this, Ms. Revels, postponed from July 28, 2009. That's almost a year ago.

Revels: Yes.

Scholz: Tomorrow it'll be a year ago.

Revels: Yes.

Scholz: So I assume there was a deadline. You had to get it done within a year.

Revels: Actually, there were some things that had to be resolved with a property owner. If we're looking here on the map, Mr. Williams owns this property right here and there were some agreements made with him and the city with the alignment of the road and stuff and so that had to be ironed out before we could proceed.

Scholz: Okay. All right, proceed with your presentation. By the way, for those of you who are new to this process, what happens is the city makes its presentation, then the applicant makes its presentation, though in this case the city and the applicant are one and the same; then we open it to public discussion and comment. After the public is finished speaking we close it and then the Commissioners discuss it among themselves, and then we take a vote. By the way, we do question or we allow questions of the applicant and also we could ask questions of the public. Go ahead, Ms. Revels.

1 Revels: Okay, the case before you today is Del Rey street name change. It's  
2 Case No. SNC-09-01. The proposed street name change has two  
3 segments of Del Rey Boulevard. The first east-west segment here is for  
4 910 linear feet that is proposed to be renamed to Check Court. And the  
5 second segment of Del Rey is 1,575 linear feet that is proposed to be  
6 renamed to Weaver Trail.

7 I'll go through the case history here. Resolution 06-251 was  
8 adopted by the Las Cruces City Council on February 21, 2006. This  
9 agreement was for the realignment of Del Rey Boulevard and was made  
10 between the City of Las Cruces and the Forrest Westmoreland. The new  
11 alignment was in conjunction with the development of Del Rey Estates.  
12 The alignment eliminated two dangerous 90-degree turns and improves  
13 traffic safety. And here's the case history involving the city initiated street  
14 change. Resolution 80-338 allows the Community Development Director  
15 to waive the petition process and initiate a street name change for public  
16 safety. The two segments that I identified earlier of Del Rey Boulevard  
17 that are proposed to be renamed are the east-west segment which is 910  
18 linear feet that is being proposed to be renamed to Check Court, and the  
19 north-south segment which is 1,575 linear feet, proposed to be renamed  
20 to Weaver Trail. There were 38 adjacent property owners that were  
21 notified of the proposed street name change. This street name change  
22 will affect 22 property owners.

23 And here on this map I show ... the red portion here shows the new  
24 Del Rey alignment. This yellow portion here shows the 910 feet, that east-  
25 west section that's proposing to be renamed to Check Court to extend  
26 Check Court down and rename it here. And the north-south segment is  
27 the portion that is being proposed to be renamed to Weaver Trail. It's  
28 1,575 feet of linear feet and they are just continuing Weaver Trail from the  
29 road way over here that's in the county. And it'll continue on and then Del  
30 Rey will connect here and continue on down.

31 Findings: staff has reviewed this case and determined that the city  
32 initiated street name change for the east-west and north-south segment of  
33 Del Rey Boulevard is warranted based on the public safety aspect. The  
34 proposed street name change will affect 22 property owners. Your options  
35 here tonight are to approve the street name change, deny the street name  
36 change. Planning and Zoning Commission is rendering a  
37 recommendation to City Council. Las Cruces City Council has final  
38 authority on street name changes. I stand for any questions that you may  
39 have.

40  
41 Scholz: All right, questions for Ms. Revels. Yes, Commissioner Shipley.

42  
43 Shipley: Ms. Revels, we received this notice, public notice case from the Pauline  
44 Meyer.

45  
46 Revels: That's correct.

- 1  
2 Shipley: So are all 22 of these residents: will this affect them? In other words, are  
3 they going to have to re-register their address, change the deeds, do that  
4 kind of work?  
5
- 6 Revels: I wouldn't say they necessarily have to change their deed. That'd be an  
7 option that's up to them because the deed is basically based on the legal  
8 description of your property, so the address really doesn't hold any water.  
9 It's really the legal description of the property. As I explained to the lady  
10 there in the letter, I told her that if she wanted to change the deed  
11 information to their correct address, she would take that up with the title  
12 company. But the city will send out letters to the post office, to the  
13 assessor's office, to MVRDA; to all the utility companies, and everyone  
14 letting them know of the changes and help them in that way.  
15
- 16 Shipley: Per each address?  
17
- 18 Revels: Yes.  
19
- 20 Shipley: Okay. So if there's any cost, like a business was there would they pay for  
21 stationary, the city would pay for stationary or any of that?  
22
- 23 Revels: No, that would at their expense.  
24
- 25 Shipley: Okay.  
26
- 27 Scholz: Commissioner Crane.  
28
- 29 Crane: Regarding the map that's on the back of the package we were sent, the  
30 outline map, I'm confused about the current addresses of the lots in  
31 relation to the position of Weaver Trail. Specifically the north end, we  
32 have 4755 which looks to be just on the west side of Del Rey or Weaver  
33 Trail, whichever it is right there, and then there's 4731 which is west of  
34 that. I happen to be familiar with that area and as I recall the road  
35 currently runs between 4731 and 4755, these are on opposite sides of the  
36 street. But Weaver Trail is shown as east of both these properties. And  
37 also on your map, on the photographic map, I'm not sure where we are in  
38 relation to your outline map, this doesn't really affect the wisdom or lack of  
39 wisdom of the change, but I'd like to understand how the lot numbers are  
40 related to Weaver Trail or the old Del Rey for that matter.  
41
- 42 Revels: The lot numbers. Are you talking ...?  
43
- 44 Crane: Not the lot numbers. The postal address.  
45

- 1 Revels: When I go through to reassign the addresses, cause I noticed when I was  
2 doing property research that a lot of the properties either had a Weaver  
3 Trail or Del Rey even if Del Rey was fronting the property. And then you  
4 have properties that are back like in this area here that are also are  
5 addressed off of Del Rey when they clearly do not front Del Rey. So I  
6 would just make sure that the addresses flow, because like you said, there  
7 is difference in numbers. I will make sure and try not to have to make any  
8 major changes, but you know if the addresses do not flow correctly, I will  
9 have to make minor changes to some people's addresses.
- 10  
11 Crane: Okay, but the postal address for example 4731 Weaver or Del Rey would  
12 be assigned by the post office, wouldn't it?
- 13  
14 Revels: No, the city is the addressing agent for the City of Las Cruces. I am the  
15 person that represents the City of Las Cruces for addressing.
- 16  
17 Crane: All right. Thank you. And perhaps Mr. Shipley forgot to ask, but there's a  
18 question in this letter about whether the lot numbers will remain the same,  
19 pardon me, the postal addresses will remain the same.
- 20  
21 Revels: I'm going to try to make sure that they remain the same unless there's a  
22 discrepancy in the address, if there's one on Weaver Trail similar to or the  
23 same as the one on Del Rey, then I would have to make a change.
- 24  
25 Crane: Thank you.
- 26  
27 Scholz: All right, anything else from the Commissioners, any other questions? All  
28 right. Thank you, Ms. Revels. We'll open this to public comment. Is there  
29 anyone from the public who wishes to comment on this issue? Anyone  
30 from the public wishes to comment on this issue?
- 31  
32 PUBLIC PERSON SPEAKING, NOT AT MICROPHONE.
- 33  
34 Scholz: Sir, you'll have to come up to the microphone, give us your name, and  
35 identify yourself.
- 36  
37 Martinez: Luis Martinez.
- 38  
39 Scholz: Yes.
- 40  
41 Martinez: I live at 4537 Del Rey.
- 42  
43 Scholz: Okay.
- 44  
45 Martinez: And I guess it's old news, you know, but first time I was sick. I couldn't  
46 come to the first meeting. I was locked out anyways. I could see you

1 guys talking about it but I couldn't do anything about it. Anyway, I live right  
2 there on Del Rey. I was wondering, why we couldn't name it La Reina you  
3 know cause La Reina goes straight through, there's no sense in cutting  
4 you know sooner or later that Reina's going to come right through where  
5 we are you know.  
6  
7 Scholz: I don't understand your question or your concerns.  
8  
9 Martinez: Well, see La Reina, Del Rey dumps into La Reina. Del Rey, La Reina.  
10 Instead of, you know, just make La Reina straight across, knock that  
11 Weaver.  
12  
13 REVELS: NOT AT MICROPHONE, STATES LA REINA IS FURTHER NORTH IN  
14 THE COUNTY.  
15  
16 Scholz: We have no concern over what goes on further north in the county, sir.  
17 That's county business, that's not city business.  
18  
19 Martinez: Well, I was just wondering since they just extend La Reina you know.  
20  
21 Scholz: I don't know.  
22  
23 Martinez: I mean, you know ...  
24  
25 Scholz: Ms. Revels, do you know?  
26  
27 Martinez: Cause there's going to be, La Reina, then you have Weaver Trail, and  
28 then behind me is Del Rey again. So why not just come with La Reina  
29 which would land on that red line? After that red line is La Reina and it  
30 comes right straight through.  
31  
32 Revels: I'm not really sure, familiar where La Reina is. I know that city staff ...  
33  
34 Bustos: It's on the north end of Del Rey. It's on the north end as you're going ...  
35 basically if you're on Del Rey going north, that turns into La Reina.  
36  
37 Revels: It turns into La Reina.  
38  
39 Scholz: Thank you, Commissioner Bustos.  
40  
41 Crane: I'm sorry, I'm not completely clear. You're on Del Rey going north and it  
42 turns into La Reina? I thought Del Rey went all the way up to the Doña  
43 Ana exit from the freeway. I've driven it. I think it's called Del Rey all the  
44 way up.  
45

- 1 Scholz: Sir, I think the reason is, and maybe Ms. Rodriguez has a better  
2 explanation. I think the reason they want to call this Weaver Trail is  
3 because if you look on the map it really is a northern extension of Weaver.  
4 All right. A little piece of dirt road.  
5
- 6 MARTINEZ: SPEAKING BUT NOT AT THE MICROPHONE.  
7
- 8 Scholz: Well, I'm sorry, that's not our concern. Ms. Rodriguez, do you have a  
9 comment?  
10
- 11 Rodriguez: Mr. Chairman, for the purpose of this discussion, Del Rey Boulevard in  
12 this area is a city maintained road. I believe La Reina is a roadway that is  
13 further north. And it is a roadway that is in the jurisdiction of Doña Ana  
14 County and not the City of Las Cruces, so for any segment of Del Rey  
15 Boulevard in this general area to be renamed La Reina would be  
16 impossible because we wouldn't have continuity of the Weaver Trail  
17 regardless of whether or not it's an improved or not improved road, that  
18 road name is Weaver Trail and staff would like to have that continuity, so  
19 Weaver Trail will now terminate and intersect here at this point of Del Rey  
20 Boulevard and then Check Court would intersect with Del Rey Boulevard  
21 and then terminate right here with Weaver Trail, that would be clear  
22 continuity.  
23
- 24 Scholz: Thank you. Anyone else from the public wish to speak this? Okay.  
25 Commissioners, I'll close to public discussion. Commissioners, what is  
26 your wish?  
27
- 28 Crane: Recall the question.  
29
- 30 Scholz: Yes, I'll entertain a motion to approve.  
31
- 32 Crane: So moved.  
33
- 34 Scholz: Okay, is there a second?  
35
- 36 Bustos: Second.  
37
- 38 Scholz: All right, it's moved and seconded. I'll call the roll. Commissioner Shipley.  
39
- 40 Shipley: Aye findings, discussion, and site visit.  
41
- 42 Scholz: Commissioner Crane.  
43
- 44 Crane: Aye findings, discussion, and site visit.  
45
- 46 Scholz: Commissioner Bustos.

1  
2 Bustos: Aye findings, discussion, and site visit.  
3  
4 Scholz: Commissioner Beard.  
5  
6 Beard: Aye findings and discussion and site visit.  
7  
8 Scholz: And the Chair votes aye for findings, discussions, and site visit. All right.  
9 Ms. Revels, anything else?  
10  
11 Revels: Nope, that's it.

12  
13 **VII. NEW BUSINESS - None**

14  
15 **VIII. OTHER BUSINESS**

16  
17 Scholz: All right. I have a couple of comments and I know Paul Michaud is  
18 anxious to tell us about Vision 2040. Before he does that though I might  
19 mention gentlemen that I am the representative from the Planning and  
20 Zoning Commission on Vision 2040 and that we're still working on this  
21 project and we hope to have something by November, Paul, would you  
22 say? But before we get into that, I do want to mention two things; last  
23 month you denied the Habitat for Humanity for an RV parking space,  
24 right? The City Council overruled that yesterday, you may have noticed  
25 that or you may have heard that. I thought that was interesting. And the  
26 City Council also bounced back to us the decision on Amador and Valley;  
27 that redevelopment project. So we're going to deal with that next month,  
28 is that right, Ms. Rodriguez?

29  
30 Rodriguez: Mr. Chairman, I'm not sure when the Villa Amador concept plan will come  
31 back. It'll either come before you for your August or September Planning  
32 and Zoning Commission, but there hasn't been a firm timetable  
33 established yet.  
34

35 Scholz: Okay. I have a feeling that the Council was as confused as we were, so  
36 it'll be back in our court. Anyway, I just thought I'd update you on those  
37 two things. Mr. Michaud, tell us about 2040.  
38

39 **1. Vision 2040 Update - Community Development Staff**

40  
41 Michaud: Thank you. Good evening, Mr. Chairman, members of the Planning and  
42 Zoning Commission. I'm just going to update you a bit on Vision 2040,  
43 kind of where we've been at since April 15th. April 15th was when we  
44 went to the elected officials to their joint work session to basically get rid of  
45 the consultants to make staff move ahead on the project, and to kind of  
46 roll out our action plan, which we then updated you back in May. And

