

Board of Grant County Commissioners
RESOLUTION #R14-21

A RESOLUTION TO CONFIRM THE
VIVA SANTA RITA SUBDIVISION COMMUNITY AREA
IMPROVEMENT DISTRICT
ASSESSMENT ROLL

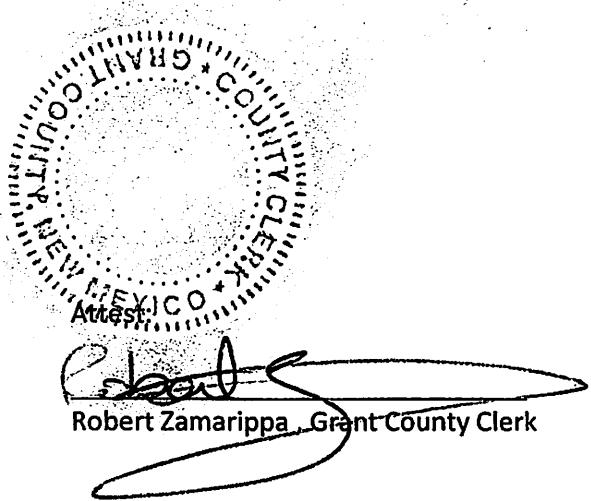
WHEREAS, the Board of Grant County Commissioners (hereafter referred to as "Board"), in accordance with the Act, section 4-55A-10, created by Resolution# 13-71 the Viva Santa Rita Subdivision Community Area Improvement District (hereafter referred to as *the District*), for the improvement of Kneeling Nun Road and Miners Legend Road, (hereafter referred to as *the improvement*; and

WHEREAS, in accordance with section 4-55A-17 C., the Board conducted an assessment roll hearing on May 20 2014; and

WHEREAS, owners listed on the assessment roll , may file specific objections in writing in the Office of the Grant County Clerk and whereby no written objections were filed; and

WHEREAS, at the hearing County Staff presented corrections to the Assessment Roll, correcting only owner names and an omission of a property lot number; and

NOW THEREFORE BE IT RESOLVED that the Board of Grant County Commissioners hereby confirms the assessment roll as so modified and corrected, for the Viva Santa Rita Subdivision Community Area Improvement District, and said assessment roll is made part of this resolution as Exhibit A.



DONE this day 22nd day of May 2014

By the Board of Grant County Commissioners

Brett A. Kasten, Chairman

Gabriel Ramos, Member

Ron Hall, Member



Board of Grant County Commissioners

ASSESSMENT ROLL

Viva Santa Rita Improvement District

Exhibit A for Resolution#R14-21

Resolution to Confirm the Assessment

Row#	Assessor#	Assessor's Account#	PARCELNB	OWNER	PROPERTY ID		District's Total Value	*lot value	lot value + district value =% of Cost	2 lot owner%	Materials	*Assessment				
					lot identification numbers	LEGAL						Per lot % x Estimated Cost =Estimate Cost per lot	2 lot owner cost			
1	R069401	3066100334173	BAUERNFEIND LONNIE A BAUERNFEIND JOYCE G		WH LOT 4	5.105	581263	61603	10.598%		47600	\$5,044.71				
2	R071549	3066100333233	BAUERNFEIND LONNIE A BAUERNFEIND JOYCE G		Lot: 104 WH	1.446	581263	3856	0.663%	11.262%	47600	\$315.77	\$5,360.48			
3	R065247	3066100088190	BENNETT MARK H BENNETT RUTH S		PT LOT 9	9.657	581263	30035	5.167%		47600	\$2,459.59				
4	R091868	3066100457247	BERNAL VINCENT VASQUEZ ESTELLA		PT LOT 11	3.68	581263	18592	3.199%		47600	\$1,522.51				
5	R073070	3066100455173	BOOTH NANCY J & RAPINCHUK ZENSHIN		Lot: 2 WH	5.11	581263	6537	1.125%		47600	\$535.32				
6	R072572	3066100395233	BOURDETTE JOHN BOURDETTE MARCIA		Lot: 102	2.839	581263	43734	7.524%		47600	\$3,581.41				
7	R077092	3066100427244	BOURDETTE JOHN R BOURDETTE MARCIA		Lot: 101	3.163	581263	9177	1.579%	9.103%	47600	\$751.51	\$4,332.92			
8	R095531	3066100499228	CARUSO JOAN M CARUSO ROBYN M		Lot: 1	11.05	581263	6000	1.032%		47600	\$491.34				
9	R077482	3066100494173	CARUSO JOAN M CARUSO ROBYN M		PT LOT 11	3	581263	23779	4.091%	5.123%	47600	\$1,947.28	\$2,438.62			
10	R077357	3066100287268	DEMINGS GEORGE R		Lot: 106	2.907	581263	9989	1.718%		47600	\$818.01				
11	R074464	3066100203173	DOELING ROBERT		Lot: 6	10.19	581263	38262	6.583%		47600	\$3,133.30				
12	R077356	3066100359233	DUSABLON PAUL JR & FISHER BARBARA		Lot: 103	2.839	581263	36284	6.242%		47600	\$2,971.32				
13	R078157	3066100138239	FERNEAU BRETT & KNUDSEN LEANNE		PT LOT 10	4.82	581263	36162	6.221%		47600	\$2,961.33				
14	R073241	3066100027170	HANCOCK FRANCES B		Lot: 8	15.089	581263	20119	3.461%		47600	\$1,647.56				
15	R088828	3066100237239	HOEY LEO HOEY RITA		PT LOT 10	2	581263	4060	0.698%		47600	\$332.48				
16	R078183	3066100315233	IKEDA VIRGINIA & RAPINCHULE ZENSHIN		Lot: EH 104	1.44	581263	29570	5.087%		47600	\$2,421.51				
17	R096709	3066100305173	KELLER HAROLD E KELLER SHARON W		EH LOT 4	5.105	581263	14549	2.503%		47600	\$1,191.43				
18	R092177	3066100255227	MANNING MARY E MANNING ADRAIN L		PT LOT 10	0.896	581263	4932	0.848%		47600	\$403.88				
19	R070163	3066100255341	MANNING ADRIAN L MANNING MARY E		PT LOT 10	1.104	581263	24059	4.139%	4.988%	47600	\$1,970.21	\$2,374.09			
20	R073237	3066100055245	NELSON JOHN GILBERT NELSON LEIGHT L		PT LOT 9	10.467	581263	41483	7.137%		47600	\$3,397.07				
21	R064593	3066100255278	PEDRAZA ROBERT C		PT NWQSEQ	0.88	581263	2347	0.404%		47600	\$192.20				
22	R078443	3066100378173	RAPINCHUK ZENSHIN M & BOOTH NANCY J		Lot: EH2 Lot:3	15.33	581263	21340	3.671%	64.064%	47600	\$1,747.55	\$2,282.87			
23	R075784	3066100287233	SETTLE DONALD G		Lot: 105	2.907	581263	8104	1.394%		47600	\$663.64				
24	R096763	3066100262173	SMITH JAMES E SMITH RAOMA M TRUST		Lot: 5	10.19	581263	15930	2.741%		47600	\$1,304.52				
25	R073242	3066100143173	STANDARD MARK I STANDARD JUDITH A		Lot: 7	10.18	581263	45026	7.746%		47600	\$3,687.21				
26	R078155	3066100204228	WILLSON RICHARD D WILLSON HEATHER C		PT LOT 10	8.01	581263	25734	4.427%		47600	\$2,107.37				
					TOTALS→	149.4		581263	100.000%			\$47,600.00				
					Portion of Cost to be assessed											
					Materials	\$44,330.51										
					Interest 2.5 to be billed											
					GrossRcptTx	\$3,269.38										
					Total	\$47,599.89										
					rounded off	\$47,600.00										

*Assessment Cost per lot = the lot value ÷ district value = % of cost X the estimated materials cost

Lot values same as lot values provided on Oct 4 2013

Board of Grant County Commissioners
RESOLUTION #R14-21

A RESOLUTION TO CONFIRM THE
VIVA SANTA RITA SUBDIVISION COMMUNITY AREA
IMPROVEMENT DISTRICT
ASSESSMENT ROLL

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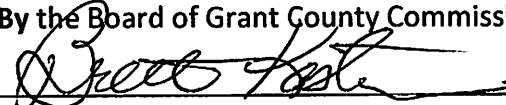
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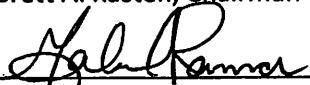
WHEREAS, at the hearing County Staff presented corrections to the Assessment Roll, correcting only owner names and an omission of a property lot number; and

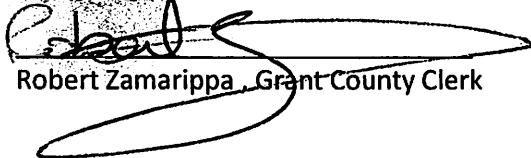
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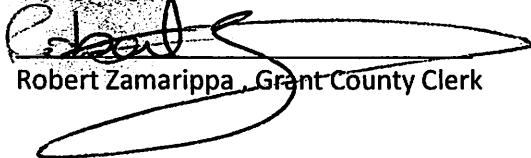
DONE this day 22nd day of May 2014

By the Board of Grant County Commissioners


Brett A. Kasten, Chairman


Gabriel Ramos, Member


Ron Hall, Member


Robert Zamarripa, Grant County Clerk

201401833 B: 276 P: 1833 Pgs: 4 Misc
This instrument was recorded on 05/22/2014 12:17:56 PM
Robert Zamarripa, County Clerk, Grant County NM
Deputy - egomez



455A-17 Improvement district; assessment roll; notice of assessment hearing.

A. After the contract has been awarded and the board determines the total cost of the improvement to the county, the board shall determine what portion of the total cost of the improvement shall be assessed against the benefited tract or parcel of land. The assessment, including the cost of the improvement at an intersection, shall not exceed the estimated benefit to the tract or parcel of land assessed.

B. With the engineer, the board shall prepare and cause to be filed in the office of the county clerk an assessment roll containing, among other things:

- (1) the name of the last known owner of the tract or parcel of land to be assessed, or if his name is unknown, state "unknown";
- (2) a description of the tract or parcel of land to be assessed; and
- (3) the amount of the assessment against each tract or parcel of land.

C. After the filing of the assessment roll, the board shall, by resolution, set a time and place for the assessment hearing when an owner may object to the amount of the assessment.

D. Not more than thirty days nor less than ten days before the day of the hearing, the county clerk, his deputy or the engineer shall mail the notice of the hearing on the assessment roll to the owner of the tract or parcel of land being assessed the cost of the improvement at his last known address. The name and address of the owner of each tract of land shall be obtained from the records of the county assessor or any other source the county clerk or engineer deems reliable. Proof of the mailing is to be made by affidavit of the county clerk, his deputy or the engineer and shall be filed in the office of the county clerk. Failure to mail any notice shall not invalidate any of the proceedings authorized in the County Improvement District Act [Chapter 4, Article 55A NMSA 1978]. The notice of the hearing shall also be published once each week for three consecutive weeks and the last publication shall be at least one week prior to the day of the hearing. Such service by publication shall be verified by an affidavit of the publisher which is to be filed in the office of the county clerk.

History: Laws 1980, ch. 91, § 17.

~~4-55A-18~~ . Improvement district; filing of objections; assessment hearing; action of the board; appeal to district court.

A. Not later than three days before the date of the hearing on the assessment roll, any owner of a tract or parcel of land that is listed on the assessment roll may file his specific objections in writing with the county clerk. Unless presented as required in this subsection, any objection to the regularity, validity and correctness of:

- (1) the proceedings;
- (2) the assessment roll;
- (3) each assessment contained on the assessment roll; or
- (4) the amount of the assessment levied against each tract or parcel of land; is waived.

B. At the hearing, the board shall hear all objections which have been filed as provided in this section and may recess the hearing from time to time and, by resolution, revise, correct, confirm or set aside any assessment and order another assessment be made de novo.

C. The board by ordinance shall, by reference to the assessment roll as so modified, if modified, and as confirmed by the resolution, levy the assessments contained in the assessment roll. The assessments may be levied in stages if preliminary liens are established pursuant to Section 4-55A-7 NMSA 1978. The decision, resolution and ordinance of the board shall be:

- (1) a final determination of the regularity, validity and correctness of:
 - (a) the proceedings;
 - (b) the assessment roll;
 - (c) each assessment contained on the assessment roll; and
 - (d) the amount of the assessment levied against each tract or parcel of land; and
- (2) conclusive upon the owners of the tract or parcel of land assessed.

D. Within fifteen days after the publication of the title and general summary of the ordinance or posting of the ordinance, any owner who has filed an objection as provided in this section may commence an action in district court to correct or set aside the determination of the board. After the lapse of fifteen days after the publication or posting, all actions which include the defense of confiscation or attack the regularity, validity and correctness of:

- (1) the proceedings;
- (2) the assessment roll;
- (3) each assessment contained on the assessment roll; or
- (4) the amount of the assessment levied against each tract or parcel of land; are perpetually barred.

History: Laws 1980, ch. 91, § 18; 1991, ch. 199, § 41.

4-55A-17 . Improvement district; assessment roll; notice of assessment hearing.

A. After the contract has been awarded and the board determines the total cost of the improvement to the county, the board shall determine what portion of the total cost of the improvement shall be assessed against the benefited tract or parcel of land. The assessment, including the cost of the improvement at an intersection, shall not exceed the estimated benefit to the tract or parcel of land assessed.

B. With the engineer, the board shall prepare and cause to be filed in the office of the county clerk an assessment roll containing, among other things:

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C. After the filing of the assessment roll, the board shall, by resolution, set a time and place for the assessment hearing when an owner may object to the amount of the assessment.

D. Not more than thirty days nor less than ten days before the day of the hearing, the county clerk, his deputy or the engineer shall mail the notice of the hearing on the assessment roll to the owner of the tract or parcel of land being assessed the cost of the improvement at his last known address. The name and address of the owner of each tract of land shall be obtained from the records of the county assessor or any other source the county clerk or engineer deems reliable. Proof of the mailing is to be made by affidavit of the county clerk, his deputy or the engineer and shall be filed in the office of the county clerk. Failure to mail any notice shall not invalidate any of the proceedings authorized in the County Improvement District Act [Chapter 4, Article 55A NMSA 1978]. The notice of the hearing shall also be published once each week for three consecutive weeks and the last publication shall be at least one week prior to the day of the hearing. Such service by publication shall be verified by an affidavit of the publisher which is to be filed in the office of the county clerk.

History: Laws 1980, ch. 91, § 17.

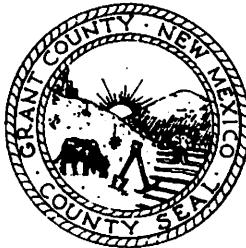
GRANT COUNTY

COMMISSIONERS

GABRIEL J. RAMOS
DISTRICT 1

BRETT A. KASTEN
DISTRICT 2

RON HALL
DISTRICT 3



COUNTY MANAGER

JON PAUL SAARI

Telephone: (575) 574-0008
Fax: (575) 574-0073

MEMO

Date: May 27, 2014

To: Dolores Dominguez, Ordinance Officer

From: Denisha Lucero, Administrative Assistant *DL*

Re: Resolution #R-14-21; Resolution to Confirm the Assessment Roll for
Viva Santa Rita Subdivision Community Area Improvement District.

Enclosed you will find a copy of the documents listed above. The request was presented to the Grant County Board of Commissioners on May 22, 2014 and was approved. The Commissioners have signed on behalf of Grant County.

Should you have any further questions, or require any additional information, please do not hesitate to contact me.

Thank You!

Cc: File