

# SANTA FE COUNTY

## Resolution No. 2006 - 144

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### A Resolution in Support of Entering into a Cooperative Agreement

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**WHEREAS**, the United States of America through its agencies has “recompeted” the contract for operation of the Los Alamos National Laboratory (the “Lab”); and

**WHEREAS**, the request for proposal for the Lab contract clearly sets forth a new paradigm for Lab operation and management; and

**WHEREAS**, under the new paradigm the operation and management of the Lab will be performed at the direction of a single, private, for-profit LLC; and

**WHEREAS**, the new management paradigm has led to a change in the taxable status of Lab operations; and

**WHEREAS**, Los Alamos County has reached out to neighboring local governments and communities in Northern New Mexico to seek their input and involvement on a consolidated approach to the challenges posed by the new operational paradigm; and

**WHEREAS**, because of the history of state legislative committees considering Gross Receipts Tax (GRT) changes that could have a severe negative financial impact (e.g. perhaps losing any enhanced revenue or even losing existing revenue), Los Alamos County and the cooperating governments and communities should take a proactive approach to protect against the possibility of state legislative changes that may have a negative impact on their revenue stream; and

**WHEREAS**, some local governments may experience a negative impact on their revenues, while Los Alamos may experience a positive impact, Los Alamos County has been exploring the possibility of participating with Northern New Mexico neighboring communities by contributing more funding to regional partnership efforts (i.e. the North Central Regional Transit District) than Los Alamos County might have otherwise done under the existing GRT revenue circumstances; and

SFC CLERK RECORDED 09/14/2006

A Resolution in Support of Entering into a Cooperative Agreement to Address the impact of Retaining Gross Receipts Taxes Collected from Los Alamos National Laboratory from those Local Governments that are Impacted by such Taxes

**WHEREAS**, some local governments may experience a negative impact on their revenues, while Los Alamos may experience a positive impact, Los Alamos County has been exploring the possibility of participating with Northern New Mexico neighboring communities by contributing more funding to regional partnership efforts (i.e. the North Central Regional Transit District) than Los Alamos County might have otherwise done under the existing GRT revenue circumstances; and

**WHEREAS**, the local governments and communities wish to assist in providing enhanced regional partnership to address the impact of the changes in the operation and management of the Lab; and

**WHEREAS**, the cooperating local governments and communities wish to provide a mechanism for participation in and resolution of regional issues arising from the change in the Lab contract; and

**WHEREAS**, the cooperating local governments and communities agree that it would be equitable to ensure that changes in gross receipt taxes of cooperating local governments and communities arising from the change in the Lab contract be addressed through enhanced regional partnership; and

**WHEREAS**, the cooperating local governments and communities wish to take a proactive approach to protect against the possibility of state legislative changes that may have a negative impact on local revenue streams including, but not limited to, legislative changes directed specifically at changing the way the Lab is taxed; and

**WHEREAS**, enhanced regional partnerships shall be funded in a manner that aligns with and supports Los Alamos County and the Participating Regional Partners adopted strategic goals including, but not limited to, the current strategic planning goals of improving intergovernmental relations, diversifying the economy and improving transportation; and

**WHEREAS**, enhanced revenues that are allocated pursuant to cooperating local governments and communities agreements shall be used to achieve the strategic goals which concurrently assists neighboring communities through enhanced regional partnership activities; and

**WHEREAS**, enhanced regional partnerships should be entered into formally and explicitly through legal mechanisms which are subject to an open public process with the public having an opportunity for input; and

**WHEREAS**, enhanced regional partnerships should be equitable and should occur in a manner that prevents adverse feelings from County citizens and potential unintended negative responses from cooperating local governments and communities; and

REC'D CLERK RECORDED 09/11/2006

A Resolution in Support of Entering into a Cooperative Agreement to Address the impact of Retaining Gross Receipts Taxes Collected from Los Alamos National Laboratory from those Local Governments that are Impacted by such Taxes

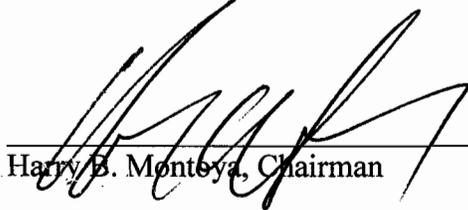
WHEREAS, cooperating local governments and communities agree to keep the Governor, State and Congressional Delegations informed and to gain their support for continued use of this funding as a means of promoting and assisting with enhanced regional partnerships rather than seeking recourse through legislation or the courts.

NOW THEREFORE BE IT RESOLVED, that the Board of County Commissioners of Santa Fe County supports the following:

- Santa Fe County entering into a cooperative agreement with Los Alamos County and other governments and communities in this initiative; and
- As a signatory to such an agreement, take a proactive approach to protect against the possibility of state legislative changes that may have a negative impact on local revenue streams including but not limited to legislative changes directed specifically at changing the way the Lab is taxed.

PASSED, APPROVED and ADOPTED this 12<sup>th</sup> DAY OF AUGUST, 2006.

BOARD OF COUNTY COMMISSIONERS

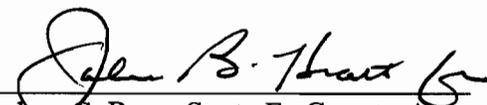
  
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 Harry B. Montoya, Chairman



ATTEST:

*for:*   
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 Valerie Espinoza, Santa Fe County Clerk

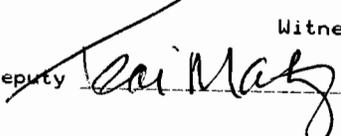
APPROVED AS TO FORM:

  
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 Stephen C. Ross, Santa Fe County Attorney

COUNTY OF SANTA FE )  
 STATE OF NEW MEXICO ) ss

BCC RESOLUTIONS  
 PAGES: 3

I Hereby Certify That This Instrument Was Filed for Record On The 14TH Day Of September, A.D., 2006 at 10:41 And Was Duly Recorded as Instrument # 1450644 Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office  
 Valerie Espinoza  
 Deputy  County Clerk, Santa Fe, NM

2006/08/12 10:41 AM