

**THE BOARD OF COUNTY COMMISSIONERS  
OF SANTA FE COUNTY**

**RESOLUTION NO. 2014-   /   /**

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**A RESOLUTION TO SUPPORT  
THE NEW MEXICO ASSOCIATION OF COUNTIES' RESOLUTION ON  
COUNTY INDUSTRIAL REVENUE BOND ACT IMPROVEMENTS**

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**WHEREAS**, counties understand the economic needs of their communities and play a critical role in economic development;

**WHEREAS**, New Mexico counties recognize the economic development incentives that are available to promote business and economic growth at the local level;

**WHEREAS**, counties across the county compete both to retain existing jobs and businesses and to secure new jobs and businesses;

**WHEREAS**, counties in New Mexico wish to maintain a competitive advantage over counties across the country in business retention, developing housing options, and recruiting new business industry;

**WHEREAS**, one of the foremost economic development tools available to counties in New Mexico is industrial revenue bonding;

**WHEREAS**, under the New Mexico County Industrial Revenue Bond Act, Sections 4-59-1 to 16, NMSA 1978, there are a variety of projects that qualify for county-issued industrial revenue bonds (IRBs);

**WHEREAS**, many projects that could contribute to economic and job growth, including the extractive phase of mining and skilled workforce housing, do not now qualify for county-issued IRBs;

**WHEREAS**, currently Section 4-59-15, NMSA 1978, provides that an existing business within a county or within five miles of a proposed county IRB project may file a complaint with the State Board of Finance alleging direct or substantial competition with the proposed project;

**WHEREAS**, the IRB complaint provision creates uncertainty and significantly delays economic development efforts of counties throughout the state;

**WHEREAS**, the inclusion of the IRB complaint process in the County IRB Act, but not in the Municipal IRB Act provides an unnecessary economic disadvantage for counties;

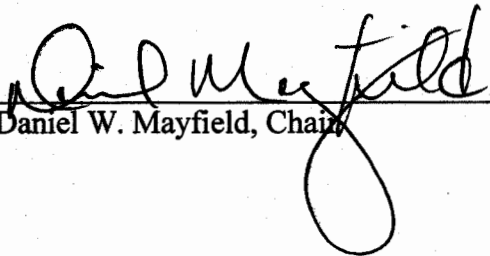
SEC CLERK RECORDED 10/22/2014

**WHEREAS**, the New Mexico Association of Counties supports legislation that expands the list of eligible projects for IRBs to include housing development and the extractive phase of mining and energy development, and that broadens the definition of "ingredients of construction" to include construction material and labor and associated professional services and contracting;

**WHEREAS**, the New Mexico Association of Counties supports legislation that removes the authority of the State Board of Finance to consider a complaint of direct or substantial competition with existing businesses near or within a proposed county IRB project by repealing Section 4-59-15, NMSA 1978 in its entirety; and,

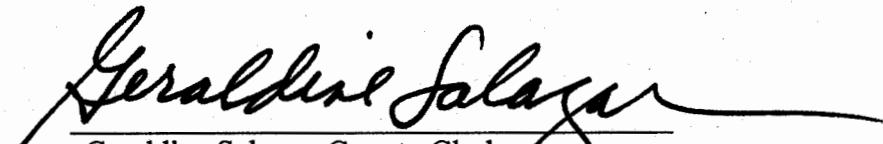
**BE IT RESOLVED THAT** the Board of Commissioners of Santa Fe County supports the above stated New Mexico Association of Counties resolution.

**PASSED, APPROVED AND ADOPTED** on this 30<sup>th</sup> Day of September 2014.

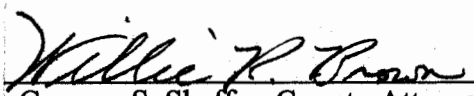
  
Daniel W. Mayfield, Chair



**ATTEST:**

  
Geraldine Salazar, County Clerk  
9-30-2014

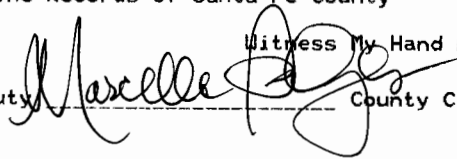
**APPROVED AS TO FORM:**

  
for: Gregory S. Shaffer, County Attorney

COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss

BCC RESOLUTIONS  
PAGES: 2

I Hereby Certify That This Instrument Was Filed for Record On The 2ND Day Of October, 2014 at 11:34:45 AM And Was Duly Recorded as Instrument # 1747591 Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office  
Geraldine Salazar  
Deputy  County Clerk, Santa Fe, NM



BCC CLERK RECORDED 10/02/2014