

THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY

RESOLUTION NO. 2008-94

APPROVING THE APPLICATION OF MW HOLDINGS LLC (BICYCLE TECHNOLOGIES INTERNATIONAL LTD.) PURSUANT TO THE LOCAL ECONOMIC DEVELOPMENT ACT, SECTIONS 5-10-1 THROUGH 5-10-13 NMSA 1978 AND ORDINANCE NO. 1996-7

WHEREAS, Bicycle Technologies International, Ltd. has submitted a Project Application to Santa Fe County (the "County") pursuant to County Ordinance No. 1996-7, which establishes procedures for seeking economic development assistance from the County pursuant to the Local Economic Development Act, Sections 5-10-1 through 5-10-13 NMSA 1978 (the "Act"); and

WHEREAS, the County has received and reviewed a project application submitted by Bicycle Technologies International, Ltd. for economic development assistance (the "LEDA Application"); and

WHEREAS, Sections 5-10-3(I) (1), (2), and (3) of the Act define a qualifying entity as, among other things, an industry for the manufacturing, processing or assembling of agricultural or manufactured products, a commercial enterprise for storing, warehousing, distributing or selling products of agriculture, mining or industry, and/or a corporation that is a business in which all or part of the activities of the business involves the supplying of services to the general public or to governmental agencies or to a specific industry or customer; and

WHEREAS, the Board of County Commissioners has reviewed the LEDA Application; and

WHEREAS, pursuant to the findings set forth in Section 1 of this Resolution, the County has determined that the Bicycle Technologies International, Ltd. project is consistent with the County's economic development plan and that it is in the best interest of the welfare of the citizens of Santa Fe County to take further steps to provide assistance as requested in the Application pursuant to County's economic development plan as identified in Ordinance 1996-7; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County, as follows:

1. Findings. Bicycle Technologies International, Ltd. is an entity which distributes bicycle parts and accessories for industry and is therefore a "qualifying entity" as defined in Section 5-10-3(I)(2).

2. Approval of Application. The Bicycle Technologies International, Ltd. Project Application is hereby accepted and approved. The Board may consider final approval of the Project Application and Project Participation Agreement through an ordinance in accordance with Ordinance No. 1997-6.

3. Publication of Notice of Hearing on Ordinance. Notice of a public hearing concerning the adoption of an ordinance approving the Bicycle Technologies International, Ltd. Project Application shall be published in a newspaper of general circulation in the County at least two weeks prior to the date of the public hearing.

APPROVED, ADOPTED AND PASSED THIS 10th day of June, 2008.

**BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY, NEW MEXICO**

Mike Sullivan
Chair

ATTEST:

Valerie Espinoza by *VT*
Valerie Espinoza, County Clerk



Approved as to form:

Stephen C. Ross
Stephen C. Ross, County Attorney



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

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I Hereby Certify That This Instrument Was Filed for
Record On The 14TH Day Of July, A.D., 2008 at 09:12
And Was Duly Recorded as Instrument # 1531957
Of The Records Of Santa Fe County

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