

**THE BOARD OF COUNTY COMMISSIONERS OF RIO ARRIBA COUNTY, THE  
GOVERNING BODY OF THE CITY OF ESPAÑOLA AND THE BOARD OF COUNTY  
COMMISSIONERS OF SANTA FE COUNTY**

**RESOLUTION NO. 2021 - 066**

Introduced by:

Rio Arriba County Commissioner James J. Martinez  
City of Española Councilor Debra Benavente  
Santa Fe County Commissioner Mark Hansen

**A RESOLUTION TO APPLY TO AND MANAGE THE NATIONAL  
TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION'S  
BROADBAND INFRASTRUCTURE GRANT PROGRAM**

**WHEREAS**, a grant is being offered by the National Telecommunications and Information Administration (NTIA) for the purpose of expanding broadband services to rural parts of the United States. This grant is in the range of \$5 million to \$30 million for each application and is being offered through a Notice of Funding Opportunity; and

**WHEREAS**, the grant specifies that “[a] covered partnership is eligible for a grant under the Broadband Infrastructure Program. The Act defines a covered partnership as a partnership between: (A) a State, or one or more political subdivisions of a State; and (B) a provider of fixed broadband service”; and

**WHEREAS**, it is consistent with the region’s goals and values to invest in telecommunications infrastructure to close the digital divide and the NTIA Broadband Infrastructure Grant Program is a significant opportunity to invest broadband infrastructure throughout the area; and

**WHEREAS**, the systematic development of telecommunications infrastructure maximizing telecommunication and broadband service access throughout the area is a vital aspect of the region’s economic development aspirations; and

**WHEREAS**, Santa Fe County, Rio Arriba County and the City of Española find it in their best interest to apply jointly for this NTIA grant opportunity and act as and be a party to a covered partnership as defined above, with the Regional Economic Development Initiative Network (REDI-Net) operating as the provider of fixed broadband service. These parties are all bound by a Memorandum of Understanding and they are party to one application for this grant; and

SFC CLERK RECORDED 08/09/2021

**WHEREAS**, equitable access to modern telecommunications infrastructure is imperative for daily communication, education, and economic development. The grant stipulates that service shall be provided to premises that are un-served and under-served. This service will be delivered at a competitively and technologically neutral deployment that will offer all end-users an FCC standard of 25 Mbps download speed and no less than 3 Mbps upload speed simultaneously to every end-user in an eligible service area on a 24/7 basis; and

**WHEREAS**, the Act authorizing the establishment of the Broadband Infrastructure Program does not contain a statutory cost sharing or matching funds requirement. NTIA will not require a covered partnership applying for a grant under the Broadband Infrastructure Program to provide a cost match; however, NTIA will favorably consider applications that propose to contribute a non-federal cost share of at least 10 percent of the eligible costs of the project in the related jurisdiction. Matching funds may be in the form of either cash or in-kind contributions. Each entity under this application will be responsible for providing their 10% portion for the match requirement; and

**WHEREAS**, timely completion and submittal of the grant applications is facilitated by the BCC's delegation of authority to the County Manager to complete and submit the grant application to the NTIA and execute all related documents and agreements with the parties bound by the MOU, as part of the application and grant acceptance process.

**NOW, THEREFORE, BE IT RESOLVED** that the following are instituted for the application and management of the grant,

1. Santa Fe County will submit the grant application to the National Telecommunications and Information Administration's (NTIA) Broadband Infrastructure Program as the lead agency in the established partnership that includes Rio Arriba County, New Mexico and the City of Española, New Mexico, with REDI-Net as the fixed broadband service provider.
2. Santa Fe County will act as the fiscal agent on behalf of this grant application.
3. The Santa Fe County Manager is delegated the authority to complete, sign and submit the applications to the NTIA by the submission deadline on behalf of Santa Fe County. The County of Rio Arriba and the City of Española as the other entities in the MOU will agree that the County of Santa Fe is authorized to sign on their behalf.
4. The Santa Fe County Manager is further delegated the authority to execute all related documentation and agreements, including grant acceptance agreements and amendments, that may be required to complete and accept any grant of funding.

SFC CLERK RECORDED 08/09/2021

PASSED, APPROVED, AND ADOPTED ON THIS 13<sup>th</sup> DAY OF July 2021.

BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY

Henry P. Roybal for

Henry P. Roybal, Chair

ATTEST:

Katharine E. Clark

Katharine E. Clark, Santa Fe County Clerk



Date: 07/13/21

APPROVED AS TO FORM:

Gregory S. Shaffer for

Gregory S. Shaffer, Santa Fe County Attorney

SFC CLERK RECORDED 08/09/2021

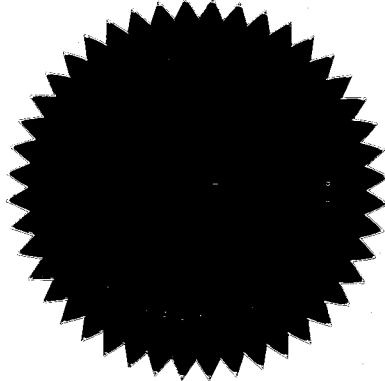
PASSED, APPROVED, AND ADOPTED ON THIS 29<sup>th</sup> DAY OF June 2021.

BOARD OF COUNTY COMMISSIONERS OF RIO ARRIBA COUNTY

James Marty  
, Chair

ATTEST:

Gilda J. Padilla  
, Rio Arriba County Clerk



Date: 7/15/2021

APPROVED AS TO FORM:

Adrian  
, Rio Arriba County Attorney

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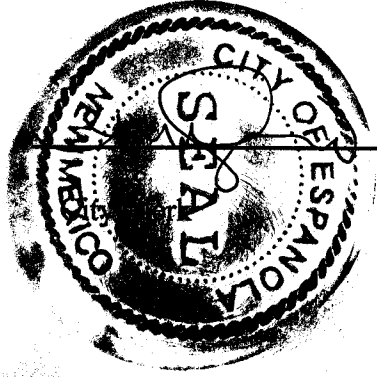
PASSED, APPROVED, AND ADOPTED ON THIS 13 DAY OF July 2021.

CITY OF ESPAÑOLA GOVERNING BODY

[Signature]

, President

ATTEST:



Date: 13 July 2021

APPROVED AS TO FORM:

[Signature]

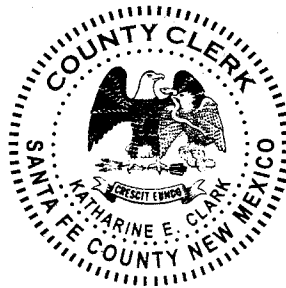
, Española City Attorney

COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss

BCC RESOLUTIONS  
PAGES: 5

I Hereby Certify That This Instrument Was Filed for  
Record On The 9TH Day Of August, 2021 at 09:11:03 AM  
And Was Duly Recorded as Instrument # **1961890**  
Of The Records Of Santa Fe County

Deputy [Signature] County Clerk, Santa Fe, NM  
Witness My Hand And Seal Of Office  
Katharine E. Clark



SFC CLERK RECORDED 08/09/2021