

**THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY
RESOLUTION NO. 2018 - 92**

**A RESOLUTION TO AUTHORIZE THE COUNTY
MANAGER TO SIGN AND SUBMIT GRANT
APPLICATIONS TO THE NEW MEXICO ENVIRONMENT
DEPARTMENT FOR FUNDING TO REPLACE FOUR
TRUCKS UNDER THE VOLKSWAGEN MITIGATION
TRUST FUNDING PROGRAM AND TO ACCEPT
RESULTANT AWARDS**

WHEREAS, on September 25, 2016 the Partial Consent Decree in the lawsuit entitled *Volkswagen "Clean Diesel" Marketing, Sales Practices, and Product Liability Litigation* was finalized; and

WHEREAS, the lawsuit addressed Volkswagen's admission of purposely, and over a sustained period of time, employing prohibited emissions defeat devices on their diesel passenger vehicles that resulted in excess emissions of nitrogen oxides (NOx); and

WHEREAS, under the Consent Decree, the state of New Mexico will receive approximately \$18,000,000 to implement projects that reduce emissions of NOx from eligible vehicles; and

WHEREAS, Santa Fe County (County) is an eligible applicant under the program and the County owns and operates multiple, eligible Class 8 Large Trucks that are used to haul solid waste and recycling, and construct and maintain roads; and

WHEREAS, the County has identified four Class 8 Large Trucks with a combined, estimated, present-day replacement cost of up to \$800,000.00 that may qualify for replacement using funds from the Volkswagen Mitigation Trust Funding Program; and

WHEREAS, replacement of these Class 8 Large Trucks would reduce emissions of NOx and further the County's sustainability goals.

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

1. The County supports the application to the Volkswagen Mitigation Trust Funding Program to obtain funds for the replacement of four Class 8 Large Trucks with

new replacements that have lower, per-mile emissions of NOx and other air contaminants.

2. The County Manager is hereby authorized and directed to prepare, execute and submit applications on behalf of the Board of County Commissioners of Santa Fe County to the New Mexico Volkswagen Environmental Mitigation Trust Program - 2018 Funding Cycle.

3. Furthermore, the County Manager is hereby authorized to accept and sign any award(s) of grant funds that may result from the applications.

PASSED, APPROVED, AND ADOPTED THIS 11th DAY OF SEPTEMBER, 2018.

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

By: *Anna Hansen*
Anna Hansen, Chair
Santa Fe County Board of County Commissioners



ATTESTATION:
Geraldine Salazar
Geraldine Salazar, Santa Fe County Clerk

Date: 9-11-2018

RECORDED 09/12/2018

Approved as to form:

R. Bruce Frederick
R. Bruce Frederick, Santa Fe County Attorney

Date: 8-24-18

COUNTY OF SANTA FE) BCC RESOLUTIONS
STATE OF NEW MEXICO) ss PAGES: 2

I Hereby Certify That This Instrument Was Filed for Record On The 12TH Day Of September, 2018 at 01:49:43 PM And Was Duly Recorded as Instrument # 1867308 Of The Records Of Santa Fe County

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

