

**LUNA COUNTY
RESOLUTION NO. 17-19**

**AUTHORIZING AND APPROVING SUBMISSION OF A COMPLETED APPLICATION
FOR FINANCIAL ASSISTANCE AND PROJECT APPROVAL TO THE
NEW MEXICO FINANCE AUTHORITY**

WHEREAS, the County of Luna (the "Governmental Unit") is a duly organized County created and formed pursuant to NMSA Chapter 4 Counties, Section 4-16-1, and is a qualified entity under the New Mexico Finance Authority Act, Sections 6-21-1 through 6-21-31, NMSA 1978 ("Act"); and

WHEREAS, the New Mexico Finance Authority ("Finance Authority") is authorized pursuant to the Act, particularly Section 6-21-6.4 of the Act, to make grants from the local government planning fund (the "Fund") to qualified entities to evaluate and estimate the costs of implementing feasible alternatives for meeting water and wastewater public project needs or to develop water conservation plans, long-term master plans or economic development plans; and

WHEREAS, pursuant to the Act the Finance Authority has developed an application procedure whereby the Governing Body may submit an application ("Application") to the Finance Authority for planning grant financial assistance from the Fund; and

WHEREAS, the Luna County Board of County Commissioners (the "Governing Body") desires to submit an Application for financial assistance from the Fund for a Planning Document, as defined in the Rules Governing the Local Government Planning Fund currently in effect and as specifically identified below, for the benefit of the Governmental Unit; and

WHEREAS, the Governing Body intends to submit the Planning Document to develop an economic development feasibility study plan that will provide an overall Masterplan for Luna County and a Site Development Plan for Phase 1("Project") for the benefit of the Governmental Unit and its citizens; and

WHEREAS, Phase I of the Project, is specifically focused on Starmax and opportunities off Exit 85 as it relates to HM 96 passed during the 2016 Legislative Session); and

WHEREAS, the application prescribed by the Finance Authority to finance the Planning Document in whole with financial assistance from the Fund has been completed, submitted to, and reviewed by the Governing Body, and this Resolution approving submission of the completed Application to the Finance Authority for its consideration and review is required as part of the Application.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY:

Section 1. That all lawful actions previously taken by the Governing Body and the Governmental Unit and their respective officers and employees in connection with the Application and the Project are hereby ratified, approved and confirmed.

Section 2. That the completed Application submitted to the Governing Body is hereby approved and confirmed.

Section 3. That the officers and employees of the Governmental Unit are hereby directed and requested to submit the completed Application to the Finance Authority, and are further authorized to take such other action as may be requested by the Finance Authority in connection with the Application and to proceed with arrangements for financing the Project.

Section 4. All acts and resolutions in conflict with this Resolution are hereby rescinded, annulled and repealed.

Section 5. This Resolution shall take effect immediately upon its adoption.

PASSES APPROVED AND ADOPTED this 10th day of February, 2017.

COUNTY OF LUNA

By Linda M. Smrkovsky
Linda M. Smrkovsky, Chairwoman



(Seal)

ATTEST:

Andrea Rodriguez
Andrea Rodriguez, County Clerk

V. CERTIFICATION

I certify that:

We have the authority to request and incur the debt described in this application and, upon award, will enter into a contract for the repayment of any NMFA loans and/or bonds.

We will comply with all applicable state and federal regulations and requirements.

To the best of my knowledge all information contained in this application is valid and accurate and the submission of this application has been authorized by the governing body of the undersigned jurisdiction.

Signature:

Linda M. Smrkovsky
(highest elected official)

Title: Commission Chair

Jurisdiction:

Commissioner, District 2

Print Name:

Linda M. Smrkovsky

Date:

2/10/2017

Signature:

Joanne C. Hethcox

Date:

02/10/2017

Finance Officer/Director:

Joanne C. Hethcox