



# City of Santa Fe, New Mexico

## LEGISLATIVE SUMMARY

Resolution No. 2015-\_\_

### Qualified Energy Conservation Bonds (QECCB)

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**SPONSOR(S):** Councilor Ives

**SUMMARY:** The proposed resolution a authorizes and approves submission of an application for project approval to the New Mexico State Board of Finance for allocation of qualified energy conservation bonds for the implementation of a green community program, energy performance contract, and other qualified conservation projects; and directing the city manager, and city staff to take necessary action in connection with the application to the New Mexico State Board of Finance.

**PREPARED BY:** Rebecca Seligman, Legislative Liaison Assistant

**FISCAL IMPACT:** No

**DATE:** July 17, 2015

**ATTACHMENTS:** Resolution  
FIR

1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2015-\_\_

3 INTRODUCED BY:

4  
5 Councilor Peter N. Ives

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10 A RESOLUTION

11 AUTHORIZING AND APPROVING SUBMISSION OF AN APPLICATION FOR  
12 PROJECT APPROVAL TO THE NEW MEXICO STATE BOARD OF FINANCE FOR  
13 ALLOCATION OF QUALIFIED ENERGY CONSERVATION BONDS FOR THE  
14 IMPLEMENTATION OF A GREEN COMMUNITY PROGRAM, ENERGY  
15 PERFORMANCE CONTRACT, AND OTHER QUALIFIED CONSERVATION  
16 PROJECTS; AND DIRECTING THE CITY MANAGER, AND CITY STAFF TO TAKE  
17 NECESSARY ACTION IN CONNECTION WITH THE APPLICATION TO THE NEW  
18 MEXICO STATE BOARD OF FINANCE.

19  
20 WHEREAS, the City of Santa Fe ("Governmental Unit") is a political subdivision of the  
21 State of New Mexico and therefore is authorized to borrow funds and/or issue bonds as a  
22 qualified issuer to finance projects for the benefit of the city and the state; and

23 WHEREAS, the New Mexico State Board of Finance ("Board") has instituted a program  
24 where, at any time in any calendar year, a qualified issuer may submit to the Board a request  
25 seeking an allocation from the qualified energy conservation bonds with respect to a proposed

1 issue of bonds and the Board has developed an application procedure whereby the Governmental  
2 Unit may submit an application ("Application") for allocation from the Board for eligible  
3 projects; and

4 **WHEREAS**, if an allocation is received from the Board, the Governing Body intends to  
5 undertake the issuance of qualified energy conservation bonds on behalf of an eligible green  
6 community program, an energy performance contract, and other qualified conservation projects  
7 for the benefit of the Governmental Unit and its citizens; and

8 **WHEREAS**, the Governing Body wishes to complete and submit an Application to the  
9 Board along with this supporting resolution approving submission of the completed Application  
10 to the Boards for its consideration.

11 **NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
12 **CITY OF SANTA FE**

13 1. The Governing Body directs the City Manager to move forward with the eligible  
14 green community program, energy performance contract, and other qualified conservation  
15 projects by submitting an Application for an allocation of qualified energy conservation bonds to  
16 the Board.

17 2. City staff are hereby directed and requested to take other actions as may be  
18 requested by the Board in its consideration and review of the Application, and to further proceed  
19 with arrangements for financing the Project.

20 3. This resolution shall take effect immediately upon its adoption.

21 PASSED, APPROVED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2015.

22 \_\_\_\_\_  
23  
24 JAVIER M. GONZALES, MAYOR  
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1 ATTEST:

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\_\_\_\_\_

4 YOLANDA Y. VIGIL, CITY CLERK

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6 APPROVED AS TO FORM:

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9 KELLEY A. BRENNAN, CITY ATTORNEY

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25 *Legislation/Resolutions 2015/Qualified Energy Conservation Bonds (QECCB)*

### City of Santa Fe Fiscal Impact Report (FIR)

This Fiscal Impact Report (FIR) shall be completed for each proposed bill or resolution as to its direct impact upon the City's operating budget and is intended for use by any of the standing committees of and the Governing Body of the City of Santa Fe. Bills or resolutions with no fiscal impact still require a completed FIR. Bills or resolutions with a fiscal impact must be reviewed by the Finance Committee. Bills or resolutions without a fiscal impact generally do not require review by the Finance Committee unless the subject of the bill or resolution is financial in nature.

**Section A. General Information**

(Check) Bill: \_\_\_\_\_ Resolution:  X   
(A single FIR may be used for related bills and/or resolutions)

Short Title(s): AUTHORIZING AND APPROVING SUBMISSION OF AN APPLICATION FOR PROJECT APPROVAL TO THE NEW MEXICO STATE BOARD OF FINANCE FOR ALLOCATION OF QUALIFIED ENERGY CONSERVATION BONDS FOR THE IMPLEMENTATION OF A GREEN COMMUNITY PROGRAM, ENERGY PERFORMANCE CONTRACT, AND OTHER QUALIFIED CONSERVATION PROJECTS; AND DIRECTING THE CITY MANAGER, AND CITY STAFF TO TAKE NECESSARY ACTION IN CONNECTION WITH THE APPLICATION TO THE NEW MEXICO STATE BOARD OF FINANCE.

Sponsor(s): Councilor Peter Ives

Reviewing Department(s): Public Utilities

Persons Completing FIR: John Alejandro Date: July 16, 2015 Phone: 955-6236

Reviewed by City Attorney: *Vally A. Brunman* Date: 7/21/15  
(Signature)

Reviewed by Finance Director: *[Signature]* Date: 7-21-2015  
(Signature)

**Section B. Summary**

Briefly explain the purpose and major provisions of the bill/resolution:

The NM State Board of Finance has the authority to issue Qualified Energy Conservation Bonds (QECBs) to energy conservation programs and green community programs to be used in the financing of such programs. As the City of Santa Fe pursues a possible energy performance contract for its facilities, it may choose to pursue the use of QECBs to help finance such a project, if they are found to be beneficial to such financing. The NM State Board of Finance requires that the Governing Body of a municipality provide direction and authority, via formal resolution, to its staff to pursue an application for QECBs. This resolution fulfills that requirement.

This resolution does not bind the City of Santa Fe, nor require it to, in any way, pursue QECBs or make an application to the State Board of Finance for the use of QECBs.

**Section C. Fiscal Impact**

Note: Financial information on this FIR does not directly translate into a City of Santa Fe budget increase. For a budget increase, the following are required:

- a. The item must be on the agenda at the Finance Committee and City Council as a "Request for Approval of a City of Santa Fe Budget Increase" with a definitive funding source (could be same item and same time as bill/resolution)
- b. Detailed budget information must be attached as to fund, business units, and line item, amounts, and explanations (similar to annual requests for budget)
- c. Detailed personnel forms must be attached as to range, salary, and benefit allocation and signed by Human Resource Department for each new position(s) requested (prorated for period to be employed by fiscal year)\*

Finance Director: \_\_\_\_\_

**1. Projected Expenditures:**

- a. Indicate Fiscal Year(s) affected – usually current fiscal year and following fiscal year (i.e., FY 03/04 and FY 04/05)
- b. Indicate:        “A” if current budget and level of staffing will absorb the costs  
                      “N” if new, additional, or increased budget or staffing will be required
- c. Indicate:        “R” – if recurring annual costs  
                      “NR” if one-time, non-recurring costs, such as start-up, contract or equipment costs
- d. Attach additional projection schedules if two years does not adequately project revenue and cost patterns
- e. Costs may be netted or shown as an offset if some cost savings are projected (explain in Section 3 Narrative)

X     Check here if no fiscal impact

Column #:	1	2	3	4	5	6	7	8
	Expenditure Classification	FY _____	"A" Costs Absorbed or "N" New Budget Required	"R" Costs Recurring or "NR" Non-recurring	FY _____	"A" Costs Absorbed or "N" New Budget Required	"R" Costs - Recurring or "NR" Non-recurring	Fund Affected

Personnel*	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Fringe**	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Capital Outlay	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Land/ Building	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Professional Services	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
All Other Operating Costs	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Total:	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____

\* Any indication that additional staffing would be required must be reviewed and approved in advance by the City Manager by attached memo before release of FIR to committees. \*\*For fringe benefits contact the Finance Dept.

**2. Revenue Sources:**

- a. To indicate new revenues and/or
- b. Required for costs for which new expenditure budget is proposed above in item 1.

Column #:	1	2	3	4	5	6
	Type of Revenue	FY _____	"R" Costs Recurring or "NR" Non-recurring	FY _____	"R" Costs - Recurring or "NR" Non-recurring	Fund Affected

_____	\$ _____	_____	\$ _____	_____	_____	_____
_____	\$ _____	_____	\$ _____	_____	_____	_____
_____	\$ _____	_____	\$ _____	_____	_____	_____
Total:	\$ _____	_____	\$ _____	_____	_____	_____

**3. Expenditure/Revenue Narrative:**

Explain revenue source(s). Include revenue calculations, grant(s) available, anticipated date of receipt of revenues/grants, etc. Explain expenditures, grant match(s), justify personnel increase(s), detail capital and operating uses, etc. (Attach supplemental page, if necessary.)

N/A

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**Section D. General Narrative**

**1. Conflicts:** Does this proposed bill/resolution duplicate/conflict with/companion to/relate to any City code, approved ordinance or resolution, other adopted policies or proposed legislation? Include details of city adopted laws/ordinance/resolutions and dates. Summarize the relationships, conflicts or overlaps.

None identified.

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**2. Consequences of Not Enacting This Bill/Resolution:**

Are there consequences of not enacting this bill/resolution? If so, describe.

The City would not be able to leverage a possible beneficial source of funding for energy conservation projects.

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**3. Technical Issues:**

Are there incorrect citations of law, drafting errors or other problems? Are there any amendments that should be considered? Are there any other alternatives which should be considered? If so, describe.

None identified.

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**4. Community Impact:**

Briefly describe the major positive or negative effects the Bill/Resolution might have on the community including, but not limited to, businesses, neighborhoods, families, children and youth, social service providers and other institutions such as schools, churches, etc.

The use of OECBs may help with the financing of energy conservation projects and/or an energy performance contract the City may pursue in its efforts to make its facilities more energy efficient. Such projects benefit the community by improving the indoor environment of its public buildings, and by reducing the energy use of city facilities, which ultimately improves the environment.

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Form adopted: 01/12/05; revised 8/24/05; revised 4/17/08