

1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2009-121**

3 **INTRODUCED BY:**

4
5 Councilor Calvert
6 Councilor Wurzbarger
7 Councilor Romero
8 Councilor Bushee
9

10 **A RESOLUTION**

11 **CONSENTING TO THE INCLUSION OF THE MUNICIPALITY OF THE CITY OF**
12 **SANTA FE WITHIN THE SANTA FE COUNTY RENEWABLE ENERGY FINANCING**
13 **DISTRICT.**

14
15 **WHEREAS**, on October 27, 2009, the Santa Fe County Board of County Commissioners
16 adopted Santa Fe County Ordinance No. 2009-12 approving the formation of the Santa Fe County
17 Renewable Energy Financing District pursuant to the Renewable Energy Financing District Act
18 [§§5-18-1 through 5-18-13 NMSA 1978] wherein individual property owners may voluntarily
19 agree to the imposition of a special property assessment on their property that the owner uses to
20 finance eligible renewable energy improvements on their property; and

21 **WHEREAS**, the Santa Fe County Renewable Energy Financing District encompasses
22 the boundaries of the County (subject to the addition of specific parcels pursuant to individual
23 assessment resolutions) including the area within the boundaries of the City of Santa Fe provided
24 that the City of Santa Fe adopts a resolution consenting to inclusion within the district; and

25 **WHEREAS**, the Governing Body supported the adoption of the Renewable Energy

1 Financing District Act by the New Mexico Legislature (Resolution No. 2009-40) and indicated its
2 support of such renewable energy financing districts (Resolutions No. 2009-58 and 2009-59)
3 prior to adoption of Santa Fe County Ordinance No. 2009-12; and

4 **WHEREAS**, the Santa Fe County Renewable Energy Financing District, as established
5 by County Ordinance No. 2009-12, will be governed by the Board of County Commissioners for
6 the first six years after which a specially elected board will govern the district; and

7 **WHEREAS**, the Renewable Energy Financing District Act allows the Board of County
8 Commissioners the option to appoint a board of directors for the first six years; and

9 **WHEREAS**, representation on the board of directors for the Santa Fe County Renewable
10 Energy Financing District should also include members of the Governing Body of the City of
11 Santa Fe, since it could be assumed many of those participating in the district will be property
12 owners within the city boundaries.

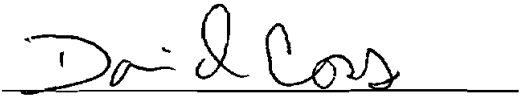
13 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
14 **CITY OF SANTA FE** that the Governing Body consents to the inclusion of the municipality of
15 the City of Santa Fe within the Santa Fe County Renewable Energy Financing District upon the
16 condition that the County agrees to the following (and makes such changes to County Ordinance
17 No. 2009-12 as is necessary):

18 1. The initial board of directors for the Santa Fe County Renewable Energy
19 Financing District shall include three County Commissioners and two members of the Governing
20 Body of the City of Santa Fe.

21 2. Property owners within the City of Santa Fe participating in the district shall be
22 required to comply with City codes and be inspected and approved by the City. This requirement
23 is in addition to any guidelines and standards established by the district.

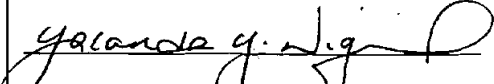
24 **PASSED, APPROVED, and ADOPTED** this 9th day of December, 2009.
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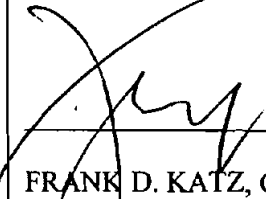


DAVID COSS, MAYOR

ATTEST:


YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:


FRANK D. KATZ, CITY ATTORNEY