

STATE OF NM, GRANT COUNTY
200704449
I hereby certify that this instrument was filed for record on 07/31/2007 at 12:32:30 PM & duly recorded in book 269 page 4450 pages 2 of 7
Witness my hand & seal of office
HOWIE MORALES, COUNTY CLERK
DEPUTY- ROBERT

RESOLUTION NO. R-07-43

WHEREAS, the Board of County Commissioners (the "Board") of Grant County, New Mexico (the "County") desires to consider an ordinance adopting an economic development plan (the "Plan") under the Local Economic Development Act, Sections 5-10-1 through 5-10-13 NMSA 1978 (the "Act"); and

WHEREAS, in order to consider an ordinance, the Commission must publish notice of its intention to do so at least 14 days before the meeting at which the ordinance will be considered.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF GRANT COUNTY, NEW MEXICO:

Section 1. All actions not inconsistent with this resolution heretofore taken by the Board, its members, and the officers, employees and agents of the County with respect to the Plan are ratified, approved and confirmed.

Section 2. An ordinance (the "Ordinance") with respect to the Plan to be introduced before the Commission shall be filed with the County Clerk, and shall be considered by the Commission at a regular meeting of the Commission on Thursday, August 23, 2007 at 3:00 p.m., or as soon thereafter as the matter may be heard, in the Conference Room of the Grant County Administration Building, 1400 Highway 180 East, Silver City, New Mexico, in the County, being the regular meeting place of the Board.

Section 3. The following notice shall be published one time in the Silver City Daily Press, a newspaper of general circulation in the County, as soon as is practicable following the adoption of this resolution:

(Form of Notice)

NOTICE OF CONSIDERATION OF ORDINANCE**GRANT COUNTY, NEW MEXICO**

NOTICE IS GIVEN that the Board of County Commissioners (the "Board"), constituting the governing body of Grant County, New Mexico (the "County"), will consider the adoption of an ordinance (the "Ordinance") adopting an economic development plan (the "Plan") under the Local Economic Development Act, Sections 5-10-1 through 5-10-13 NMSA 1978. Under the Plan, the County may: (i) assist economic development projects in any legally permissible manner, including but not limited to the provision of land, building and infrastructure; (ii) provide land, buildings and infrastructure it already owns, or it may build, purchase or lease the facilities needed for an economic development project; (iii) bear the full cost or contribute a portion of the costs and may waive applicable fees; and (iv) contribute to the payment of costs for professional services contracts, including industry feasibility studies and planning and design services with respect to a project. Under the Plan, the County may consider offering all forms of assistance allowed under the Act, as amended from time to time; however, the County has no obligation to offer any specific type or level of assistance. If the Plan is adopted, any qualifying entity, as such term is defined in the Act from time to time, may propose an economic development project to the County and apply for assistance from the County. The applicant's proposal will describe the proposed project, the type and amount of assistance sought from the County, and all other information requested by the County. The County intends to evaluate the applications, the form and extent of assistance proposed to be provided, the security to be provided to the County and other details of each proposed project on a case-by-case basis. The County may accept or reject proposals in its sole discretion. If the County approves a request for assistance, it will do so by ordinance. In addition, the County and the recipient of assistance will enter into a project participation agreement in accordance with the Act. The County may require that all recipients of assistance pursuant to the Act provide the County with periodic reports with respect to the project for which assistance was received.

The Ordinance will be considered at a regular meeting of the Commission on Thursday, August 23, 2007 at 3:00 p.m., or as soon thereafter as the matter may be heard, in the Conference Room of the Grant County Administration Building, 1400 Highway 180 East, Silver City, New Mexico, in the County, being the regular meeting place of the Board. The title and subject matter of the Ordinance are as follows:

AN ORDINANCE ADOPTING AN ECONOMIC DEVELOPMENT
PLAN PURSUANT TO THE LOCAL ECONOMIC DEVELOPMENT
ACT, ESTABLISHING APPLICATION REQUIREMENTS, AND
AUTHORIZING THE COUNTY TO ENTER INTO JOINT POWERS
AGREEMENTS WITH LOCAL GOVERNMENTS.

A copy of the Ordinance in draft form is on file and available for inspection during normal business hours at the office of the County Clerk at the Grant County Administration Building, 1400 Highway 180 East, Silver City, New Mexico, New Mexico.

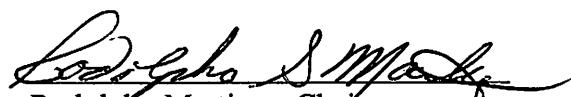
DATED: July 30, 2007.

/s/ Rodolpho Martinez
Chairman, Board of County
Commissioners
Grant County, New Mexico

(End of Form of Notice)

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PASSED, ADOPTED, SIGNED AND APPROVED THIS 30th DAY OF JULY,
2007.


Rodolpho Martinez, Chairman
Board of County Commissioners

(SEAL)

Attest:


Henry Morales, County Clerk

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Commissioner Torres then moved that the resolution as filed with the County Clerk be passed and adopted. Commissioner Sealito seconded the motion.

The question being upon the passage and adoption of said resolution, the motion was voted upon with the following result:

Those Voting Yea: 3

Those Voting Nay: 0

Those Absent: 0

The Chairman thereupon declared that at least a majority of all the members of that Commission having voted in favor thereof, the motion was carried and the resolution duly passed and adopted.

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After consideration of matters not relating to the Plan, the meeting on motion duly made, seconded and unanimously carried, was adjourned.



Rodolfo Martinez, Chairman
Board of County Commissioners

(SEAL)

Attest:



Henry Morales, County Clerk

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STATE OF NEW MEXICO)
) ss.
COUNTY OF GRANT)

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The Board of County Commissioners (the "Board") of Grant County (the "County"), in the State of New Mexico, met in open special session in full conformity with law and the ordinances and rules of the County, in the Conference Room of the Grant County Administration Building, 1400 Highway 180 East, Silver City, New Mexico, in the County, being the regular meeting place of the Board, at 10:00 a.m., on Monday, July 30, 2007 at which time there were present and answering the roll call the following members:

Chairman: Rodolpho Martinez
Commissioners: Mary Ann Sedillo
Henry Torres

Absent: None

Thereupon the following proceedings, among others, were had and taken, to wit:

There was officially filed with the County Clerk, the Chairman and each Commissioner, a copy of a resolution in final form, which is as follows: