

**SANTA FE COUNTY
BOARD OF COUNTY COMMISSIONERS**

RESOLUTION NO. 2024 - 138

A RESOLUTION AMENDING RESOLUTION NO. 2024-023 TO AUTHORIZE SANTA FE COUNTY (COUNTY) TO AMEND COUNTY AGREEMENT NO. 2024-0218 (CWSRF EC 138) OR OTHERWISE ENTER INTO A GRANT AGREEMENT WITH THE NEW MEXICO ENVIRONMENTAL DEPARTMENT UNDER THE SAME TERMS AND CONDITIONS AS COUNTY AGREEMENT NO. 2024-0218 (CWSRF EC 138) FOR THE PURPOSE OF OBTAINING PROJECT SUBSIDY GRANT FUNDS IN AN AMOUNT UP TO \$1,500,000 AND TO DESIGNATE THE COUNTY MANAGER AS THE AUTHORIZED OFFICER

WHEREAS, the New Mexico Environment Department (NMED) has determined that the County was eligible to receive funds to investigate, model, and plan for known perfluoroalkyl and polyfluoroalkyl substances (PFAS) contamination (Project) from the Clean Water State Revolving Fund (CWSRF); and

WHEREAS, on February 13, 2024, the Santa Fe County (County) Board of County Commissioners (Board) adopted Resolution No. 2024-023, which, among other things, authorized the County to enter into a grant agreement with NMED for the purpose of obtaining project subsidy grant funds in the amount of \$459,000; and

WHEREAS, on March 4, 2024, the County entered into a CWSRF Interim Grant Agreement with NMED for a subsidy grant amount of \$459,000, County Agreement No. 2024-0218 (CWSRF EC 138); and

WHEREAS, NMED has agreed to increase the subsidy grant fund for the Project in an amount up to \$1,500,000 under the same terms and conditions set forth in the original grant; and

WHEREAS, the Board wishes to authorize the County to enter into an amendment to County Agreement No. 2024-0218 (CWSRF EC 138) or otherwise enter into a grant agreement under the same terms and conditions set forth in County Agreement No. 2024-0218 (CWSRF EC 138) for the purpose of obtaining subsidy grant funds in an amount up to \$1,500,000; and

WHEREAS, Resolution No. 2024-023 also designated an Authorized Officer who is 1) authorized and directed to execute and deliver the Agreement and any extensions of or amendments to any such document to be executed after completion of the Project with such changes, or any substitution therefore, with such changes therein consistent with the Resolution and as shall be approved by an Authorized Officer whose execution thereof, or any extension thereof, or substitution therefore, in their final forms shall constitute conclusive evidence of their approval and compliance with this section; and 2) authorized, empowered, and directed to carry out such acts and to execute all such documents as may be necessary to comply with the provisions of this Resolution and the Agreement; and

SFC CLERK RECORDED 11/01/2024

WHEREAS, due to the increase in the subsidy grant amount, the Board wishes to clarify that the County Manager is designated as the Authorized Officer.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby:

1) Authorizes the County to amend County Agreement No. 2024-0218 (CWSRF EC 138) or otherwise enter into a grant agreement with NMED under the same terms and conditions set forth in County Agreement No. 2024-0218 (CWSRF EC 138) for the purpose of obtaining subsidy grant in an amount up to \$1,500,000 and designate the County Manger as the Authorized Officer by amending Resolution No. 2024-023 as follows:

A. The definition of "Authorized Officer" in Section 1. Definitions is repealed and replaced with the following:

"AUTHORIZED OFFICER. The Santa Fe County Manager shall be the Authorized Officer."

B. Section 5. Authorization of Project is repealed and replaced with the following:

"Section 5. AUTHORIZATION OF PROJECT. The acquisition and construction of the Project and payment of eligible items as set forth in the Regulations from proceeds of the Agreement is hereby authorized at a cost not to exceed the Subsidy Grant amount of \$1,500,000 excluding any cost of the Project to be paid from any source other than the proceeds of the Agreement."

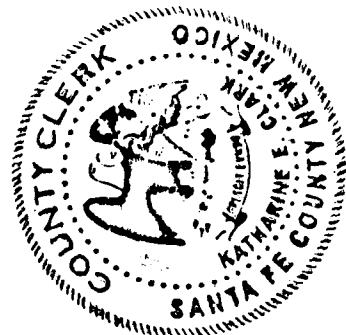
PASSED, APPROVED, AND ADOPTED ON THIS 29th DAY OF OCTOBER, 2024.

SANTA FE COUNTY
BOARD OF COUNTY COMMISSIONERS

By: Hank Hughes
Hank Hughes, Chair

ATTEST:

Katharine E. Clark
Katharine E. Clark
Santa Fe County Clerk



Date: 10/30/24

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

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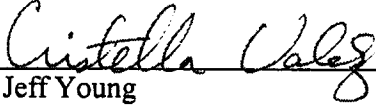
I Hereby Certify That This Instrument Was Filed for
Record On The 1ST Day Of November, 2024 at 03:25:47 PM
And Was Duly Recorded as Instrument # 2045949
Of The Records Of Santa Fe County



Witness My Hand And Seal Of Office
Katharine E. Clar
Deputy Patricia County Clerk, Santa Fe, NM

SFC CLERK RECORDED 11/01/2024

Approved as to form:

 for _____
Jeff Young
Santa Fe County Attorney

SFC CLERK RECORDED 11/01/2024