

**SAN JUAN COUNTY
NOTICE OF INTENT TO ADOPT
ORDINANCE NO. 126
AND NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN of the title and a general summary of the subject matter of an Ordinance proposed to be passed, approved, and adopted by the Board of County Commissioners of San Juan County, New Mexico, at a public meeting to be held on July 2, 2024, at 4:00 p.m. at the San Juan County Administration Building, 100 S. Oliver, Aztec, New Mexico. A complete copy of the proposed Ordinance No. 126 is available for public inspection during normal business hours at the office of the County Clerk, 100 S. Oliver, Aztec, New Mexico.

The title and a general summary of the proposed Ordinance are as follows:

**SAN JUAN COUNTY, NEW MEXICO
ORDINANCE NO. 126**

REPEALING ORDINANCE NO. 86 WHICH AUTHORIZED THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT AND A PROJECT PARTICIPATION AGREEMENT TO ACCEPT AS FISCAL AGENT A GRANT OF \$200,000.00 FROM THE NEW MEXICO ECONOMIC DEVELOPMENT DEPARTMENT FOR PROCUREMENT OF ARCHITECTURAL DESIGN SERVICES FOR A WAREHOUSE EXPANSION TO THE RAYTHEON DINÉ FACILITY LOCATED AT THE NAVAJO NATION'S INDUSTRIAL PARK IN SAN JUAN COUNTY, NEW MEXICO.

WHEREAS, Article 9, Section 14 of the Constitution of New Mexico permits counties to create new job opportunities in support of new or expanding business, provided that adequate safeguards are employed to protect public monies and resources.

WHEREAS, pursuant to the Local Economic Development Act, Sections 5-10-1 through 5-10-17 NMSA 1978 (the "Act") no public support for economic development may be provided until the government entity has adopted by ordinance an economic development plan, and has approved by a second ordinance an application for a project in keeping with such a plan; and

WHEREAS, in April, 2008, pursuant to Ordinance No. 68, the Board of County Commissioners of San Juan County ("the County") adopted the County's Economic Development Plan, that provides for investment in projects which are designed to create jobs and which further creates a healthy environment for the furtherance of economic development; and

WHEREAS, on May 7, 2014, the County considered an application from Raytheon Company ("Raytheon") which proposed that the County would serve as the local government fiscal agent for an appropriation of \$200,000 from the Legislature of the State of New Mexico to Raytheon for the purpose of architectural design services for the warehouse expansion of the Raytheon Dine Facility, and in exchange Raytheon would retain 42 jobs at the facility and create two new jobs; and

WHEREAS, the County, in Ordinance No. 86, found Raytheon to be a qualifying entity under LEDA and the San Juan County Economic Development Plan, and formally authorized the County to execute an Intergovernmental Agreement with the State of New Mexico Economic Development Department (“EDD”) and a Project Participation Agreement (“PPA”) with Raytheon and the Navajo Nation for the County to act as fiscal agent for a grant of \$200,000 from EDD to Raytheon toward architectural design services for its warehouse expansion of its facility located at the Navajo Nation Industrial Park in San Juan County, New Mexico; and

WHEREAS, by email dated March 26, 2018, Juan Torres, Finance Development Director of EDD notified the County that the Raytheon LEDA Project LCO-2014-06-R met or exceeded all requirements of County’s Ordinance and Agreement with the County; and that the Project was officially closed by EDD; and

WHEREAS, pursuant to LEDA regulations (NMAC 2.93.1.9E), Ordinance No. 86 should be repealed since the County is no longer required to perform any duties as fiscal agent; and

NOW, THEREFORE, BE IT ORDERED BY THE GOVERNING BODY OF SAN JUAN COUNTY, NEW MEXICO, that San Juan County Ordinance No. 86 is hereby repealed.

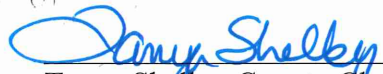
BE IT FURTHER ORDERED, that the County hereby terminates the Intergovernmental Agreement pertaining to the Project by and between the New Mexico Economic Development Department and the County, and terminates the Local Economic Development Project Participation Agreement by and between the County and the Navajo Nation.

**BOARD OF COUNTY COMMISSIONERS
OF SAN JUAN COUNTY, NEW MEXICO**

By: 
John T. Beckstead, Chairman



ATTEST:


Tanya Shelby, County Clerk