

CIBOLA COUNTY
BOARD OF COUNTY COMMISSIONERS
RESOLUTION No 2022-48

RESOLUTION STAGGERING TERMS OF APPOINTED MEMBERS OF
ELECTRIC GENERATING FACILITY ECONOMIC DISTRICT

WHEREAS, the Board of County Commissioners met in a regularly scheduled meeting on August 25, 2022, at 5:00 p.m. in the Cibola County Administration Building 700 Roosevelt, Grants, New Mexico 87020; and,

WHEREAS, NMSA, 1978, Section 4-38-18 (1976) provides that a Board of County Commissioner of Cibola County (“County”) has the duty and authority “[t]o represent the county and have the care of the county property and the management of the interest of the county in all cases where no other provision is made by law; and,

WHEREAS, the County is a body corporate and politic existing by and under the Constitution and Laws of the State of New Mexico; and,

WHEREAS, NMSA 1978, Section 71-10-4 (2020) authorizes the Board of County Commissioners to create a five member authority to govern an electric generating facility economic district; and,

WHEREAS, McKinley County established an Electric Generating Facility Economic District pursuant to this statutory authorization; and,

WHEREAS, Section 71-10-4 (2020) further authorizes a county that borders the county that created the district within twenty miles of a qualifying electric generating facility to become part of that authority and to appoint four additional members to the authority; and,

WHEREAS, Cibola County joined the electric generating facility economic district as permitted by Section 71-10-4 (2020); and,

WHEREAS, Section 71-10-4 (2020) further requires that “[o]f the members initially appointed, that number of members closest to, but not more than, one-half of the membership shall serve for two years,” and that the term of all other members shall be four years; and,

WHEREAS, this Section requires that if additional counties become part of the authority, the additional authority members shall be appointed in a similar manner so that they shall serve staggered four-year terms; and,

WHEREAS, the Board of County Commissioners of Cibola County appointed Michael Brown, PE, Robert Castillo, Clemente Sanchez, and Brian Rychener, and, contingent upon the passage of HB 5, Wilfrido Rincon, to the Electric Generating Facility Economic District; and,



WHEREAS, the Board of County Commissioner of Cibola County has not yet designated which two of the appointed Board members would serve two-year terms; and,

WHEREAS, the Board of County Commissioners here seeks to designate the two Board members to serve an initial two-year term.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Cibola County, New Mexico, that Clemente Sanchez and Robert Castillo shall serve an initial two-year term to expire on December 31, 2022.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Board of County Commissioners of Cibola County, New Mexico that Michael Brown, PE and Brian Rychener shall serve an initial four-year term to expire on December 31, 2024.

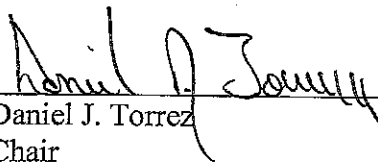
NOW, THEREFORE, BE IT FURTHER RESOLVED by the Board of County Commissioners of Cibola County, New Mexico that the members appointed to an initial two-year term may be reappointed for two consecutive four-year terms.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Board of County Commissioners of Cibola County, New Mexico that the members shall be appointed and reappointed as outlined in NMSA 1978, Section 7-10-4 (2020).


BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CIBOLA

APPROVED, ADOPTED, AND PASSED on this 25^h day of August 2022.

BOARD OF COUNTY COMMISSIONERS



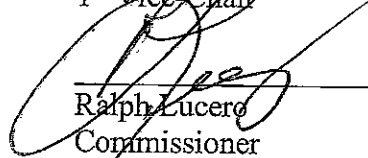
Daniel J. Torrez
Chair




Martha Garcia
1st Vice-Chair



Christine Lowery
2nd Vice-Chair



Ralph Lucero
Commissioner



Robert Windhorst
Commissioner

