

THE BOARD OF COUNTY COMMISSIONERS OF  
SANTA FE COUNTY

RESOLUTION NO. 2017- 72

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A RESOLUTION  
CONCERNING THE SPECIAL ELECTION ON THE IMPOSITION OF THE  
ADDITIONAL ONE-SIXTEENTH OF THE COUNTY GROSS RECEIPTS TAX;  
CALLING FOR THE SPECIAL ELECTION; ISSUING A PUBLIC PROCLAMATION;  
AND ESTABLISHING DETAILS OF THE SPECIAL ELECTION, INCLUDING THE  
POSSIBLE CONSOLIDATION OF PRECINCTS AND DESIGNATION OF POLLING  
PLACES

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**WHEREAS**, on June 27, 2017, the Board of County Commissioners (Board) of Santa Fe County adopted Ordinance No. 2017-5, An Ordinance Adopting A County Gross Receipts Tax, which would impose on any person engaging in business in Santa Fe County, for the privilege of engaging in business in Santa Fe County, an excise tax equal to one-sixteenth of one percent (.0625%) of the gross receipts reported or required to be reported by the person pursuant to the New Mexico Gross Receipts and Compensating Tax Act as it now exists or as it may be amended; and

**WHEREAS**, such tax would be imposed pursuant to the County Local Option Gross Receipts Taxes Act as it now exists or as it may be amended and would be known as the "Additional One-Sixteenth of the County Gross Receipts Tax"; and

**WHEREAS**, in Section 5 of Ordinance No. 2017-5, the Board selected the positive referendum option in Section 7-20E-3(A)(2) NMSA 1978, pursuant to which Ordinance No. 2017-5 will not go into effect until after an election is held and a simple majority of the registered voters of Santa Fe County voting on the question votes in favor of imposing the Additional One-Sixteenth of the County Gross Receipts Tax; and

**WHEREAS**, Section 7-20E-3(A)(2) NMSA 1978 requires that, within 75 days of the date that Ordinance No. 2017-5 was adopted, the Board must adopt a resolution calling for an election on the question of imposing the Additional One-Sixteenth of the County Gross Receipts Tax; and

**WHEREAS**, Section 7-20E-3(A)(2) NMSA 1978 provides that "[s]uch question may be submitted to the voters and voted upon as a separate question at any general election or at any special election called for that purpose by the governing body"; and

**WHEREAS**, the Board determined that it is in the best interest of the citizens of Santa Fe County that the question of imposing the Additional One-Sixteenth of the County Gross Receipts Tax be submitted to the voters at a countywide special election (Special Election) to be held on September 19, 2017; and

**WHEREAS**, pursuant to NMSA 1978, Sections 1-24-2 and 7-20E-3(A)(2), the Board must by resolution issue a public proclamation calling the election, which public proclamation must specify the matters set forth in Section 1-24-2(A), must be filed with the County Clerk

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**WHEREAS**, in order to make voting in the Special Election more convenient and accessible to voters, the Board wishes to consolidate precincts pursuant to NMSA 1978, Sections 1-3-4 and 1-24-3, as set forth herein; and

**WHEREAS**, it is the intent of the Board that this Resolution shall constitute the resolution calling for an election required by Section 7-20E-3(A)(2) NMSA 1978 and the resolution issuing a public proclamation calling the election required by Section 1-24-2(A) NMSA 1978.

**NOW, THEREFORE IT BE RESOLVED BY THE BOARD AS FOLLOWS;**

**Section 1. Special Election Called.** The Board hereby calls a Special Election to be held on Tuesday, September 19, 2017 ( "Election Day"), for the purpose of submitting to the registered qualified electors of Santa Fe County, New Mexico, the question of whether the Additional One-Sixteenth of the County Gross Receipts Tax shall be imposed on any person engaging in business in Santa Fe County, for the privilege of engaging in business in Santa Fe County.

**Section 2. Consolidation of Precincts.** Precincts shall be consolidated for the Special Election as set forth hereafter in Section 3 of this Resolution, "Proclamation and Notice".

A. The Board finds that such consolidation will make voting more convenient and accessible to voters of the consolidated precinct and will not result in delays for voters in the voting process and the consolidated precinct voting locations will be centrally located within the consolidated precincts. The location and designation of each polling place is set forth hereafter in Section 3 of this Resolution, Proclamation and Notice.

B. Any voter may vote in any consolidated precinct in Santa Fe County, regardless of the precinct in which the voter resides.

C. For those consolidated precincts with two polling places, the Board finds that the interest of the convenience of the voters and providing accessibility to the polling place justifies the creation of additional polling places within the consolidated precinct.

**Section 3. Proclamation and Notice.** The County Clerk shall give notice of the Special Election by publishing, in both English and Spanish, once each week for two consecutive weeks and not less than sixty-three days before Election Day, a proclamation and notice substantially in the following form in one or more newspapers of general circulation within the Santa Fe County:

**"SANTA FE COUNTY, NEW MEXICO**

**PUBLIC PROCLAMATION CALLING AND NOTICE OF A SPECIAL ELECTION ON SEPTEMBER 19, 2017, ON THE QUESTION OF IMPOSING THE ADDITIONAL ONE-SIXTEENTH OF THE COUNTY GROSS RECEIPTS TAX**

**NOTICE IS HEREBY GIVEN** that a countywide special election (Special Election) shall be held on Tuesday, September 19, 2017 (Election Day), at which the following question shall be put to the qualified registered electors of Santa Fe County:

**THE ADDITIONAL ONE-SIXTEENTH OF THE COUNTY GROSS RECEIPTS TAX QUESTION**

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Shall there be imposed on any person engaging in business in Santa Fe County, for the privilege of engaging in business in Santa Fe County, an excise tax equal to one-sixteenth of one percent (.0625%) of the gross receipts reported or required to be reported by the person pursuant to the New Mexico Gross Receipts and Compensating Tax Act as it now exists or as it may be amended and to be known as the Additional One-Sixteenth of the County Gross Receipts Tax, revenue from which shall be dedicated to the following purposes: (a) capital, maintenance, and operating expenditures for the Sheriff's Office, Fire Department, Corrections Division, and behavioral health services; and (b) the payment of the principal, interest on, and other costs, including costs of issuance, related to revenue bonds issued for any purpose?

FOR THE ADDITIONAL 1/16<sup>TH</sup> OF THE COUNTY GROSS RECEIPTS TAX \_\_\_\_\_

AGAINST THE ADDITIONAL 1/16<sup>TH</sup> OF THE COUNTY GROSS RECEIPTS TAX \_\_\_\_\_

The polls, except the absentee precinct, for the Special Election will be open between the hours of 7:00 a.m. and 7:00 p.m. on Election Day. Precincts shall be consolidated for the Special Election pursuant to NMSA 1978, Section 1-3-4(E) and Section 1-24-3. Every polling place for the Special Election is a voting convenience center. This means that any Santa Fe County qualified registered elector may vote at any polling place/voting convenience center on Election Day, regardless of the precinct in which the qualified registered elector resides. In other words, a voter does not have to vote at a polling place/voting convenience center located within the voter's consolidated precinct on Election Day but, rather, can vote at any polling place/voting convenience center.

The consolidated precincts for the Special Election and the polling place(s)/voting convenience center(s) located within the consolidated precincts are set forth in the table below.

<b>Precincts Included in Consolidated Precinct</b>	<b><u>Polling Place(s)/Voting Convenience Center(s) Within Consolidated Precinct</u></b>
58, 79, 1, 2	Tony E. Quintana Elementary 20 E Sombrillo Road Highway 106
3, 4	Benny J Chavez Community Center 354 A Juan Medina Rd.
5, 40	San Ildefonso Pueblo Visitor Center 74 Povi Kaa Dr.
59, 60	Pojoaque Middle School 1797 State Road 502
87, 23, 61	Nambe Community Center 180 A State Road 503
6, 7, 8	Tesuque Elementary School 1555 Bishop's Lodge Rd.

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82, 83, 90	La Tierra Fire Station 6 Arroyo Calabosas Rd.
10, 30, 22, 28	Montezuma Lodge 431 Paseo de Peralta
9, 48, 55, 57	Atalya Elementary 721 Camino Cabra  Glorieta Fire Station 43 Fire Station Rd.
36, 44, 47	Acequia Madre Elementary School 700 Acequia Madre
11, 20, 21, 26, 27, 25, 33, 24	Gonzales Elementary School 851 W. Alameda St.
42, 43, 45, 46, 53, 52	St. John's Methodist Church 1200 Old Pecos Trail
31, 32, 34, 41	Salazar Elementary School 1231 Apache Ave.
76, 77, 51, 35, 50	Chaparral Elementary School 2451 Avenida Chaparral
54, 81, 37	Christian Life Church 121 Siringo Rd.
38, 39, 49, 74, 29, 78,	Santa Fe County Fair Building 3229 Rodeo Rd.
66, 80, 64, 67	El Camino Real Academy 2500 S Meadows Rd.
75, 86, 89	Nina Otero Community School 5901 Herrera Dr.
12, 62	La Cienega Community Center 136 Camino San Jose

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14, 72, 88	Turquoise Trail Elementary School 13 A San Marcos Loop  St. Joseph's Parish Hall 2 E. Waldo St.
13, 68	Hondo Fire Station # 2 645 Old Las Vegas Hwy.
17, 63, 65, 69, 71	Max Coll Corridor Community Center 16 Avenida Torreon
16, 19	Stanley Cyclone Center 22 W. Kinsell Ave.
73, 18, 15	South Mountain Elementary School 577 State Road 344
84, 85	Edgewood Elementary School 171 State Road 344
56, 70	Amy Biehl Community School 301 Avenida del Sur

No ballot on the Additional One-Sixteenth of the County Gross Receipts Tax Question shall be received unless, on Election Day, the person offering to vote is a registered, qualified elector of Santa Fe County. The registration books of Santa Fe County shall be closed by the County Clerk at 5:00 p.m. on August 22, 2017, except as otherwise provided by law. Any person otherwise eligible to vote as a qualified elector and not currently registered may register prior to such time at the Office of the County Clerk, Santa Fe County, New Mexico.

All registered qualified electors in Santa Fe County, New Mexico, shall be entitled to vote at the Special Election.

Absentee voting shall be permitted as authorized by the Absent Voter Act, Sections 1-6-1 through 1-6-18 NMSA 1978, as amended and supplemented. Applications for absentee ballots may be obtained from the Santa Fe County Clerk's Office, 102 Grant Avenue, Santa Fe, New Mexico. Completed applications for absentee ballots must be received by the Santa Fe County Clerk's Office no later than 5:00 p.m. on Friday, September 15, 2017. Absentee ballots may be marked in person at the Santa Fe County Clerk's Office, 102 Grant Avenue, Santa Fe, New Mexico, during the regular hours and days of business beginning on August 22, 2017, and ending on Saturday, September 16, 2017. Absentee ballots may be marked in person between the hours of 10:00 a.m. and 6:00 p.m. on Saturday, September 16, 2017. With regard to absentee ballots not marked in person at the Santa Fe County Clerk's Office, completed official mailing envelopes shall be accepted by the County Clerk until 7:00 p.m. on Election Day.

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On the days and times listed below, early voters may vote in person beginning on September 2, 2017, until September 16, 2017, at the Santa Fe County Clerk's Office, Santa Fe County Administrative Building, 102 Grant Avenue, Santa Fe, New Mexico, and at the following alternate early voting locations or such other alternate early voting locations as may be publicly fixed by the County Clerk: (i) the Pojoaque Satellite Office, 5 West Gutierrez, Suite 9, Pojoaque, New Mexico; (ii) the Santa Fe County Fair Building, 3229 Rodeo Rd., Santa Fe, New Mexico; (iii) Max Coll Corridor Community Center, 16 Avenida Torreon, Santa Fe, New Mexico; (iv) Edgewood Fire Station, 1 Municipal Way, Edgewood, New Mexico; and (v) Christian Life Church, 121 Siringo Rd., Santa Fe, New Mexico. The County Clerk's Office will be open for early voting during regular County business hours. Alternate early voting locations will be open for early voting from noon until 8:00 p.m. on Tuesday - Friday and from 10:00 a.m. until 6:00 p.m. on Saturdays or such other hours as may be publicly fixed by the County Clerk.

IN TESTIMONY WHEREOF, the Board of County Commissioners of Santa Fe County, New Mexico, being the governing body of Santa Fe County, has caused this proclamation and notice to be published as required by law and dated this 6<sup>th</sup> day of July, 2017.

BOARD OF COUNTY COMMISSIONERS  
SANTA FE COUNTY, NEW MEXICO

/s/ [Signature] PR  
Henry P. Roybal, Chairperson

ATTEST:

/s/ [Signature]  
Geraldine Salazar, County Clerk



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[End form of Proclamation and Notice]

**Section 4. Paper Ballots.** Paper ballots shall be used in the Special Election as required by NMSA 1978, § 1-9-7.1.

**Section 5. Ballot Form.** The complete question to be submitted, in English and Spanish, shall be placed on the ballot near the place of voting in plain view of the voters so that the complete question may be examined before they vote. The ballot question shall be in substantially the following form:

**THE ADDITIONAL ONE-SIXTEENTH  
OF THE COUNTY GROSS RECEIPTS TAX QUESTION**

FOR ←  
THE ADDITIONAL  
1/16<sup>TH</sup> COUNTY  
GROSS RECEIPTS  
TAX

AGAINST ←  
THE ADDITIONAL  
1/16<sup>TH</sup> COUNTY  
GROSS RECEIPTS  
TAX

Shall there be imposed on any person engaging in business in Santa Fe County, for the privilege of engaging in business in Santa Fe County, an excise tax equal to one-sixteenth of one percent (.0625%) of the gross receipts reported or required to be reported by the person pursuant to the New Mexico Gross Receipts and Compensating Tax Act as it now exists or as it may be amended and to be known as the Additional One-Sixteenth of the County Gross Receipts Tax, revenue from which shall be dedicated to the following purposes: (a) capital, maintenance, and operating expenditures for the Sheriff's Office, Fire Department, Corrections Division, and behavioral health services; and (b) the payment of the principal, interest on, and other costs, including costs of issuance, related to revenue bonds issued for any purpose?

**Section 6. Additional Action Authorized.** The Chair of the Board and County Clerk of Santa Fe County, New Mexico, be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

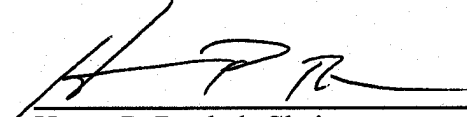
**Section 7. Conduct of Election.** The County Clerk is authorized and directed to take any and all steps necessary for the proper conduct of the election, including the giving of any additional notice of the Special Election and compliance with the Federal Voting Rights Act.

**Section 8. Prior Actions Ratified.** All actions heretofore taken by the Board, the Chair of the Board, and the County Clerk not inconsistent with the provisions of this Resolution be, and the same hereby are, ratified, approved and confirmed.

**Section 9. Filing with the County Clerk.** A copy of this Resolution shall immediately be filed with the County Clerk, as required by Section 1-24-2(A).

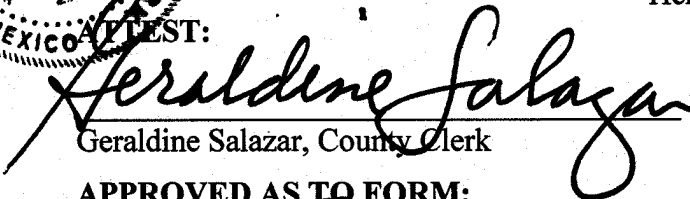
**PASSED, APPROVED, AND ADOPTED** this 6<sup>th</sup> day of July, 2017.

**THE BOARD OF COUNTY  
COMMISSIONERS OF SANTA FE COUNTY**

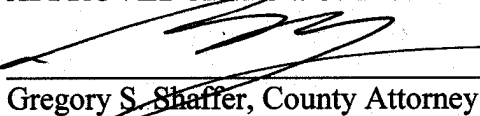
  
Henry P. Roybal, Chair



ATTEST:

  
Geraldine Salazar, County Clerk

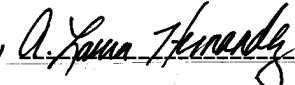
**APPROVED AS TO FORM:**

  
Gregory S. Shaffer, County Attorney

COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss

BCC RESOLUTIONS  
PAGES: 7

I Hereby Certify That This Instrument Was Filed for Record On The 6TH Day Of July, 2017 at 04:19:46 PM And Was Duly Recorded as Instrument # 1830293 Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office  
Geraldine Salazar  
Deputy  County Clerk, Santa Fe, NM

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