

EXHIBIT D

VALENCIA COUNTY BOARD OF COUNTY COMMISSIONERS RESOLUTION NO. 2013-25

TAX REDUCTION POLICY

WHEREAS, the Valencia County Board of Commissioners met upon notice of meeting duly published at the Valencia County Administration Building, 444 Luna Avenue, Los Lunas, New Mexico 87031 on June 5, 2013, at 5:00 p.m. as required by law; and,

WHEREAS, the Board of County Commissioners of the County of Valencia exercises the powers of the County as a body politic and corporate pursuant to NMSA 1978, Section 4-38-1(1884); and,

WHEREAS, the Board of County Commissioners recognizes that significant revenues are lost each year as a result of taxpayers who fail to pay their tax obligations on time; and,

WHEREAS, the failure of taxpayers who fail to pay their tax obligations on time impose an economic burden upon the County and its taxpayers; and,

WHEREAS, the Board seeks to ensure that individuals and businesses that benefit financially from contracts with the County fulfill their property tax obligations.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of the County of Valencia that all solicitations shall contain language substantially similar to the following:

Bidders/Proposals are required to certify that they are not delinquent in the payment of their property tax obligations and that they will not become delinquent in the payment of their property tax obligations during the term of any contract that may be awarded pursuant to this solicitation. Failure to maintain compliance, or to timely cure defects, may be cause for termination of a contract or initiation of debarment proceedings against the non-compliant contractor. Bids/Proposals that fail to comply with the certification requirements will be considered non-responsive and excluded from further consideration.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Board of County Commissioners of the County of Valencia that all new, renewed or amended contracts shall contain language substantial similar to the following:

CONTRACTOR'S PAYMENT OF PROPERTY TAXES

Contractor acknowledges that County has established a policy of ensuring that all individuals and business that benefit financially from County through contract are current in paying their property tax obligations to mitigate the economic burden otherwise imposed upon County and its taxpayers. Contractor warrants and certifies that it is presently not delinquent in the payment of its property tax obligations, and that it will not become delinquent during the term of this Contract.

B: 75 P: 500



NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Board of County Commissioners of the County of Valencia that all Purchase Orders issued on or after July 1, 2013 shall contain language substantial similar to the following:

CONTRACTOR'S PAYMENT OF PROPERTY TAXES

By accepting this Purchase Order, contractor warrants and certifies, under penalty of law, that it is presently not delinquent in the payment of its property tax obligations to the County, and that it will not become delinquent during the term of this Purchase Order.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Board of County Commissioners of the County of Valencia that all new, renewed or amended contracts shall contain language substantial similar to the following:

TERMINATION FOR FAILURE TO COMPLY WITH COUNTY'S TAX REDUCTION POLICY

Without limiting the rights and remedies available to County under any other provision of this contract, failure of Contractor to cure a property tax delinquency within 10 days of notice shall be grounds upon which County may terminate this Contract.

BOARD OF COUNTY COMMISSIONERS
APPROVED, ADOPTED AND PASSED on this 5th day of June, 2013.

Charles Eaton
Chair, District IV

Alicia Aguilar
Alicia Aguilar
Vice-Chair, District II

Mary J. Andersen
Mary J. Andersen
Commissioner, District I

Lawrence R. Romero
Lawrence R. Romero
Commissioner, District III

Donald Holliday
Donald Holliday
Commissioner, District V

Attest:

Peggy Carabajal
Peggy Carabajal
Valencia County Clerk

B: 75 P: 501

APPENDIX ____

CERTIFICATION OF COMPLIANCE WITH COUNTY'S
TAX REDUCTION POLICY

COMPANY NAME: _____

COMPANY ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

TELEPHONE NUMBER: _____ E-MAIL ADDRESS: _____

The Proposer/Bidder certifies that:

It is familiar with the terms of the County's Tax Reduction Policy, Resolution No. ____; **AND**

To the best of its knowledge, after a reasonable inquiry, the Proposer/Bidder is not delinquent on any property tax obligation; **AND**

The Proposer/Bidder agrees to not become delinquent during the term of any awarded Contract.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF NEW MEXICO THAT THE INFORMATION STATED ABOVE IS TRUE AND CORRECT.

PRINT NAME: _____ TITLE: _____

SIGNATURE: _____ DATE: _____

B: 75 P: 502

