

ROOSEVELT COUNTY, NEW MEXICO
ORDINANCE NO. 2018-02
AMENDING ORDINANCE NUMBER 2017-02

AMENDING ROOSEVELT COUNTY ORDINANCE NO. 2017-02 WHICH AUTHORIZED THE IMPOSITION OF THE COUNTY'S LOCAL HOSPITAL GROSS RECEIPTS TAX WITHIN THE COUNTY UNTIL JULY 1, 2037; EXTENDING THE IMPOSITION OF THE COUNTY'S LOCAL HOSPITAL GROSS RECEIPTS TAX UNTIL JULY 1, 2047 SO AS TO PERMIT THE ROOSEVELT COUNTY SPECIAL HOSPITAL DISTRICT TO (I) REFUND AND REDEEM CERTAIN OUTSTANDING LOANS DATED DECEMBER 21, 1999, (II) TO OBTAIN ADDITIONAL FINANCING TO FUND PROPOSED HOSPITAL EXPANSION PROJECTS, AND (III) TO CLARIFY THE DEDICATION LANGUAGE.

BE IT ORDAINED BY THE GOVERNING BODY OF ROOSEVELT COUNTY:

Section 1. Imposition of Tax. There will be imposed on any person engaging in business in this county for the privilege of engaging in business in this county an excise tax equal to one-half of one percent ($\frac{1}{2}\%$) 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. The tax imposed under this ordinance is pursuant to the Local Hospital Gross Receipts Tax Act as it now exists or as it may be amended as shall be known as the "local hospital gross receipts tax."

Section 2. General Provisions. This ordinance hereby adopts by reference all definitions, exemptions and deductions contained in the Gross Receipts and Compensating Tax Act as it now exists or as it may be amended. This Ordinance amends and restates in full Roosevelt County Ordinance No 2017-02.

Section 3. Specific Exemptions. No local hospital gross receipts tax shall be imposed on the gross receipts arising from:

A. transporting persons or property for hire by railroad, motor vehicle, air transportation or any other means from one point within the county to another point outside the county; or

B. direct broadcast satellite services.

Section 4. Dedication. Revenue from the local hospital gross receipts tax is dedicated for:

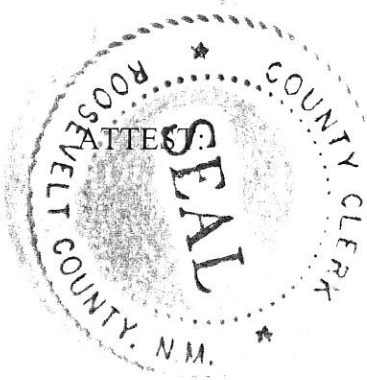
1. acquisition of land or buildings for and the design, construction, renovation, equipping or furnishing of a hospital facility or health clinic owned by the county or a hospital or health clinic with which the county has entered into a health care facilities contract, lease or management contract.



Section 5. Effective Date. The effective date of the local hospital gross receipts tax shall be July 1, 2017.

Section 6. Delayed Repeal. Ordinance Number 2018-02 (if it becomes law) and the local hospital gross receipts tax is repealed effective July 1, 2047.

PASSED, ADOPTED, SIGNED AND APPROVED this 9th day of November, 2018.



BOARD OF COUNTY COMMISSIONERS
OF ROOSEVELT COUNTY, NEW
MEXICO

Paul Grider

Paul Grider, Chair – District V

Absent

Gene Creighton, Vice-Chair – District III

Dennis Lopez

Dennis Lopez – District I

ABSTAIN

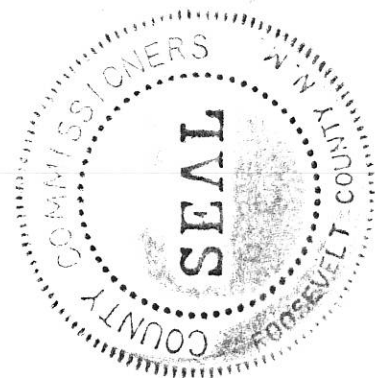
Matthew Hunton – District II

Lewis (Shane) Lee

Lewis (Shane) Lee – District IV

DeAun D Searl

DeAun D. Searl, Roosevelt County Clerk



STATE OF NEW MEXICO)
) ss.
COUNTY OF ROOSEVELT)

The Board of County Commissioners (the "Board" or "Governing Body") of Roosevelt County (the "County"), in the State of New Mexico, met in open regular session in full conformity with law and the ordinances and rules of the County, in the County Commission Room of the Roosevelt County Courthouse, at 109 W. 1st Street, Portales, New Mexico, in the County, being the regular meeting place of the Board, at 9:00 a.m. on the 9th, November, 2018, at which time there were present and answering the roll call the following members:

Paul Grider, Chair
Dennis Lopez, Commissioner
Lewis (Shane) Lee, Commissioner

Absent:

Gene Creighton, Vice-Chair

Abstain:

Matthew Hunton, Commissioner

Thereupon the following proceedings, among others, were had and taken, to wit:

There was officially filed with the County Clerk, the Chair of the Board and each Commissioner, a copy of a proposed ordinance in final form, which is as follows:



Commissioner Lewis Shane Lee then moved that the Ordinance as filed with the County Clerk be passed and adopted. Commissioner Dennis Lopez seconded the motion.

The question being upon the passage and adoption of said Ordinance, the motion was voted upon with the following result:

Those Voting Yea:

Paul Grider, Chair
Dennis Lopez, Commissioner
Lewis (Shane) Lee, Commissioner

Those Voting Nay:

None

Those Absent:

Gene Creighton, Vice-Chair

Abstain:

Matthew Hunton, Commissioner

3 Commissioners having voted in favor of the motion, the Chair declared motion carried and the Ordinance duly passed and adopted, whereupon the Chair and County Clerk signed the Ordinance upon the records of the minutes of the Commission.

After consideration of matters not relating to the Ordinance, the meeting on the motion duly made, seconded and carried, was adjourned.

COUNTY COMMISSION
ROOSEVELT COUNTY, NEW MEXICO


Paul Grider, Chair

ATTEST:


DeAun D. Searl, Roosevelt County Clerk

STATE OF NEW MEXICO)
) ss.
COUNTY OF ROOSEVELT)

I, DeAun Searl, the County Clerk of Roosevelt County, New Mexico (the "County"), do hereby certify:

1. The foregoing pages are a true, correct, and complete copy of the record of the proceedings of the Board of County Commissioners (the "Board") of the County, constituting the governing board of the County, had and taken at a duly called [special], open meeting of the Board, held at 109 W. 1st Street, Portales, New Mexico, being the regular meeting place of the Board, on 9th day, November, 2018, beginning at 9:00 a.m., insofar as the same relate to the amendment of County Ordinance No 2017-02, copies of which are set forth in the official records of the proceedings of the County Governing Body kept in my office. None of the action taken has been rescinded, repealed or modified.

2. Said proceedings were duly had and taken as therein shown, the meeting therein was duly held, and the persons therein named were present at said meeting, as therein shown.

3. Notice of such meeting was given in compliance with the permitted methods of giving notice of meeting of the Board as required by the open meetings standards then in effect, i.e., the County's Open Meetings Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of Roosevelt County, New Mexico, this 9th day of November, 2018.

[SEAL]


DeAun Searl, Roosevelt County Clerk



