

**ORDINANCE 14-10**

**AN ORDINANCE OF THE CITY OF ROSWELL APPROVING THE PROJECT AND AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT AND A PROJECT PARTICIPATION AGREEMENT ACCEPTING FROM THE NEW MEXICO ECONOMIC DEVELOPMENT DEPARTMENT \$350,000.00 FOR ECONOMIC ASSISTANCE TO COMPLETE RENOVATIONS OF THE DEAN BALDWIN PAINTING HANGER**

**WHEREAS**, the City of Roswell has passed Ordinance No. 11-05, relating to Economic Development Planning; and

**WHEREAS**, the purpose of the Economic Development Plan is to "allow public support of economic projects to foster, promote and enhance local economic development efforts while continuing to protect against the unauthorized use of public money and other public resources;" and

**WHEREAS**, Dean Baldwin Painting meets the requirements as stated in Ordinance No. 11-05, as a qualifying entity by being "an industry for manufacturing, processing, or assembling of any agriculture or manufactured products;" and

**WHEREAS**, the hanger currently occupied by Dean Baldwin Painting has been under renovation to improve the economic viability of the Roswell Air Center and Dean Baldwin Painting; and

**WHEREAS**, the City of Roswell City Council wishes to enter into an agreement with Dean Baldwin Painting, in the form of a Project Participation Agreement, as provided for in Ordinance No. 11-05.

**WHEREAS**, the City of Roswell City Council wishes to request from the State of New Mexico Economic Development Department \$350,000.00 from the Department's FY 15 LEDA Capital Outlay funds, to complete renovations of the hanger currently occupied by Dean Baldwin Painting.

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ROSWELL, NEW MEXICO:**

**Section 1.** The Dean Baldwin Painting hanger improvements Project application is hereby approved, and the Mayor is authorized to execute on behalf of the Roswell City Council an Intergovernmental Agreement in substantially the form attached with the State of New Mexico Economic Development Department to accept \$350,000.00 under Ordinance No. 11-05 to be used specifically for the Dean Baldwin Painting hanger improvements.

**Section 2.** That the Mayor is authorized to execute on behalf of the City of Roswell Council a Project Participation Agreement in substantially the form attached with Dean Baldwin Painting for the improvement of the Dean Baldwin Painting hanger.

**Section 3.** Repealer. All ordinances or parts of ordinances or provisions of the City of Roswell Code in conflict or inconsistent herewith be, and the same hereby are repealed to the extent only of such conflict or inconsistency, and as to all other ordinances, this ordinance is hereby made cumulative. This repealer shall not be construed to revive any ordinance or parts of any ordinance heretofore repealed.

**Section 4.** Severability. If any section, paragraph, clause or provision of this ordinance shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any other part of this ordinance.

**Section 5:** Effective date. This ordinance shall be effective five days after publication.

**PASSED, ADOPTED, AND APPROVED** this 11<sup>th</sup> day of December, 2014.

  
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Dennis Kintigh, Mayor

CITY SEAL  
ATTEST:  
SEAL

  
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Sharon Coll, City Clerk