



Agenda Item Number: \_\_\_\_\_

## BERNALILLO COUNTY BOARD OF COUNTY COMMISSIONERS

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Meeting Date: July 18, 2008

Department: County Manager Staff Contact: Thaddeus Lucero

**TITLE:** Proposal of Ordinance Adopting a County Regional Transit Gross Receipts Tax

**ACTION:** Motion to direct that the title and general summary of the subject matter of the proposed Ordinance Adopting a County Regional Transit Gross Receipts Tax be published one time in a newspaper of a general circulation within the County of Bernalillo.

**SUMMARY:**

On July 16, 2008, the Mid-Region Transit District of the Mid-Region Council of Governments adopted a resolution requesting a gross receipts tax of one-eighth of one percent, which triggers a statutory obligation upon the boards of county commissioners of the counties within the district (Bernalillo, Valencia and Sandoval) to "impose by identical ordinances an excise tax at the rate specified in the resolution." NMSA § 7-20E-23. State law also provides that such an excise tax shall not go into effect until a majority of the voters in the district vote in favor of imposing the tax.

Before the ordinance may be considered for final passage, a majority of the members of the Commission must direct that the title and a general summary of the subject matter of the proposed ordinance be published one time in a newspaper of general circulation within the County at least two weeks prior to the meeting of the Commission at which the ordinance is proposed for final passage; in this instance, the regularly scheduled administrative meeting on Tuesday, August 12, at 5:00 p.m.

**ATTACHMENT:**

1. Text of proposed ordinance adopting a county regional transit gross receipts tax, and text of proposed ballot question

### FISCAL IMPACT

None

### STAFF ANALYSIS SUMMARY

**COUNTY MANAGER**

See summary. I recommend Board approval. TL 7/16/2008

**LEGAL**

State law (NMSA 1978 §4-37-7) requires a one-time publication of a proposed ordinance at least two weeks before the commission meeting at which the ordinance is considered for final passage. This action complies with such requirement. PSA 07/16/08