

**STATE OF NEW MEXICO
COUNTY OF DOÑA ANA**

RESOLUTION NO. 2026-_____

A Resolution Regarding Communication on Project Jupiter

WHEREAS, the Board of County Commissioners authorized the issuance of Industrial Revenue Bonds in September 2025 for the construction of a large data center campus in the Santa Teresa Industrial Park; and

WHEREAS, the Industrial Revenue Bond and accompanying agreements contained specific requirements that must be met; and

WHEREAS, the Board of County Commissioners approved the issuance of the Industrial Revenue Bonds based on the information shared by the project developers, to include limitations on impact to water systems in the area through the use of closed loop cooling systems for the data center and micro-grid power plant; and

WHEREAS, the Board of County Commissioners has seen comments in the news media purportedly from one of the proposed tenants of the data center campus that indicate an intent not to use a closed loop cooling system for the micro-grid power plant(s); and

WHEREAS, the Board of County Commissioners has not received any information from any of the project developers nor tenants related to this communication; and

WHEREAS, building permits for the data center campus must be approved by the County prior to each relevant phase of construction to ensure compliance with all pertinent statutes, ordinances, and codes;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners hereby directs the County Manager to:

- 1.) Communicate with the project developers and tenants to determine the accuracy of the statements attributed to them by news media;
- 2.) Determine if there are any changes to information from what was shared to the Board of County Commissioners;
- 3.) Identify paths forward that will, to the greatest extent possible, minimize the impact of any proposed changes to water usage while still realizing the project development and economic development benefits;
- 4.) Identify any other proposed changes by the project developers, besides water usage, that are contrary to information previously shared with the Board of County Commissioners; and
- 5.) Present all relevant information and plans during a public meeting of the Board of County Commissioners.

PASSED and ADOPTED this 14th day of April, 2026.

BOARD OF COUNTY COMMISSIONERS OF DOÑA ANA COUNTY, NEW MEXICO

Manuel A. Sanchez, District 5, Chair **For/Against**

Gloria Gameros, District 2, Vice-Chair **For/Against**

Christopher Schaljo Hernandez, District 1 **For/Against**

Patricia S. Kimble, District 3 **For/Against**

Susana Chaparro, District 4 **For/Against**

ATTEST:

Amanda López Askin, Ph.D.
County Clerk