

VII. Matters From County Attorney

A. Executive Session



Henry P. Roybal
Commissioner, District 1

Miguel Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

DATE: July 29, 2015

TO: Board of County Commissioners

FROM: Agnes Leyba-Cruz, Projects Specialist, Public Works

VIA: Katherine Miller, County Manager
Adam Leigland, Public Works Director
Erik Aaboe, Project Delivery Director

ITEM AND ISSUE: BCC Meeting August 11, 2015

Resolution No. 2015 - _____ A Resolution Requesting that the BCC Grant Authority to the County Manager to Commence and Complete the Acquisition of 7.37 Acres of Property in the Town of Cerrillos from Adam J. White for the County's Construction of a Senior/Community Center. (Agnes Leyba-Cruz/Public Works Department)

SUMMARY:

Public Works is requesting that the Board of County Commissioners grant to the County Manager the authority to make an offer to purchase the fee title to approximately 7.37 acres of property located in the Town of Cerrillos for the purpose of designing and constructing a Senior/Community Center to serve the surrounding area.

BACKGROUND:

In June of 2012, the Board of County Commissioners expressed a desire to design and build a senior and community center with an allocation of \$1,495,000.00 of Capital Outlay GRT. On February 24, 2015, the Board of County Commission allocated an additional \$605,000.00 to this project, thereby bringing the project budget to \$2,100,000.00.

Using data from the County Community Services Department and 2010 census data, an underserved area was identified as the area along the Highway 14 corridor. Staff performed an extensive search for available property along the Highway 14 corridor and narrowed the search to 7.37 acres located in the Town of Cerrillos. The property identified fits the criteria set for the senior and community center including size, proximity to Highway 14 and availability of utilities. The property owner has expressed interest in selling the property. An appraisal for the property has been completed.

ACTION REQUESTED:

Request that the County Manager be delegated the authority to make an offer and complete the acquisition by purchase of fee title to approximately 7.37 acres of real property in the Town of Cerrillos for the purpose of constructing a Senior/Community Center. If, after all reasonable efforts to secure the property by a negotiated purchase are exhausted, it is requested that the County Attorney be authorized and directed to acquire the property by eminent domain.

**THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY**

RESOLUTION NO. 2015-

**A RESOLUTION DELEGATING TO THE COUNTY MANAGER THE
AUTHORITY TO NEGOTIATE AND EXECUTE ALL DOCUMENTS NECESSARY
FOR THE ACQUISITION OF REAL PROPERTY IN THE TOWN OF CERRILLOS
FOR A SENIOR/COMMUNITY CENTER**

WHEREAS, in June, 2012, the Board of County Commissioners (BCC) of Santa Fe County (County) approved the Capital Improvement Plan, which included \$1,495,000.00 in Capital Outlay Gross Receipts Tax revenue for the acquisition of land, planning and design, and construction of the Highway 14 Senior/Community Center (the Project); and

WHEREAS, County staff did an extensive search of properties for the Project within the Highway 14 corridor and, based on criteria such as size, proximity to Highway 14, and availability of utilities, narrowed the search to the property shown on Exhibit A, located within the Town of Cerrillos, New Mexico (the Property); and

WHEREAS, on February 24, 2015, the BCC allocated an additional \$605,000.00 of Capital Outlay Gross Receipts Tax revenue to the Project, thereby bringing the total budget for the Project to \$2,100,000.00.

NOW, THEREFORE, BE IT RESOLVED by the BCC as follows:

1. The County Manager is hereby authorized and directed to negotiate the acquisition of the Property, subject to the following:
 - a. Any purchase price shall be based on an appraised value of the Property; and
 - b. The total cost of the acquisition of the Property shall not exceed the authorized budget for the Project.
2. The County Manager, or the County Manager's designee, is hereby authorized and directed to execute, and the County Clerk is hereby authorized and requested to attest to, any and all documents necessary to effectuate the acquisition of the Property for and on behalf of Santa Fe County.

PASSED, APPROVED, AND ADOPTED THIS 11th DAY OF AUGUST, 2015.

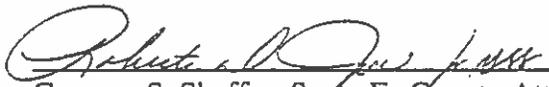
THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY

By: _____
Robert A. Anaya, Chair

ATTESTATION:

Geraldine Salazar, Santa Fe County Clerk

APPROVED AS TO FORM:



Gregory S. Shaffer, Santa Fe County Attorney

