

# SANTA FE COUNTY

## Resolution No. 2005-77

### A RESOLUTION AUTHORIZING SANTA FE COUNTY STAFF TO TRANSFER TITLE TO THE CITY/COUNTY LANDFILL PROPERTY TO THE SANTA FE SOLID WASTE MANAGEMENT AGENCY PURSUANT TO SECTION 5 OF THE 1996 AMENDED JOINT POWERS AGREEMENT

WHEREAS, the City of Santa Fe ("City") and County of Santa Fe ("County") entered into a Joint Powers Agreement in 1995 ) and an Amended Joint Powers Agreement in 1996 ("JPA") for the purpose of creating a regional solid waste disposal facility; and,

WHEREAS pursuant to the JPA an independent entity known as the Santa Fe Solid Waste Management Agency ("SFSWMA") was created to operate the regional solid waste disposal facility; and,

WHEREAS pursuant to the JPA the City and the County divided the tasks necessary to acquire the real property for the facility and to obtain the appropriate permits, and,

WHEREAS the City was responsible for obtaining the necessary landfill permits and the County was responsible for acquiring the real property for the facility site; and,

WHEREAS the City obtained a landfill permit from the New Mexico Environment Department ("NMED") and the County obtained the real property for the landfill facility site from private land owners and by patent from the United States Bureau of Land Management ("BLM"); and,

WHEREAS pursuant to Section 5 of the JPA, the City, County and SFSWMA are required to take all actions necessary to transfer title to all real and personal property

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acquired with respect to the landfill, including the NMED permit and facility property to SFSWMA; and,

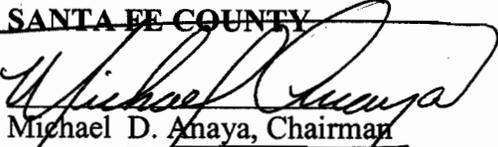
WHEREAS the NMED permit is held in SFSWMA's name; and,

WHEREAS to date the title to the real property for the landfill site, including the BLM patent, remains in the County's name.

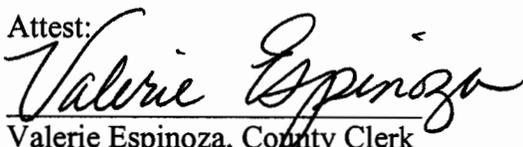
**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY** that County staff is instructed to transfer title of the real property for the landfill facility site, including the BLM patent, to SFSWMA pursuant to Section 5 of the JPA, and the County Manager shall be delegated authority to execute all necessary documents to accomplish the foregoing.

**PASSED, APPROVED and ADOPTED THIS 24 DAY OF MAY 2005.**

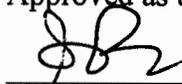
**THE BOARD OF COUNTY COMMISSIONERS of  
SANTA FE COUNTY**

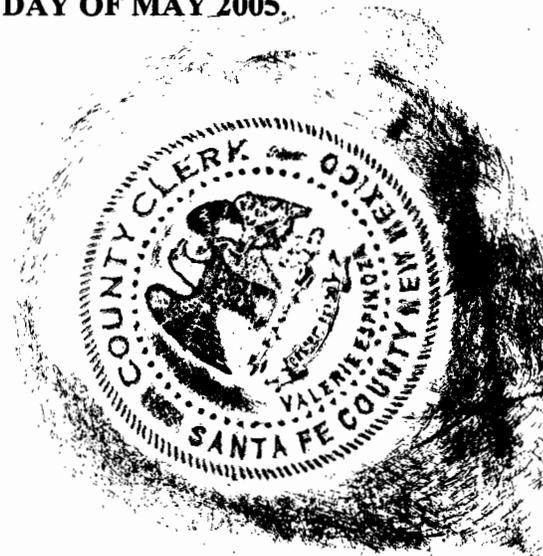
  
Michael D. Anaya, Chairman

Attest:

  
Valerie Espinoza, County Clerk

Approved as to form:

 5-26-05  
Stephen C. Ross, County Attorney



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COUNTY OF SANTA FE )	BCC RESOLUTIONS
STATE OF NEW MEXICO ) ss	PAGES: 2
I Hereby Certify That This Instrument Was Filed for Record On The 15TH Day Of June 9 D , 2005 at 11 35 And Was Duly Recorded as Instrument # 1384487 Of The Records Of Santa Fe County	
Witness My Hand And Seal Of Office Valerie Espinoza County Clerk, Santa Fe, NM	
