

THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY

RESOLUTION NO. 2007- 48

A RESOLUTION AUTHORIZING EXECUTION OF AMENDMENTS TO THE LEASE BY AND BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY AND WOMEN'S HEALTH SERVICES INC. AND AUTHORIZING THE CHAIR TO EXECUTE SAME; AUTHORIZING APPROVAL BY THE STATE BOARD OF FINANCE OF THE LEASE, AS AMENDED; FURTHER AUTHORIZING EXECUTION OF A PURCHASE AGREEMENT BETWEEN SANTA FE COUNTY AND SOLANA CENTER LLC AND AUTHORIZING THE COUNTY MANAGER TO EXECUTE THE PURCHASE AGREEMENT AND ANY NECESSARY CLOSING DOCUMENTS

WHEREAS, the New Mexico State Legislature, in Laws 2005, Ch. 347, Sec. 45, and Laws 2006, Ch. 111, Sec. 52, Laws 2006, Ch. 111, Sec. 18, appropriated certain sums to the County of Santa Fe to acquire land and a building for, and to plan, design, construct, renovate, equip and furnish a facility within Santa Fe County for women's health services;

WHEREAS, Santa Fe County has both located a land and a building with which to provide said services, and has contracted, by lease, with Women's Health Services Inc. to occupy the premises and provide women's health services within Santa Fe County;

WHEREAS, the County now desires to obtain approval of the Lease from the New Mexico State Board of Finance and execute a purchase agreement with the owner of the land and building, New Solana Center LLC, and to effectuate minor changes in the Lease to meet requirements of the State Board of Finance;

WHEREAS, the Board of County Commissioners of Santa Fe County (hereinafter referred to as "the Board") desires to approve the proposed amendments to the Lease and approve the purchase agreement, and to authorize the Chair to execute the Lease and the County Manager to execute both the purchase agreement and any necessary closing documents, and to seek approval of the Lease from the State Board of Finance, and to make closing under the purchase agreement contingent upon approval of the Lease by the State Board of Finance; and

WHEREAS, the Lease and the purchase agreement were considered during the meeting of the Board on March 13, 2007, where a quorum of the Board was present and proper notice given, and the Board therefore desires to take the actions specified below.

NOW THEREFORE BE IT RESOLVED, AS FOLLOWS:

SFC CLERK RECORDED 03/14/2007

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1. The Board of County Commissioners of Santa Fe County, New Mexico hereby approves to the Lease by and between the Board of County Commissioners of Santa Fe County, New Mexico and Women's Health Services Inc.
2. The Board authorizes the Chair of the Board of County Commissioners to execute the Lease.
3. The Board directs that the Lease be submitted to the New Mexico State Board of Finance for approval.
4. The Board hereby approves execution of the Agreement for Purchase and Sale and Escrow Instructions by and between Santa Fe County and New Solana Center LLC, with closing contingent upon approval of the Lease Agreement by and between the Board of County Commissioners of Santa Fe County, New Mexico and Women's Health Services Inc. by the New Mexico Board of Finance.
5. The Board authorizes the County Manager to execute the Agreement for Purchase and Sale and Escrow Instructions, and any and all closing documents that may be needed to close the transaction detailed in the purchase agreement.

PASSED, APPROVED and ADOPTED THIS 13th DAY OF MARCH, 2007.

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

By: *Virginia Vigil*
Virginia Vigil, Chair

ATTEST:

Valerie Espinoza
Valerie Espinoza, County Clerk

Approved as to form:

Stephen C. Ross
Stephen C. Ross, County Attorney



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

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I Hereby Certify That This Instrument Was Filed for
Record On The 14TH Day Of March, A.D., 2007 at 16:41
And Was Duly Recorded as Instrument # 1474664
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Valerie Espinoza
Deputy *Marcella [Signature]* County Clerk, Santa Fe, NM