

1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2012-36**

3 **INTRODUCED BY:**

4  
5 Councilor Bushee  
6 Councilor Calvert  
7 Councilor Wurzburger  
8

9  
10 **A RESOLUTION**

11 **DIRECTING STAFF TO INVENTORY ANNEXATION ITEMS AND ISSUES TO BE**  
12 **DISCUSSED BETWEEN THE GOVERNING BODIES OF THE CITY AND THE COUNTY.**  
13

14 **WHEREAS**, the City of Santa Fe ("City"), Santa Fe County ("County") and Las Soleras  
15 entered into a Settlement Agreement and Mutual Release of Claims dated May 19, 2008 (the  
16 "Settlement Agreement"); and

17 **WHEREAS**, the Settlement Agreement provided for the annexation over the succeeding five  
18 years of 17 areas of land currently within the County; and

19 **WHEREAS**, the Annexation Phasing Agreement between the City and the County effective  
20 February 10, 2009, established the following:

21 1. **LAS SOLERAS ANNEXATION.** The City will continue  
22 to process the annexation petition filed by Las Soleras owners for a  
23 portion of area 10.

24 2. **PHASE ONE OF ANNEXATION.** The City will file a  
25 petition for annexation of Areas 3, 6, 8, 9, the remaining portion of 10,

1 11, 13, 15, 16, 17 and the I-25 right-of-way from NM 599 to Old Pecos  
2 Trail and that portion of NM 14 (Cerrillos Road) from I-25 to the current  
3 city limit by the end of 2008.

4 3. **PHASE TWO OF ANNEXATION.** The City will file a  
5 petition for annexation of Areas 2, 4, 5, 7 and the NM 599 right-of-way  
6 from I-25 to the city limits east of Camino La Tierra by the end of 2011.

7 4. **PHASE THREE OF ANNEXATION.** The City will file a  
8 petition for annexation of Areas 1, 12, 18 and the NM 475 (Hyde Park  
9 Road) right-of-way from the current city limits to the Santa Fe National  
10 Forest boundary by the end of 2012.

11 ; and

12 **WHEREAS,** pursuant to the Settlement Agreement, the City and County have agreed to  
13 provide services such as water, wastewater, public works, solid waste, land use, law enforcement and  
14 fire protection on a phased basis; and

15 **WHEREAS,** pursuant to the March 9, 2012, *Analysis of Fiscal Impacts of Phase 2 and*  
16 *Phase 3 Annexations on the City of Santa Fe*, prepared by the University of New Mexico Bureau of  
17 Business and Economic Research, the cost of providing basic services to annexed areas in southwest  
18 Santa Fe is expected to exceed new revenue generated from services provided to annexed areas.

19 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
20 **CITY OF SANTA FE** that staff is directed to inventory annexation items and issues to be discussed  
21 between the governing bodies of the City and County related to the phasing of certain City and  
22 County services to include the phasing of water, wastewater, public works, solid waste, land use, law  
23 enforcement and fire protection.

24 **BE IT FURTHER RESOLVED** that:

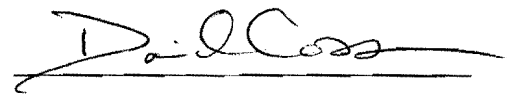
- 25 1. Any amendment to the Settlement Agreement shall in no way affect any individual

1 petition method annexation.

2 2. Any amendment to the Settlement Agreement shall in no way affect the Las Soleras  
3 Annexation.

4 PASSED, APPROVED and ADOPTED this 11<sup>th</sup> day of April, 2012.

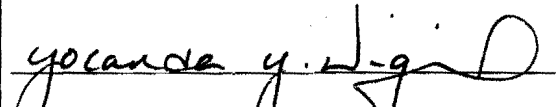
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DAVID COSS, MAYOR

9 ATTEST:

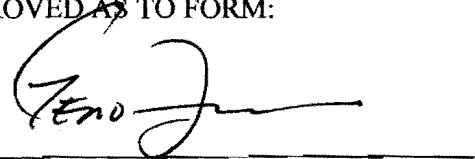
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11   
12 YOLANDA VIGIL, CITY CLERK

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14 APPROVED AS TO FORM:

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17 GENO ZAMORA, CITY ATTORNEY

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25 *M/Melissa/2012 Reolutions/2012-36 Annexation Negotiations w-County*