

HOUSE JOINT RESOLUTION 15

**52ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2016**

INTRODUCED BY

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A JOINT RESOLUTION

RATIFYING AND APPROVING THE DONATION AND TRANSFER OF STATE-  
OWNED REAL PROPERTY AT 301 MILLS AVENUE, LAS VEGAS, NEW MEXICO,  
TO THE CITY OF LAS VEGAS.

WHEREAS, the facilities management division of the general  
services department owns real property located at 301 Mills  
Avenue, Las Vegas, New Mexico, referred to as the "301 Mills  
Avenue" property; and

WHEREAS, the city of Las Vegas initially donated the 301  
Mills Avenue property to the state for the purpose of housing a  
state agency; and

WHEREAS, the state no longer uses the 301 Mills Avenue  
property, and the facilities management division has determined  
that the property is no longer needed by the state for any  
purpose and that, therefore, the division desires to donate and

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1 transfer the property to the city of Las Vegas; and

2 WHEREAS, the city of Las Vegas desires the 301 Mills  
3 Avenue property as a location for city offices and governmental  
4 functions; and

5 WHEREAS, the 301 Mills Avenue property has a value in  
6 excess of one hundred thousand dollars (\$100,000); and

7 WHEREAS, Section 13-6-2 NMSA 1978 provides that upon a  
8 written determination justifying the disposition, a state  
9 agency may sell or otherwise dispose of real property by  
10 negotiated sale or donation to a local public body; and

11 WHEREAS, Section 13-6-3 NMSA 1978 provides in pertinent  
12 part that any sale, trade or lease of state real property for  
13 consideration of one hundred thousand dollars (\$100,000) or  
14 more shall be subject to the ratification and approval by the  
15 state legislature prior to the sale, trade or lease becoming  
16 effective; and

17 WHEREAS, in Rule 1.5.23.7 NMAC, the state board of finance  
18 defines "sale, trade or lease" as any disposition of real  
19 property, including donation; and

20 WHEREAS, the 301 Mills Avenue property is more  
21 particularly described as:

22 "A tract of land located between First Street and Second  
23 Street in the city of Las Vegas, San Miguel County, New Mexico.  
24 Said tract is bounded on the north by Mills Road and being more  
25 particularly described as follows: Beginning for a tie at the

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1 New Mexico state "Golf" Triangulation Station, thence S 31° 19'  
2 E a distance of 2492.33 feet to a surveyor's monument being the  
3 SE'ly corner and true point of beginning of this tract. Thence  
4 along the S'ly boundary of this tract the following courses:  
5 N 84° 34' W a distance of 97.24 feet to a surveyor's monument;  
6 S 67° 04' W a distance of 64.04 feet to a surveyor's monument;  
7 S 67° 54' W a distance of 147.25 feet to a surveyor's monument  
8 being the SW'ly corner of this tract. Thence along the E'ly  
9 R/W of Second Street along a curve with a radius of 273.97 feet  
10 an arc distance of 108.86 feet to a surveyor's monument at a  
11 point of tangency. Thence continuing along said R/W N 03° 55'  
12 W a distance of 144.20 feet to a surveyor's monument being the  
13 NW'ly corner of this tract. Thence along the S'ly R/W of Mills  
14 Road N 88° 12' E a distance of 285.75 feet to a surveyor's  
15 monument being the NE'ly corner of this tract. Thence along  
16 the W'ly R/W of First Street along a curve with a radius of  
17 429.28 feet, with a chord of S 13° 45' 47" E a distance of  
18 191.29 feet, with an arc distance of 192.91 feet to the true  
19 point of beginning of this tract. Said tract contains 1.383  
20 acres, more or less.

21 The above-described tract is shown on a plat prepared by  
22 Morris A. Apodaca, titled Proposed State Police Building, dated  
23 July 30, 1979, plat no. LS-79-72.";

24 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE  
25 STATE OF NEW MEXICO that the proposed donation of the real

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1 property at 301 Mills Avenue, Las Vegas, New Mexico, from the  
2 state to the city of Las Vegas be and is hereby ratified and  
3 approved by the legislature; and

4 BE IT FURTHER RESOLVED that copies of this resolution be  
5 transmitted to the secretary of general services, the capitol  
6 buildings planning commission and the city manager of the city  
7 of Las Vegas, New Mexico.