

**VILLAGE OF ANGEL FIRE
RESOLUTION 2019-36**

**A RESOLUTION AUTHORIZING THE VILLAGE OF ANGEL FIRE TO ENTER INTO AN
AGREEMENT FOR EXCHANGE OF LAND AND GRANT OF ROW EASEMENT FOR
THE REALIGNMENT OF ASPEN STREET EAST WITH ANGEL FIRE RESORT
OPERATIONS, LLC**

WHEREAS, the Village has authorized construction and funding for the "Village of Angel Fire Core Area Street and Infrastructure Improvements – Phase I" that include the realignment of a portion of Aspen Street East within the Core Area of The Village of Angel Fire, and;

WHEREAS, the Resort is the owner of certain real property on, in, and adjacent to the existing Aspen Street East and proposed "realigned" Aspen Street East, including a Cul-De-Sac area of land at the east end of Aspen Street East, all as more particularly described and shown on Exhibit A (Project Plan) attached hereto and;

WHEREAS, the eastern most portion of Aspen Street East is in need of realignment to include the Cul-De-Sac portion of Aspen Street East located on the Resort's fee land on Lots 3 and 4, Block H, Angel Fire Village Unit One ("Cul-De-Sac) and;

WHEREAS, to accomplish this realignment of Aspen Street East, and the construction of certain road improvements there including paving, curbing, gutters and sidewalks and other road improvements, the Parties need to exchange land and the Resort needs to grant a permanent ROW easement for the public to the Village over the Aspen Street East Cul-De-Sac portion at the end of Aspen Street East on the Resort's fee land (ROW Cul-De-Sac Easement Area") and;

WHEREAS, to accomplish the construction of such road improvements on Aspen Street East, a temporary construction access license needs to be granted by the Resort to the Village and its contractors for constructing all such road improvements thereon on the Resort's lands, and;

WHEREAS, this exchange of lands and granting and accepting of a ROW Cul-De-Sac easement and a temporary construction access license are authorized by, pursuant to, and in accordance with NMSA 1978 § 3-49-2 (Exchange of Street Land for Realignment) and § 3-54-1A and B (Sale or Exchange of Real Property by Municipality when, as here, the value of Village land exchanged / released (514 square feet of vacant land) is valued under \$25,000.

NOW THEREFORE BE IT RESOLVED, that the Village of Angle Fire enter into an agreement for Exchange of land and grant of ROW easement for the realignment of Aspen Street East with Angel Fire Resort Operations, LLC.

PASSED, APPROVED AND ADOPTED by the Angel Fire Village Council on June 25, 2019.

A handwritten signature in blue ink, appearing to read "Barbara Cottam", written over a horizontal line.

Barbara Cottam, Mayor
Village of Angel Fire

Attest:

A handwritten signature in blue ink, appearing to read "Terry Cordova", written over a horizontal line.

Terry Cordova, Village Clerk