

HOUSE JOINT RESOLUTION 21

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

INTRODUCED BY

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A JOINT RESOLUTION

RATIFYING AND APPROVING THE SALE OF REAL PROPERTY OWNED BY THE PECOS VALLEY REGIONAL EDUCATION COOPERATIVE AND USED FOR ITS MAIN OFFICES ON THE CONDITION THAT THE COOPERATIVE CONCURRENTLY PURCHASE OR LEASE A REPLACEMENT REAL PROPERTY.

WHEREAS, the Pecos Valley regional education cooperative number eight, referred to as the "cooperative", owns the real property, together with buildings and improvements, at 2218 W. Grand Avenue, Artesia, New Mexico 88210, referred to as the "2218 W. Grand property", which serves as the main offices of the cooperative; and

WHEREAS, the 2218 W. Grand property is not sufficient to house all of the cooperative's operations, including the southeastern New Mexico educational resource center; and

WHEREAS, as of November 3, 2015, the 2218 W. Grand

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1 property was appraised at a value of four hundred thousand
2 dollars (\$400,000); and

3 WHEREAS, on January 19, 2016, the regional education
4 coordinating council for the cooperative adopted a resolution
5 determining that it is in the best interests of the cooperative
6 to sell the 2218 W. Grand property and acquire a replacement
7 building by purchase or lease and approving the sale of the
8 2218 W. Grand property, pursuant to any of the means provided
9 in Subsection B of Section 13-6-2 NMSA 1978, for a price that
10 is equal to or exceeds its appraised value, subject to approval
11 by the New Mexico legislature and conditioned upon the
12 concurrent purchase or lease of a replacement building to serve
13 as the cooperative's main offices; and

14 WHEREAS, pursuant to Section 22-2B-3 NMSA 1978, the
15 cooperative is an individual state agency administratively
16 attached to the public education department and pursuant to the
17 rules of that department, of which there are none pertinent to
18 this resolution, may own and have control and management over
19 buildings and land independent of the director of the
20 facilities management division of the general services
21 department; and

22 WHEREAS, Subsection B of Section 13-6-2 NMSA 1978 provides
23 that a state agency may sell or otherwise dispose of real
24 property by any of several prescribed means; and

25 WHEREAS, Section 13-6-3 NMSA 1978 provides that any sale,

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1 trade or lease of real property belonging to a state agency for
2 consideration of one hundred thousand dollars (\$100,000) or
3 more shall be subject to ratification and approval by the state
4 legislature; and

5 WHEREAS, the legal description of the 2218 W. Grand
6 property is:

7 "The East 265.4 feet of Block 6 of the Gunter
8 Subdivision, to the City of Artesia, Eddy County,
9 New Mexico, as the same apperas [sic] on the
10 official, filed plat thereof on file in the Office
11 of the County Clerk of Eddy County, New Mexico and
12 all buildings and improvements thereon.";

13 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE
14 STATE OF NEW MEXICO that the sale of the 2218 W. Grand property
15 by the cooperative at or above its appraised value is hereby
16 ratified and approved on the condition that the cooperative,
17 concurrently with the sale, purchase or lease a replacement
18 building for the main offices of the cooperative; and

19 BE IT FURTHER RESOLVED that copies of this resolution be
20 transmitted to the secretary of public education, the executive
21 director of the cooperative and the capitol buildings planning
22 commission.