

**RESOLUTION 16-13**

**AMENDING AND REPLACING RESOLUTION NO. 15-50**

**DONATIVE CONVEYANCE OF PROPERTY FROM LUNA COUNTY TO CITY OF DEMING**

**WHEREAS**, Luna County received Brownfields Assessment Cooperative Agreement No. BF00F14001 from the U.S. Environmental Protection Agency to perform Phase I and Phase II Environmental Site Assessments at the Tulip Landfill; and

**WHEREAS**, both Phase I and Phase II assessments have been completed and the FY13 Brownfields Cleanup Grant is complete; and

**WHEREAS**, Luna County was the owner of the Tulip Landfill during Brownfield Cleanup Grant; and

**WHEREAS**, for the City of Deming to be eligible to receive a Colonias Infrastructure Grant the applicant must be the sole owner of the site that is the subject of the Colonias Infrastructure Grant Proposal;

**NOW THEREFORE, BE IT RESOLVED** by signature of Luna County Board of Commissioners that County of Luna agrees to convey ownership of the Tulip Landfill to the City of Deming and pay for Luna County Abstract settlement and recording fees.

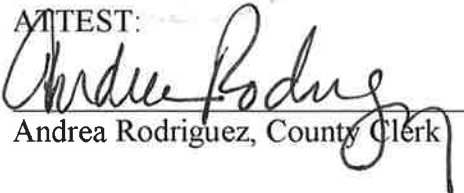
**FURTHERMORE, BE IT RESOLVED** that the donation of property to the City of Deming from Luna County is contingent upon New Mexico State Board of Finance approval.

**PASSED, ADOPTED, AND APPROVED** this 14<sup>th</sup> day of January, 2016



**Luna County Board of Commissioners**

  
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R. Javier Diaz, Chairman

ATTEST:  
  
Andrea Rodriguez, County Clerk