

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2021-__

INTRODUCED BY:

Councilor JoAnne Vigil Coppler

Councilor Michael J. Garcia

Councilor Renee Villarreal

A RESOLUTION

**REQUIRING GOVERNING BODY APPROVAL PRIOR TO ANNOUNCING THE
AVAILABILITY OF ANY CITY-OWNED LAND, BUILDINGS, OR OTHER REAL
PROPERTY FOR SALE.**

WHEREAS, the City recently unveiled a new website that advertises various properties owned by the City of Santa Fe that are either “for sale” or contemplated for future sale; and

WHEREAS, Governing Body approval and, in most circumstances, a waiting period during which the sale is subject to a voter referendum, is required for an offeror to purchase City property; and

WHEREAS, approval from the Governing Body is not currently required before the City announces the opportunity for potential offerors to submit offers to buy City property for the Governing Body’s consideration; and

WHEREAS, there is currently one property listed as “for sale” on the new website: the seven parcel, 228 acre Santa Fe Estates located north of Veterans Memorial Highway (US 599) and to the West of US 285; and

1 **WHEREAS**, several other City-owned land and real property may soon be listed as “for
2 sale” on the website; and

3 **WHEREAS**, City-owned land, buildings, and other real property are public property; and

4 **WHEREAS**, the Governing Body prefers to hold discussions of the disposition or sale of
5 City-owned land or property transparently and in front of the public, during a public meeting unless
6 doing so would harm the City’s ability to leverage the competitive value of real property;
7 confidential market strategy is not a factor; there are no reputational interests at stake; relevant laws
8 do not require confidentiality; and there is no actual or threatened litigation to consider.

9 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
10 **CITY OF SANTA FE** that, prior to announcing any City-owned land, building, or other real
11 property as “for sale”, the Governing Body must approve a recommendation to do so, after a
12 presentation by City staff during a public meeting, describing why staff members recommend that
13 the City announce the land or other real property as “for sale.”

14 **BE IT FURTHER RESOLVED** that, other than Santa Fe Estates, all properties currently
15 under consideration for sale must be presented to the Governing Body for approval of a desired
16 announcement, prior to announcing the land, building, or other real property is for sale, even if the
17 Governing Body has already discussed such sale of such property in an executive session.

18 PASSED, APPROVED, and ADOPTED this ____day of _____, 2021.

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22 ATTEST:

ALAN WEBBER, MAYOR

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24 _____
25 KRISTINE MIHELIC, CITY CLERK

1 APPROVED AS TO FORM:

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4 ERIN K. McSHERRY, CITY ATTORNEY

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25 *Legislation/2021/Resolutions/GB Approval for Offering of Public Land for Sale*