



RESOLUTION NO. 2025-25

A RESOLUTION TRANSFERRING SIERRA COUNTY ROAD A-013 TO THE NEW MEXICO DEPARTMENT OF TRANSPORTATION AND ACCEPTING DESIGNATED STATE ROADS INTO THE COUNTY ROAD SYSTEM FOR MAINTENANCE

WHEREAS, the Board of County Commissioners of Sierra County met in a duly noticed, regular Commission meeting on March 18, 2025, at 10:00 A.M. in the Sierra County Administration Building, 1712 North Date Street, Truth or Consequences, NM 87901; and,

WHEREAS, Sierra County is a body politic existing by and under the Constitution and Laws of the State of New Mexico; and

WHEREAS, Doña Ana County and Sierra County formed the Spaceport America Regional Spaceport District ("District") pursuant to the Regional Spaceport District Act, NMSA 1978, Section 5-16-1 et seq., which statutes grant the District the power to, among other things, enter into contracts and agreements affecting the affairs of the District and to construct, in connection with the New Mexico Spaceport Authority ("Spaceport Authority"), a regional spaceport within the boundaries of the District; and

WHEREAS, the Spaceport Authority is an agency of the State of New Mexico created pursuant to the Spaceport Development Act, NMSA 1978, Section 58-31-2, et seq., and empowered to actively promote and assist public and private sector infrastructure development associated with Spaceport America and to initiate, develop, acquire, own, construct, maintain, and lease Spaceport-related projects; and

WHEREAS, pursuant to NMSA 1978, Section 67-2-2 (1905), "[a]ll public highways, except such as are owned and operated by private corporations, and highways within the corporate limits of any incorporated city or town, shall be maintained and kept in repair by the respective counties in which they are located"; and

WHEREAS, Sierra County Road A-013 is such a public highway that Sierra County has been required to maintain and keep in repair; and

WHEREAS, Sierra County and the Spaceport Authority entered into a Memorandum of Understanding to complete road improvements to Sierra County Road A-013, which was an unimproved public road running north from the end of Doña Ana County road E-070 where it intersects the Sierra County line, to Spaceport America, to facilitate the development of Spaceport America; and

WHEREAS, pursuant to this Memorandum of Understanding, Sierra County was to assume permanent road maintenance responsibility for the improvements to Sierra County Road A-013 upon written notice that Spaceport America infrastructure construction was complete and construction traffic on the County roads had ended; and

WHEREAS, based on the remote location of Sierra County Road A-013, the interest of Spaceport America in ensuring that this road is maintained and kept in good repair, and the limited resources of Sierra County in achieving that task, it is in the best interest of Sierra County to transfer ownership and maintenance responsibility of Sierra County Road A-013 to the New Mexico Department of Transportation; and

WHEREAS, in exchange for the transfer of Sierra County Road A-013, Sierra County will accept the transfer of designated state roads from the New Mexico Department of Transportation into the County road system for maintenance.

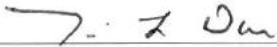
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Sierra County, New Mexico, that Sierra County Road A-013, in its entirety, is hereby transferred to the New Mexico Department of Transportation, which shall assume ownership and maintenance responsibility for the roadway.

NOW, THEREFORE, BE IT FURTHER RESOLVED that Sierra County hereby accepts the transfer of designated state roads from the New Mexico Department of Transportation into the County road system for maintenance, as specified in the attached agreement and map labeled "Exhibit A."

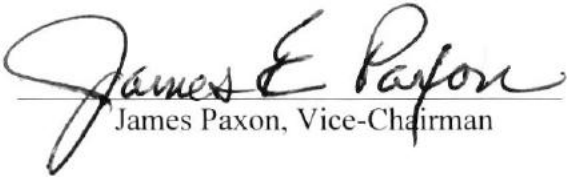
NOW, THEREFORE, BE IT FURTHER RESOLVED that the Sierra County Manager and other appropriate County staff are authorized and directed to execute any necessary documents and take all necessary actions to effectuate the transfers described herein.

APPROVED, ADOPTED, AND PASSED on this 18th day of March, 2025.

BOARD OF COUNTY COMMISSIONERS OF SIERRA COUNTY



Travis Day, Chairman

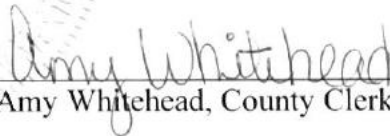


James Paxon, Vice-Chairman



Hank Hopkins, Commissioner

Attest:



Amy Whitehead, County Clerk

