

RESOLUTION NO. 2013-38

**A RESOLUTION ACCEPTING AND APPROVING
THE PRELIMINARY ENGINEERING REPORT
FOR EFFLUENT RE-USE
PREPARED BY MOLZEN-CORBIN & ASSOCIATES**

WHEREAS the Village retained Molzen-Corbin & Associates to prepare a Preliminary Engineering Report (PER) for the use of effluent water; and

WHEREAS the Transfer Agreement with Angel Fire Resort Operations LLC requires that re-use water be made available by the Village to the Resort; and

WHEREAS the Transfer Agreement also requires that the Resort construct the re-use water line; and

WHEREAS near the completion of the PER study, the Resort announced a new entertainment venue project and the Village Staff offered a new termini of the water re-use water line to the new venue; and

WHEREAS this request prompted the Village to ask the NMED for a time extension to spend the remaining funds of the Effluent Re-Use grant and an amendment to our contract with Molzen-Corbin to amend the PER; and

WHEREAS Molzen-Corbin has agreed to the amendment, provided that the Village accept and approve the original contractual version of the Effluent Re-Use PER; and


WHEREAS the environmental clearance portion of a PER has a shelf life of five years. If the Resort does not utilize the PER by April 2017; it will expire and it will be Resort's responsibility to cover the cost of any PER Updates.

NOW THEREFORE BE IT RESOLVED by the Angel Fire Village Council that the Effluent Water Re-Use PER prepared by Molzen-Corbin & Associates is hereby adopted.

PASSED, APPROVED AND ADOPTED this 29th day of October, 2013


Mayor Barbara Cottam

ATTEST:


Terry Cordova, Village Clerk

