

**CITY of ALBUQUERQUE
TWENTY FIFTH COUNCIL**

COUNCIL BILL NO. R-23-154 ENACTMENT NO. R-2023-071

SPONSORED BY: Brook Bassan and Renée Grout

RESOLUTION

**ASSESSING DISTRICT BENEFIT FEES FOR THE ALBUQUERQUE TOURISM
MARKETING DISTRICT IN ACCORDANCE WITH THE APPROVED BUDGET.**

**WHEREAS, the Albuquerque Tourism Marketing District (ATMD) was
created by Ordinance No. O-22-14; and**

**WHEREAS, the Management Committee has prepared and filed with the
Council, for its review and approval, the FY24 operating budget that is in
accordance with the ATMD plan; and**

**WHEREAS, the ATMD Management Committee, Visit Albuquerque, has filed
with the Council a progress report of the ATMD activities for the preceding fiscal
year, which includes a complete financial statement setting forth its assets,
liabilities, income and operating expenses as of the end of FY23 and the benefits
of the ATMD programs to the ATMD lodging businesses' owners; and**

**WHEREAS, the ATMD Management Committee has recommended to the
Council the benefit fee amounts to be assessed in accordance with the ATMD
plan; and**

**WHEREAS, Ordinances O-22-14 and O-22-21 provide for the distribution of
the ATMD benefit fee to the Management Committee of the ATMD which shall
determine how such funds are spent subject to the Management Committees
compliance with the ATMD plan; and**

**WHEREAS, NMSA 1978 Section 3-63-13 authorizes the City Council to
annually assess the ATMD benefit fees.**

**BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
ALBUQUERQUE:**

Section 1. The City Council hereby approves the ATMD budget for FY24.

1 **Section 2. The City Council hereby assesses the ATMD benefit fees for**
2 **FY24 in accordance with the formulas and procedures adopted in Ordinance No.**
3 **O-22-21.**

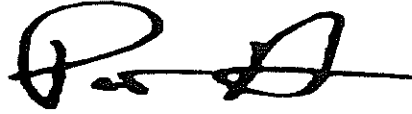
4 **Section 3. The estimated revenue of the ATMD benefit fees in the amount of**
5 **\$6,683,950 for FY24, shall be held in a special account for the purpose of carrying**
6 **out the ATMD in accordance with the approved budget and the ATMD plan, and**
7 **shall be distributed in accordance with the provisions of Ordinances O-22-14 and**
8 **O-22-21.**

9 **Section 4. The City Council acknowledges receipt of the ATMD budget, and**
10 **approves the progress report and complete financial statement for FY23.**

11 **Section 5. SEVERABILITY CLAUSE. If any section, paragraph, sentence,**
12 **clause, word, or phrase of this Resolution is for any reason held to be invalid or**
13 **unenforceable by any court of competent jurisdiction, such decision shall not**
14 **affect the validity of the remaining provisions of this Resolution. The Council**
15 **hereby declares that it would have passed this Resolution and each section,**
16 **paragraph, sentence, clause, word, or phrase thereof irrespective of any**
17 **provision being declared unconstitutional or otherwise invalid.**

18 **Section 6. EFFECTIVE DATE. This Resolution shall take effect five days**
19 **after publication by title and general summary.**

1 PASSED AND ADOPTED THIS 6th DAY OF September, 2023
2 BY A VOTE OF: 9 FOR 0 AGAINST.

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9 Pat Davis, President
10 City Council

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14 APPROVED THIS 20 DAY OF September, 2023

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18 Bill No. R-23-154

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22 Timothy M. Keller, Mayor
23 City of Albuquerque

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27 ATTEST:

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30 Ethan Watson, City Clerk

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