

**CITY of ALBUQUERQUE  
TWENTIETH COUNCIL**

COUNCIL BILL NO. R-13-131 ENACTMENT NO. R-2013-010

SPONSORED BY: Dan Lewis

1 RESOLUTION  
2 ESTABLISHING A LEGISLATIVE POLICY FOR THE CITY OF ALBUQUERQUE  
3 FOR THE 2013 LEGISLATIVE SESSION OF THE NEW MEXICO LEGISLATURE.  
4 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF  
5 ALBUQUERQUE:

6 Section 1. That the legislative policy for the 2013 Session of the New  
7 Mexico Legislature is hereby approved and adopted as follows:

8 (A) REVENUE MEASURES. The City of Albuquerque:

9 (1) urges that the New Mexico State Legislature not take any  
10 action to reduce, alter or repeal the Food and Medical Hold Harmless  
11 Provision for Local Governments;

12 (2) opposes any erosion of local government taxing authority and  
13 the City's gross receipts tax base;

14 (3) supports the examination of alternatives to enhance the  
15 revenue stream or create diversity to stabilize municipal revenue sources; and

16 (4) opposes changes relative to local franchise fees and  
17 franchises which would have the effect of lowering municipal revenues or  
18 lessening control over municipal rights-of-way.

19 (B) CAPITAL PROJECTS. The City requests:

20 (1) that existing City capital projects be reauthorized, and new  
21 projects identified by the City as having a high priority receive capital outlay  
22 funding;

23 (2) funding for the purchase of right-of-way for the Paseo del  
24 Volcan By-Pass Freeway; and

25 (3) funding for the purchase of open space.  
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1 (C) ECONOMIC DEVELOPMENT. The City:

2 (1) urges the State to recognize the regional importance of the  
3 I-25/Paseo del Norte interchange project headed by the New Mexico  
4 Department of Transportation, to continue to support the collaboration among  
5 local, State and Federal agencies on the project, and to provide funding  
6 toward the completion of the phased renovation of the interchange;

7 (2) supports the Mainstreet program (including Nob Hill in  
8 Albuquerque) and the preservation and prioritization of local economic  
9 development in State economic planning;

10 (3) supports funding for the purchase of properties in targeted  
11 areas to remove blighted structures to stimulate redevelopment of the area;

12 (4) supports the continued recruitment of, and incentives for, the  
13 film industry;

14 (5) supports comprehensive legislation to eliminate abusive  
15 predatory lending practices, including payday, car title and mortgage loans;

16 (6) supports legislative amendments to clarify provisions of the  
17 Tax Increment Development District (TIDD) statute regarding notice to affected  
18 state and local governmental entities, the assessment and distribution  
19 process, payment of administrative expenses, calculation of base taxes and  
20 tax increments, the termination process, and the board election process;

21 (7) supports the adoption of an optional Single Sales Factor for  
22 Manufacturers, provided that the state's existing incentives remain intact;

23 (8) supports Post-Performance Tax Credit, which provides that up  
24 to 30% of the new state revenues from a qualified business entity's economic  
25 base project can be refunded to the taxpayer as a credit, based on a portion of  
26 the new revenues that are generated for the State;

27 (9) urges the State to support Local Economic Development Act  
28 (LEDA) funding, which serves as a closing fund in recruiting companies to the  
29 State or supporting expansions of existing economic base companies by  
30 providing funding to local governments for qualified job creation projects  
31 through Capital Outlay allocation;

32 (10) urges the State to increase marketing funds for economic  
33 development and recruitment;

- 1 (11) supports the increase in marketing funds for State tourism;
- 2 (12) supports reducing the corporate income tax from 7.6% to 4.9%
- 3 over a four-year period to mirror the Personal Income Tax; and
- 4 (13) supports the proposal for an informed consent law that is
- 5 extended to spacecraft manufacturers and suppliers to make Spaceport
- 6 America more competitive with the 12 other states that have passed this type
- 7 of informed consent.

8 (D) CHILDREN, YOUTH AND SENIORS. The City encourages:

- 9 (1) the appropriation of funds to retain the level of financial
- 10 support for the 21<sup>st</sup> Century Learning Center educational programs at full
- 11 funding at all existing sites;
- 12 (2) maintaining Medicaid and SCHIP coverage at current levels of
- 13 coverage; and
- 14 (3) maintaining funding for the City's Home Services Program
- 15 which provides home repair, chores and retrofit for senior citizens.

16 (E) HOUSING AND EDUCATION. The City supports:

- 17 (1) legislative efforts to increase the funding for the New Mexico
- 18 Housing Trust Fund and provide greater regulatory flexibility to increase the
- 19 supply of affordable housing and its rehabilitation in Albuquerque;
- 20 (2) adequate and equitable funding for Albuquerque public
- 21 schools, charter schools, institutions of higher education, and alternative
- 22 schools for at-risk children;
- 23 (3) the Legislature requiring that local school districts enter into
- 24 partnerships with local governments to achieve the most effective use of all
- 25 public facilities by the community; and
- 26 (4) making capital funding available to charter schools.

27 (F) PUBLIC SAFETY. The City:

- 28 (1) supports strengthening laws to end motorists driving while
- 29 impaired;
- 30 (2) supports continued funding for alcohol and drug treatment
- 31 services;

- 1 (3) supports legislation that increases penalties for persons who  
2 act in concert to illegally obtain merchandise from retail establishments for  
3 the purpose of reselling items;
- 4 (4) supports enhanced legislation that will expand the list of  
5 violent crimes that qualify for a life sentence under the current three strikes  
6 law;
- 7 (5) supports legislation that would eliminate the statute of  
8 limitations for violent felonies;
- 9 (6) supports the work of the Domestic Violence Task Force and  
10 other efforts to reduce threats to women, children and families;
- 11 (7) supports funding for the acquisition of land and/or property  
12 for, and the operation of, a year-round emergency overnight shelter for  
13 homeless women, children and families;
- 14 (8) supports legislation and potential solutions related to the  
15 increasing prevalence of identity theft in New Mexico;
- 16 (9) supports adequate funding for the Department of Corrections  
17 to compensate local jails for the cost of holding parole violators and other  
18 State prisoners;
- 19 (10) opposes legislative amendments that would impose a fee on  
20 municipalities for municipal prisoners housed in county detention facilities;
- 21 (11) supports sentencing alternatives to allow more effective local  
22 control of jail populations;
- 23 (12) supports strengthening the sentences for all human trafficking  
24 convictions from a third-degree felony to a first-degree felony;
- 25 (13) supports the renewal of statute 61-12c-9 to require that all  
26 State massage parlors be licensed to practice in an effort to combat trafficking  
27 practices in these businesses;
- 28 (14) supports strengthening the language in statute 30-52-1 on  
29 Human Trafficking from "...recruiting, soliciting, enticing, transporting or  
30 obtaining by any means..." to "...recruiting, soliciting, enticing, transporting  
31 or proceeding with intent to obtain by any means..." to eliminate a possible  
32 loophole; and

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1 (15) supports the crafting of legislation using the Treatment  
2 Guardian Act statutes as a base to create a voluntary model for individuals  
3 living with mental illness who are declared incompetent after being  
4 adjudicated to receive treatment and supervision.

5 (G) LAND USE. The City:

6 (1) supports a legislative amendment to reinstate the City's  
7 extraterritorial planning and zoning authority that would allow the City and  
8 Bernalillo County to develop a mutually acceptable and cooperative decision-  
9 making process regarding land in the extraterritorial area.

10 (H) ANIMAL ISSUES. The City of Albuquerque supports:

11 (1) funding to assist local animal shelters with the costs of  
12 sheltering animals under court-ordered protective custody;

13 (2) statewide legislation for mandatory spay and neuter  
14 requirements together with funding for low-income spay and neuter programs;

15 (3) legislative efforts to address issues arising from the links  
16 between domestic violence, child abuse and animal abuse; and

17 (4) legislative amendments to the current State Cruelty Law to  
18 define neglect as cruelty and increase penalties for animal cruelty.

19 (I) GENERAL. The City supports the policy statements and resolutions  
20 of the New Mexico Municipal League (NMML); if any NMML policies are  
21 inconsistent with the provisions of this Resolution, the provisions herein shall  
22 prevail.

23 (J) GOVERNOR'S MESSAGE. This Resolution will be amended, if  
24 necessary, to address any issues brought forth by the Governor's Message  
25 that are not addressed herein.

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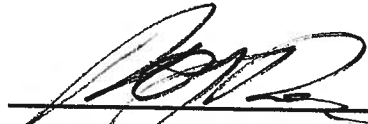
1 PASSED AND ADOPTED THIS 23<sup>rd</sup> DAY OF January, 2013  
2 BY A VOTE OF: 9 FOR 0 AGAINST.

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7 Daniel P. Lewis, President  
8 City Council

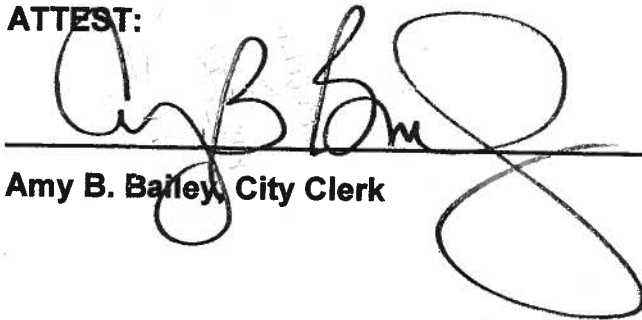
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11 <sup>31<sup>st</sup></sup>  
12 APPROVED THIS ~~23<sup>rd</sup>~~ DAY OF January, 2013

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17 Bill No. R-13-131

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21 Richard J. Berry, Mayor  
22 City of Albuquerque

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25 ATTEST:

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28 Amy B. Bailey, City Clerk  
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