
CITY OF ALBUQUERQUE
CITY COUNCIL

INTEROFFICE MEMORANDUM

TO: Timothy M. Keller, Mayor

FROM: Stephanie M. Yara, Director of Council Services

SMY 2/26/19

SUBJECT: Transmittal of Legislation

Transmitted herewith is Bill No. O-19-49 Amending The Ordinance For Adopting The Capital Improvements Program To Extend The Deadline For Council Action (Harris), which was passed at the Council meeting of February 20, 2019 by a vote of 6 FOR AND 3 AGAINST.

Against: Gibson, Jones, Winter

In accordance with the provisions of the City Charter, your action is respectfully requested.

SMY:mh
Attachment

CITY of ALBUQUERQUE

TWENTY THIRD COUNCIL

COUNCIL BILL NO O-19-49 ENACTMENT NO. O-2019-002

SPONSORED BY: Don Harris

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2 **ORDINANCE**
3 **AMENDING THE ORDINANCE FOR ADOPTING THE CAPITAL IMPROVEMENTS**
4 **PROGRAM TO EXTEND THE DEADLINE FOR COUNCIL ACTION.**
5 **BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF**
6 **ALBUQUERQUE:**

7 **Section 1. Amending Chapter 2, Article 12, Section 3 of the Revised**
8 **Ordinances of Albuquerque to extend the deadline for City Council Action on**
9 **the Capital Improvements Plan.**

10 **“§ 2-12-3 ADOPTING THE CAPITAL IMPROVEMENTS PROGRAM;**
11 **PUBLICATION.**

12 **(A) The Mayor shall submit by November 21 of each even-**
13 **numbered year, except as provided by division (C) of this section, the**
14 **proposed Capital Improvements Program to the Environmental Planning**
15 **Commission. The Environmental Planning Commission shall conduct at least**
16 **one public hearing on responsibilities of the Commission for plans and**
17 **policies on development and on protection of the environment as delineated in**
18 **§§ 14-13-3-1 et seq. The Environmental Planning Commission shall submit its**
19 **recommendations on the proposed program to the Mayor by December 1 of**
20 **each even-numbered year. The Mayor is not required to revise the proposed**
21 **Capital Improvements Program to incorporate the recommendations of the**
22 **Environmental Planning Commission but may do so.**

23 **(B) The Mayor shall submit the proposed Capital Improvements**
24 **Program, including any recommendations of the Environmental Planning**
25 **Commission, to the Council by January 3 of each odd-numbered year, except**
as provided by division (C) of this section.

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1 (C) The Capital Improvements Programs for the Air Quality,
2 Aviation Enterprise, Parking Enterprise, Refuse Disposal, and Golf Enterprise
3 Funds shall be developed in accordance with the following procedure:

4 (1) The capital improvements appropriations for the above
5 referenced funds shall be developed by the Mayor in conjunction with
6 operating budgets and supporting rate proposals, if any, and shall be
7 submitted to the Council no later than April 1 of each year.

8 (2) The Mayor shall submit to the Council any proposed
9 rate increases required for the proposed Capital Improvements Programs of
10 the above referenced funds along with the operating budget no later than April
11 1 of each year. These Capital Improvement Program budgets shall be fully
12 integrated into the proposed ten year program by the CIP Office.

13 (D) The Council shall approve the Capital Improvements Program
14 as proposed, or shall amend and approve it, by the first scheduled City
15 Council meeting in April of the year submitted. The Council shall hold at least
16 one public hearing on the proposed program.

17 (E) The city shall promptly publish the Capital Improvements
18 Program as approved.”

19 Section 2. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
20 clause, word or phrase of this Ordinance is for any reason held to be invalid
21 or unenforceable by any court of competent jurisdiction, such decision shall
22 not affect the validity of the remaining provisions of this Ordinance. The
23 Council hereby declares that it would have passed this Ordinance and each
24 section, paragraph, sentence, clause, word or phrase thereof irrespective of
25 any provision being declared unconstitutional or otherwise invalid.

26 Section 3. COMPILATION. The ordinance amendment prescribed by
27 Section 1 shall amend, be incorporated in and made part of the Revised
28 ordinances of Albuquerque, New Mexico, 1994.

29 Section 4. EFFECTIVE DATE. Section 1 of this Ordinance shall take effect
30 five days after publication by title and general summary.

1 PASSED AND ADOPTED THIS 20th DAY OF February, 2019
2 BY A VOTE OF: 6 FOR 3 AGAINST.
3

4 Against: Gibson, Jones, Winter
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9 Klarissa J. Peña, President
10 City Council
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14 APPROVED THIS 04 DAY OF March, 2019
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17 Bill No. O-19-49
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21 Timothy M. Keller, Mayor
22 City of Albuquerque
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26 ATTEST:
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29 Katy Duhigg, City Clerk
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