



# City of Albuquerque

## Office of the City Clerk

Timothy M. Keller, Mayor

Katy Duhigg, City Clerk

### Interoffice Memorandum

August 26, 2019

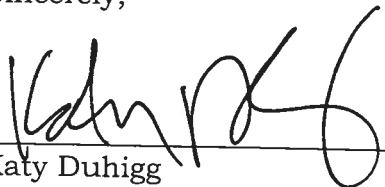
**To:** CITY COUNCIL

**From:** Camille Cordova, City Clerk Executive Assistant

**Subject:** BILL NO. R-19-164; ENACTMENT NO. R-2019-053

I hereby certify that on August 5, 2019, the Office of the City Clerk received Bill R-19-164 as signed by the president of the City Council, Klarissa J. Peña. Enactment No. R-2019-053 was passed at the August 5, 2019 City Council meeting. Mayor Keller did not sign the approved Resolution within the 10 days allowed for his signature and did not exercise his veto power. Pursuant to the Albuquerque City Charter Article XI, Section 3, this Resolution is in full effect without Mayor's approval or signature. This memorandum shall be placed in the permanent file for Bill No. R-19-164.

Sincerely,

  
Katy Duhigg  
City Clerk

**R-2019-053**

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**CITY OF ALBUQUERQUE  
CITY COUNCIL**

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**INTEROFFICE MEMORANDUM**

**TO: Timothy M. Keller, Mayor**

**FROM: Stephanie M. Yara, Director of Council Services** *CO 8/19/19*

**SUBJECT: Transmittal of Legislation**

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Transmitted herewith is Bill No. R-19-164 Concerning A Bond Election To Be Held In The City Of Albuquerque At The Next Regular Local Election On November 5, 2019; Submitting To A Vote Of The Qualified Electors At Such Regular Local Election Certain Questions For Authorizing The Issuance Of General Obligation Bonds In Varying Principal Amounts And For Specified Public Purposes And, Providing The Form Of The Bond Questions And The Designation Clause For Such Questions On The Ballot; Prescribing Other Details In Connection With Such Bond Election And Bonds; And Ratifying Action Previously Taken In Connection Therewith (Sanchez, by request), which was passed at the Council meeting of August 5, 2019, by a vote of 9 FOR AND 0 AGAINST.

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

SY:dm  
Attachment  
8/7/2019

# CITY of ALBUQUERQUE

## TWENTY THIRD COUNCIL

COUNCIL BILL NO. R-19-164 ENACTMENT NO. R-2019-053

SPONSORED BY: Ken Sanchez, by request

1 RESOLUTION  
2 CONCERNING A BOND ELECTION TO BE HELD IN THE CITY OF  
3 ALBUQUERQUE AT THE NEXT REGULAR LOCAL ELECTION ON NOVEMBER  
4 5, 2019; SUBMITTING TO A VOTE OF THE QUALIFIED ELECTORS AT SUCH  
5 REGULAR LOCAL ELECTION CERTAIN QUESTIONS FOR AUTHORIZING THE  
6 ISSUANCE OF GENERAL OBLIGATION BONDS IN VARYING PRINCIPAL  
7 AMOUNTS AND FOR SPECIFIED PUBLIC PURPOSES AND, PROVIDING THE  
8 FORM OF THE BOND QUESTIONS AND THE DESIGNATION CLAUSE FOR  
9 SUCH QUESTIONS ON THE BALLOT; PRESCRIBING OTHER DETAILS IN  
10 CONNECTION WITH SUCH BOND ELECTION AND BONDS; AND RATIFYING  
11 ACTION PREVIOUSLY TAKEN IN CONNECTION THEREWITH.

12 WHEREAS, the City Council (the "Council") of the City of Albuquerque (the  
13 "City") in the County of Bernalillo and State of New Mexico, hereby determines that it  
14 is necessary and in the best interests of the City and its inhabitants to issue general  
15 obligation bonds in the principal amounts and for the purposes provided herein; and

16 WHEREAS, the Council has the power to submit questions of issuing general  
17 obligations bonds to the qualified electorate of the City pursuant to applicable laws of  
18 the State of New Mexico, the City Charter and the City's home rule power pursuant  
19 to Article X, Section 6 of the New Mexico Constitution; and

20 WHEREAS, certain of the projects approved by the Council in the 2019 Capital  
21 Improvements Program to be funded by the proceeds of general obligation bonds  
22 have been re-grouped for the purposes of the ballot faces; and

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1       **WHEREAS**, the Council hereby determines and declares that all of the projects  
2       (the "Projects") for which the questions of issuing the City's general obligation bonds  
3       (the "Bond Election Questions") are set forth herein are or will be for public  
4       purposes; and

5       **WHEREAS**, a regular local election is scheduled to be held in the City of  
6       Albuquerque on Tuesday, the 5<sup>th</sup> day of November, 2019, and shall include the Bond  
7       Election Questions.

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

10       **Section 1:** All action, not inconsistent with the provisions of this Resolution,  
11       heretofore taken by the Council and the officers of the City, directed toward the Bond  
12       Election Questions and the Projects described or referred to in the Bond Election  
13       Questions, including, without limiting the generality of the foregoing, the calling and  
14       holding of an election to authorize the issuance of the general obligation bonds (the  
15       "Bonds") to finance the Projects, be, and the same hereby is, ratified, approved and  
16       confirmed. Funding for projects identified within one GO Bond purpose may be  
17       reallocated to another project within the same purpose, provided that any such  
18       reallocation is approved by appropriate legislation.

19       **Section 2:** At the next regular local election to be held in the City on November  
20       5, 2019 (such regular local election being sometimes referred to herein as the  
21       "Election"), there shall be submitted to the City's qualified electors the Bond Election  
22       Questions set forth in Section 5 hereof.

23       **Section 3:** The City's qualified electors are eligible to vote on candidates,  
24       questions and Bond Election Questions being submitted at the Election.

25       **Section 4:** All persons desiring to vote for any candidate or on any questions  
26       being submitted at the Election must be registered to vote. Any person who is  
27       otherwise qualified to vote and who is not currently registered to vote may register at  
28       the office of the Bernalillo County Clerk, 6th Floor, One Civic Plaza, Albuquerque,  
29       New Mexico, or at the office of any duly appointed deputy registration officer on or  
30       before 5:00 p.m., on the twenty-eighth day immediately preceding the election.

1       **Section 5:** This Resolution and the Bond Election Questions shall be  
2 submitted Bernalillo County Clerk to conduct the Election in accordance with the  
3 Local Election Act, Section 1-22-1 through -20, NMSA 1978, as amended. The Bond  
4 Election Questions shall be in substantially the following form:

5  
6       1. FOR

7                       GENERAL OBLIGATION

8                       PUBLIC SAFETY

9                       BONDS

10       AGAINST

11                       Shall the City of Albuquerque issue \$8,590,000 of its general  
12 obligation bonds to plan, design, develop, study, construct,  
13 modernize, automate, renovate, rehabilitate, recondition,  
14 landscape, furnish, enhance and otherwise improve, and to acquire  
15 land, buildings, property, vehicles, apparatus, and equipment for,  
16 police and fire department facilities? This will not increase the tax  
17 rate.

18       2. FOR

19                       GENERAL OBLIGATION SENIOR,

20                       FAMILY, COMMUNITY CENTER, THE HOMELESS,

21                       AND COMMUNITY ENHANCEMENT

22                       BONDS

23       AGAINST

24                       Shall the City of Albuquerque issue \$21,705,000 of its general  
25 obligation bonds to plan, design, develop, construct, demolish,  
26 equip, reconstruct, renovate, rehabilitate, expand, repair, study,  
27 landscape, streetscape, enhance and otherwise improve, and to  
28 acquire property for, city-owned community centers including those  
29 for families, youth, senior citizens, the homeless, and for other

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1 community enhancement projects? This will not increase the tax  
2 rate.

3 3. FOR

4 GENERAL OBLIGATION

5 PARKS AND RECREATION

6 BONDS

7 AGAINST

8 Shall the City of Albuquerque issue \$16,830,000 of its general  
9 obligation bonds to study, map, plan, design, develop, construct,  
10 rehabilitate, renovate, expand, furnish, equip, enhance and  
11 otherwise improve, and to acquire property, vehicles and  
12 equipment for park and recreational facilities, including public parks  
13 and facilities within those parks, swimming pools, tennis courts,  
14 sports fields, other recreational facilities, open space, medians,  
15 bikeways, bosque lands, and trails? This will not increase the tax  
16 rate.

17 4. FOR

18 GENERAL OBLIGATION ENERGY AND WATER

19 CONSERVATION, PUBLIC FACILITIES, AND

20 SYSTEM MODERNIZATION BONDS

21 AGAINST

22 Shall the City of Albuquerque issue \$10,420,000 of its general  
23 obligation bonds to modernize, make energy and/or water-efficient,  
24 upgrade, equip, improve, acquire, plan, design, survey, develop,  
25 construct, rehabilitate, renovate, expand, furnish, enhance and  
26 otherwise improve, and to acquire property, vehicles and  
27 equipment for, public buildings, facilities, and systems? This will not  
28 increase the tax rate.

29 5. FOR

30 GENERAL OBLIGATION

- 1 LIBRARY BONDS  
2 AGAINST  
3 Shall the City of Albuquerque issue \$8,765,000 of its general obligation  
4 bonds to acquire property, study, plan, design, develop, construct,  
5 reconstruct, renovate, rehabilitate, modernize, preserve, automate,  
6 upgrade, landscape and otherwise improve, and to acquire books, media,  
7 and equipment for, public libraries? This will not increase the tax rate.  
8  
9 6. FOR  
10 GENERAL OBLIGATION  
11 STREET BONDS  
12 AGAINST  
13 Shall the City of Albuquerque issue \$32,930,000 of its general obligation  
14 bonds to study, plan, design, develop, construct, reconstruct, rehabilitate,  
15 renovate, automate, modernize, sign, enhance, landscape and otherwise  
16 improve, and to acquire property and equipment for municipal streets and  
17 roads, interstate roadways and interchanges, medians, trails, bikeways,  
18 walkways, sidewalks, railroad crossings, and bridges? This will not  
19 increase the tax rate.  
20 7. FOR  
21 GENERAL OBLIGATION  
22 PUBLIC TRANSPORTATION BONDS  
23 AGAINST  
24 Shall the City of Albuquerque issue \$3,130,000 of its general obligation  
25 bonds to plan, design, develop, construct, rehabilitate, renovate, expand,  
26 recondition, modernize, automate, study, furnish, enhance and otherwise  
27 improve, and to acquire property, vehicles, and equipment for public  
28 transportation facilities? This will not increase the tax rate.  
29 8. FOR  
30 GENERAL OBLIGATION  
31 STORM SEWER SYSTEM BONDS

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- 1       AGAINST
- 2           Shall the City of Albuquerque issue \$11,210,000 of its general obligation
- 3           bonds to plan, design, develop, construct, reconstruct, rehabilitate,
- 4           renovate, expand, extend, enhance, study, monitor and otherwise
- 5           improve, and to acquire property and equipment for the storm sewer
- 6           system? This will not increase the tax rate.
- 7    9.   FOR
- 8           GENERAL OBLIGATION MUSEUM AND
- 9           CULTURAL FACILITIES BONDS
- 10       AGAINST
- 11           Shall the City of Albuquerque issue \$1,790,000 of its general obligation
- 12           bonds to study, plan, design, develop, construct, reconstruct, rehabilitate,
- 13           renovate, repair, refurbish, modernize, preserve, maintain, expand,
- 14           enhance, landscape and otherwise improve, and to acquire artifacts,
- 15           exhibits, furnishings and equipment for City-owned museums and cultural
- 16           facilities? This will not increase the tax rate.
- 17    10.FOR
- 18           GENERAL OBLIGATION
- 19           AFFORDABLE HOUSING BONDS
- 20       AGAINST
- 21           Shall the City of Albuquerque issue \$5,050,000 of its general obligation
- 22           bonds in support of the Workforce Housing Act to provide resources for
- 23           the construction and rehabilitation of high quality, permanently affordable
- 24           housing for low to moderate working families, including affordable senior
- 25           rental? This will not increase the tax rate.
- 26    11. FOR
- 27           GENERAL OBLIGATION METROPOLITAN
- 28           REDEVELOPMENT BONDS
- 29       AGAINST



1 Shall the City of Albuquerque issue \$8,080,000 of its general obligation  
2 bonds to plan, design, study, construct, develop, demolish, reconstruct,  
3 rehabilitate, renovate, modernize, preserve, secure, expand, equip,  
4 landscape, streetscape, repair, enhance, acquire or otherwise improve  
5 non-right of way and right of way land, property, facilities or infrastructure  
6 owned by the City of Albuquerque for Metropolitan Redevelopment  
7 Projects within adopted Metropolitan Redevelopment Areas in order to  
8 implement the objectives of the New Mexico Metropolitan Redevelopment  
9 Code? This will not increase the tax rate.

10 **Section 6:** The election on the Bond Election Questions shall be held and  
11 conducted in accordance with the Election Code and the Bond Election Act.

12 **Section 7:** The Bond Election Resolution shall be published in the English and  
13 Spanish languages at least once a week for four consecutive weeks by four  
14 insertions, the first insertion being published between fifty (50) and sixty (60) days  
15 before the day of the Election in a newspaper or newspapers which are of general  
16 circulation in the City and which otherwise qualify as legal newspapers in the City.

17 **Section 8:** For further information concerning this election, consult the Office  
18 of the County Clerk, 6th Floor, One Civic Plaza, Albuquerque, New Mexico.

19 **Section 9:** The officers of the City be and they hereby are authorized and  
20 directed to take all action necessary or appropriate to effectuate the provisions of  
21 this Resolution.

22 **Section 10:** If any section, paragraph, clause, or provision of this resolution  
23 shall for any reason be held to be invalid or unenforceable, the invalidity or  
24 unenforceability of such section, paragraph, clause or provisions shall not affect any  
25 of the remaining provisions of this resolution. The Council hereby declares that it  
26 would have passed this resolution and each section, paragraph, sentence, clause,  
27 word, or phrase thereof irrespective of any provision being declared unconstitutional  
28 or otherwise invalid.

29 **Section 11:** All resolutions and ordinances, or parts thereof, inconsistent  
30 herewith are hereby repealed to the extent only of such inconsistency. This repealer

1 shall not be construed to revive any resolution or ordinance, or parts thereof,  
2 heretofore repealed.

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1 PASSED AND ADOPTED THIS 5th DAY OF August, 2019  
2 BY A VOTE OF: 9 FOR 0 AGAINST.  
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12


  
Klarissa J. Peña, President  
City Council

13 APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019  
14  
15

16 Bill No. R-19-164  
17

  
Timothy M. Keller, Mayor  
City of Albuquerque  
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24

25 ATTEST:

  
Katy Duhigg, City Clerk  
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