

## City of Albuquerque

Office of the City Clerk

Richard J. Berry, Mayor

Natalie Y. Howard, City Clerk

## **Interoffice Memorandum**

September 1, 2017

To:

CITY COUNCIL

From:

NATALIE Y. HOWARD, CITY CLERK

Subject:

BILL NO. R-17-228 ENACTMENT NO. R-2017-080

I hereby certify that on September 1, 2017, the Office of the City Clerk received Bill R-17-228 as signed by the president of the City Council, Isaac Benton. Enactment No. R-2017-080 was passed at the August 21, 2017 City Council meeting. Mayor Berry 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-17-228.

Sincerely,

Natalie Y. Howard

City Clerk

City Clerk

## CITY of ALBUQUERQUE TWENTY SECOND COUNCIL

ENACTMENT NO. **R. 2017.080** COUNCIL BILL NO. R-17-228 SPONSORED BY: **Dan Lewis** 

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1 RESOLUTION 2 ESTABLISHING A MORATORIUM FOR IRVING BOULEVARD PROHIBITING 3 THE USE OF LOCAL, STATE AND FEDERAL FUNDS IN THE MORATORIUM 4 BOUNDARIES, REMOVING THE IRVING PROJECT FROM THE 5 TRANSPORTATION IMPROVEMENT PROGRAM OF THE ALBUQUERQUE 6 METROPOLITAN TRANSPORTATION PLAN AND REPEALING RESOLUTION 7 15-226.

WHEREAS, the Futures 2040 Metropolitan Transportation Plan's Draft Long Range Transportation System Guidelines for the Long Range Roadway System Map of the Albuquerque Metropolitan Planning Area designates Irving Boulevard as a Principle Community Collector; and

WHEREAS, the City of Albuquerque in 2015 began a planning effort to improve traffic flow capacities on the segment of Irving from Rio Los Piños Drive to Kayenta Place. To guide this process the City Council adopted R-15-226, which instructed the Department of Municipal Development to work with property owners impacted by capacity improvements on Irving while planning the improvements; and

WHEREAS, through the planning process it was determined that there are significant issues to be resolved and that such issues will require a number of years of effort between the City of Albuquerque and the affected residents and may result in solutions that require a more substantial capital investment than the City is able to achieve in the near future; and

WHEREAS, the 2016-2021 Transportation Improvement Program for the Albuquerque Metropolitan Planning Area identifies Federal Project A300870 as cross-section improvements to Irving Boulevard for Federal Fiscal Year 2018, which will commence on October 1st 2017, using \$2,500,000 in general

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obligation bonds for the purposes of widening segments of Irving from two
to four lanes and installing bike lanes between Unser Boulevard and Eagle
Ranch Road using local bond funds; and
WHEREAS, the City of Albuquerque placed Project A300870 in the
Transportation Improvement Program anticipating that General Obligation
Bond funding would be provided through the 2017 Capital Improvement
Program. The adopted 2017 program did not include funding for Irving
Boulevard and Project A300870 remains unfunded.
BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY
OF ALBUQUERQUE:

Section 1. A moratorium on roadway improvements is established for the section of Irving Boulevard from Kayenta Place to Rio Los Piños Drive until 2020. Road work associated with general maintenance, utility repairs and improvements or emergency safety improvements are excluded from this moratorium.

Section 2. The Department of Municipal Development is instructed to file an amendment with the Metropolitan Transportation Board of the Albuquerque Metropolitan Planning Area to remove Federal Project A300870 from the Transportation Improvement Program.

Section 3. City Council Resolution 15-226 is repealed.

Section 4. SEVERABILITY CLAUSE. If any section, paragraph, sentence, clause, word or phrase of this resolution is for any reason held to be invalid or unenforceable by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this resolution. The Council hereby declares that it would have passed this resolution and each section, paragraph, sentence, clause, word or phrase thereof irrespective of any provisions being declared unconstitutional or otherwise invalid.

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