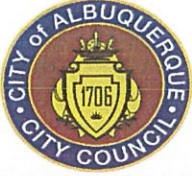



R-2023-023



**CITY OF ALBUQUERQUE  
CITY COUNCIL**

**INTEROFFICE MEMORANDUM**

**TO:** Ethan Watson, City Clerk

**FROM:** Chris Melendrez, Director, Council Services 

**SUBJECT:** Mayor's Line Item Veto of R-22-91 Adjusting Fiscal Year 2022 Appropriations For Certain Funds And Programs To Provide For Actual Expenditures; Adjusting Fiscal Year 2023 Operating Appropriations; And Appropriating Capital Funds (Bassan, by request)

**DATE:** March 28, 2023

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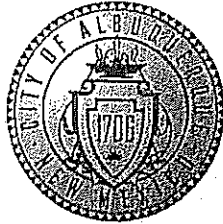
Council Bill No. R-22-91 adopted by the Council on February 22, 2023 was line-item vetoed by the Mayor via EC-23-259.

On March 20, 2023 the Council declined to Override the Mayor's line-item veto by a vote of 4 FOR and 5 AGAINST, therefore the Mayor's line-item veto is sustained.

For Override: Bassan, Grout, Lewis, Sanchez  
Against Override: Benton, Davis, Fiebelkorn, Jones, Peña

I have attached the resolution as adopted by the Council, signed by the Council President, and as line-item vetoed by the Mayor. Please process the enactment as soon as possible.





TIMOTHY M. KELLER, MAYOR


CITY OF ALBUQUERQUE  
OFFICE OF THE MAYOR/ CHIEF ADMINISTRATIVE OFFICE

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**INTEROFFICE MEMORANDUM**

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**TO:** CITY COUNCIL

**FROM:** TIMOTHY M. KELLER, MAYOR 

**SUBJECT:** LINE ITEM VETO OF R-22-91 ADJUSTING FISCAL YEAR 2022 APPROPRIATIONS FOR CERTAIN FUNDS AND PROGRAMS TO PROVIDE FOR ACTUAL EXPENDITURES; ADJUSTING FISCAL YEAR 2023 OPERATING APPROPRIATIONS; AND APPROPRIATING CAPITAL FUNDS (BASSAN, BY REQUEST)

**DATE:** MARCH 8, 2023

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After careful review of R-22-91, I am exercising my line-item veto authority on Section 10 restricting the use of budget savings from April 1, 2023 to June 20, 2023 to personnel costs. This language was offered by my Administration as an alternative to the proposed amendment to Section 7 reserving \$12,000,000 in the General Fund in Fiscal Year 2023 from estimated personnel and operational savings, working capital balance and/or additional revenues for Fiscal Year 2023. However, the two competing amendments when combined would severely limit our ability to close out the year and effectively deliver expected services and programs.

I have tremendous respect for the separation of powers in the City Charter, including the Council's appropriating duty, and the executive's responsibility to work within the budget and run the City consistent with that approved budget. We believe that these two amendments when combined, infringe upon that separation of powers fundamental to the executive's responsibility to administer and

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**CITY OF ALBUQUERQUE  
CITY COUNCIL**

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**INTEROFFICE MEMORANDUM**

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

**FROM:** Chris Melendrez, Director of Council Services *W/M/3-2-23*

**SUBJECT:** Transmittal of Legislation

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Transmitted herewith is Bill No. R-22-91 Adjusting Fiscal Year 2022 Appropriations For Certain Funds And Programs To Provide For Actual Expenditures; Adjusting Fiscal Year 2023 Operating Appropriations; And Appropriating Capital Funds (Bassan, by request), which was passed at the Council meeting of February 22, 2023, by a vote of 9 FOR AND 0 AGAINST.

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

**CITY of ALBUQUERQUE  
TWENTY-FIFTH COUNCIL**

COUNCIL BILL NO. R-22-91 ENACTMENT NO. R-2023-023

SPONSORED BY: Brook Bassan by request

1 RESOLUTION  
2 ADJUSTING FISCAL YEAR 2022 APPROPRIATIONS FOR CERTAIN FUNDS AND  
3 PROGRAMS TO PROVIDE FOR ACTUAL EXPENDITURES; ADJUSTING FISCAL  
4 YEAR 2023 OPERATING APPROPRIATIONS; AND APPROPRIATING CAPITAL  
5 FUNDS.

6 WHEREAS, expenditures in certain funds in Fiscal Year 2022 are projected  
7 to exceed appropriations; and

8 WHEREAS, fund balance or revenues are available to fund these over  
9 expenditures or adjustments; and

10 WHEREAS, adjustments are required for Fiscal Year 2023 appropriations;  
11 and

12 WHEREAS, appropriation adjustments for the operation of the City  
13 government must be approved by the Council.

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

16 Section 1. That the following amounts are hereby adjusted to certain  
17 programs from unreserved fund balance, working capital balance and/or  
18 additional revenues for Fiscal Year 2022:

19 GENERAL FUND – 110

20 Fire Department

21 Emergency Response/Field Operations 555,000

22 City Support Functions

23 Dues and Memberships 35,000

24 Early Retirement 5,715,000

25 GRT Administration Fee 787,000

26 CITY/COUNTY FACILITIES FUND – 290

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1	Municipal Development Department	
2	C/C Bldg	(6,581,505)
3	Transfer to Other Funds:	
4	Transfer to Capital Acquisition Fund (305)	6,581,505
5	<u>GENERAL OBLIGATION BOND DEBT SERVICE FUND - 415</u>	
6	City Support Functions	
7	General Obligation Bond Debt Service	11,465,000
8	<u>PARKING FACILITIES OPERATING FUND – 641</u>	
9	Municipal Development Department	
10	Parking Services	168,000
11	<u>TRANSIT OPERATING FUND – 661</u>	
12	Transit Department	
13	ABQ Rapid Transit	(3,333,000)
14	Facility Maintenance	(317,000)
15	Transfer to Other Funds:	
16	Transfer to Transit Capital Fund (665)	3,650,000
17	<u>GROUP SELF-INSURANCE FUND - 710</u>	
18	Human Resources Department	
19	Group Self Insurance	147,000
20	<u>FLEET MANAGEMENT FUND – 725</u>	
21	Finance and Administrative Services	
22	Fleet Management	952,000
23	Section 2. That the following appropriations are hereby made to the Capital	
24	Program to the specific funds and projects as indicated below for Fiscal Year	
25	2022:	
26	<u>Municipal Development/Fund 305</u>	
27	C/C Bldg	Transfer from Fund 290 6,581,505
28	<u>Transit/Fund 665</u>	
29	BRT Small Start 5309 Grant	Transfer from Fund 661 3,650,000
30	Section 3. That the following technical correction be made to the program	
31	name within C/S R-22-24 for Municipal Development Department Fund 110: On	
32	page 5, line 18, replace “Streets with Street Services’ and on page 5, line 19,	
33	replace “Street Services” with “Streets”.	

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1 Section 4. That the following technical correction be made to the program  
2 name within C/S R-22-24 for Group Self Insurance Fund 710: On page 11, line 27  
3 entitled "Insurance and Administration", change to "Group Self Insurance".

4 Section 5. That the amount of \$4,300,000 reserved in C/S R-22-24 for  
5 retention incentive for City employees in Fiscal Year 2023 is hereby unreserved  
6 and appropriated for its intended purpose.

7 Section 6. That the amount of \$12,000,000 reserved in C/S R-22-24 for the  
8 EDA Downtown Valley Project in Fiscal Year 2023 is hereby unreserved.

9 Section 7. That the amount of \$8,000,000 is hereby reserved in the General  
10 Fund in Fiscal Year 2023 for personnel wage equity initiatives and upon  
11 administrative approval of wage equity initiatives the amount is hereby  
12 unreserved and will be distributed to the respective departments and programs  
13 by the Office of Budget and Management. That the amount of \$12,000,000 is  
14 hereby reserved in the General Fund in Fiscal Year 2023 from estimated  
15 personnel and operational savings, working capital balance and/or additional  
16 revenues for Fiscal Year 2023. The Office of Management and Budget will  
17 reduce certain program budgets after review of 2<sup>nd</sup> Quarter projections and will  
18 notify Council which programs were reduced by the March 6, 2023 Council  
19 meeting.

20 Section 8. That the following amounts are hereby appropriated to the  
21 following programs from unreserved fund balance and/or working capital  
22 balance for Fiscal Year 2023:

23 GENERAL FUND – 110

24 Animal Welfare Department

25 Animal Care Center 2,174,000

26 Arts and Culture Department

27 Biological Park 201,000

28 CABQ Media 8,000

29 CIP Bio Park 3,000

30 Community Events 56,000

31 Museum 38,000

32 Museum-Balloon 12,000

33 Public Arts and Urban Enhancement 7,000

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1	Public Library	254,000
2	Strategic Support	19,000
3	Chief Administrative Officer Department	
4	Chief Administrative Office	8,000
5	City Support	
6	Transfer to Other Funds:	
7	Operating Grants Fund (265)	2,000,000
8	Capital Acquisition Fund (305)	11,041,000
9	Civilian Police Oversight Agency	
10	Civilian Police Oversight Agency	195,000
11	Community Safety Department	
12	Strategic Support	29,000
13	Field Response	49,000
14	Council Services Department	
15	Council Services	391,000
16	Economic Development Department	
17	Economic Development	10,000
18	Economic Development Investment	(1,000,000)
19	Office of MRA	(2,998,000)
20	Transfer to Other Funds:	
21	Transfer to MRA Fund 275	4,000,000
22	Environmental Health Department	
23	Consumer Health	17,000
24	Environmental Services	2,000
25	Strategic Support	1,006,000
26	Urban Biology	4,000
27	Family and Community Services Department	
28	Affordable Housing	(1,899,000)
29	Child and Family Development	127,000
30	Community Recreation	91,000
31	Educational Initiatives	5,000
32	Emergency Shelter	5,000
33	Health and Human Services	30,000



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1	Homeless Support Services	7,000
2	Mental Health	4,000
3	Strategic Support	25,000
4	Substance Abuse	8,000
5	Transfer to other Funds:	
6	Capital Acquisition Fund (305)	30,000
7	\$30,000 is designated for the purpose of Mural Restoration at Kirtland	
8	Park/Thomas Bell Community Center.	
9	Finance and Administrative Department	
10	Accounting	31,000
11	Office of Management and Budget	2,000
12	Purchasing	20,000
13	Strategic Support	(200,000)
14	Treasury	8,000
15	Fire Department	
16	Dispatch	3,000
17	Emergency Services	6,000
18	Fire Prevention/FMO	128,000
19	Headquarters	13,000
20	Logistics/Planning	32,000
21	Office of Emergency Management	98,000
22	Training	2,000
23	General Services Department	
24	Energy and Sustainability	3,000
25	Facilities	(4,956,000)
26	Gibson Health Hub	(4,996,000)
27	Security	602,000
28	Human Resources Department	
29	Personnel Services	23,000
30	Legal Department	
31	Legal Services	98,000
32	Office of Equity and Inclusion	6,000
33	Mayor's Office	

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1	Mayor's Office	6,000
2	Municipal Development Department	
3	Construction	13,000
4	Design Recovered CIP	14,000
5	Design Recovered Storm	17,000
6	Real Property	7,000
7	Storm Drainage	14,000
8	Strategic Support	(426,000)
9	Streets	33,000
10	Street Services	46,000
11	Transfer to other Funds:	
12	Capital Acquisition Fund (305)	825,000
13	\$650,000 is designated for Broadway Blvd Pedestrian Multi-Modal	
14	Streetscaping Improvements. \$150,000 is designated for Odelia Road	
15	Striping Improvements from Broadway to University. \$25,000 is designated	
16	for Rio Grande Road Improvements.	
17	Office of the City Clerk	
18	Administrative Hearing Office	(147,000)
19	Office of the City Clerk	189,000
20	Office of Inspector General	
21	Office of Inspector General	3,000
22	Office of Internal Audit and Investigations	
23	Internal Audit	6,000
24	Parks and Recreation Department	
25	Aquatic Services	37,000
26	CIP Funded Employees	26,000
27	Golf	50,000
28	Open Space Management	(90,000)
29	Parks Management	(491,000)
30	Recreation	46,000
31	Strategic Support	(686,000)
32	Transfer to Other Funds:	
33	Capital Acquisition Fund (305)	1,670,000

1	\$120,000 is designated for Los Duranes Park Exterior Lighting	
2	Planning Department	
3	Code Enforcement	80,000
4	One Stop Shop	105,000
5	Strategic Support	1,726,000
6	Urban Design and Development	21,000
7	Police Department	
8	Administrative Support	125,000
9	Investigative Services	213,000
10	Neighborhood Policing	141,000
11	Office of the Superintendent	256,000
12	Prisoner Transport	39,000
13	Professional Accountability	252,000
14	Senior Affairs Department	
15	Basic Services	20,000
16	Strategic Support	9,000
17	Well Being	146,000
18	Technology and Innovation Department	
19	AGIS	(546,000)
20	Citizen Services	71,000
21	Data Management for APD	7,000
22	Information Services	58,000
23	<u>LG Abatement Fund – 201</u>	
24	Family and Community Services Department	
25	Treatment of Opioid Use Disorder	2,407,000
26	These funds are designated for treatment of Opioid Use Disorder, including but	
27	not limited to, expanding availability and access to treatment, increasing	
28	program oversight, intervention services, and trauma treatment.	
29	Supportive Services for Treatment and Recovery	1,204,000
30	These funds are designated for the support of persons in recovery from Opioid	
31	Use Disorder, including but not limited to, providing comprehensive wrap-	
32	around services and full continuum of care, counseling, access to housing,	
33	community support services, transportation, training and education.	

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1	Other Strategies	1,204,000
2	These funds are designated for other Opioid treatment support programs	
3	including but not limited to, connecting people with the care needed, training for	
4	emergency medical personnel, supporting first responders, peer support	
5	programs, addressing the needs of criminal justice-involved persons,	
6	addressing the needs of pregnant or parenting women, and over prescription	
7	prevention and education.	
8	<u>COMMUNITY DEVELOPMENT FUND – 205</u>	
9	Family and Community Services Department	
10	Community Development Block Grant	(5,163,000)
11	<u>SENIOR SERVICES PROVIDER FUND – 250</u>	
12	Senior Affairs Department	
13	Senior Services Provider	1,982,000
14	<u>OPERATING GRANTS FUND – 265</u>	
15	Family and Community Services Department	
16	Housing Vouchers	2,000,000
17	Finance and Administrative Services Department	
18	ARPA Administrative	296,653
19	<u>LAW ENFORCEMENT PROTECTION PROJECTS FUND – 280</u>	
20	Police Department	
21	Law Enforcement Protection Act	672,000
22	Crime Lab	200,000
23	Law Enforcement Recruitment Fund (LERF)	5,000,000
24	Law Enforcement Retention Fund (LERF-DPS)	495,000
25	<u>GAS TAX ROAD FUND - 282</u>	
26	Municipal Development Department	
27	Street Services	18,000
28	<u>AVIATION OPERATING FUND – 611</u>	
29	Aviation Department	
30	Transfer to Capital Acquisition Fund (305)	40,000
31	<u>REFUSE DISPOSAL OPERATING FUND – 651</u>	
32	Solid Waste Management Department	
33	Clean City	1,500,000

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1	Transfer to Other Funds:	
2	Transfer to Capital Acquisition Fund (305)	27,000
3	<u>TRANSIT OPERATING FUND – 661</u>	
4	Transit Department	
5	ABQ Rapid Transit	13,000
6	ABQ Ride	400,000
7	Facility Maintenance	17,000
8	Paratransit Services	126,000
9	Strategic Support	33,000
10	Transfer to Other Funds:	
11	Transfer to Capital Acquisition Fund (305)	27,000

12 SPORTS STADIUM OPERATING FUND – 691

13	General Services Department	
14	Stadium Operations	2,000

15 Section 9. That the following appropriations are hereby made to the Capital  
 16 Program to the specific funds and projects as indicated below for Fiscal Year  
 17 2023:

18	<u>Department/Fund</u>	<u>Source</u>	<u>Amount</u>
19	<u>Metropolitan Redevelopment Agency/Fund 275</u>		
20	Brownsfield	Contrib. in Aid	
21	The scope of the project is to provide brownfield remediation loans according to		
22	EPA Brownfield Revolving Loan Fund (BL98667301) Close Out Agreement		
23	(CCN202000531)		
24	Property Management	Misc. Revenues	(139,119)
25	Transfer to F110 Abq Dev	Misc. Revenues	119,821
26	Downtown Redevelopment	Misc. Revenues	1,000
27	Social Security Sidewalks	Misc. Revenues	53,774
28	Social Security Barricades	Misc. Revenues	50,000
29	Office of Economic Dev.	Misc. Revenues	(23,384)
30	Com Eco Trn Prog	Misc. Revenues	(44,894)
31	Sawmill Comm Land Trust	Misc. Revenues	489
32	Railyard Development	Misc. Revenues	19,000
33	MRA Account	Misc. Revenues/Trnf from F110	5,159,454

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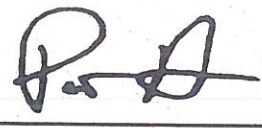


1	Railyard Film	Misc. Revenues	21,000
2	East Downtown	Misc. Revenues	645,280
3	The scope of the project is for the redevelopment of Central Avenue from First		
4	Street east to 1-25.		
5	Sawmill Arts & Entertainment		
6	The scope of the project is for the development of the Sawmill Arts &		
7	Entertainment District within the Sawmill/Wells Park Metropolitan		
8	Redevelopment Area.		
9	Metro Redevelopment	Misc. Revenues	13,022
10	<u>Council Services/Fund 305</u>		
11	Council Projects	Transfer from Fund 110	150,000
12	<u>Finance and Administration/Fund 305</u>		
13	Lease Administration	Transfer from Fund 110	41,000
14	Lease Administration	Transfer from Fund 611	40,000
15	Lease Administration	Transfer from Fund 651	27,000
16	Lease Administration	Transfer from Fund 661	27,000
17	<u>General Services/Fund 305</u>		
18	GSD City Vehicles	Transfer from Fund 110	850,000
19	City Building Renovations	Transfer from Fund 110	3,000,000
20	Of this amount, \$1,000,000 is allocated to renovations and improvements to the		
21	Ninth Floor of City of Albuquerque Government Center.		
22	<u>Municipal Development/Fund 305</u>		
23	City Building Improv. & Rehab	Transfer from Fund 110	7,000,000
24	<u>Parks and Recreation/Fund 305</u>		
25	Urban Forestry	Transfer from Fund 110	200,000
26	2% Open Space Land Acq. '21	Transfer from Fund 110	150,000
27	USS Albuquerque Sail Project	Transfer from Fund 110	700,000
28	Urban Tree Canopy Grant Prgm	Transfer from Fund 110	500,000
29	<del>Section 10: That in order to help maintain structural balance in the General</del>		
30	<del>Fund for Fiscal Year 2024, from April 1, 2023 to June 30, 2023, all budget savings</del>		
31	<del>resulting from vacant budgeted positions for the fourth quarter, referred to as</del>		
32	<del>"salary savings", must not be expended for any other purpose than personnel</del>		
33	<del>costs.</del>		

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1 PASSED AND ADOPTED THIS 22nd DAY OF February, 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 9 DAY OF March, 2023

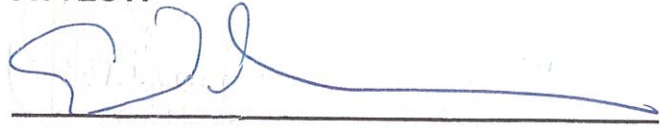
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17  
18 **Bill No. R-22-91**



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22  
23 **Timothy M. Keller, Mayor**  
24 **City of Albuquerque**

25 On March 20, 2023 the Council declined to Override the Mayor's  
26 line-item veto by a vote of 4 FOR and 5 AGAINST, therefore the  
27 Mayor's line-item veto is sustained. See March 20, 2023 Journal  
28 for vote details.

29 **ATTEST:**



30 **Ethan Watson, City Clerk**

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