

CITY of ALBUQUERQUE TWENTY FOURTH COUNCIL

COUNCIL BILL NO. R-21-169 ENACTMENT NO. _____

SPONSORED BY: Brook Bassan, by request

RESOLUTION

1

2 **CONCERNING A BOND ELECTION TO BE HELD IN THE CITY OF**

3 **ALBUQUERQUE AT THE NEXT REGULAR LOCAL ELECTION ON NOVEMBER**

4 **2, 2021; 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.**

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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 2021 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

23 **WHEREAS**, the Council hereby determines and declares that all of the projects

24 (the "Projects") for which the questions of issuing the City's general obligation bonds

25 (the "Bond Election Questions") are set forth herein are or will be for public

26 purposes; and

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1 **WHEREAS**, a regular local election is scheduled to be held in the City of
2 Albuquerque on Tuesday, the 2nd day of November, 2021, and shall include the
3 Bond Election Questions.

4 **BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF**
5 **ALBUQUERQUE:**

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

15 **Section 2:** At the next regular local election to be held in the City on November
16 2, 2021 (such regular local election being sometimes referred to herein as the
17 "Election"), there shall be submitted to the City's qualified electors the Bond Election
18 Questions set forth in Section 5 hereof.

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

21 **Section 4:** All persons desiring to vote for any candidate or on any questions
22 being submitted at the Election must be registered to vote. Any person who is
23 otherwise qualified to vote and who is not currently registered to vote may register at
24 the office of the Bernalillo County Clerk, 6th Floor, One Civic Plaza, Albuquerque,
25 New Mexico, or at the office of any duly appointed deputy registration officer, as
26 authorized by law.

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

- 31 1. FOR
- 32 GENERAL OBLIGATION
- 33 PUBLIC SAFETY

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1 BONDS

2 AGAINST

3 Shall the City of Albuquerque issue \$24,796,000 of its general
4 obligation bonds to plan, design, develop, study, construct,
5 modernize, automate, renovate, rehabilitate, recondition,
6 landscape, furnish, enhance and otherwise improve, and to acquire
7 land, buildings, property, vehicles, apparatus, and equipment for,
8 police, fire, and community safety department facilities?

9 2. FOR

10 GENERAL OBLIGATION SENIOR,
11 FAMILY, COMMUNITY CENTER,
12 HOMELESS, AND COMMUNITY
13 ENHANCEMENT BONDS

14 AGAINST

15 Shall the City of Albuquerque issue \$28,410,000 of its general
16 obligation bonds to plan, design, develop, construct, demolish,
17 equip, reconstruct, renovate, rehabilitate, expand, repair, study,
18 landscape, streetscape, enhance and otherwise improve, and to
19 acquire property for, city-owned community centers including those
20 for families, youth, senior citizens, homeless, and for other
21 community enhancement projects?

22 3. FOR

23 GENERAL OBLIGATION
24 PARKS AND RECREATION
25 BONDS

26 AGAINST

27 Shall the City of Albuquerque issue \$27,265,000 of its general
28 obligation bonds to study, map, plan, design, develop, construct,
29 rehabilitate, renovate, expand, furnish, equip, enhance and
30 otherwise improve, and to acquire property, vehicles and
31 equipment for park and recreational facilities, including public parks
32 and facilities within those parks, swimming pools, tennis courts,

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1 sports fields, other recreational facilities, open space, medians,
2 bikeways, bosque lands, and trails?

3 4. FOR

4 GENERAL OBLIGATION ENERGY AND WATER
5 CONSERVATION, PUBLIC FACILITIES, AND
6 SYSTEM MODERNIZATION BONDS

7 AGAINST

8 Shall the City of Albuquerque issue \$15,950,000 of its general
9 obligation bonds to modernize, make energy and/or water-efficient,
10 upgrade, equip, improve, acquire, plan, design, survey, develop,
11 construct, rehabilitate, renovate, expand, furnish, enhance and
12 otherwise improve, and to acquire property, vehicles and
13 equipment for, public buildings, facilities, and systems?

14 5. FOR

15 GENERAL OBLIGATION
16 LIBRARY BONDS

17 AGAINST

18 Shall the City of Albuquerque issue \$4,157,000 of its general obligation
19 bonds to acquire property, study, plan, design, develop, construct,
20 reconstruct, renovate, rehabilitate, modernize, preserve, automate,
21 upgrade, landscape and otherwise improve, and to acquire books, media,
22 and equipment for, public libraries?

23 6. FOR

24 GENERAL OBLIGATION
25 STREET BONDS

26 AGAINST

27 Shall the City of Albuquerque issue \$21,816,000 of its general obligation
28 bonds to study, plan, design, develop, construct, reconstruct, rehabilitate,
29 renovate, automate, modernize, sign, enhance, landscape and otherwise
30 improve, and to acquire property and equipment for municipal streets and
31 roads, interstate roadways and interchanges, medians, trails, bikeways,
32 walkways, sidewalks, railroad crossings, and bridges?

33 7. FOR

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- 1 GENERAL OBLIGATION
2 PUBLIC TRANSPORTATION BONDS
3 AGAINST
4 Shall the City of Albuquerque issue \$1,111,000 of its general obligation
5 bonds to plan, design, develop, construct, rehabilitate, renovate, expand,
6 recondition, modernize, automate, study, furnish, enhance and otherwise
7 improve, and to acquire property, vehicles, and equipment for public
8 transportation facilities?
9 8. FOR
10 GENERAL OBLIGATION
11 STORM SEWER SYSTEM BONDS
12 AGAINST
13 Shall the City of Albuquerque issue \$4,651,000 of its general obligation
14 bonds to plan, design, develop, construct, reconstruct, rehabilitate,
15 renovate, expand, extend, enhance, study, monitor and otherwise
16 improve, and to acquire property and equipment for the storm sewer
17 system?
18 9. FOR
19 GENERAL OBLIGATION MUSEUM AND
20 CULTURAL FACILITIES BONDS
21 AGAINST
22 Shall the City of Albuquerque issue \$3,966,000 of its general obligation
23 bonds to study, plan, design, develop, construct, reconstruct, rehabilitate,
24 renovate, repair, refurbish, modernize, preserve, maintain, expand,
25 enhance, landscape and otherwise improve, and to acquire artifacts,
26 exhibits, furnishings and equipment for City-owned museums and cultural
27 facilities?
28 10. FOR
29 GENERAL OBLIGATION
30 AFFORDABLE HOUSING BONDS
31 AGAINST
32 Shall the City of Albuquerque issue \$3,333,000 of its general obligation
33 bonds in support of the Workforce Housing Act to provide resources for

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1 the construction and rehabilitation of high quality, permanently affordable
2 housing for low to moderate income working families, including affordable
3 senior rental?

4 11. FOR
5 GENERAL OBLIGATION METROPOLITAN
6 REDEVELOPMENT BONDS
7 AGAINST

8 Shall the City of Albuquerque issue \$4,545,000 of its general obligation
9 bonds to plan, design, study, construct, develop, demolish, reconstruct,
10 rehabilitate, renovate, modernize, preserve, secure, expand, equip,
11 landscape, streetscape, repair, enhance, acquire or otherwise improve
12 non-right of way and right of way land, property, facilities or infrastructure
13 owned by the City of Albuquerque for Metropolitan Redevelopment
14 Projects within adopted Metropolitan Redevelopment Areas in order to
15 implement the objectives of the New Mexico Metropolitan Redevelopment
16 Code?

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

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

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

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

29 **Section 10:** If any section, paragraph, clause, or provision of this Resolution
30 shall for any reason be held to be invalid or unenforceable, the invalidity or
31 unenforceability of such section, paragraph, clause or provisions shall not affect any
32 of the remaining provisions of this Resolution. The Council hereby declares that it
33 would have passed this resolution and each section, paragraph, sentence, clause,

1 word, or phrase thereof irrespective of any provision being declared unconstitutional
2 or otherwise invalid.

3 **Section 11:** All resolutions and ordinances, or parts thereof, inconsistent
4 herewith are hereby repealed to the extent only of such inconsistency. This repealer
5 shall not be construed to revive any resolution or ordinance, or parts thereof,
6 heretofore repealed.

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Mayor Tim Keller

CITY OF ALBUQUERQUE
Albuquerque, New Mexico
Office of the Mayor

INTER-OFFICE MEMORANDUM

DATE: June 1, 2021

TO: Cynthia D. Borrego, President, City Council

FROM: Tim Keller, Mayor *TK*

SUBJECT: Resolution Concerning a Municipal Bond Election

I am transmitting the Resolution Concerning a Municipal Bond Election to be held in the City of Albuquerque at the next City General Election.

This resolution is necessary to place the 2021 General Obligation Bond questions on the municipal election ballot. In order to comply with the requirements of state property tax law, this resolution needs to be passed prior to July 15, 2021.


This Resolution is being forwarded to City Council for approval.

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DATE: June 1, 2021

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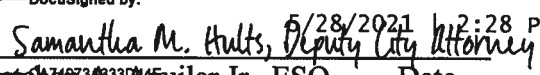
Approved:



 Sarita Nair, JD, MCRP
 Chief Administrative Officer

6/1/21
 Date

Approved as to Legal Form:

DocuSigned by:


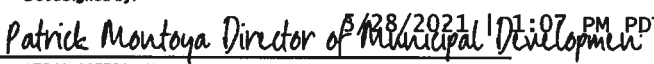
 Samantha M. Hults, Deputy City Attorney
 City Attorney

5/28/2021 12:28 PM MDT

 Date

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Recommended:

DocuSigned by:


 Patrick Montoya, Director
 Department of Municipal Development

5/28/2021 11:07 PM PDT

 Date

Cover Analysis

1. What is it?

This resolution concerns a municipal bond election; submitting certain questions for authorizing the issuance of general obligation bonds; providing the form of the bond questions; and prescribing other details in connection with such elections and bonds.

2. What will this piece of legislation do?

The resolution will establish the bond purpose questions.

3. Why is this project needed?

State municipal election law requires that general obligation bonds be voted on by purpose.

4. How much will it cost and what is the funding source?

There is no cost associated with this resolution.

5. Is there a revenue source associated with this contract? If so, what level of income is projected?

Not applicable

6. What will happen if the project is not approved?

It will not be possible to vote on the general obligation bond purpose questions.

7. Is this service already provided by another entity?

No.