

# CITY of ALBUQUERQUE

## TWENTY FOURTH COUNCIL

COUNCIL BILL NO. R-21-236 ENACTMENT NO. R-2022-011

SPONSORED BY: Isaac Benton, Brook Bassan

1 RESOLUTION  
2 REFERRING THE PETITION FOR THE ALBUQUERQUE TOURISM MARKETING  
3 DISTRICT TO THE PLANNING GROUP TO PREPARE THE DISTRICT PLAN AND  
4 AUTHORIZING THE CITY CLERK TO GIVE NOTICE OF HEARING FOR THE  
5 PROPOSED PLAN.

6 WHEREAS, Section 3-63-6 NMSA 1978, of the Business Improvement  
7 District Act (3-63-1 to 3-63-16 NMSA 1978), the "Act", requires the City Council  
8 to refer a compliant Petition for the creation of a Business Improvement District,  
9 to a planning group for preparation of a business improvement district plan;  
10 and

11 WHEREAS, Section 3-63-9 NMSA 1978 provides for appointment of a  
12 planning group by the Council, consisting of not more than five (5) members,  
13 not less than one of which shall be a business owner, subject to  
14 the district assessment, located within the proposed district; and

15 WHEREAS, Section 3-63-6 NMSA 1978 provides that, after preparation of  
16 the plan, the City Clerk shall give notice for public hearing before the planning  
17 group on the proposed business improvement district, to be titled the  
18 Albuquerque Tourism Marketing District plan; and

19 WHEREAS, the City Council of the City of Albuquerque has received, on  
20 or about December 17, 2021 a petition for the creation of a district, under the  
21 Act, to be known as the Albuquerque Tourism Marketing District.

22 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY  
23 OF ALBUQUERQUE:

24 SECTION 1. That the City Council has received a petition for the creation of  
25 the Albuquerque Tourism Marketing District, signed by a majority of business  
26 owners within the proposed district. A planning group (the "ATMD Planning

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1 Group"), is hereby created, and the Petition is hereby referred to as  
2 the ATMD District Planning Group, pursuant to the Act.

3 **SECTION 2.** The persons to serve on the ATMD Planning Group are as  
4 follows:

5 Position #1: Cainan Harris, Heritage Hotels & Resorts

6 Position #2: Deepesh Kholwadwala, Sun Capital Hotels

7 Position #3: Damen Kompanowski, Sheraton Uptown

8 Position #4: Prakash Sundaram, Total Management Systems

9 Position #5: Tania Armenta, Visit Albuquerque

10 **SECTION 3.** The ATMD Planning Group shall prepare a district plan in  
11 order to implement the creation of the Albuquerque Tourism Marketing District,  
12 in accordance with the petition and as required by the Act.

13 **SECTION 4.** The district plan shall:

14 (1) state the purpose for the creation of the district;

15 (2) describe in general terms the businesses to be included in the district;

16 (3) provide such other information as the Albuquerque City Council deems  
17 necessary for the proper evaluation of the plan;

18 (4) describe in general terms both the real property and the businesses  
19 included in the district; and

20 (5) provide a formula to be used to assess businesses in the district for the  
21 tourism improvement benefit fee to be collected along with the municipal  
22 property tax.

23 **SECTION 5.** The City Clerk is authorized to provide notice of public hearing  
24 on the proposed district plan, after being notified of its completion by  
25 the ATMD District Planning Group.

26 **SECTION 6.** The notice of public hearing on the proposed district plan shall  
27 contain:

28 (1) the time and place where the planning group will hold a hearing on the  
29 proposed district and improvements;

30 (2) the estimated cost of improvements;

31 (3) the boundary of the district;

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1 (4) the recommended formula or the preliminary estimate of assessment of  
2 a tourism improvement benefit fee against each business to be included in  
3 the proposed district.

4 SECTION 7. The ATMD Planning Group shall submit its recommendation to  
5 the City Council to create the district as proposed or amended, after public  
6 hearing on the proposed district plan.

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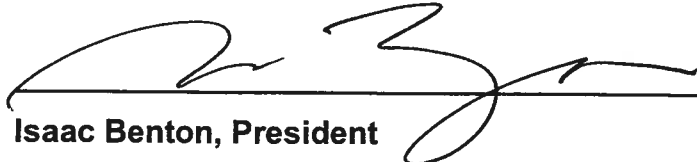
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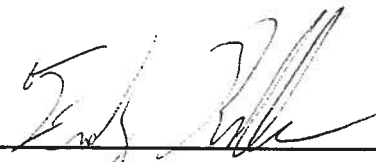
1 PASSED AND ADOPTED THIS 19<sup>th</sup> DAY OF January, 2022  
2 BY A VOTE OF: 8 FOR 1 AGAINST.

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4 For: Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Peña, Sanchez  
5 Against: Lewis  
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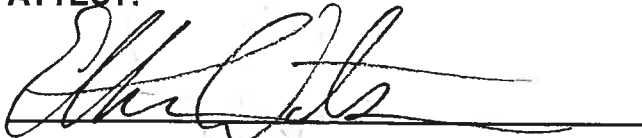
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9 Isaac Benton, President  
10 City Council  
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14 APPROVED THIS 1 DAY OF February, 2022  
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17 Bill No. R-21-236  
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23 Timothy M. Keller, Mayor  
24 City of Albuquerque  
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27  
28 ATTEST:

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31 Ethan Watson, City Clerk  
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