

CITY of ALBUQUERQUE

TWENTY-FIFTH COUNCIL

COUNCIL BILL NO. R-22-26 ENACTMENT NO. _____

SPONSORED BY: Brook Bassan, by request

1 RESOLUTION

2 ESTABLISHING THE CITY OF ALBUQUERQUE'S AUTOMATED SPEED
3 ENFORCEMENT FUND TO MONITOR THE SPEED OF TRAVEL AND ENFORCE
4 THE SPEED LIMIT THROUGH SPEED ENFORCEMENT SYSTEMS, CREATING A
5 NEW AUTOMATED SPEED ENFORCEMENT FUND 289, IN FISCAL YEAR 2023.

6 WHEREAS, the City Council declares that enforcing speed limits using ASE
7 systems on streets where speeding drivers negatively impact traffic safety is a
8 reliable and cost-effective means to prevent further fatalities and injuries and
9 would be in the public interest; and

10 WHEREAS, the City Council declares that speeding is a nuisance that must
11 be abated by the assessment of fines; and

12 WHEREAS, the City Council declares that this article is a nuisance
13 abatement article enacted pursuant to the City's authority under state law and
14 the remedies are purely civil and not criminal in nature.

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

17 Section 1. The Automated Speed Enforcement (ASE) Fund 289 is created.
18 The revenue generated through ASE shall be retained and distributed in
19 accordance with the provisions of Section 3-18-17(A)(2) NMSA 1978 (2009)
20 within the fund.

21 Section 2. Expenditure Method. Revenues generated from the fund will
22 cover all operating costs associated with the Automated Speed Enforcement
23 Ordinance (O-21-69; Enactment Number O-2021-024).

24 Section 3. Fund Accounting. The Accounting Division shall annually
25 submit to the administration a report on the financial status of the automated

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1 speed enforcement fund as part of the Annual Comprehensive Financial
2 Report.
3 Section 4. In addition to requirements of Section 3, The Accounting Division
4 shall have the Automated Speed Enforcement Fund 289 audited at least twice
5 annually during the first year of the program as part of an agreed upon
6 procedures audit with an independent audit firm approved by the New Mexico
7 State Auditor.

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