## CITY of ALBUQUERQUE TWENTY FIFTH COUNCIL

COUN	ICIL BILL NO. <u>R-23-154</u> ENACTMENT NO	
SPONSORED BY: Brook Bassan and Renée Grout		
1	RESOLUTION	
2	ASSESSING DISTRICT BENEFIT FEES FOR THE ALBUQUERQUE TOURISM	
3	MARKETING DISTRICT IN ACCORDANCE WITH THE APPROVED BUDGET.	
4	WHEREAS, the Albuquerque Tourism Marketing District (ATMD) was	
5	created by Ordinance No. O-22-14; and	
6	WHEREAS, the Management Committee has prepared and filed with the	
7	Council, for its review and approval, the FY24 operating budget that is in	
8	accordance with the ATMD plan; and	
9	WHEREAS, the ATMD Management Committee, Visit Albuquerque, has filed	
10	with the Council a progress report of the ATMD activities for the preceding fiscal	
11	year, which includes a complete financial statement setting forth its assets,	
12	liabilities, income and operating expenses as of the end of FY23 and the benefits	
13	of the ATMD programs to the ATMD lodging businesses' owners; and	
14	WHEREAS, the ATMD Management Committee has recommended to the	
15	Council the benefit fee amounts to be assessed in accordance with the ATMD	
16	plan; and	
17	WHEREAS, Ordinances O-22-14 and O-22-21 provide for the distribution of	
18	the ATMD benefit fee to the Management Committee of the ATMD which shall	
19	determine how such funds are spent subject to the Management Committees	
20	compliance with the ATMD plan; and	
21	WHEREAS, NMSA 1978 Section 3-63-13 authorizes the City Council to	
22	annually assess the ATMD benefit fees.	
23	BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF	

24 **ALBUQUERQUE**:

1	Section 1. The City Council hereby approves the ATMD budget for FY24.
2	Section 2. The City Council hereby assesses the ATMD benefit fees for
3	FY24 in accordance with the formulas and procedures adopted in Ordinance No.
4	O-22-21.
5	Section 3. The estimated revenue of the ATMD benefit fees in the amount of
6	\$6,683,950 for FY24, shall be held in a special account for the purpose of carrying
7	out the ATMD in accordance with the approved budget and the ATMD plan, and
8	shall be distributed in accordance with the provisions of Ordinances O-22-14 and
9	O-22-21.
10	Section 4. The City Council acknowledges receipt of the ATMD budget, and
11	approves the progress report and complete financial statement for FY23.
12	Section 5. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
13	clause, word, or phrase of this Resolution is for any reason held to be invalid or
14	unenforceable by any court of competent jurisdiction, such decision shall not
15	affect the validity of the remaining provisions of this Resolution. The Council
16	hereby declares that it would have passed this Resolution and each section,
17	paragraph, sentence, clause, word, or phrase thereof irrespective of any
18	provision being declared unconstitutional or otherwise invalid.
19	Section 6. EFFECTIVE DATE. This Resolution shall take effect five days
20	after publication by title and general summary.
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