

CITY of ALBUQUERQUE

TWENTY FIFTH COUNCIL

COUNCIL BILL NO. R-23-154 ENACTMENT NO. _____

SPONSORED BY: Brook Bassan and Renée Grout

RESOLUTION

1
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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