## CITY of ALBUQUERQUE TWENTY SECOND COUNCIL

COUNCIL BILL NO. <u>R-16-12</u> ENACTMENT NO.

SPONSORED BY: Isaac Benton

## 1 RESOLUTION 2 ESTABLISHING A PROPERTIES LIST FOR THE CITY OF ALBUQUERQUE'S 3 FUTURE OPEN SPACE LAND ACQUISITIONS; IDENTIFYING A SPECIFIC OPEN 4 SPACE ACQUISITION; AND AMENDING THE ADOPTED CAPITAL 5 IMPLEMENTATION PROGRAM OF THE CITY OF ALBUQUERQUE BY 6 APPROVING NEW PROJECTS.

7 WHEREAS, the City of Albuquerque Open Space Division of the Parks and
8 Recreation Department manages an inventory of Open Space Lands and has
9 established a list of additional lands that are desired as additions to the City's
10 open space network; and

WHEREAS, The City Council is responsible for ensuring that public funds
earmarked for open space land acquisition are expended only on purchases
that best promote the open space needs and interests of the residents; and

WHEREAS, the City Council does not presently have a mechanism to review proposed open space acquisitions until after significant resources are expended in furtherance of acquiring the properties; and

WHEREAS, notwithstanding that the Council presently lacks a mechanism through which it can give timely policy guidance in advance, the City Council must nonetheless ultimately approve any specific open space acquisitions; and

WHEREAS, since the Council is ultimately tasked with approving proposed acquisitions, City Resources would be better preserved by implementing a mechanism for the City Council to review open space acquisition priorities in advance of any steps in furtherance of specific acquisitions.

25 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY 26 OF ALBUQUERQUE: 1 Section 1. <u>Open Space Priority List</u>. After reviewing the list of priority 2 lands for acquisition as recommended by the Open Space Division and the 3 Open Space Advisory Board, the following refined list is approved and 4 adopted as the official open space acquisition priorities for the City:

5 Cerro Colorado Volcano,

6 La Cuentista,

7 Middle Branch of the Boca Negra Arroyo,

8 Northern Third of the Northern Geologic Window,

9 North Rio Puerco Escarpment,

10 East Tijeras Arroyo, and

11 Volcano Heights (State Land Office Parcel).

12 The order of the above list is not intended to connote an order of 13 importance, but only to list all of these properties as priorities for the City.

Section 2. <u>De-Prioritizing the Northern Sand Dunes</u>. The property known as the Northern Sand Dunes which was recommended for acquisition by the Open Space Division and the Open Space Advisory Board is not a present priority for acquisition for the City and shall not be acquired unless and until such time as it is added to the priority list, or otherwise designated as a priority by the City Council.

Section 3. <u>Prioritizing La Cuentista</u>. The property known as La Cuentista identified in Section 1 above, which consists of two non-contiguous but proximate parcels totaling approximately 60 acres (the western most parcel is approximately 15 acres and eastern is approximately 45 acres) as shown on the attached Exhibit 'A' ("La Cuentista") is situated immediately adjacent to the Petroglyph National Monument in an area of present or near term growth pressure, has provided unauthorized access to the Monument, and contains sensitive cultural resources that would be threatened by growth that which, if preserved as municipal open space, could contribute to the open space and cultural resources available at the monument.

30 (A) <u>Acquisition</u>. The City shall pursue La Cuentista as an
31 immediate open space acquisition priority through fee purchase, acquisition
32 of easements, negative easements, licenses, leases, or any other reasonable

mechanism or any combination thereof that allows for the preservation and
 enjoyment of this open space for the general public.

3 (B) <u>Appropriation</u>. The following appropriations are hereby made 4 and/or changed and that transfers of revenues to the specific projects are 5 made as indicated.

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6			Increase
7	<u>Department</u>	<u>Source</u>	(Decrease)
8	Parks and Recreation		
9	Open Space Land Acquisition		
10	Fencing & Protection	2011 GO Bond	(142,514)
11	Open Space Land Acquisition,		
12	Fencing and Protection	2013 GO Bond	(750,000)
13	La Cuentista Land		
14	Acquisition	2011 GO Bond	142,514
15		2013 GO Bond	750,000

Project Scope: To purchase land identified as the "La Cuentista Property"
for Open Space, including surveying, platting, building fences, purchase
equipment required for the protection of Open Space, install signs and make
associated improvements.

(C) <u>Impact Fees.</u> If additional funds are required for the purchase of the La Cuentista Property, it shall be the policy of the City Council to amend the Adopted Capital Improvements Plan (CCIP) of the City of Albuquerque for addition of the La Cuentista project, in an amount up to the 60% of the available Impact Fee Revenues for Open Space Land and Facilities designated for land acquisition.

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