

CITY of ALBUQUERQUE

TWENTY THIRD COUNCIL

COUNCIL BILL NO. R-19-164 ENACTMENT NO. _____

SPONSORED BY: Ken Sanchez, by request

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RESOLUTION

2 CONCERNING A BOND ELECTION TO BE HELD IN THE CITY OF
3 ALBUQUERQUE AT THE NEXT REGULAR LOCAL ELECTION ON NOVEMBER
4 5, 2019; SUBMITTING TO A VOTE OF THE QUALIFIED ELECTORS AT SUCH
5 REGULAR LOCAL ELECTION CERTAIN QUESTIONS FOR AUTHORIZING THE
6 ISSUANCE OF GENERAL OBLIGATION BONDS IN VARYING PRINCIPAL
7 AMOUNTS AND FOR SPECIFIED PUBLIC PURPOSES AND, PROVIDING THE
8 FORM OF THE BOND QUESTIONS AND THE DESIGNATION CLAUSE FOR
9 SUCH QUESTIONS ON THE BALLOT; PRESCRIBING OTHER DETAILS IN
10 CONNECTION WITH SUCH BOND ELECTION AND BONDS; AND RATIFYING
11 ACTION PREVIOUSLY TAKEN IN CONNECTION THEREWITH.

12 WHEREAS, the City Council (the "Council") of the City of Albuquerque (the
13 "City") in the County of Bernalillo and State of New Mexico, hereby determines that it
14 is necessary and in the best interests of the City and its inhabitants to issue general
15 obligation bonds in the principal amounts and for the purposes provided herein; and

16 WHEREAS, the Council has the power to submit questions of issuing general
17 obligations bonds to the qualified electorate of the City pursuant to applicable laws of
18 the State of New Mexico, the City Charter and the City's home rule power pursuant
19 to Article X, Section 6 of the New Mexico Constitution; and

20 WHEREAS, certain of the projects approved by the Council in the 2019 Capital
21 Improvements Program to be funded by the proceeds of general obligation bonds
22 have been re-grouped for the purposes of the ballot faces; and

23 WHEREAS, the Council hereby determines and declares that all of the projects
24 (the "Projects") for which the questions of issuing the City's general obligation bonds

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(the "Bond Election Questions") are set forth herein are or will be for public purposes; and

WHEREAS, a regular local election is scheduled to be held in the City of Albuquerque on Tuesday, the 5th day of November, 2019, and shall include the Bond Election Questions.

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

Section 1: All action, not inconsistent with the provisions of this Resolution, heretofore taken by the Council and the officers of the City, directed toward the Bond Election Questions and the Projects described or referred to in the Bond Election Questions, including, without limiting the generality of the foregoing, the calling and holding of an election to authorize the issuance of the general obligation bonds (the "Bonds") to finance the Projects, be, and the same hereby is, ratified, approved and confirmed. Funding for projects identified within one GO Bond purpose may be reallocated to another project within the same purpose, provided that any such reallocation is approved by appropriate legislation.

Section 2: At the next regular local election to be held in the City on November 5, 2019 (such regular local election being sometimes referred to herein as the "Election"), there shall be submitted to the City's qualified electors the Bond Election Questions set forth in Section 5 hereof.

Section 3: The City's qualified electors are eligible to vote on candidates, questions and Bond Election Questions being submitted at the Election.

Section 4: All persons desiring to vote for any candidate or on any questions being submitted at the Election must be registered to vote. Any person who is otherwise qualified to vote and who is not currently registered to vote may register at the office of the Bernalillo County Clerk, 6th Floor, One Civic Plaza, Albuquerque, New Mexico, or at the office of any duly appointed deputy registration officer on or before 5:00 p.m., on the twenty-eighth day immediately preceding the election.

Section 5: This Resolution and the Bond Election Questions shall be submitted Bernalillo County Clerk to conduct the Election in accordance with the

1 Local Election Act, Section 1-22-1 through -20, NMSA 1978, as amended. The Bond
2 Election Questions shall be in substantially the following form:

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4 1. FOR

5 GENERAL OBLIGATION

6 PUBLIC SAFETY

7 BONDS

8 AGAINST

9 Shall the City of Albuquerque issue \$8,560,000 of its general
10 obligation bonds to plan, design, develop, study, construct,
11 modernize, automate, renovate, rehabilitate, recondition,
12 landscape, furnish, enhance and otherwise improve, and to acquire
13 land, buildings, property, vehicles, apparatus, and equipment for,
14 police and fire department facilities?

15 2. FOR

16 GENERAL OBLIGATION SENIOR,

17 FAMILY, COMMUNITY CENTER,

18 AND COMMUNITY ENHANCEMENT

19 BONDS

20 AGAINST

21 Shall the City of Albuquerque issue \$21,715,000 of its general
22 obligation bonds to plan, design, develop, construct, demolish,
23 equip, reconstruct, renovate, rehabilitate, expand, repair, study,
24 landscape, streetscape, enhance and otherwise improve, and to
25 acquire property for, city-owned community centers including those
26 for families, youth, senior citizens and for other community
27 enhancement projects?

28 3. FOR

29 GENERAL OBLIGATION

30 PARKS AND RECREATION

31 BONDS

1 AGAINST

2 Shall the City of Albuquerque issue \$16,840,000 of its general
3 obligation bonds to study, map, plan, design, develop, construct,
4 rehabilitate, renovate, expand, furnish, equip, enhance and
5 otherwise improve, and to acquire property, vehicles and
6 equipment for park and recreational facilities, including public parks
7 and facilities within those parks, swimming pools, tennis courts,
8 sports fields, other recreational facilities, open space, medians,
9 bikeways, bosque lands, and trails?

10 4. FOR

11 GENERAL OBLIGATION ENERGY AND WATER
12 CONSERVATION, PUBLIC FACILITIES, AND
13 SYSTEM MODERNIZATION BONDS

14 AGAINST

15 Shall the City of Albuquerque issue \$10,420,000 of its general
16 obligation bonds to modernize, make energy and/or water-efficient,
17 upgrade, equip, improve, acquire, plan, design, survey, develop,
18 construct, rehabilitate, renovate, expand, furnish, enhance and
19 otherwise improve, and to acquire property, vehicles and
20 equipment for, public buildings, facilities, and systems?

21 5. FOR

22 GENERAL OBLIGATION
23 LIBRARY BONDS

24 AGAINST

25 Shall the City of Albuquerque issue \$8,765,000 of its general obligation
26 bonds to acquire property, study, plan, design, develop, construct,
27 reconstruct, renovate, rehabilitate, modernize, preserve, automate,
28 upgrade, landscape and otherwise improve, and to acquire books, media,
29 and equipment for, public libraries?

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- 1 6. FOR
2 GENERAL OBLIGATION
3 STREET BONDS
4 AGAINST
5 Shall the City of Albuquerque issue \$32,940,000 of its general obligation
6 bonds to study, plan, design, develop, construct, reconstruct, rehabilitate,
7 renovate, automate, modernize, sign, enhance, landscape and otherwise
8 improve, and to acquire property and equipment for municipal streets and
9 roads, interstate roadways and interchanges, medians, trails, bikeways,
10 walkways, sidewalks, railroad crossings, and bridges?
11 7. FOR
12 GENERAL OBLIGATION
13 PUBLIC TRANSPORTATION BONDS
14 AGAINST
15 Shall the City of Albuquerque issue \$3,130,000 of its general obligation
16 bonds to plan, design, develop, construct, rehabilitate, renovate, expand,
17 recondition, modernize, automate, study, furnish, enhance and otherwise
18 improve, and to acquire property, vehicles, and equipment for public
19 transportation facilities?
20 8. FOR
21 GENERAL OBLIGATION
22 STORM SEWER SYSTEM BONDS
23 AGAINST
24 Shall the City of Albuquerque issue \$11,210,000 of its general obligation
25 bonds to plan, design, develop, construct, reconstruct, rehabilitate,
26 renovate, expand, extend, enhance, study, monitor and otherwise
27 improve, and to acquire property and equipment for the storm sewer
28 system?
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- 1 9. FOR
2 GENERAL OBLIGATION MUSEUM AND
3 CULTURAL FACILITIES BONDS
4 AGAINST
5 Shall the City of Albuquerque issue \$1,790,000 of its general obligation
6 bonds to study, plan, design, develop, construct, reconstruct, rehabilitate,
7 renovate, repair, refurbish, modernize, preserve, maintain, expand,
8 enhance, landscape and otherwise improve, and to acquire artifacts,
9 exhibits, furnishings and equipment for City-owned museums and cultural
10 facilities?
11 10. FOR
12 GENERAL OBLIGATION
13 AFFORDABLE HOUSING BONDS
14 AGAINST
15 Shall the City of Albuquerque issue \$5,050,000 of its general obligation
16 bonds in support of the Workforce Housing Act to provide resources for
17 the construction and rehabilitation of high quality, permanently affordable
18 housing for low to moderate working families, including affordable senior
19 rental?
20 11. FOR
21 GENERAL OBLIGATION METROPOLITAN
22 REDEVELOPMENT BONDS
23 AGAINST
24 Shall the City of Albuquerque issue \$8,080,000 of its general obligation
25 bonds to plan, design, study, construct, develop, demolish, reconstruct,
26 rehabilitate, renovate, modernize, preserve, secure, expand, equip,
27 landscape, streetscape, repair, enhance, acquire or otherwise improve
28 non-right of way and right of way land, property, facilities or infrastructure
29 owned by the City of Albuquerque for Metropolitan Redevelopment
30 Projects within adopted Metropolitan Redevelopment Areas in order to

1 implement the objectives of the New Mexico Metropolitan Redevelopment
2 Code?

3 **Section 6:** The election on the Bond Election Questions shall be held and
4 conducted in accordance with the Election Code and the Bond Election Act.

5 **Section 7:** The Bond Election Resolution shall be published in the English and
6 Spanish languages at least once a week for four consecutive weeks by four
7 insertions, the first insertion being published between fifty (50) and sixty (60) days
8 before the day of the Election in a newspaper or newspapers which are of general
9 circulation in the City and which otherwise qualify as legal newspapers in the City.

10 **Section 8:** For further information concerning this election, consult the Office
11 of the County Clerk, 6th Floor, One Civic Plaza, Albuquerque, New Mexico.

12 **Section 9:** The officers of the City be and they hereby are authorized and
13 directed to take all action necessary or appropriate to effectuate the provisions of
14 this Resolution.

15 **Section 10:** If any section, paragraph, clause, or provision of this resolution
16 shall for any reason be held to be invalid or unenforceable, the invalidity or
17 unenforceability of such section, paragraph, clause or provisions shall not affect any
18 of the remaining provisions of this resolution. The Council hereby declares that it
19 would have passed this resolution and each section, paragraph, sentence, clause,
20 word, or phrase thereof irrespective of any provision being declared unconstitutional
21 or otherwise invalid.

22 **Section 11:** All resolutions and ordinances, or parts thereof, inconsistent
23 herewith are hereby repealed to the extent only of such inconsistency. This repealer
24 shall not be construed to revive any resolution or ordinance, or parts thereof,
25 heretofore repealed.

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