

EC-20-217 CITY OF ALBUQUERQUE Albuquerque, New Mexico Office of the Mayor

Mayor Timothy M. Keller

INTER-OFFICE MEMORANDUM July 27, 2020

TO: Pat Davis, President, City Council

FROM: Timothy M. Keller, Mayor

SUBJECT: Declaring14000 Mel Smith Rd NE, Albuquerque, NM 87123, Not Essential for Municipal Purposes.

The Department of Municipal Development has requested that the above referenced property be sold.

The Real Property Review Board met on June 22, 2020, and recommended the above referenced property be declared not essential for municipal purposes.

Dean Zantow, SRA, AI-RRS, appraised the property on April 13, 2020, for Seventy Three Thousand Five Hundred Dollars (\$73,500).

Pursuant to §5-2-2, City Council approval is requested to declare the property not essential for municipal purposes.

Declaring 14000 Mel Smith Rd NE, Albuquerque NM 87123 Not Essential for Municipal Purposes.

Approved:

Approved as to Legal Form:

11 30 /20

Sarita Nair Date Chief Administrative Officer Esteban A. Aguila7/27/2020 | 7:47 PM MDT <u>7961D99D046F4DB...</u> Esteban A. Aguilar, Jr. Date City Attorney

Recommended:

-DocuSigned by:

Patrick Montoya 7/27/2020 | 6:26 PM PDT

Patrick Montoya Date Director Department of Municipal Development

—os Ml

Cover Analysis

1. What is it?

A request for declaring vacant land, 14000 Mel Smith Rd NE, Albuquerque, NM 87123, legally identified as T10N R43 SEC 23 Cont. 0.25 AC, not essential for municipal purposes.

2. What will this piece of legislation do?

Declaring the Property not essential will allow the property to be sold. This will generate revenue for the Department of Municipal Development and generate Property Tax Revenue for the County of Bernalillo.

3. Why is this project needed?

The Property must be declared not essential for municipal purposes in accordance with City ordinances before conveyance.

4. How much will it cost and what is the funding source?

Declaring the property not-essential will not incur any cost to the City's General Fund.

5. Is there a revenue source associated with this contract? If so, what level of income is projected?

After expenses related to the sale of the Property, the remaining proceeds will go to the Department of Municipal Development.

6. What will happen if the project is not approved?

City will retain ownership, liability and expense of maintenances of the Property and no revenue will be generated for the Department of Municipal Development and no property tax revenue will be generated for the County of Bernalillo.

7. Is this service already provided by another entity?

This is not a service contract.

JCu	Sign Envelope ID. L+300330-3000-41 EE-BZZZ-301 E00002237				
	REAL PROPERTY NOT ESSENTIAL FOR MUNICIPAL PURPOSE ANALYSIS AND RECOMMENDATION PURSUANT TO ORDINANCE §5-2-2 AND §5-2-3				
	Property Address: 14000 Mel Smith Rd NE, Albuquerque NM 87123 Located just north of Encantado Road on Mel Smith and was originally purchased as part of a reservoir site. The property contains approximately 0.282+/- acres				
	UPC #: 102305714313231120				
	Legal Description: See Exhibit A (attached)				
	Property has/has not been utilized for a municipal purpose.				
	Current Zoning Designation: RI-C				
	Current Use Allowable Use(s): Vacant land / Residential - Single family Zone				
	Sector Development Plan: NA CPO				
	Comprehensive Plan Area: Foothill Area of consistency				
	Allowable Zoning: R-1				
	Allowable Use(s): Residential sec table 4-2-1 for full list of uses				
	Surrounding Zoning and Uses Zoning Land Use				
	North R-IC Residential				
	South R-LD Residential				
	East R-IC Residential				
	West R-IC Residential				
	Joseph Metzeal (.4.20				
-	Angelo Metzgar, Code Enforcement Manager Date				
	Pursuant to §5-2-2, the Administrative Real Property Review Board has analyzed the subject property, in relation to the Albuquerque/Bernalillo County Comprehensive Plan and related master plans and has made the following recommendation:				
li	On this date June 23_, 2020, a motion was duly made by Donald Britt, seconded by Brennon Silliams, and passed by the Administrative Real Property Review Board by a vote of 4 for and 6 against to declare the property non-essential for municipal purposes.				
	Pursuant to §5-2-3, the Planning Department has reviewed the zoning of the subject property to determine the appropriateness of the zoning in terms of the City's master plan, in particular the master plan documents which comprise the Albuquerque/Bernalillo County Comprehensive Plan, and has determined:				
	THE PROPERTY IS APPROPRIATELY ZONED - No further action required.				
	THE PROPERTY IS NOT APPROPRIATELY ZONED				
	The Planning Department shall initiate a zone change for a more appropriate zoning designation.				
	Drennon Williams Jul 14, 2020				

Brennon Williams, Director, Planning Department

Commitment No.: 1807791

EXHIBIT "A"

A Tract of land being a southerly portion of the land conveyed to the City of Albuquerque by the State of New Mexico by Patent recorded in Book Misc. 218, Page 874, records of Bernahilo County, New Mexico, being more particularly described as follows:

Beginning at the Northeast corner of said Tract lying on the South Right of Way line of Mel Smith Drive, N. E., marked by a set rebar with cap "PS 11993", from whence a tie to ACS Monument "16-K23" bears N 48 deg. 53' 14" W, a distance of 1856.10 feet,

Thence from said beginning point, leaving said Right of Way, S 01 deg. 21' 20" E, a distance of 124.81 feet to the Southeast corner of said tract marked by set rebar with cap "PS 11993";

Thence S 89 deg 04' 16" W, a distance of 125.79 feet to the Southwest corner of said tract lying on the East Right of Way line of said Mel Smith Drive, N. E., marked by a set rebar with Cap "PS 11993";

Thence along a curve to the right having a radius of 125.00 feet, an arc length of 196.01 feet, and a chord of N 44 deg. 05' 04" E, a distance of 176.54 feet to the point of beginning, Now comprising Lot 1, Lands of Greater Albuquerque Habitat for Humanity as shown on the Plat of Survey recorded March 25, 1997 in Vol. 97S, Folio 28 as Document No. 97030031, records of Bernalillo County, New Mexico

CUCCERS BORING BESTINETERS Long KI-C Current use | see Printout locant land Allowable uses Sector Development plan N/A/CPD Congremensive plan : then of considering Allowable Zoning: Residential Dingie family mac HIME Allowable use : see point and

Page 8 of 8

City of Albuquerque Property Fact Sheet

Report Generated by City of Albuquerque Real Property Division: 12/16/2019 9:10:10 AM

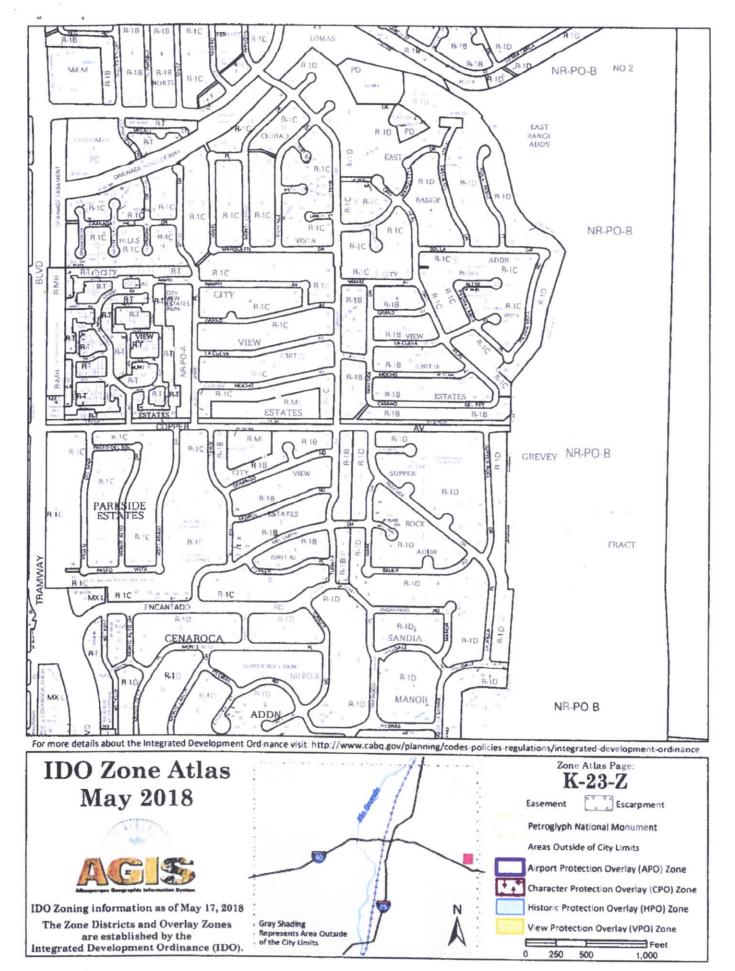
Property Status:	City Owned	Surplus:	
Acquisition Price:	\$0.00	Sale Price:	
Zoning:			
Department:	Municipal Development		
Acreage:	0.3512	Sq. Feet: 15298.272	
Legal Description:	T10N R43 SEC 23 CONT 0.25 AC		
Address:	Mel Smith, Albuquerque, 87123		
Zone Atlas Page:	К23	City Council District:	
Property ID:	102305714313231120		

Property Map:



Disclaimer: The City of Albuquerque provides these data for reference and informational purposes only, the data are not intended for legal purposes.





Zoning Memo Mel Smith

Final Audit Report

2020-07-14

Created:	2020-07-14
By:	Lucinda Montoya (lucindamontoya@cabq.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAj_Anusw3kKL2aheL4U65bj-R2JvaYrF0

"Zoning Memo Mel Smith" History

- Document created by Lucinda Montoya (lucindamontoya@cabq.gov) 2020-07-14 - 6:32:50 PM GMT- IP address: 198.175.173.4
- Document emailed to BN Williams (bnwilliams@cabq.gov) for signature 2020-07-14 - 6:33:47 PM GMT
- Document e-signed by BN Williams (bnwilliams@cabq.gov)
 E-signature obtained using URL retrieved through the Adobe Sign API
 Signature Date: 2020-07-14 6:37:07 PM GMT Time Source: server- IP address: 143.120.133.65
- Signed document emailed to Lucinda Montoya (lucindamontoya@cabq.gov) and BN Williams (bnwilliams@cabq.gov) 2020-07-14 - 6:37:07 PM GMT

DocuSign Envelope ID: E4308590-5CC0-4FEE-B222-5CFEC0CC2237

Sender: Sent Date/Time: Received Date/Time: Subject: Attached files:	bsalazar@cabq.gov Thu, 9 Jul 2020 17:57:44 +0000 2020.07.09 10:58:00 FW: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not Essential for Municipal Purposes IDOZoneAtlasPage_K-23-Z.pdf Summary Appraisal.pdf Zoning Memo.pdf Fact Sheet.doc CAO Letter Signed on MelSmith.pdf

From: Salazar, Brandi C.

Sent: Monday, June 22, 2020 4:44 PM

To: Britt, Donald D. <dbritt@cabq.gov>; Williams, Brennon <bnwilliams@cabq.gov>; Bhakta, Sanjay M. <sbhakta@cabq.gov>; Aguilar Jr., Esteban A. <eaj@cabq.gov>; Montoya, Patrick <patrick@cabq.gov>

Cc: Jamison, Sandra M. <SJamison@cabq.gov>; Benavidez, Frances M. <fbenavidez@cabq.gov>; Garcia, Reylene A. <frgarcia@cabq.gov>

Subject: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not Essential for Municipal Purposes Importance: High

Real Property Review Board Recommendation Declaring Mel Smith not essential for municipal purposes VIA EMAIL **_____DATE WILL GO HERE**

Re: Email vote to consider declaring the property located at Mel Smith owned by the City and located at 14000 Mel Smtih Rd NE, Albuquerque, New Mexico 87123, "Not Essential for Municipal Purposes".

Dear Real Property Review Board Members,

The Department of Municipal Development is requesting that the above-referenced property be declared "not essential for municipal purposes", which will allow the property to be sold as City surplus property.

The City Ordinance, "Article 2, Real Property Transactions", section 5-2-1, requires a recommendation from the Administrative Real Property Review Board before requesting Council approval to declare a City-owned property "Not Essential".

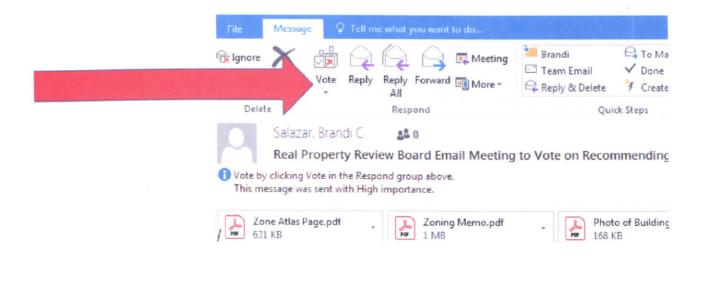
Mel Smith is not a complex property, and in an effort to expedite the recommending process, we are asking board members for their recommendations by email rather than holding a formal meeting.

BY EMAIL

After reviewing the facts below and the attached exhibits, please vote with the buttons above indicating your recommendation to declare the property 'not essential for municipal purposes" and <u>reply all</u> by email by Friday, July 3rd. If you have any questions please contact Brandi Salazar, at <u>bsalazar@cabg.gov</u>, or call at 505-924-3492.

Administrative Real Property Review Board Members:

Donald Britt, Real Property Division Manager or Designee	 (VOTE ABOVE) Recommend, (VOTE ABOVE) Do not recommend
Brennon Williams, Director of Planning or Designee	 (VOTE ABOVE) Recommend, (VOTE ABOVE) Do not recommend
Esteban Aguilar, Jr., City Attorney or Designee	 (VOTE ABOVE) Recommend, (VOTE ABOVE) Do not recommend
Sanjay Bhakta, CFO or Designee	 (VOTE ABOVE) Recommend, (VOTE ABOVE) Do not recommend
	-



BASIC FACTS

Property Name: 14000 Mel Smith

Location and Legal Description:

14000 Mel Smith Rd NE, Albuquerque, NM 87123 is located just north of Encantado Road on Mel Smith.

Purpose of Request:

The Department of Municipal Development is requesting that the above-referenced property be declared "not essential for municipal purposes", which will allow the property to be sold as City surplus property.

Property Description:

Managing Department	Department of Municipal Development
Ownership:	Fee Simple
Site Area:	
Zoning:	. R-1C
Improvements:	Vacant Land
Appraised Value:	Fair Market Value was estimated to be \$73,500, In April 2020

History of the property

Mel Smith and was originally purchased as part of a reservoir site. The property contains approximately 0.282+/- acres. The Department of Municipal Development is requesting it be declared surplus property and advertised for sale, as there is no longer a use for it. The property is currently zoned R-1C.

Please let me know if you have any questions.

Attachments: Zoning memo from Code Enforcement Photos/Location maps Approval Letter to Sell by CAO Summary Appraisal Fact Sheet

Thank you,



BRANDI C. SALAZAR ,real property agent II o 505.924.3492 e <u>bsalazar@cabq.gov</u> cabq.gov/municipaldevelopment

 Sender:
 bsalazar@cabq.gov

 Sent Date/Time:
 Tue, 23 Jun 2020 00:14:17 +0000

 Received Date/Time:
 2020.06.22 17:14:26

 Subject:
 FW: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not Essential for Municipal Purposes

 Attached files:
 Full Property Review Board Email Meeting to Vote on Recommending Mel Smith Not

From: Britt, Donald D. <dbritt@cabq.gov>

Sent: Monday, June 22, 2020 5:20 PM

To: Salazar, Brandi C. <bsalazar@cabq.gov>

Subject: Recommend: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not Essential for Municipal Purposes

 Sender:
 bsalazar@cabq.gov

 Sent Date/Time:
 Thu, 9 Jul 2020 19:02:37 +0000

 Received Date/Time:
 2020.07.09 12:02:47

 Subject:
 FW: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not Essential for Municipal Purposes

 Attached files:
 Full Section S

From: Williams, Brennon

Sent: Sunday, June 28, 2020 11:44 AM

To: Salazar, Brandi C.

Subject: Recommend: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not

Essential for Municipal Purposes



BRENNON WILLIAMS planning director o 505.924.3454 e <u>bnwilliams@cabq.gov</u> cabq.gov/planning

 Sender:
 bsalazar@cabq.gov

 Sent Date/Time:
 Tue, 30 Jun 2020 20:36:39 +0000

 Received Date/Time:
 2020.06.30 13:36:46

 Subject:
 FW: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not Essential for Municipal Purposes

 Attached files:
 Full

From: Aguilar Jr., Esteban A. <eaj@cabq.gov>

Sent: Monday, June 29, 2020 6:36 PM

To: Salazar, Brandi C. <bsalazar@cabq.gov>

Subject: Recommend: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not Essential for Municipal Purposes



ESTEBAN AGUILAR, JR.

City Attorney

Office of the City Attorney One Civic Plaza NW | Ste. 4072 | Albuquerque, New Mexico 87102 Telephone: 505-768-4500 | Fax: 505-768-4525 | <u>eaj@cabq.gov</u> <u>http://www.cabq.gov/legal</u>

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Sender: Sent Date/Time:	bsalazar@cabq.gov Tue, 30 Jun 2020 20:34:52 +0000
Received Date/Time:	2020.06.30 13:35:02
Subject:	FW: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not Essential for Municipal Purposes
Attached files:	Egypto computerenteta (annal) attendation appendicione hold € recold adoba

From: Bhakta, Sanjay M. <sbhakta@cabq.gov> Sent: Monday, June 29, 2020 6:40 PM

To: Aguilar Jr., Esteban A. <eaj@cabq.gov>

Cc: Salazar, Brandi C. <bsalazar@cabq.gov>; Britt, Donald D. <dbritt@cabq.gov>; Williams, Brennon <bnwilliams@cabq.gov>; Montoya, Patrick <patrick@cabq.gov>; Jamison, Sandra M. <SJamison@cabq.gov>; Benavidez, Frances M. <fbenavidez@cabq.gov>; Garcia, Reylene A. <frgarcia@cabq.gov> Subject: Re: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not Essential for Municipal Purposes

I vote yes. Thanks

On Jun 29, 2020, at 6:37 PM, Aguilar Jr., Esteban A. <<u>eaj@cabq.gov</u>> wrote:

I vote to recommend. Sorry for the delay, I tried using the voting button but not sure if it went through.

<image001.png>

ESTEBAN AGUILAR, JR. *City Attorney*

Office of the City Attorney One Civic Plaza NW | Ste. 4072 | Albuquerque, New Mexico 87102 Telephone: 505-768-4500 | Fax: 505-768-4525 | <u>eaj@cabq.gov</u> http://www.cabq.gov/legal

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From: Salazar, Brandi C. <<u>bsalazar@cabq.gov</u>>Sent: Monday, June 22, 2020 4:44 PMTo: Britt, Donald D. <<u>dbritt@cabq.gov</u>>; Williams, Brennon <<u>bnwilliams@cabq.gov</u>>; Bhakta, Sanjay

bsalazar@cabq.gov Sender: Sent Date/Time: Tue, 23 Jun 2020 13:25:42 +0000 Received 2020.06.23 06:25:50 Date/Time: FW: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not Subject: Essential for Municipal Purposes

Attached files:

From: Montoya, Patrick <patrick@cabq.gov>

Sent: Monday, June 22, 2020 8:50 PM

To: Salazar, Brandi C. <bsalazar@cabq.gov>

Subject: Recommend: Real Property Review Board Email Meeting to Vote on Recommending Mel Smith Not **Essential for Municipal Purposes**

Brooks Pearsall Zantow LLC

	Client File #:			Appraisal File #: 0013918	
	Annuclea			sal Report · Land	
AI Reports™	Appraisal Company:				
Form 120.05*		Prospect Pl NE, Suite B,	Albı	Iquerque, NM 87110	
	Phone: 505.884.4	F/21 FdX.	0.		
Appraiser: Dean Zantow, SRA		AI-GRS 🗙 AI-RRS		Appraiser:	
Al Membership (if any): SR				Aembership (if any): SRA MAI SRPA AI-GRS AI-RRS	
()/ _	te for Designation	Practicing Affiliate	-	.ffiliation (if any): Candidate for Designation Practicing Affiliate er Professional Affiliation: Candidate for Designation Practicing Affiliate	
Other Professional Affiliation:	National Ass'n of R	ealtors			
E-mail: zantow@earthlink.ne			E-m	· · ·	
Client: City of Albuquerque				tact: Todd J. Gross	
		, Albuquerque, NM 8710		- 4	
Phone: 505.924.3488 SUBJECT PROPERTY IDENTIFI	Fax:		E-m	ail: tgross@cabq.gov	
	Ka NE	County: Bernalillo		State: NM ZIP: 87123	
	ds of Greater Albug	Jerque Habitat for Huma	nity	State. NM 217. 8/125	
	as of Greater Albuqu	lerque maonat for munic	unity		
Tax Parcel #: 1-023-057-143	2 122 21120			RE Taxes: 0 Tax Year: 2019	
Use of the Real Estate As of the Da		A vacant residentia	al lat	·	
Use of the Real Estate Reflected in		A vacant residentia			
Opinion of highest and best use (if		A single-unit residentia			
SUBJECT PROPERTY HISTORY	. ,	A single-unit resid	CIIIIA	uwening site.	
Owner of Record: City of All					
Description and analysis of sales w	· ·	m) prior to effective date	of va	ue: According to the county and MLS records, the subject	
has not transferred within the las	t three years. Accord	ing to county records, it	was	transferred by Special Warranty Deed on 5/26/2000 from the Greater	
Albuquerque Habitat for Humani	ity to the City of Alb	uquerque.			
Description and analysis of agreem	ients of sale (contract	is), listings, and options:			
There are no agreements of sale,	listings or options re	enorted by the SWMI S			
There are no agreements of sale,	instings, or options it	eported by the 5 wivies.			
RECONCILIATIONS AND CONC	LUSIONS				
Indication of Value by Sales Compa	arison Approach		\$	73,500	
Indication of Value by Cost Approa	ch		\$	Not Applicable; Not Developed	
Indication of Value by Income Appr	roach		\$		
Final Reconciliation of the Methods		/alue:	۴.	Not Applicable; Not Developed	
	anu Approaches to v	aiue.			
The sales comparison approach is the only credible valuation approach for vacant residential land. The cost and income approaches are not applicable for this assignment, are not necessary to form a credible value conclusion, and are not developed.					
My value opinion represents market conditions, and is valid, only "as of" the effective date; it can not reliably be extended into the future.					
Opinion of Value as of:	Opinion of Value as of: April 13, 2020 \$ 73,500				
Exposure Time: The reasonab	Exposure Time: The reasonable exposure time linked to my value opinion is less than one year.				
The above opinion is subject to: 🗌 Hypothetical Conditions and/or 🗙 Extraordinary Assumptions cited on the following page.					
				vaiser deems use of the form appropriate. Depending on the assignment, the in this form. The Appraisal Institute makes no representations, warranties or	

guarantees as to, and assumes no responsibility for, the data, analysis or work product, or third party certifications, verifications, data specifications, scores, indexes, or valuation tools, used or provided by the individual appraiser(s) or others in the specific contents of the AI Reports®. AI Reports® AI-120.05 Appraisal Report - Land© Appraisal Institute 2017, All Rights Reserved

Aerial Map

Client	City of Albuquerque Real Property				
Property Address	14000 Mel Smith Rd NE				
City	Albuquerque	County Bernalillo	State NM	Zip Code 87123	
Appraiser	Dean Zantow, SRA, AI-RRS				



Form MAP_LT.LOC - "TOTAL" appraisal software by a la mode, inc. - 1-800-ALAMODE



City of Albuquerque Department of Municipal Development

Tim Keller, Mayor

	Memo April 16, 202	0
To:	Sarita Nair, Chief Administrative Officer	
From:	Patrick Montoya, Director, Department of Municipal Development	
Subject:	Request to Surplus 14000 Mel Smith	

The Department of Municipal Development is requesting that the above referenced property be sold. The property described above is located at 14000 Mel Smith. It is located just north of Encantado Road on Mel Smith and was originally purchased as part of a reservoir site. The property contains approximately 0.282+/- acres. An appraisal has been ordered to determine the value of the property and is due back at the end of April. The Department of Municipal Development is requesting it be declared surplus property and advertised for sale, as there is no longer a use for it. The property is currently zoned R-1C.

Per Ordinance §5-2-2 (C), Real Property owned by the City and having a value of more than \$10,000, must be declared Not Essential for Municipal Purposes by the City Council.

Per Ordinance § 5-2-2 (B), For Real Property owned by the City and having a value of not more than \$10,000, the determination that the real property is not essential for a municipal purpose shall be made by the Mayor.

If the request meets your approval to proceed with the process to declare the property Not-Essential for Municipal purposes, please acknowledge your recommendation and we will forward to Real Property for processing.

Approv

Lawrence Rael, Chief Operations Officer

Approved for Proceeding With Surplus Process:

Sarita Nair, Chief Administrative Officer

Attachments: City location maps Zoning maps

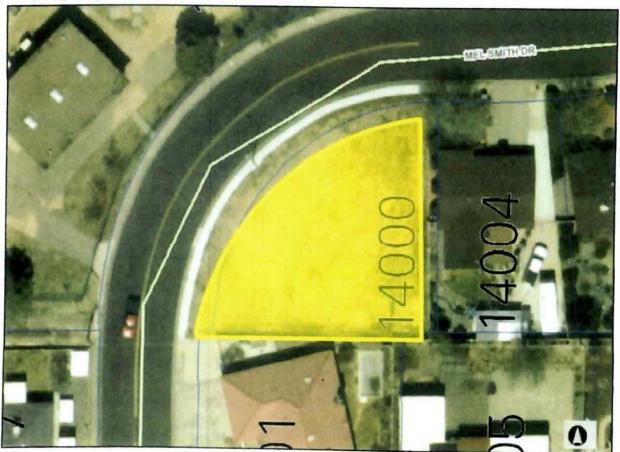


City of Albuquerque Property Fact Sheet

Report Generated by City of Albuquerque Real Property Division. 12/16/2019 9:10:10 AM

Property ID:	102305714313231120		
Zone Atlas Page:	К23	City Council District:	
Address:	Mel Smith, Albuquerque, 87123		
Legal Description:	T10N R43 SEC 23 CONT 0.25 AC		
Acreage:	0.3512	Sq. Feet: 15298.	272
Department:	Municipal Development		
Zoning:			
Acquisition Price:	\$0.00	Sale Price:	
Property Status:	City Owned	Surplus:	

Property Map:



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