

# CITY of ALBUQUERQUE

## TWENTY FOURTH COUNCIL

COUNCIL BILL NO. O-21-49 ENACTMENT NO. \_\_\_\_\_

SPONSORED BY: Cynthia D. Borrego

1 **ORDINANCE**

2 **AMENDING CHAPTER 2, ARTICLE 2, SECTION 1 OF THE REVISED**  
3 **ORDINANCES OF ALBUQUERQUE, NEW MEXICO, 1994, THE “CAPITAL**  
4 **IMPROVEMENTS” ORDINANCE, FOR THE CREATION OF A CAPITAL SET-**  
5 **ASIDE FOR UNDERSERVED AREAS AND COMMUNITIES.**

6 **BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF**  
7 **ALBUQUERQUE:**

8 **SECTION 1. FINDINGS**

9 **The City Council finds that:**

10 **(A) There are capital improvement needs within communities and areas of**  
11 **the City that may be more urgent, due to consideration of issues such**  
12 **as poverty, race, equal access, opportunity, density, and development**  
13 **history.**

14 **(B) Additional guidance and tools are necessary to guide the development**  
15 **of the City’s Capital Plan to ensure that the needs of underserved**  
16 **communities are met.**

17 **(C) A specific amount of recurring capital funding is necessary for the City**  
18 **to begin to meet the needs of the underserved areas.**

19 **SECTION 2. A new subsection (Q) is added to §2-12-1 CAPITAL**  
20 **IMPROVEMENTS PROGRAM INTENT; SCOPE as follows:**

21 **“(Q) Two percent of the General Obligation Bond Program shall be**  
22 **reserved for improvements in underserved areas and communities of the**  
23 **City. Assignment of specific projects using this set-aside allocation shall**  
24 **be done in consultation with the resources and tools provided by City’s**  
25 **Office of Equity and Inclusion, as they relate to social vulnerabilities such**  
26 **as poverty and race.”**

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1 SECTION 3. SEVERABILITY CLAUSE. If any section, paragraph, sentence,  
2 clause, word or phrase of this ordinance is for any reason held to be invalid or  
3 unenforceable by any court of competent jurisdiction, such decision shall not  
4 affect the validity of the remaining provisions of this ordinance. The Council  
5 hereby declares that it would have passed this ordinance and each section,  
6 paragraph, sentence, clause, word or phrase thereof irrespective of any  
7 provision being declared unconstitutional or otherwise invalid.

8 SECTION 4. COMPILATION. Section 2 of this ordinance shall amend, be  
9 incorporated in and compiled as part of the Revised Ordinances of  
10 Albuquerque, New Mexico, 1994.

11 SECTION 5. EFFECTIVE DATE. This ordinance shall take effect five (5)  
12 days after publication by title and general summary.

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