

CITY of ALBUQUERQUE

TWENTY FOURTH COUNCIL

COUNCIL BILL NO. R-21-134 ENACTMENT NO. _____

SPONSORED BY: Cynthia D. Borrego and Lan Sena, by request

1 RESOLUTION

2 ESTABLISHING A PRIORITIES LIST FOR THE CITY OF ALBUQUERQUE'S
3 FUTURE OPEN SPACE LAND ACQUISITIONS; IDENTIFYING IMMEDIATE
4 PRIORITIES AND SPECIAL PROVISIONS FOR CERTAIN PROPERTIES.

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

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

12 WHEREAS, City Ordinance Section 2-6-16(B)(2)(b) requires that the Open
13 Space Advisory Board recommend to the City Council for its approval a list of
14 priority projects suitable for acquisition through purchase, exchange, or any
15 suitable mechanism, for purposes of "major public open space".

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

18 R-2016-024 is hereby amended to read as follows:

19 Section 1. Open Space Priority List. The following updated list is approved
20 and adopted as the official open space acquisition priorities for the City:

21 Calabacillas Pueblo II;

22 Cerro Colorado Volcano;

23 Diamond Rock/Four Hills;

24 Northern Geologic Window (North 1/3);

25 Northern Sand Dunes;

26 North Rio Puerco Escarpment;

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1 **Poole Property;**

2 **Volcano Cliffs Sector Plan Development Plan Parcels (Boca Negra Arroyo**

3 **Middle Branch and La Cuentista);**

4 **Tijeras Arroyo Biological Zone;**

5 **Volcano Heights (State Land Office parcel).**

6 **The order of the above list is not intended to connote an order of importance,**

7 **but only to list all of these properties as priorities for the City.**

8 **Section 2. Poole Property acquisition. The City shall consider all available**

9 **funding sources and mechanisms for acquisition, which may include**

10 **utilization of up to \$2,200,000 in funds from the Open Space Trust Fund and**

11 **provided any use of Open Space Trust Funds is the minimal amount**

12 **necessary to complete the acquisition.**

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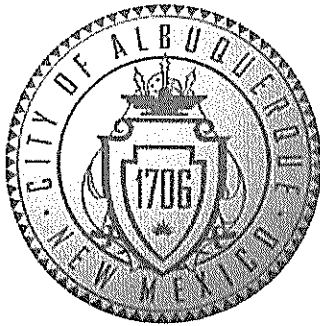
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CITY OF ALBUQUERQUE
Albuquerque, New Mexico
Office of the Mayor

Mayor Timothy M. Keller

INTER-OFFICE MEMORANDUM

January 27, 2021

TO: Cynthia Borrego, President, City Council

FROM: Timothy M. Keller, Mayor *TK*

SUBJECT: Additions to the Major Public Open Space Priority Acquisition List

Enclosed for consideration by the City Council is a draft Resolution to update the Major Public Open Space Priority Acquisition List, per City Ordinance 2-6-16. The Open Space Advisory Board (OSAB) has approved three additions to the list, subject to approval by City Council.

I appreciate the Council's review introduction and approval of a Resolution at its earliest convenience.

Approved:

SN *2/1/21*

Sarita Nair Date
Chief Administrative Officer

Approved as to Legal Form:

DocuSigned by:

Esteban A. Aguilar, Jr. 2/1/2021 | 9:50 AM MST
City Attorney

Recommended:

David J. Simon Date
Director, Parks & Recreation Department

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Cover Analysis

- 1. What is it?** City Ordinance (2-6-16) requires the City Council to approve a list of priority properties suitable for acquisition through purchase, exchange, or any suitable mechanism for purposes of “major public open space.” The Major Public Open Space (MPOS) priority acquisition list has not been updated since 2015. The Open Space Advisory Board (OSAB) has approved three properties for addition to the list, subject to approval by City Council.
- 2. What will this piece of legislation do?** Add three properties to the Major Public Open Space priority acquisition list: Calabacillas Pueblo II, Diamond Rock/Four Hills, and Poole Property. This legislation would also authorize use of up to \$2.2M from the Open Space Trust Fund to acquire one of the properties (Poole property), if such funds were necessary to complete the acquisition.
- 3. Why is this project needed?** Per Ordinance 2-6-16, the properties must be added to the list by City Council in order for the City to move forward with acquisition. One project, acquisition of the Poole property, faces some time constraints and would require the City to expend approximately \$2M that would be combined with prior state appropriations of \$4.56M. While the City is considering all possible funding sources, authorization to use the Open Space Trust Fund would give the City additional flexibility to complete the acquisition.
- 4. How much will it cost and what is the funding source?** Simply adding the three properties to the MPOS Priority Acquisition List does not require or guarantee appropriations or expenditures. If the City used funds from the Open Space Trust Fund, it could cost up to \$2.2M from that source.
- 5. Is there a revenue source associated? If so, what level of income is projected?** Acquisition of Major Public Open Space is funded by a 2% set-aside in the City’s General Obligation Bond, impact fees, earnings from the Open Space Trust Fund, state grants, and other sources.
- 6. What will happen if the project is not approved?** If not added to the MPOS Priority Acquisition List, the three properties will not be eligible for acquisition by the City as Major Public Open Space. Without authorization to use the Open Space Trust Fund, the City may not be able to complete acquisition of the Poole property. If not acquired, the three properties could be developed and their environmental/conservation/open space values could be lost forever.
- 7. Is this service already provided by another entity?** No.

FISCAL IMPACT ANALYSIS

TITLE: Additions to Major Public Open Space Priority Acquisition List

R:
FUND: 850O:
Open Space

DEPT: PRD

☐ No measurable fiscal impact is anticipated, i.e., no impact on fund balance over and above existing appropriations.

☒ (If Applicable) The estimated fiscal impact (defined as impact over and above existing appropriations) of this legislation is as follows:

	2021	Fiscal Years 2022	2023	Total
Base Salary/Wages	-	-	-	-
Fringe Benefits at	-	-	-	-
Subtotal Personnel	-	-	-	-
Operating Expenses	-	-	-	-
Property	2,000,000	-	-	2,000,000
Indirect Costs	-	-	-	-
Total Expenses	\$ 2,000,000	\$ -	\$ -	\$ 2,000,000
<input type="checkbox"/> Estimated revenues not affected				
<input type="checkbox"/> Estimated revenue impact				
Revenue from program				0
Amount of Grant		-	-	
City Cash Match				
City Inkind Match				
City IDOH	-	-	-	-
Total Revenue	\$ -	\$ -	\$ -	\$ -

These estimates do not include any adjustment for inflation.

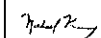
* Range if not easily quantifiable.

Number of Positions created

COMMENTS: Adding properties to the MPOS Priority Acquisition List does not guarantee or require appropriations or expenditures. If acquisition of the Poole Property used funds from the Open Space Trust Fund, it could affect that fund by up to \$2.2M.

COMMENTS ON NON-MONETARY IMPACTS TO COMMUNITY/CITY GOVERNMENT:**PREPARED BY:**

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FISCAL ANALYST

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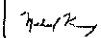
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DIRECTOR

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EXECUTIVE BUDGET ANALYST

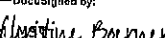
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CITY ECONOMIST