CITY of ALBUQUERQUE TWENTY FIFTH COUNCIL

COUNCIL BILL NO. <u>0-23-83</u> ENACTMENT NO. <u>0-2023-026</u> SPONSORED BY: Renée Grout 1 ORDINANCE 2 AMENDING SECTION 2-12-1 TO RESERVE AND MAKE PERMANENT 3% OF 3 THE GENERAL OBLIGATION BOND PROGRAM CAPACITY FOR OPEN SPACE 4 LAND ACQUISITION. 5 WHEREAS, The City of Albuquerque Open Space Program provides the 6 public with a variety of opportunities for recreation and education about 7 our unique high desert environment; and 8 WHEREAS, Open Space lands have historically been acquired through 9 the City's General Obligation Bond Program, a Quality-of-Life Quarter Cent 10 Tax, and the Open Space Trust Fund; and [Bracketed/Strikethrough Material] - Deletion Bracketed/Underscored Material] - New 11 WHEREAS, the principal balance of the Open Space Trust Fund has not 12 reached a level necessary to generate interest earnings to fund acquisition 13 of Open Space; and 14 WHEREAS, additional funding is needed to ensure that funds are available 15 as opportunities to purchase Open Space arise; and 16 WHEREAS, a viable Open Space acquisition program is necessary to 17 protect the unique natural environment in and around Albuquerque. 18 BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF 19 **ALBUQUERQUE:** 20 SECTION 1. § 2-12-1 CAPITAL IMPROVEMENTS PROGRAM INTENT: 21 SCOPE is amended as follows: 22 "(O) Three percent of the General Obligation Bond Program shall be reserved 23 for the acquisition of lands identified for Open Space and capital renovation of 24 Open Space.



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1	(P) The term of the CIP Set Aside for Open Space Acquisition shall be for
2	the following General Obligation Bond Cycles, 2017, 2019, 2021, 2023, 2025,
3	2027, 2029, 2031, 2033 and 2035. "
4	SECTION 2. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
5	clause, word, or phrase of this Ordinance is for any reason held to be invalid
6	or unenforceable by any court of competent jurisdiction, such decision shall
7	not affect the validity of the remaining provisions of this Ordinance. The
8	Council hereby declares that it would have passed this Ordinance and each
9	section, paragraph, sentence, clause, word, or phrase thereof irrespective of
10	any provision being declared unconstitutional or otherwise invalid.
11	SECTION 3. COMPILATION. Section 1 of this Ordinance shall amend, be
12	incorporated in and made part of the Revised Ordinances of Albuquerque,
13	New Mexico, 1994.
14	SECTION 4. EFFECTIVE DATE. This Ordinance shall take effect five days
15	after publication by title and general summary.
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1	PASSED AND ADOPTED THIS DAY OFOctober, 2023
2	BY A VOTE OF: 8 FOR 1 AGAINST.
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4	FOR: Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, Sanchez
5	AGAINST: Bassan
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8	W. A.
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10	Pat Davis, President
11	City Council
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13	APPROVED THIS 18 DAY OF October, 2023
14	APPROVED THIS 10 DAY OF 10 Charles, 2023
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Deletion	Bill No. O-23-83
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₹ 23	Timothy M. Keller, Mayor
	City of Albuquerque
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30	Ethan Watson, City Clerk
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