

O.2024.007

**CITY OF ALBUQUERQUE
CITY COUNCIL**

INTEROFFICE MEMORANDUM

TO: Timothy M. Keller, Mayor

FROM: Isaac Padilla, Director of Council Services

for IEP

SUBJECT: Transmittal of Legislation

Transmitted herewith is Bill No. O-26-6 Amending The Appointment Method, Membership Requirements, And Duties Of The Open Space Advisory Board (Fiebelkorn), which was passed at the Council meeting of February 18, 2026, by a vote of 9 FOR AND 0 AGAINST.

In accordance with the provisions of the City Charter, your action is respectfully requested.

CITY of ALBUQUERQUE

TWENTY SEVENTH COUNCIL

COUNCIL BILL NO. O-26-6 ENACTMENT NO. O. 2022. 007

SPONSORED BY: Tammy Fiebelkorn

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ORDINANCE

AMENDING THE APPOINTMENT METHOD, MEMBERSHIP REQUIREMENTS,
AND DUTIES OF THE OPEN SPACE ADVISORY BOARD.

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

SECTION 1. Chapter 2, Article 6, Part 16 "Open Space Advisory Board" is
amended as follows:

§ 2-6-16 OPEN SPACE ADVISORY BOARD.

"(A) Open Space Advisory Board Created. There is created a seven-member
committee to be known as the Open Space Advisory Board.

(B) Appointment. As vacancies on the Board occur or as terms expire, the
Chair of the Open Space Board shall notify the Chief Administrative Officer
and the Director of Council Services of the vacancy or the expired term within
30 days. Upon receiving notice the City Council and Mayor shall alternatively
appoint members with the City Council making the first appointment. All
appointments shall be subject to City Council approval. The existing
Board members may make recommendations to the Mayor and City Council
for candidates to fill vacancies on the Board. If either the Mayor or City
Council, after receiving notice of a vacancy or an expired term fails to name a
replacement Board member within 45 days of notice of the vacancy, then the
other body shall make the appointment. Applications received for a board
member position shall be distributed within two days of submittal to both the
Administration and the City Councilor for the Council District where the
applicant resides. The Board members shall be appointed for staggered terms
of three years, unless an appointment is to fill a vacancy. An appointment to

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1 fill a vacancy shall be for the unexpired term. Terms shall begin on the day of
2 the City Council's approval of the nomination.

3 (C) *Member Qualifications.* Members shall be residents of the City with a
4 demonstrated commitment to the accomplishment of the
5 Albuquerque/Bernalillo County Comprehensive Plan. Members shall be
6 knowledgeable as to open space, ecology, the real estate market, urban and
7 regional planning and/or related law.

8 (D) *Duties, Responsibilities, Powers.*

9 (1) Study data, including ecological data, which should guide the
10 adoption and amendment of open space plans and programs, maintain liaison
11 and seek input from citizen interest groups including especially the Open
12 Space Task Force.

13 (2) Advise the EPC, the Mayor, and the City Council as to an
14 appropriate City open space program, which advice shall include:

15 (a) Implementation of adopted open space plans;

16 (b) Recommend to the City Council for its approval, a list of priority
17 properties suitable for acquisition through purchase, exchange, or any other
18 suitable mechanism, for purposes of "major public open space" or "public
19 easement or rights of way" for open space purposes, the locations of which are
20 consistent with the policies of the Albuquerque/Bernalillo County
21 Comprehensive Plan. Such recommendations shall be based upon policies or
22 procedures for the evaluation of open space priority properties as may be
23 approved by resolution of the City Council;

24 (c) Basic policies on management of City-owned open space;

25 (d) Criteria for evaluating proposals for significant physical changes
26 and installations on and adjacent to open space lands;

27 (e) Evaluation of proposals to install extraordinary facilities on City-
28 owned open space; and

29 (f) Evaluation of proposals to sell, lease, exchange, or otherwise
30 dispose of open space exchange lands or other lands acquired with open
31 space funds.

32 (3) Advise the City Treasurer or designated trustee on the
33 administration and management of the Open Space Trust Fund.

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1 (4) Annually make recommendations to the EPC, the Mayor, and the
2 City Council on updating the open space program, including land acquisition
3 and other open space capital improvements.

4 (5) Periodically review open space plans in consultation with citizen
5 interest groups, especially the Open Space Task Force. Advise the EPC, the
6 Mayor, and the City Council on needed new plans and plan amendments,
7 ranging from detailed project plans to the Albuquerque/Bernalillo County
8 Comprehensive Plan. Make recommendations for the annual proposed City
9 planning program.

10 (6) Upon request, advise or assist the Mayor in negotiations for open
11 space land acquisition.

12 (7) The Board's recommendations shall be consistent with the
13 conditions imposed on expenditure of interest of the Permanent Fund for Open
14 Space as specified in §§ 4-2-3-1 et seq. and the conditions imposed on the
15 expenditure of monies from the Quality of Life Fund as specified in Resolution
16 89-1987; the Board's proposals shall also take into account all funding sources
17 available for the Open Space program.

18 (8) Approve the sale or lease of certain interests in Open Space
19 Exchange Lands, as provided in § 4-2-3-5."

20 SECTION 2. SEVERABILITY. If any section, paragraph, sentence, clause,
21 word or phrase of this Ordinance is for any reason held to be invalid or
22 unenforceable by any court of competent jurisdiction, such decision shall not
23 affect the validity of the remaining provisions of this Ordinance. The Council
24 hereby declares that it would have passed this Ordinance and each section,
25 paragraph, sentence, clause, word or phrase thereof irrespective of any
26 provision being declared unconstitutional or otherwise invalid.

27 SECTION 3. COMPILATION. Section 1 of this Ordinance shall amend, be
28 incorporated in, and be compiled as part of the Revised Ordinances of
29 Albuquerque, New Mexico, 1994.

30 SECTION 4. EFFECTIVE DATE. This Ordinance shall take effect five (5)
31 days after publication by title and general summary.

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1 PASSED AND ADOPTED THIS 18th DAY OF February, 2026
2 BY A VOTE OF: 9 FOR 0 AGAINST.

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Klarissa J. Rena, President
City Council

APPROVED THIS 3 DAY OF March, 2026

Bill No. O-26-6



Timothy M. Keller, Mayor
City of Albuquerque

ATTEST:



Ethan Watson, City Clerk

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