

CITY of ALBUQUERQUE

TWENTY SIXTH COUNCIL

COUNCIL BILL NO. O-24-22 ENACTMENT NO. 0-2024-010

SPONSORED BY: Joaquín Baca and Renée Grout, by request

1 **ORDINANCE**

2 **AMENDING ROA 1994, CHAPTER 14, ARTICLE 8, PART 4, THE**
3 **“METROPOLITAN REDEVELOPMENT AGENCY ORDINANCE”.**

4 **WHEREAS, local governments are permitted to capture tax increments in**
5 **established Metropolitan Redevelopment Areas (“MRA”) pursuant to the**
6 **Metropolitan Redevelopment Code, NMSA 1978, Sections 3-60A-1 et seq.; and**

7 **WHEREAS, during the 2023 and 2024 legislative sessions, the State of New**
8 **Mexico amended the Metropolitan Redevelopment Code to establish**
9 **processes for capturing growth in gross receipt tax revenues (“GRT”) and**
10 **property tax revenues within approved MRA boundaries; and**

11 **WHEREAS, local governments are permitted to use the increase in GRT**
12 **revenues and property tax revenues generated within an MRA consistent with**
13 **the adopted Metropolitan Development Plan for the MRA; and**

14 **WHEREAS, the State further amended the Metropolitan Redevelopment**
15 **Code to expand the powers of local Metropolitan Redevelopment Agencies;**
16 **and**

17 **WHEREAS, the State legislative amendments to the Metropolitan**
18 **Redevelopment Code necessitate corresponding amendments to the City’s**
19 **Metropolitan Redevelopment Agency Ordinance codified at ROA 1994, Chapter**
20 **14, Article 8, Part 4.**

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

23 **SECTION 1. ROA 1994, Section 14-8-4-3, Redevelopment Project Powers, is**
24 **hereby amended as follows:**

25 **As used in §§ 14-8-4-1 et seq., the term *REDEVELOPMENT PROJECT***
26 ***POWERS* includes any rights, powers, functions and duties of a municipality**

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1 authorized by Sections 3-60A-5 through 3-60A-18 NMSA 1978, except the
2 following powers which are reserved to the City Council:

3 (A) Declaration of an area to be a slum or a blighted area or combination
4 thereof and designation of the area as appropriate for
5 a redevelopment project;

6 (B) Approval or amendment of redevelopment plans;

7 (C) Approval of City plans for urban development and conservation,
8 unless approval is specifically delegated by Council ordinance or resolution;

9 (D) Making findings of necessity prior to preparation of a plan as provided
10 in Sections 3-60A-5 through 3-60A-18 NMSA 1978 and the findings and
11 determinations required prior to approval of a redevelopment plan or project
12 as provided in Sections 3-60A-5 through 3-60A-18 NMSA 1978;

13 (E) Issuance of general obligation bonds and revenue bonds authorized in
14 the Code;

15 (F) Grants of \$100,000 or more;

16 (G) Issuance of municipal redevelopment bonds;

17 (H) Appropriation of funds, levying of taxes and assessments; and

18 (I) Deciding appeals of the Metropolitan Redevelopment Agency's action
19 as to acceptance of a proposal for the sale and/or redevelopment of land.

20 SECTION 2. ROA 1994, Section 14-8-4-7, Activities to be Undertaken
21 Pursuant to Statutory Authority, is hereby amended to include the following
22 provision:

23 (D) With respect to tax increment financing carried out by the
24 Metropolitan Redevelopment Agency, the provisions of the State Tax
25 Increment Law, NMSA 1978, Sections 3-60A-19 through 3-60A-24 shall apply.

26 SECTION 3. COMPILATION. The ordinance amendment prescribed by
27 Sections 1 and 2 shall amend, be incorporated in and made a part of the
28 Revised Ordinances of Albuquerque, New Mexico, 1994.

29 SECTION 4. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
30 word, or phrase of this ordinance is for any reason held to be invalid or
31 unenforceable by any court of competent jurisdiction, such decision shall not
32 affect the validity of the remaining provisions of this ordinance. The Council
33 hereby declares that it would have passed this ordinance and each section,

1 paragraph, sentence, word or phrase thereof irrespective of any provision
2 being declared unconstitutional or otherwise invalid.

3 SECTION 5. EFFECTIVE DATE. This ordinance shall take effect five days
4 after publication by title and general summary.

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1 PASSED AND ADOPTED THIS 3rd DAY OF June, 2024
2 BY A VOTE OF: 9 FOR 0 AGAINST.

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Dan Lewis, President
City Council

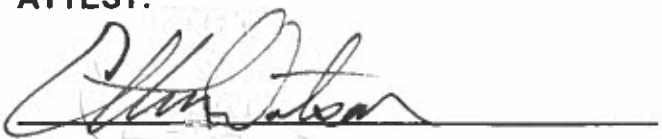
APPROVED THIS 14 DAY OF June, 2024

Bill No. O-24-22



Timothy M. Keller, Mayor
City of Albuquerque

ATTEST:



Ethan Watson, City Clerk

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