

THIS AMENDMENT PASSED ON A 8-0 VOTE.
For: Baca, Bassan, Champine, Fiebelkorn, Grout, Peña, Rogers, Telles
Excused: Lewis

**CITY COUNCIL
of the
CITY OF ALBUQUERQUE**

June 15, 2026

FLOOR AMENDMENT NO. 1 TO O-26-26

AMENDMENT SPONSORED BY: Tammy Fiebelkorn, Joaquín Baca

1. On page 4, lines 23-29, amend Section 1 as follows:

(C) Revenues shall be used solely for stormwater management-related purposes, such as but not limited to street sweeping, trash and debris diversion and removal, storm drainage inlet/outlet cleaning, maintenance of pervious pavements, and including design, construction, operation, inspection, and maintenance of stormwater infrastructure; [retention and infiltration infrastructure;] Green Stormwater Infrastructure (GSI) Program management, projects and public education and outreach; and stormwater quality regulatory compliance and monitoring.

Explanation: This amendment adds “retention and infiltration infrastructure” to the list of stormwater management-related purposes for which Revenues generated from the Ordinance shall be used.

THIS AMENDMENT PASSED ON A 8-0 VOTE.
For: Baca, Bassan, Champine, Fiebelkorn, Grout, Peña, Rogers, Telles
Excused: Lewis

**CITY COUNCIL
of the
CITY OF ALBUQUERQUE**

June 15, 2026

FLOOR AMENDMENT NO. 2 TO O-26-26

AMENDMENT SPONSORED BY: Tammy Fiebelkorn, Joaquín Baca

1. On page 5, lines 7-14, amend Section 1 as follows:

(D) The Department of Municipal Development (DMD) will acquire necessary data and establish the procedure for quantifying stormwater runoff from each parcel based on impervious square footage within ~~[three (3)]~~ [two (2)] years of the enactment date of this Ordinance. Upon review of that data and the overall operations of the stormwater utility, DMD ~~[may]~~ [shall] propose an adjustment of the fee assessment structure based on the volume of runoff each property discharges to the storm drainage system. Any adjustment in fee assessment structure is subject to Administration and Council approval.

Explanation: This amendment makes two changes. First, the amendment changes the timeline in which DMD must acquire necessary data and establish the procedure for quantifying stormwater runoff from each parcel based on impervious square footage from three (3) years to two (2) years. Second, the amendment requires that DMD propose a fee assessment adjustment based on property runoff volume discharge rather than allowing DMD discretion to propose the fee assessment adjustment.

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For: Baca, Bassan, Champine, Fiebelkorn, Grout, Peña, Rogers, Telles
Excused: Lewis

**CITY COUNCIL
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June 15, 2026

FLOOR AMENDMENT NO. 3 TO O-26-26

AMENDMENT SPONSORED BY: Tammy Fiebelkorn, Joaquín Baca

1. On page 5, lines 21-28, amend Section 1 as follows:

(F) Responsibility of Payments.

~~[(1)]~~ The charges provided for herein are the personal responsibility of the owner of the property served; any fee, payment, or fee shifting arrangement with a tenant or any other person is a third-party arrangement between the owner and the other person or entity and is not binding on the city.

~~[(2) The city may file a lien on such property for such charges including any interest or penalties accruing on same.]~~

Explanation: This amendment deletes the Ordinance provision that allows for the city to file a lien on property for charges accruing from this Ordinance and renumbers the subdivision accordingly.

THIS AMENDMENT PASSED ON A 8-0 VOTE.
For: Baca, Bassan, Champine, Fiebelkorn, Grout, Peña, Rogers, Telles
Excused: Lewis

**CITY COUNCIL
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CITY OF ALBUQUERQUE**

June 15, 2026

FLOOR AMENDMENT NO. 4 TO O-26-26

AMENDMENT SPONSORED BY: Tammy Fiebelkorn, Joaquín Baca

1. On page 6, lines 1-5, amend Section 1 as follows:

(B) the GSI Program must include ~~[at least 3]~~ additional staff members to manage the design, construction, inspection, and maintenance of green stormwater infrastructure projects. A minimum of 40% of the annual revenue deposited to the Stormwater Management Fund must be spent on the GSI Program.

Explanation: This amendment removes the requirement that the GSI program must include 3 additional staff members, mandating only that the GSI program must include additional staff members.

THIS AMENDMENT PASSED ON A 7-2 VOTE.
For: Baca, Bassan, Fiebelkorn, Grout, Peña, Rogers, Telles
Against: Champine, Lewis

**CITY COUNCIL
of the
CITY OF ALBUQUERQUE**

June 15, 2026

FLOOR AMENDMENT NO. 5 TO O-26-26

AMENDMENT SPONSORED BY: Tammy Fiebelkorn, Joaquín Baca

1. On page 6, lines 6-12, amend Section 1 as follows:

(C) Site selection for GSI capital projects will be prioritized based on:

[(1) Social vulnerability index scores;]

[(1)] [(2)] Known water quality or nuisance flooding issues or large upstream areas contributing runoff;

[(2)] [(3)] Higher percentage of heat vulnerable populations;

[(3)] [(4)] Lower percentage of existing tree canopy; and

[(4)] [(5)] Cost effectiveness (i.e., leverages other City departmental project funding or external funding for project design and construction).

Explanation: This amendment adds another factor to be considered in GSI capital project site selection prioritization – social vulnerability index scores – and renumbers the other factors accordingly.

THIS AMENDMENT PASSED ON A 7-2 VOTE.
For: Baca, Bassan, Fiebelkorn, Grout, Peña, Rogers, Telles
Against: Champine, Lewis

**CITY COUNCIL
of the
CITY OF ALBUQUERQUE**

June 15, 2026

FLOOR AMENDMENT NO. 6 TO O-26-26

AMENDMENT SPONSORED BY: Tammy Fiebelkorn, Joaquín Baca

1. On page 6, lines 13-16, amend Section 1 as follows:

(D) The GSI Program may use the Stormwater Management Fund to support GSI capital projects that may be managed or led by other City Departments, to meet best practices and industry standards through site selection, design, construction and ongoing maintenance of GSI features. [Such GSI capital projects managed or led by other City Departments must meet the same prioritization criteria in subsection (C), above.]

Explanation: This amendment ties GSI capital projects managed or led by other City Departments to the prioritization scheme as GSI capital projects.

THIS AMENDMENT PASSED ON A 9-0 VOTE.

**CITY COUNCIL
of the
CITY OF ALBUQUERQUE**

June 15, 2026

FLOOR AMENDMENT NO. 7 TO O-26-26

AMENDMENT SPONSORED BY: Tammy Fiebelkorn, Joaquín Baca

1. On page 7, lines 26-30, amend Section 2 as follows:

(E) The requirements of this section shall apply to City-funded capital projects to the extent allowable under applicable law, and shall be implemented in a manner consistent with existing City ordinances, including [, but not limited to,] the Storm Water Utility Ordinance, Street Tree Ordinance, Drainage Control Ordinance, and Complete Streets policies.

Explanation: This amendment clarifies that the existing City ordinances are not an exhaustive list of City ordinances to which the requirements of this section would apply.

THIS AMENDMENT PASSED ON A 9-0 VOTE.

**CITY COUNCIL
of the
CITY OF ALBUQUERQUE**

June 15, 2026

FLOOR AMENDMENT NO. 8 TO O-26-26

AMENDMENT SPONSORED BY: Tammy Fiebelkorn, Joaquín Baca

1. Beginning on page 5, line 29, amend Section 1 by adding a new subsection (G) as follows:

[(G) The fee established and assessed by subsection (C) may be substituted for a flat rate, assessed yearly, if a commercial property owner provides documentation of the commercial property's water use that indicates that the commercial property:

(1) Has high potable water usage; and

(2) Generates no substantial runoff.

DMD will administer and manage applications to flat rate assessment in lieu of the fee established and assessed in subsection (C).]

Explanation: This amendment creates an alternative flat rate assessment for commercial properties where potable water consumption significantly overstates actual stormwater generation. As written, the fee in subsection (C) is based on water usage, which will disproportionately burden businesses that consume water as part of their production process, such as breweries, plant nurseries, food processors, and hospitality operations, relative to the stormwater runoff they actually generate. This amendment allows such properties to apply to DMD for a flat rate assessment in lieu of the consumption-based fee, provided they demonstrate high water use and minimal runoff contribution.

THIS AMENDMENT PASSED ON A 9-0 VOTE.

CITY COUNCIL
of the
CITY OF ALBUQUERQUE

June 1, 2026

FLOOR AMENDMENT NO. 9 TO O-26-26

AMENDMENT SPONSORED BY: Klarissa J. Peña

1. On page 3, line 1, amend § 6-12-1(C) as follows:

(C) The Stormwater Utility may create passive or active rainwater harvesting incentive, credit or rebate programs ~~[or]~~[and] collaborate with other agencies such as [the Albuquerque Metropolitan Arroyo Flood Control Authority (AMAFCA), Bernalillo County, and]the Albuquerque Bernalillo County Water Utility [Authority](ABCWUA) Xeriscape Program to incentivize the use of green stormwater infrastructure practices, conserve potable water, and enhance ecosystem services. [The Department of Municipal Development shall propose such incentive, credit, or rebate programs to Council for review and approval within two years of enactment of this Ordinance.]

2. On page 3, line 13, insert the following to the definition of *ACTIVE RAINWATER HARVESTING*:

ACTIVE RAINWATER HARVESTING. A method of capturing rainwater from rooftops or other impervious areas in a container such as a rain barrel, cistern, or tank to be redistributed at a later point in time, typically for supplemental irrigation, thereby reducing the volume of stormwater runoff. [All projects that capture rainwater must comply with applicable State of New Mexico laws and regulations regarding management of water resources.]

3. On page 3, line 16, insert the following definition:

[GRAY STORMWATER INFRASTRUCTURE. Traditional stormwater infrastructure in the built environment designed to collect, convey, and manage stormwater runoff from developed areas, including but not limited to gutters, drains, inlets, pipes, culverts, tanks, channels, pump stations, and retention basins.]

4. On page 4, line 10, amend the definition of *STORMWATER UTILITY* as follows:

***STORMWATER UTILITY.* A municipal utility housed in the Department of Municipal Development, created by this ordinance, which is established to manage stormwater quality, drainage, [discharge,] and regulatory compliance through a combination of gray and green [stormwater] infrastructure.**

5. On page 6, line one, amend § 6-12-5(B) as follows:

(B) The GSI Program must include at least 3 additional staff members to manage the design, construction, inspection, and maintenance of green stormwater infrastructure projects. A minimum of 40% of the annual revenue deposited to the Stormwater Management Fund must be spent on the GSI Program [including relevant administrative costs, and the remainder will be spent on gray stormwater infrastructure and associated costs].

Explanation:

These amendments are in response to comments from the Albuquerque Metropolitan Arroyo Flood Control Authority (AMAFCA). Item 1 would include AMAFCA and Bernalillo County as potential partners in the GSI Program. Items 2, 3, and 4 amend defined terms. Item 5 provides clarification on the use of funds.

THIS AMENDMENT PASSED ON A 8-1 VOTE.
For: Baca, Bassan, Champine, Fiebelkorn, Grout, Peña, Rogers, Telles
Against: Lewis

**CITY COUNCIL
of the
CITY OF ALBUQUERQUE**

June 1, 2026

FLOOR AMENDMENT NO. 10 TO O-26-26

AMENDMENT SPONSORED BY: Klarissa J. Peña

1. On page 5, line 14, add the following sentence to the end of § 6-12-4(D):

(D) The Department of Municipal Development (DMD) will acquire necessary data and establish the procedure for quantifying stormwater runoff from each parcel based on impervious square footage within three (3) years of the enactment date of this Ordinance. Upon review of that data and the overall operations of the stormwater utility, DMD may propose an adjustment of the fee assessment structure based on the volume of runoff each property discharges to the storm drainage system. Any adjustment in fee assessment structure is subject to Administration and Council approval. If the Administration and City Council do not approve an adjustment in fee assessment structure within three (3) years of the effective date of this Ordinance, the stormwater service fee shall sunset at the end of the following fiscal year.]

Explanation:

This amendment will sunset the fee assessment established by this ordinance if the Administration and City Council do not approve an adjustment in the fee assessment structure, as required by this section, within three years of the effective date of the ordinance. The sunset would occur at the end of the following fiscal year so that an adopted budget would not be impacted. A new revenue source would need to be identified for the Stormwater Management Fund.