

**THIS AMENDMENT PASSED ON A 9-0 VOTE.**

**CITY COUNCIL  
of the  
CITY OF ALBUQUERQUE**

**December 16, 2024**

**FLOOR AMENDMENT NO.        1        TO        FS O-24-56**

**AMENDMENT SPONSORED BY COUNCILOR      Fiebelkorn**

1. On page 2, line 8 amend the definition of Camp as follows:

**[CAMP. To occupy an area for the purpose of establishing or maintaining a permanent or temporary place to live ~~[, or to occupy an area with an apparent intent to remain in that location]~~ for 24 hours or more, or outside of regular park hours.]**

2. On page 3, starting on line 18, amend Section 10-1-1-3(A)(3) as follows:

**(3) Erection of [Tents or Other] Structures. No person in a park shall [camp or] construct or erect any [tent,] building or [other] structure ~~[for the apparent purpose of staying in that location]~~ overnight or after normal park operating hours.] [of whatever kind, whether permanent or temporary in character, or run or string any public service utility into, upon, or across such lands, except by written permission of the Mayor.] [Exceptions may be made for youth organizations camping with adult supervision for the purpose of introducing children to camping and outdoor experiences, with written permission from the Mayor and the Director of the Parks & Recreation Department. In such cases, the group size shall be limited to a maximum of 25, shall not camp for more than one night, and the adult leader in charge shall have their permit available for inspection by City authorities. The Director of the Parks and Recreation Department may establish other restrictions and requirements on such camping permits.]**

Explanation: This amendment strikes the ambiguous language for the apparent intent and apparent purpose of staying in that location. It creates an objective standard of either 24 hours or overnight, which provides clarity of what is a prohibited action and should reduce conflicts between City employees and the unhoused.

**THIS AMENDMENT PASSED ON A 9-0 VOTE.**

**CITY COUNCIL  
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**December 16, 2024**

**FLOOR AMENDMENT NO.        2        TO        FS O-24-56**

**AMENDMENT SPONSORED BY COUNCILOR      Fiebelkorn**

1. On page 3, line 26, amend Section 10-1-1-3(A)(3) by striking “~~Mayor and the~~” as follows:

**Exceptions may be made for youth organizations camping with adult supervision for the purpose of introducing children to camping and outdoor experiences, with written permission from the ~~[Mayor and the]~~ Director of the Parks & Recreation Department.**

Explanation: This amendment simplifies the permission process for youth organizations to camp by only requiring permission from the Director of the Parks and Recreation Department instead of requiring permission from the Director of Parks and Recreation and the Mayor.

**THIS AMENDMENT FAILED ON A 4-5 VOTE.**  
**For: Baca, Fiebelkorn, Peña, Rogers**  
**Against: Bassan, Champine, Grout, Lewis, Sanchez**

**CITY COUNCIL**  
**of the**  
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**December 16, 2024**

**FLOOR AMENDMENT NO.        3        TO        FS O-24-56**

**AMENDMENT SPONSORED BY COUNCILOR        Fiebelkorn**

1. On page 3, line 32, amend Section 10-1-1-3(A)(4) as follows:

(4) **Shopping Carts Prohibited.** Shopping carts are prohibited in City parks[,] **[and]** open spaces~~[, and the parking areas that serve these facilities]~~. Any **[abandoned]** shopping cart, whether empty or containing any merchandise or belongings, may be confiscated and either returned to the cart owner, recycled, or otherwise disposed of. **[An abandoned shopping cart is one that is unattended and has not been moved in more than 8 hours.]**

Explanation: This amendment limits the prohibition on shopping carts to parks and open space but does not include their parking lots. It also limits the confiscation of shopping carts to carts that have been abandoned for more than 8 hours. This prevents City employees for confiscating the belongings of people for merely using a Park or moving their belongings through a park or open space.

**THIS AMENDMENT PASSED ON A 5-4 VOTE.  
For: Baca, Bassan, Fiebelkorn, Peña, Rogers  
Against: Champine, Grout, Lewis, Sanchez**

**CITY COUNCIL  
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**December 16, 2024**

**FLOOR AMENDMENT NO.   4   TO   FS O-24-56**

**AMENDMENT SPONSORED BY COUNCILOR:   Fiebelkorn**

1. On page 4, line 4, remove §10-1-1-3(A)(5) in its entirety:

~~[(5) Wrongful Use of Playground Equipment. Unless otherwise posted, the use of playground equipment is reserved for children within the age ranges for which the equipment is designed. Adults are allowed in playground areas only when accompanied by a child under the age of 12 or when children are not present. In addition, the Mayor may designate certain parks, and areas within parks, as “Children’s Parks” and restrict access by adults when children are present unless they are accompanied by a child under the age of 12. Users must follow playground guidelines and restrictions. During park operating hours, no person shall engage in any conduct that deprives park visitors of the intended use of the playground equipment.]~~

**Explanation:** This amendment removes the proposed ban on adults (18+, though undefined in this bill) being within 50 feet of a playground without a child under 12. Prohibiting adults within 50 feet of a playground without a child unnecessarily restricts legitimate park uses, like walking, exercising, or resting in nearby areas. Adults without children, such as seniors, caregivers, or individuals without kids, are unfairly barred from enjoying shared park spaces.

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**December 16, 2024**

**FLOOR AMENDMENT NO.          5          TO          FS O-24-56**

**AMENDMENT SPONSORED BY COUNCILOR      Fiebelkorn**

1. On page 7, starting on line 18, amend Section 10-1-1-8(A) as follows:

**(A) Vending and Peddling. ~~[No person in a park shall expose or offer for sale any article or thing, nor shall he station or place any stand, cart or vehicle for the transportation, sale, or display of any such article or thing. Exception is here made as to any regularly licensed concessionaire acting by and under the authority and regulation of the Mayor.]~~ [Vending is allowed by licensed vendors in designated areas only with a valid permit from the Department of Parks & Recreation. **[Permissible licensed vending shall include informal sales of crafts and other wares during permitted events in city parks. Such events shall not require an additional vending permit.]** Food vendors must carry all other permits required by the Environmental Health Department, the Fire Marshal, and any other regulatory agencies.]**

Explanation: This amendment allows for the sale of crafts and other small-scale vending, which already occurs at informal tabling events in City parks.

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**December 16, 2024**

**FLOOR AMENDMENT NO. 6 TO FS O-24-56**

**AMENDMENT SPONSORED BY COUNCILOR Grout**

1. Beginning on page 5, line 28 amend Section 10-1-1-5 as follows:

**§ 10-1-1-5 ANIMALS PROHIBITED IN CIVIC PLAZA DURING A SPECIAL EVENT.**

**(A) No person shall cause or allow any animal to enter onto the Civic Plaza during a special event.**

**(B) This section shall not apply to any service animal [subject to the provisions of the Americans With Disabilities Act.] ~~[which is being used to assist a blind, deaf, or mobility-impaired person, provided that the service animal has adequate identification that it is a service animal, as defined by §§ 9-2-1-1 et seq., Humane and Ethical Animal Rules and Treatment.]~~ Further, this section shall not apply to any animal used by the city or its agents, or any animals specifically allowed by the Mayor.**