

# CITY OF ALBUQUERQUE

## TWENTY SIXTH COUNCIL

COUNCIL BILL NO. R-25-138 ENACTMENT NO. \_\_\_\_\_

SPONSORED BY: Dan Lewis

1 RESOLUTION

2 APPROVING THE APPOINTMENT OF DIRECTOR TO FILL VACANCY ON THE  
3 GOVERNING BODY OF THE MONTECITO ESTATES PUBLIC IMPROVEMENT  
4 DISTRICT, CAUSED BY THE RESIGNATION OF A BOARD MEMBER,  
5 PURSUANT TO THE PUBLIC IMPROVEMENT DISTRICT ACT, NMSA 1978, §§ 5-  
6 11-1 TO -27 (2013, AS AMENDED) AND CITY ORDINANCE ENACTMENT NO. O-  
7 2003-12, COUNCIL BILL NO. FS O-03-84; AND REPEALING ALL ACTIONS  
8 INCONSISTENT WITH THIS RESOLUTION.

9 Capitalized terms used herein shall have the meanings assigned in City  
10 Resolution Enactment No. R-2007-081 (the “District Formation Resolution”),  
11 except as otherwise defined in this Resolution, or unless the context clearly  
12 requires otherwise.

13 WHEREAS, there is a vacancy on the District Board caused by the  
14 resignation of a member; and

15 WHEREAS, pursuant to § 5-11-9(A) of the Act, the Council is empowered to  
16 appoint a director to fill the vacancy on the Governing Body of the District,  
17 which appointee shall hold office for the remainder of the unexpired term until  
18 a successor is appointed or elected.

19 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF  
20 ALBUQUERQUE:

21 Section 1. Appointment to the Governing Body of the District.

22 A. Pursuant to § 5-11-9(A) of the Act, the Council hereby appoints Chris  
23 Sanchez as a member of the Governing Body of the District, for the unexpired  
24 term of six years, which commenced January 1, 2022, or until his successor is  
25 appointed or elected.

26 Section 2. Repealer. All ordinances or resolutions, or parts thereof in

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1 conflict with the provisions of this Resolution, are hereby repealed to the  
2 extent only of such inconsistency. This repealer shall not be construed to  
3 revive any ordinance or resolution, or part thereof, heretofore repealed.

4 **Section 3. Severability.** If any section, paragraph, clause or provision of  
5 this Resolution shall for any reason be held to be invalid or unenforceable, the  
6 invalidity or unenforceability of such section, paragraph, clause or provision  
7 shall in no manner affect any remaining provisions of this Resolution.

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