

CITY of ALBUQUERQUE TWENTIETH COUNCIL

COUNCIL BILL NO. O-12-20 ENACTMENT NO. _____

SPONSORED BY: Michael Cook, by request

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ORDINANCE

AMENDING SECTION 2-1-4 ROA 1994, AMENDING NOTICE OF PUBLIC MEETINGS TO REQUIRE AGENDAS BE AVAILABLE TO THE PUBLIC AT LEAST SEVENTY-TWO HOURS PRIOR TO A PUBLIC MEETING.

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

SECTION 1. Section 2-1-4 ROA 1994 is amended to read:

(A) (1) The Council shall adopt in its Rules of Procedure provisions to give notice of public meetings of the Council and its committees, which rules shall be in compliance with Section 10-15-1 NMSA 1978, a portion of the Open Meetings Act.

(2) Meeting notices shall include an agenda containing a list of specific items of business to be discussed or transacted at the meeting or information on how the public may obtain a copy of such agenda. Except in the case of emergency, the agenda shall be available to the public at least [-24-] [+72+] hours prior to the meeting. Except for emergency matters, the Council shall take action only on items appearing on the agenda. For purposes of this division (2), an EMERGENCY refers to unforeseen circumstances that, if not addressed immediately by the public body, will likely result in injury or damage to persons or property or substantial financial loss to the public body. (Section 10-15-1(F) NMSA 1978)

(B) The Council may recess and reconvene a meeting to a day subsequent to that stated in the meeting notice if, prior to recessing, the Council specifies the date, time and place for continuation of the meeting, and, immediately following the recessed meeting, posts notice of the date, time and place for the reconvened meeting on or near the door of the place where the

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1 original meeting was held and in at least one other location appropriate to
2 provide public notice of the continuation of the meeting. Only matters
3 appearing on the agenda of the original meeting may be discussed at the
4 reconvened meeting.

5 SECTION 2. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
6 clause, word or phrase of this ordinance is for any reason held to be invalid or
7 unenforceable by any court of competent jurisdiction, such decision shall not
8 affect the validity of the remaining provisions of this ordinance. The Council
9 hereby declares that it would have passed this ordinance and each section,
10 paragraph, sentence clause, word or phrase thereof irrespective of any
11 provision being declared unconstitutional or otherwise invalid.

12 SECTION 3. COMPILATION. This ordinance shall be incorporated in and
13 made part of the Revised Ordinances of Albuquerque, New Mexico, 1994.

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

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