

# CITY of ALBUQUERQUE

## TWENTY SIXTH COUNCIL

COUNCIL BILL NO. P-24-5 ENACTMENT NO. \_\_\_\_\_

SPONSORED BY: Klarissa J. Peña

1 CHARTER AMENDMENT PROPOSAL  
2 ADOPTING A PROPOSITION TO BE SENT TO THE VOTERS AT THE 2024  
3 GENERAL ELECTION, PROPOSING TO AMEND ARTICLE II OF THE CITY  
4 CHARTER RELATED TO CITY COUNCIL ELECTION CYCLES.

5 WHEREAS, Pursuant to Article VI of the Albuquerque City Charter,  
6 amendments to the Charter may be proposed by the Council and must be  
7 approved by a vote of a majority of all Councilors plus one.

8 BE IT PROPOSED BY THE CITY COUNCIL, THE GOVERNING BODY OF THE  
9 CITY OF ALBUQUERQUE:

10 SECTION 1. The City Clerk shall place the summary, title, and text of the  
11 following proposition on the ballot of the 2024 General Election, and City of  
12 Albuquerque voters shall be permitted to vote “for” or “against”:

### SUMMARY

13  
14 Proposing to amend the City Charter to modify the election cycle of certain  
15 City Council districts so that no City Council election falls in the same year as  
16 a Mayoral election.

### PROPOSITION

17  
18 Proposing to amend the City Charter of the City of Albuquerque as follows:  
19 “ARTICLE II. ELECTIONS.

20 SECTION 2. ELECTION DATES.

21 [(A) This section (A) shall be valid and enforceable until November 5<sup>th</sup>, 2025, at  
22 which point Subsections (B) and (C) shall be the regulating section for this  
23 Charter.] The Council[~~l~~]ors representing even-numbered Districts shall be  
24 elected by the voters to four- year terms at the regular municipal election  
25 held on October 7, 1975. The Mayor and the Council[~~l~~]ors representing  
26 odd- numbered Districts shall be elected by the voters to four- year terms  
27 at the regular municipal election held on October 4, 1977. Thereafter,

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1 regular municipal elections shall be held on the first Tuesday after the first  
2 Monday in November of odd-numbered years, provided that a regular  
3 municipal election day may be set by election resolution on an alternate  
4 date when the first Tuesday after the first Monday in November falls on a  
5 recognized holiday or a recognized religious holiday or eve.

6 [(B) The Mayor and Councilors representing odd-numbered districts shall be  
7 elected by the voters to four-year terms at the regular municipal election  
8 held on November 5<sup>th</sup>, 2025, except for the provisions in Article II, Section  
9 2(B)(i). Thereafter, regular municipal elections shall be held on the first  
10 Tuesday after the first Monday in November every four years, provided  
11 that a regular municipal election day may be set by election resolution on  
12 an alternate date when the first Tuesday after the first Monday in  
13 November falls on a recognized holiday or a recognized religious holiday  
14 or eve.

15 (i) Councilors representing odd-numbered districts elected in the  
16 November 5<sup>th</sup>, 2025 election shall serve a two-year term and not a  
17 four-year term. After that two-year term expires, the Councilors  
18 representing odd-numbered districts shall be subject to the election  
19 dates set forth in Article II, Section 2(C) of this Charter.

20 (C) All Councilors shall be elected by the voters to a four-year term at the  
21 regular municipal election held on November 2<sup>nd</sup>, 2027. Thereafter, regular  
22 municipal elections shall be held on the first Tuesday after the first Monday  
23 in November every four years, provided that a regular municipal election  
24 day may be set by election resolution on an alternate date when the first  
25 Tuesday after the first Monday in November falls on a recognized holiday  
26 or a recognized religious holiday or eve.]

27 SECTION 2. TIME OF FILING WITH THE CITY CLERK. The Director of City  
28 Council Services, or their designee, shall file this Charter Amendment  
29 Proposal with the City Clerk upon its final passage.

30 SECTION 3. SEVERABILITY CLAUSE. If any section, paragraph, word, or  
31 phrase of this proposition is for any reason held to be invalid or unenforceable  
32 by any court of competent jurisdiction, such decision shall not affect the  
33 validity of the remaining provisions of this proposition. The Council hereby

1 declares that it would have passed this proposition and each section,  
2 paragraph, sentence, clause, word, or phrase thereof irrespective of any  
3 provision being declared unconstitutional or otherwise invalid.  
4 SECTION 4. EFFECTIVE DATE. This proposition is effective immediately.  
5 The Charter Amendment described in SECTION 1 of this proposition shall take  
6 effect on January 1, 2025, so long as certified as approved by the voters.

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