

CITY of ALBUQUERQUE

TWENTY SIXTH COUNCIL

COUNCIL BILL NO. R-25-208 ENACTMENT NO. _____

SPONSORED BY: Joaquín Baca

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RESOLUTION

2 ADOPTING A PROPOSITION TO BE SUBMITTED TO THE VOTERS AT THE
3 NEXT ELECTION TO BE HELD IN THE CITY OF ALBUQUERQUE CONCERNING
4 AN AMENDMENT TO ARTICLE XI, SECTION 7 OF THE ALBUQUERQUE CITY
5 CHARTER; PROVIDING THE FORM OF THE QUESTION AND THE
6 DESIGNATION CLAUSE FOR SUCH QUESTION ON THE BALLOT.

7 WHEREAS, Proposition P-25-8 proposes to amend the Albuquerque City
8 Charter by repealing the requirement that before the City can appropriate
9 funds for a performing arts center, a majority of voters must approve the
10 proposed performing arts center in a municipal election; and

11 WHEREAS, P-25-8 specifies that the City Clerk is required to coordinate
12 with the Bernalillo County Clerk to prepare and file any necessary documents
13 and agreements for an election on P-25-8; and

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

17 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
18 ALBUQUERQUE:

19 SECTION 1. The City Clerk is instructed to place the following proposal on
20 the 2026 General Election ballot, and the qualified voters of the City of
21 Albuquerque shall be permitted to vote “for” or “against” the following
22 proposition. In consultation with the Bernalillo County Clerk and/or the
23 Secretary of State, the City Clerk shall have the authority to modify the
24 proposal as to form to conform with applicable law.

25 (A) QUESTION TO BE SUBMITTED.

[Bracketed/Underlined Material] - New
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1 **(1) PROPOSITION.** The City Clerk is instructed to coordinate with the
2 Bernalillo County Clerk to submit the following summary, title, and complete
3 text of the following proposed Charter amendment to the City's qualified,
4 registered voters who shall be permitted to vote "for" or "against." The ballot
5 face shall be in substantially the following form:

OFFICIAL ELECTION BALLOT

GENERAL ELECTION

HELD NOVEMBER 3, 2026

9 **PROPOSITION 1: Proposition to amend the City Charter by repealing the**
10 **requirement that before the City can appropriate funds for a performing arts**
11 **center, a majority of voters must approve the proposed performing arts center**
12 **in a municipal election.**

SUMMARY

14 Shall the City of Albuquerque adopt the following amendment to update the
15 Albuquerque City Charter to repeal the requirement that before the City can
16 appropriate funds for a performing arts center, a majority of voters must
17 approve the proposed performing arts center in a municipal election?

TITLE AND PROPOSITION

**PROPOSING TO REPEAL ARTICLE XI, SECTION 7 OF THE CHARTER OF THE
CITY OF ALBUQUERQUE REGARDING A PUBLIC VOTE ON PERFORMING
ARTS CENTER**

“ARTICLE XI. ORDINANCES

[Section 7. PUBLIC VOTE ON PERFORMING ARTS CENTER.]

The city shall not appropriate funds for a performing arts center costing more than ten (10) million dollars without prior approval of a majority of votes cast on the proposed performing arts center in a municipal election. The city may, however, appropriate funds to study, to analyze the feasibility of, and to undertake preliminary design of any such center prior to the election required by this section.]”

30 FOR AGAINST

31 **SECTION 2. SEVERABILITY CLAUSE.** If any section, paragraph, sentence,
32 word, or phrase of this Resolution is for any reason held to be invalid or
33 unenforceable by any court of competent jurisdiction, such decision shall not

1 affect the validity of the remaining provisions of this Resolution. The Council
2 hereby declares that it would have passed this Resolution and each section,
3 paragraph, sentence, word or phrase thereof irrespective of any provision
4 being declared unconstitutional or otherwise invalid.

5 **SECTION 3.** The City Clerk shall file this Resolution with the Bernalillo
6 County Clerk immediately upon its effective date and shall forward a copy of
7 the transmittal to the City Council President and Director of Council Services.
8 Not less than 90 days before the election at which this ballot question is
9 proposed to be submitted to the voters, the City Clerk shall provide
10 confirmation to the City Council President and Director of Council Services
11 that this ballot question has been submitted and will appear on the 2026
12 General Election ballot.

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