

# CITY of ALBUQUERQUE

## TWENTY SIXTH COUNCIL

COUNCIL BILL NO. R-24-65 ENACTMENT NO. \_\_\_\_\_

SPONSORED BY: Klarissa J. Peña

1 RESOLUTION

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, Proposition P-24-5 proposes to amend Article II of the  
6 Albuquerque City Charter to propose a change to the election cycle for some  
7 City Council districts; and

8 WHEREAS, P-24-5 specifies that the City Clerk is required to coordinate  
9 with the Bernalillo County Clerk to prepare and file any necessary documents  
10 and agreements for an election on P-24-5; and

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

14 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF  
15 ALBUQUERQUE:

16 SECTION 1. The City Clerk is instructed to place the following proposal on  
17 the next general election ballot, and the qualified voters of the City of  
18 Albuquerque shall be permitted to vote “for” or “against” the following  
19 proposition:

20 (A) QUESTION TO BE SUBMITTED.

21 (1) PROPOSITION. The City Clerk is instructed to coordinate with the  
22 Bernalillo County Clerk to submit the following summary, title, and  
23 complete text of the following proposed Charter amendments to the City’s  
24 qualified, registered voters who shall be permitted to vote “for” or  
25 “against.” The ballot face shall be in substantially the following form:

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1 OFFICIAL ELECTION BALLOT  
2 GENERAL ELECTION  
3 HELD NOVMEBER 5, 2024  
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5 PROPOSTION 1: Proposition to amend Article II of the Albuquerque City  
6 Charter to modify the election cycle of certain City Council districts so that no  
7 City Council election falls in the same year as a Mayoral election.  
8

9 SUMMARY

10 Shall the City of Albuquerque adopt the following amendments to update the  
11 Albuquerque City Charter to modify the election cycle of certain City Council  
12 districts so that no City Council election falls in the same year as a Mayoral  
13 election?  
14

15 TITLE AND PROPOSITION

16 PROPOSING TO AMEND THE ALBUQUERQUE CITY CHARTER REGARDING  
17 CITY COUNCIL ELECTION CYCLES.

18 ARTICLE II. ELECTIONS.

19 Section 8. RUNOFF ELECTIONS

20 [(A) This section (A) shall be valid and enforceable until November 5<sup>th</sup>, 2025 at  
21 which point Subsections (B) and (C) shall be the regulating section for this  
22 Charter.] The Council~~{}~~ors representing even-numbered Districts shall be  
23 elected by the voters to four- year terms at the regular municipal election  
24 held on October 7, 1975. The Mayor and the Council~~{}~~ors representing  
25 odd- numbered Districts shall be elected by the voters to four- year terms  
26 at the regular municipal election held on October 4, 1977. Thereafter,  
27 regular municipal elections shall be held on the first Tuesday after the first  
28 Monday in November of odd-numbered years, provided that a regular  
29 municipal election day may be set by election resolution on an alternate  
30 date when the first Tuesday after the first Monday in November falls on a  
31 recognized holiday or a recognized religious holiday or eve.

32 [(B) The Mayor and Councilors representing odd-numbered districts shall be  
33 elected by the voters to four-year terms at the regular municipal election

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held on November 5<sup>th</sup>, 2025, except for the provisions in Article II, Section 2(B)(i). Thereafter, regular municipal elections shall be held on the first Tuesday after the first Monday in November every four years, provided that a regular municipal election day may be set by election resolution on an alternate date when the first Tuesday after the first Monday in November falls on a recognized holiday or a recognized religious holiday or eve.

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

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

FOR \_\_\_\_\_ AGAINST \_\_\_\_\_

**SECTION 3. SEVERABILITY CLAUSE.** If any section, paragraph, word, or phrase of this proposition is for any reason held to be invalid or unenforceable by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this proposition. The Council hereby declares that it would have passed this proposition and each section, paragraph, sentence, clause, word, or phrase thereof irrespective of any provision being declared unconstitutional or otherwise invalid.