

CITY of ALBUQUERQUE

TWENTY SIXTH COUNCIL

COUNCIL BILL NO. R-24-47 ENACTMENT NO. _____

SPONSORED BY: Dan Lewis and Klarissa J. Peña

1 RESOLUTION

2 ADOPTING A PROPOSITION TO BE SUBMITTED TO THE VOTERS AT THE
3 NEXT GENERAL ELECTION TO BE HELD IN THE CITY OF ALBUQUERQUE
4 CONCERNING AMENDMENTS TO ARTICLE II 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-24-1 proposes to amend Article II of the
8 Albuquerque City Charter to modify the minimum percentage of the total
9 number of votes required for elected offices and runoff elections; and

10 WHEREAS, P-24-1 specifies that the City Clerk is required to coordinate
11 with the Bernalillo County Clerk to prepare and file any necessary documents
12 and agreements for an election on P-24-1; and

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

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

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

22 (A) QUESTION TO BE SUBMITTED.

23 (1) PROPOSITION. The City Clerk is instructed to coordinate with the
24 Bernalillo County Clerk to submit the following summary, title, and
25 complete text of the following proposed Charter amendments to the City’s

[Bracketed/Underscored Material] - New
[Bracketed/Strikethrough Material] - Deletion

1 qualified, registered voters who shall be permitted to vote “for” or
2 “against.” The ballot face shall be in substantially the following form:

3
4 **OFFICIAL ELECTION BALLOT**
5 **GENERAL ELECTION**
6 **HELD NOVEMBER 5, 2024**
7

8 **PROPOSITION 1: Proposition to amend Article II of the Albuquerque City**
9 **Charter to modify the minimum votes required for elected offices and runoff**
10 **elections.**

11
12 **SUMMARY**

13 **Shall the City of Albuquerque adopt the following amendments to update the**
14 **Albuquerque City Charter to modify the minimum votes required for elected**
15 **offices and runoff elections?**

16
17 **TITLE AND PROPOSITION**

18 **PROPOSING TO AMEND THE ALBUQUERQUE CITY CHARTER REGARDING**
19 **MINIMUM VOTES FOR ELECTED OFFICES AND RUNOFF ELECTIONS**
20 **ARTICLE II. ELECTIONS.**

21 **Section 7. ~~FIFTY~~ FORTY PERCENT MINIMUM VOTE.**

22 **Those persons who are candidates for Mayor or ~~Councilor~~ Councilor**
23 **and receive the largest number of votes cast for the office in question are**
24 **elected, provided the number of votes equals or exceeds ~~50%~~ 40% of the**
25 **total number of votes cast for the office.**

26 **Section 8. RUNOFF ELECTIONS.**

27 **If no candidate receives ~~50%~~ 40% of the votes cast for the particular**
28 **office in question, a runoff election shall be held within forty-five days after**
29 **certification of the results of the election in question as now provided by law**
30 **and as amended and supplemented from time to time. Unless otherwise**
31 **specified in this Charter, the two candidates who receive the highest number**
32 **of votes cast for the office in question shall automatically become the**

[Bracketed/Underscored Material] - New
[Bracketed/Strikethrough Material] - Deletion

1 candidates at the runoff election and the filing of declarations of candidacy is
2 dispensed with.

3

4 FOR _____ AGAINST _____

5

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

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

[Bracketed/Underscored Material] - New
[Bracketed/Strikethrough Material] - Deletion

[Bracketed/Underscored Material] - New
~~[Bracketed/Strikethrough Material]~~ - Deletion