



1        WHEREAS, The AG Memorandum notes that because “existing consent  
2 decrees and monitorships are the product of extensive negotiation between  
3 the parties, with approval by a federal court, the specific recommendations  
4 outlined . . . should apply only to consent decrees and monitorships used in  
5 future cases.”; and

6        WHEREAS, The principles and recommended implementation actions  
7 outlined in the AG Memorandum may be beneficial to the City of Albuquerque  
8 as it works toward compliance with the CASA; and

9        WHEREAS, The guidance contained in the AG Memorandum may  
10 constitute cause to reopen and renegotiate the terms of the CASA, to include  
11 not only the recommendations contained in the AG Memorandum, but a  
12 reevaluation of the CASA as a whole.

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

15        **SECTION 1.** The City shall evaluate each of the principles and  
16 recommended implementation actions outlined in the AG Memorandum to  
17 determine whether they are beneficial to the City’s compliance efforts, and  
18 analyze and reevaluate the terms of the CASA as a whole. The City Legal  
19 Department, or appropriate designee, shall report its findings to the Council  
20 no later than three months following the enactment of this Resolution.

21        **SECTION 2.** To the extent advisable, the City shall petition to reopen the  
22 CASA and renegotiate its terms, including but not limited to, incorporating the  
23 recommendations contained in the AG Memorandum and any additional  
24 changes as may be necessary. Such petition shall specifically address the AG  
25 Memorandum recommendations regarding capping independent monitor fees  
26 and assessing termination of monitorships after no more than five years.

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