



City of Albuquerque

Office of the City Clerk

Timothy M. Keller, Mayor

Ethan Watson, City Clerk

Interoffice Memorandum

October 11, 2022

To: CITY COUNCIL

From: Camille Chavez, Assistant City Clerk CC

Subject: BILL NO. R-22-66; ENACTMENT NO. R-2022-070

I hereby certify that on October 7, 2022, the Office of the City Clerk received Bill R-22-66 as signed by the president of the City Council, Isaac Benton. Enactment No. R-2022-070 was passed at the September 19, 2022 City Council meeting. Mayor Keller did not sign the approved Resolution within the 10 days allowed for his signature and did not exercise his veto power. Pursuant to the Albuquerque City Charter Article XI, Section 3, this Resolution is in full effect without Mayor's approval or signature. This memorandum shall be placed in the permanent file for Bill No. R-22-66.

Sincerely,



Ethan Watson
City Clerk

R-2022-070

CITY OF ALBUQUERQUE
CITY COUNCIL

INTEROFFICE MEMORANDUM

TO: Timothy M. Keller, Mayor

FROM: Chris Melendrez, Director of Council Services *Chris Melendrez*

SUBJECT: Transmittal of Legislation

Transmitted herewith is Bill No. R-22-66 Determining Reasonable Notice Of Public Meetings Of The City Council (Benton), which was passed at the Council meeting of September 19, 2022 by a vote of 9 FOR AND 0 AGAINST.

In accordance with the provisions of the City Charter, your action is respectfully requested.

CITY of ALBUQUERQUE

TWENTY FIFTH COUNCIL

COUNCIL BILL NO. R-22-66

ENACTMENT NO. R-2022-070

SPONSORED BY: Isaac Benton

1 RESOLUTION

2 DETERMINING REASONABLE NOTICE OF PUBLIC MEETINGS OF THE CITY
3 COUNCIL.

4 WHEREAS, Section 10-15-1(B) of the Open Meetings Act (NMSA 1978,
5 Sections 10-15-1 to 4) states that, except as otherwise provided in the
6 constitution of New Mexico or the Open Meetings Act, all meetings of a
7 quorum of members of any board, commission, administrative adjudicatory
8 body or other policy making body of any state or local agency held for the
9 purpose of formulating public policy, discussing public business or for the
10 purpose of taking any action within the authority of or the delegated authority
11 of such body, are declared to be public meetings open to the public at all
12 times; and

13 WHEREAS, any meetings subject to the Open Meetings Act at which the
14 discussion or adoption of any proposed ordinance, resolution, rule, regulation
15 or formal action occurs shall be held only after reasonable notice to the
16 public; and

17 WHEREAS, Section 10-15-1(D) of the Open Meetings Act requires the
18 Albuquerque City Council to determine at least annually what constitutes
19 reasonable notice of its public meetings.

20 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
21 ALBUQUERQUE:

22 Section 1. Location of Meetings. Meetings of the full Council shall
23 normally be held in the Vincent E. Griego Chambers, Basement Level of the
24 Albuquerque Government Center at One Civic Plaza NW, near the intersection
25 of 5th Street and Marquette Ave. NW, Albuquerque, New Mexico 87102. In the
26 event that meetings with in-person, physical attendance is not possible or

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

advisable due to a public health emergency or otherwise, virtual meetings will be held and available for viewing at www.cabq.gov/govtv and <https://www.youtube.com/c/GOVTVBoardsCommissionMeetings>.

Section 2. Regular Meetings. Meetings will be held each month on the dates specified by Council resolution, as provided in Section 2-1-1 ROA 1994. Generally, Council meetings are held at 5:00 p.m. on the first and third Mondays of each month, except that meeting times may be adjusted due to public health emergency or otherwise. The final agenda will be available 72 hours prior to the meeting from the Clerk of the Council, whose office is located in the Albuquerque Government Center, One Civic Plaza NW, 9th Floor, Suite 9087. The Clerk of the Council shall post, if possible, a draft listing of agenda items to come before the full Council on the Albuquerque City Council web site (www.cabq.gov/council) at least five days prior to the meeting, subject to revision until the agenda is deemed final.

Section 3. Special Meetings. Special meetings may be called by the President of the Council or by three Councilors upon 72 hours' notice. The notice shall include information on how members of the public may obtain a copy of the agenda. The agenda shall be available to the public at least 72 hours before any special meeting.

Section 4. Emergency Meetings. Emergency meetings will be called in accordance with Section 2-1-4 ROA 1994. The Council will avoid emergency meetings whenever possible. Emergency meetings may be called by the President of the Council upon 24 hours' notice, unless the threat of personal injury or property damage requires less notice. The notice for all emergency meetings shall include an agenda for the meeting or information on how the public may obtain a copy of the agenda.

Section 5. Committee Meetings. City Council Committee meetings may be called by the chair of a committee upon reasonable notice. The notice shall include information on how members of the public may obtain a copy of the agenda. The agenda shall be available to the public at least 72 hours before any committee meeting. Council Committees do not hold emergency meetings.

1 Section 6. Location of Notice for all Meetings. For the purpose of
2 meetings described in Sections 2, 3, 4 and 5 of this resolution, notice
3 requirements are met by posting a notice of the date, time, location and the
4 agenda on the 9th floor lobby of the Albuquerque Government Center and
5 posted on the Albuquerque City Council web site (www.cabq.gov/council). The
6 Clerk of the Council shall also provide copies of the agendas to those
7 broadcast stations licensed by the Federal Communications Commission and
8 newspapers of general circulation in Albuquerque, which entities have made a
9 written request for notice of public meetings. Such notice shall be provided to
10 the Government Access Cable TV Channel.

11 Section 7. Accessibility. Public documents, including the agendas and
12 minutes, can be provided in various accessible formats. Please contact the
13 Clerk of the Council at the Council Office if a certain type of accessible format
14 is needed. In addition to the information specified above, all notices shall
15 include the following language:

16 “NOTICE TO PERSONS WITH DISABILITIES: If you have a disability and
17 require special assistance to participate in this meeting, please contact the
18 Council Office as soon as possible before the meeting date at 505-768-3100.
19 Those in need of hearing assistance may call 711.”

20 Section 8. Cancellations and Different Meeting Times and Locations.
21 Meetings may be cancelled or scheduled at different times and locations than
22 set forth herein. The announcement of such changes should be made, when
23 possible, at a prior meeting of the full Council or Council Committee.
24
25
26
27
28
29
30
31
32
33

1 PASSED AND ADOPTED THIS 19th DAY OF September, 2022
2 BY A VOTE OF: 9 FOR 0 AGAINST.

3
4
5
6
7 Isaac Benton, President
8 City Council
9

10
11
12 APPROVED THIS _____ DAY OF _____, 2022
13
14

15 Bill No. R-22-66
16
17

18
19
20 Timothy M. Keller, Mayor
21 City of Albuquerque
22
23
24

25 ATTEST:

26
27
28 Ethan Watson, City Clerk
29
30
31
32
33
34

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