

CITY of ALBUQUERQUE

TWENTIETH COUNCIL

COUNCIL BILL NO. R-12-91

ENACTMENT NO. R. 2012-084

SPONSORED BY: Trudy E. Jones

1 RESOLUTION

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

4 WHEREAS, the Albuquerque City Council met in regular session at the
5 Council/Commission Chambers, One Civic Plaza, on September 17, 2012 at
6 5:00 p.m. as required by law and with notice as specified in Council Resolution
7 R-11-287, Enactment No. R-2011-108; and

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

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

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

24 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
25 ALBUQUERQUE:

1 Section 1. Meetings of the full Council shall normally be held at the
2 Vincent E. Griego Chambers, lower level of the Albuquerque/Bernalillo County
3 Government Center at One Civic Plaza, near the intersection of Fifth Street and
4 Marquette Avenue NW, Albuquerque, New Mexico.

5 Section 2. Meetings will be held each month on the dates specified by
6 Council resolution, as provided in Section 2-1-1 of the Revised Ordinances of
7 Albuquerque, 1994. Generally, Council meetings are held at 5:00 p.m. on the
8 first and third Mondays of each month, pursuant to the Council Rules. The
9 final agenda will normally be available three days prior to the meeting, but at
10 least 24 hours prior to the meeting from the Clerk of the Council, whose office
11 is located in Suite 9087, Albuquerque/Bernalillo County Government Center, 1
12 Civic Plaza NW. The Clerk of the Council shall post, if possible, a draft listing
13 of agenda items to come before the full Council on the Albuquerque city web
14 site (www.cabq.gov/council) at least five working days prior to the meeting,
15 subject to revision until the agenda is deemed final.

16 Section 3. Special meetings may be called by the President of the
17 Council or by three Councilors upon 48 hours notice. The notice shall include
18 information on how members of the public may obtain a copy of the agenda.
19 The agenda shall be available to the public at least 24 hours before any special
20 meeting.

21 Section 4. Emergency meetings will be called only under circumstances
22 when an unexpected occurrence or condition, or the state resulting therefrom
23 requires immediate consideration or action to protect the health, safety and
24 property of citizens or to protect the public body from substantial financial
25 loss. The Council will avoid emergency meetings whenever possible.
26 Emergency meetings may be called by the President of the Council upon 24
27 hours notice, unless the threat of personal injury or property damage requires
28 less notice. The notice for all emergency meetings shall include an agenda for
29 the meeting or information on how the public may obtain a copy of the
30 agenda.

31 Section 5. For the purpose of meetings described in Section 2 of this
32 resolution, notice requirements are met if notice of the date, time and place is
33 placed in one or more newspapers of general circulation in Albuquerque or

1 posted in the lobby of the Albuquerque/Bernalillo County Government Center.
2 The Clerk of the Council shall also provide copies of the above information as
3 well as copies of the agendas to those broadcast stations licensed by the
4 Federal Communications Commission and newspapers of general circulation
5 in Albuquerque, which entities have made a written request for notice of
6 public meetings. Such notice shall be provided to the Government Access
7 Cable TV Channel to be transmitted, and posted on the Albuquerque city web
8 site (www.cabq.gov/council).

9 Section 6. For the purpose of special meetings and emergency meetings
10 described in Sections 3 and 4 of this resolution, notice requirements shall be
11 met by posting notice of the date, time, place and agenda in the lobby of the
12 Albuquerque/Bernalillo County Government Center. The Clerk of the Council
13 shall also provide telephone notice to those broadcast stations licensed by
14 the Federal Communications Commission and newspapers of general
15 circulation in Albuquerque that have made a written request for notice of
16 public meetings.

17 Section 7. Public documents, including the agendas and minutes, can be
18 provided in various accessible formats. Please contact the Clerk of the
19 Council at the Council Office if a summary or other type of accessible format
20 is needed. In addition to the information specified above, all notices shall
21 include the following language:

22 "NOTICE TO PERSONS WITH DISABILITIES: If you have a disability and
23 require special assistance to participate in this meeting, please contact the
24 Council Office as soon as possible before the meeting date at 768-3100 or by
25 TTY at 1-800-659-8331."

26 Section 8. Cancellations and different meeting times and places may be
27 announced at prior meetings of the full Council.

28 Section 9. Notice of committee meetings shall be equal to that specified
29 in Sections 5, 6 and 7 of this resolution. Council committees do not hold
30 emergency meetings.

31 Section 10. All ordinances, resolutions, rules or parts thereof, inconsistent
32 herewith, are hereby repealed to the extent only of such inconsistency. This

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

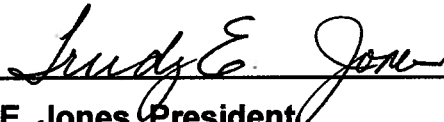
repealer shall not be construed to revive any ordinance, resolution, rule or part thereof heretofore repealed.

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

X:\SHARE\Legislation\Twenty\R-91final.doc

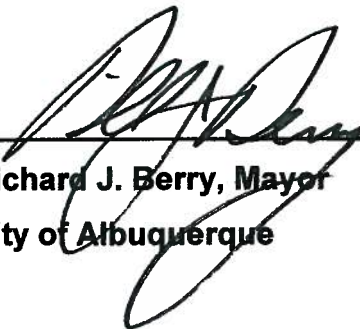
1 PASSED AND ADOPTED THIS 17th DAY OF September, 2012
2 BY A VOTE OF: 7 FOR 0 AGAINST.

3
4 Excused: Benton, O'Malley

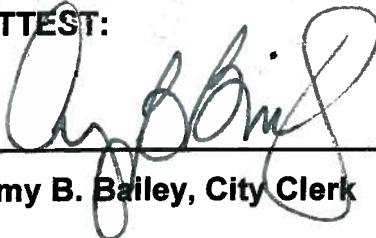
5
6
7 
8 Trudy E. Jones, President
9 City Council

10
11
12 APPROVED THIS 26th DAY OF September, 2012
13
14
15
16
17

18 Bill No. R-12-91

19
20 
21 Richard J. Berry, Mayor
22 City of Albuquerque
23
24

25
26 ATTEST:

27 
28
29 Amy B. Bailey, City Clerk
30
31
32
33

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