

CITY of ALBUQUERQUE

TWENTIETH COUNCIL

COUNCIL BILL NO. R-13-138 ENACTMENT NO. _____

SPONSORED BY: Dan Lewis and Don Harris

1 RESOLUTION
2 DECLARING THE NECESSITY TO STUDY AND REVAMP THE CITY OF
3 ALBUQUERQUE'S POLICE OVERSIGHT ORDINANCE; STATING THE CITY
4 COUNCIL'S INTENT TO HOLD PUBLIC FORUMS, CONDUCT STUDY SESSIONS
5 AND PROVIDE OTHER RESOURCES TO MAKE THE POLICE OVERSIGHT
6 COMMISSION A MORE EFFECTIVE FORUM FOR CITIZEN COMPLAINTS;
7 MAKING AN APPROPRIATION TO THE CHIEF ADMINISTRATIVE OFFICE FOR
8 THE CREATION OF A POSITION TO PROVIDE ANALYSIS AND DATA TO THE
9 INDEPENDENT REVIEW OFFICE AND THE POLICE OVERSIGHT COMMISSION
10 IN FURTHERANCE OF THIS GOAL.

11 WHEREAS, the City of Albuquerque has as one of its goals to enhance local
12 law enforcement efforts thereby providing for the public safety and welfare;
13 and

14 WHEREAS, the City Council enacted a Police Oversight Ordinance to
15 provide oversight of the Albuquerque Police Department and oversee all citizen
16 complaints; and

17 WHEREAS, this Police Oversight process cannot be effective unless it
18 protects individual constitutional rights and engenders public confidence; and

19 WHEREAS, any loss of the public's confidence in the Police Oversight
20 process could have an adverse impact on the community; and

21 WHEREAS, recent events have demonstrated that the Police Oversight
22 process has lost the public's confidence and no longer functions as an
23 effective forum for the review of citizen complaints; and

24 WHEREAS, the City Council desires to overhaul the Police Oversight
25 Ordinance in order to correct these problems; and

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1 WHEREAS, the City Council finds it necessary to hold public forums and
2 study sessions to examine the Police Oversight Ordinance, receive public
3 comment, evaluate best practices nationwide, and draft a new Police Oversight
4 Ordinance; and

5 WHEREAS, in order to ensure that the existing Commission has access to
6 the data and information that it needs to become what it was intended to be
7 and to instigate necessary reforms, it is necessary to provide funding for an
8 analyst position for the Police Oversight Commission.

9 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
10 ALBUQUERQUE:

11 Section 1. The City Council finds it necessary to overhaul the Police
12 Oversight Ordinance and the functioning of the Police Oversight process and
13 rules. To that end, the Council shall, prior to the end of calendar year 2013,
14 hold public forums, conduct study sessions, provide staff and other resources,
15 as necessary, and evaluate best practices nationwide in order to produce a
16 revamped Police Oversight Ordinance that provides for prompt, impartial and
17 fair investigation of all citizen complaints brought by individuals against the
18 Albuquerque Police Department.

19 Section 2. In order to take the first step towards the goal outlined in Section
20 1 above, the following appropriation for fiscal year 2013 is hereby made from
21 the unreserved fund balance in the General Fund 110 for the creation of a
22 Management Analyst II position for the Independent Review Office:

<u>Department/Project</u>	<u>Increase (Decrease)</u>
Chief Administrative Office	36,000

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25 Section 3. The City Council intends to fund this Management Analyst II
26 position on a recurring basis beginning with the fiscal year 2014 budget cycle.
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