

CITY of ALBUQUERQUE

TWENTY FIRST COUNCIL

COUNCIL BILL NO. C/S R-13-2 ENACTMENT NO. _____

SPONSORED BY: Sanchez and Winter

1 **RESOLUTION**

2 **CREATING A TASK FORCE TO REVIEW THE CHARTER OF THE CITY OF**
3 **ALBUQUERQUE AND MAKE RECOMMENDATIONS ON CERTAIN POTENTIAL**
4 **REVISIONS.**

5 **BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF**
6 **ALBUQUERQUE:**

7 **WHEREAS, the City Charter which created Albuquerque's current form of**
8 **government was adopted by the voters in 1974; and**

9 **WHEREAS, City Charter Review Task Forces were established in 1988, 1998,**
10 **and 2009 to revisit the Charter and to make recommendations for improving and**
11 **refining the Charter in light of changes brought about by population growth,**
12 **annexation and the complexity of issues facing the City; and**

13 **WHEREAS, each Task Force recommended changes to the Charter which were**
14 **proposed as Charter Amendments and put before the voters in 1989, 1999, and**
15 **2009 respectively and in each case several of the proposed amendments were**
16 **approved by the voters; and**

17 **WHEREAS, approximately five years have passed since the last Charter**
18 **Review Task Force was assembled to analyze the Charter provisions, and in that**
19 **time several critical issues have materialized relating to the requirements of the**
20 **Charter; and**

21 **WHEREAS, it is timely to convene a Charter Review Task Force to provide a**
22 **thorough analysis of the City Charter as a whole and to determine whether certain**
23 **revisions should be proposed to improve the City's governmental structure and**
24 **operations.**

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

1 Section 1. A 15 member City Charter Review Task Force is established to
2 review the City Charter and evaluate provisions that should be amended, added
3 or deleted.

4 Section 2. The Task Force shall be made up of the following members, each
5 of whom is required to be a resident of the City of Albuquerque:

6 A. One member selected by each Councilor;

7 B. One at-large member selected by the full City Council who shall chair
8 the Task Force;

9 C. Five members appointed by the Mayor.

10 Section 3. The Task Force shall hold its first meeting no later than April 30,
11 2014 and shall provide its recommendations for City Charter amendments in a
12 report to the Council and the Mayor on or before October 30, 2014. Upon
13 presentation of its recommendations, the Task Force shall be discharged.

14 Section 4. The charge of the Task Force shall be to examine the City Charter
15 for the purpose of recommending amendments. The charge includes, but is not
16 limited to, examination of the following:

17 A. Amending the ballot initiative process by creation of a Ballot Initiative
18 Review Committee to review proposed ballot measures for constitutional or other
19 legal defects and specifying that proposed measures shall be submitted to voters
20 only at either general or regular municipal elections;

21 B. Amending the provision of the Charter that prohibits City employees
22 from running for or serving in elected office;

23 C. Amending the provision of the Charter that requires nine and only nine
24 Council Districts so as to potentially allow more than nine districts; and

25 D. Clarifying within how much time after a vacancy occurs that the Mayor
26 appoint someone to fill the position of City Clerk, City Attorney, or other; and

27 E. Modifying provisions relating to public financing of campaigns.

28 Section 6. All meetings of the Task Force or its committees shall be open
29 meetings, and the Task Force shall hold at least one public hearing during which
30 input from the public will be sought.

31 Section 7. The Council and the Administration shall provide staffing and
32 resources to the Task Force.

1 Section 3. SEVERABILITY CLAUSE. If any section, paragraph, word or phrase
2 of this resolution is for any reason held to be invalid or unenforceable by any
3 court of competent jurisdiction, such decision shall not affect the validity of the
4 remaining provisions of this resolution. The Council hereby declares that it
5 would have passed this resolution and each section, paragraph, sentence,
6 clause, word or phrase thereof irrespective of any provision being declared
7 unconstitutional or otherwise invalid.

8 Section 4. EFFECTIVE DATE. This resolution shall take effect five days after
9 publication by title and general summary.

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