

CITY of ALBUQUERQUE

TWENTY THIRD COUNCIL

COUNCIL BILL NO. R-18-108 ENACTMENT NO. R-2018-091

SPONSORED BY: Don Harris

1 RESOLUTION

2 APPROVING THE APPOINTMENT OF A DIRECTOR TO FILL A VACANCY ON
3 THE GOVERNING BODY OF THE VOLTERRA PUBLIC IMPROVEMENT
4 DISTRICT CAUSED BY THE RESIGNATION OF A CERTAIN DIRECTOR
5 PURSUANT TO THE PUBLIC IMPROVEMENT DISTRICT ACT, NMSA 1978,
6 SECTIONS 5-11-1 THROUGH 27 NMSA, AS AMENDED, CITY ENACTMENT NO.
7 O-2003-12, CITY ENACTMENT NO. R-2007-150, AND REPEALING ALL
8 ACTIONS INCONSISTENT WITH THIS RESOLUTION.

9 Capitalized terms used herein shall have the meanings assigned in City
10 Enactment No. R-2009-121, adopted on August 17, 2009, except as otherwise
11 defined in this Resolution, or unless the context clearly requires otherwise.

12 WHEREAS, pursuant to Section 5-11-9(A) of the Act, the Council is
13 empowered to appoint a director to fill a vacancy on the governing body of the
14 District because of death, resignation or inability of a director to discharge the
15 duties of director, which appointee shall hold office for the remainder of the
16 unexpired term until a successor is appointed or elected; and

17 WHEREAS, Michael Riordan has resigned from the District's governing
18 body.

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

21 Section 1. Appointments to the Governing Body of the District. Pursuant to
22 Section 5-11-9(A) of the Act, the Council hereby appoints Stephanie M. Yara to
23 replace Michael Riordan as a member of the governing body of the District.
24 Stephanie M. Yara shall hold office for the remainder of the unexpired term
25 until her successor is appointed or elected.

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Section 2. Repealer. All ordinances or resolutions, or parts thereof in conflict with the provisions of this Resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part thereof, heretofore repealed.

Section 3. Severability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall in no manner affect any remaining provisions of this Resolution.

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1 PASSED AND ADOPTED THIS 3rd DAY OF December, 2018
2 BY A VOTE OF: 9 FOR 0 AGAINST.
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9 Klarissa J. Peña, President
10 City Council
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13 APPROVED THIS 14 DAY OF March, 2018
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16 Bill No. R-18-108
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20 Timothy M. Keller, Mayor
21 City of Albuquerque
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25 ATTEST:
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29 Katy Duhigg, City Clerk
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