

CITY of ALBUQUERQUE

TWENTY FOURTH COUNCIL

COUNCIL BILL NO. R-21-164 ENACTMENT NO. _____

SPONSORED BY: Isaac Benton, by request

1 RESOLUTION
2 **CONCERNING THE LOCAL ELECTION TO BE HELD IN THE CITY OF**
3 **ALBUQUERQUE ON NOVEMBER 2, 2021.**

4 **WHEREAS, a Regular Local Election is required to be held in the City of**
5 **Albuquerque on Tuesday the 2nd day of November, 2021, pursuant to City**
6 **Charter Article II, Section 2, at which election the offices of Mayor and City**
7 **Councilor for Districts 1, 3, 5, 7, and 9 will be filled.**

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

10 **SECTION 1. A Regular Local Election shall be held in Albuquerque, New**
11 **Mexico on Tuesday, November 2, 2021 (the “Regular Local Election”). In the**
12 **event that a Run-Off Election is necessary, it will be held on Tuesday,**
13 **December 7, 2021.**

14 **SECTION 2. At the election on November 2, 2021, the Offices of Mayor and**
15 **five (5) City Councilors shall be elected, one City Councilor to represent each**
16 **of the following Council Districts for a four (4) year term beginning on January**
17 **1, 2021: 1, 3, 5, 7, and 9. The boundaries of each Council District are identified**
18 **by the precincts listed in Appendix A of the Albuquerque City Charter.**

19 **SECTION 3. Persons seeking to run for the Office of Mayor as a publicly**
20 **financed candidate are required to file petitions in accordance with Article II,**
21 **Section 4 of the City Charter between 8:00 a.m. April 17, 2021 and 5:00 p.m.**
22 **Jun 19, 2021, and those running as a privately financed candidate were**
23 **required to file a petition between 8:00 a.m. June 8, 2021 and 5:00 p.m. August**
24 **10, 2021. Persons seeking to run for an Office of City Councilor as a publicly**
25 **financed candidate were required to submit petitions in accordance with**

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1 Article II, Section 4 of the City Charter between 8:00 a.m. May 31, 2021 and
2 5:00 p.m. July 5, 2021, and those running as a privately financed candidate are
3 required to file a petition between 8:00 a.m. July 6, 2021 and 5:00 p.m. August
4 10, 2021.

5 SECTION 4. The City Clerk shall file the declarations of candidacy for
6 publicly financed Mayoral candidates with the Office of the County Clerk not
7 later than June 23, 2021, and for publicly financed City Council candidates not
8 later than July 9, 2021. Privately financed candidates, or their representatives,
9 shall file a declaration of candidacy in the Office of the County Clerk between
10 the hours of 8:00 a.m. and 5:00 p.m. on Tuesday, August 24, 2021 as provided
11 by law.

12 SECTION 5. Write in candidates for the office shall file a declaration of
13 write in candidacy at the Office of the County Clerk before 5:00 p.m. on August
14 31, 2021. The ballot for each position where there is a declared write in
15 candidate shall contain a space for a qualified elector to write in the name of
16 one declared write in candidate and such space shall be identified as,
17 “declared write-in candidate”.

18 SECTION 6. Questions to be submitted to the voters, if any, shall be
19 authorized by separate resolution of the City Council.

20 SECTION 7. All persons desiring to vote at this election shall be registered
21 to vote within the City of Albuquerque. Any person who is otherwise qualified
22 to vote and who is not currently registered may register at the office of the
23 Bernalillo County Clerk as provided by law.

24 SECTION 8. The polls for this election shall open at 7:00 a.m. and shall
25 close at 7:00 p.m. on November 2, 2021.

26 SECTION 9. Absentee ballots shall be administered by the Bernalillo
27 County Clerk as provided by law.

28 SECTION 10. Early Voting shall be administered by the Bernalillo County
29 Clerk at Early Voting locations and during hours designated by the County
30 Clerk, as provided by law.

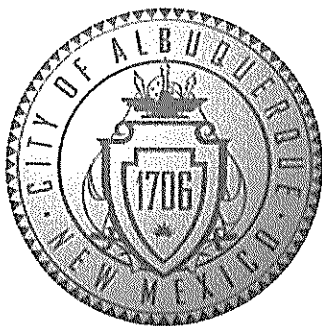
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1 SECTION 11. For further information concerning this election, the public
2 may contact the Office of the City Clerk, 600 2nd Street NW, Albuquerque, New
3 Mexico, by email at cityclerk@cabq.gov and online at www.cabq.gov/clerk.

4 SECTION 12. The officers and agents of the City are hereby authorized and
5 directed to take all action necessary or appropriate to effectuate the
6 provisions of this Resolution, including providing this Resolution to the
7 Bernalillo County Clerk and cooperating with the Bernalillo County Clerk and
8 the New Mexico Secretary of State regarding all election matters, including the
9 completion of any memorandums of agreement as may be required, the
10 preparation of affidavits, instructions and election supplies, and the
11 publication of notices. To the extent that financial participation for covering
12 the cost of the election is requested of the City, the City Council will consider
13 any such appropriation through separate action.

14 SECTION 13. SEVERABILITY CLAUSE. If any section, paragraph,
15 sentence, word, or phrase of this resolution is for any reason held to be
16 invalid or unenforceable by any court of competent jurisdiction, such decision
17 shall not affect the validity of the remaining provisions of this resolution. The
18 Council hereby declares that it would have passed this resolution and each
19 section, paragraph, sentence, word or phrase thereof irrespective of any
20 provision being declared unconstitutional or otherwise invalid.

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Mayor Timothy M. Keller

CITY OF ALBUQUERQUE
Albuquerque, New Mexico
Office of the Mayor

INTER-OFFICE MEMORANDUM

May 26, 2021.

TO: Cynthia Borrego, President, City Council


FROM: Timothy M. Keller, Mayor 

SUBJECT: 2021 Election Resolution

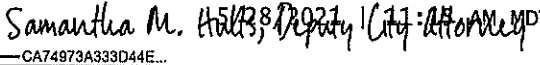
Pursuant to NMSA 1978, Section 1-22-4(A) between one hundred twenty and one hundred fifty days before the next regular local election, each local government shall notify the county clerk of the county in which the primary administrative office of the local government is situate of all local government positions that are to be filled at the next regular local election. One hundred and twenty days before the election is July 5, 2021. Article II, Section 8 of the City Charter further provides that the Council must fix the date of the runoff by resolution.

The attached resolution both notifies the County Clerk of all local government positions that are to be filled at the next regular local election and sets a runoff date of December 7, 2021.


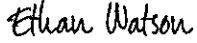
Approved:

 6/11/21
Sarita Nair Date
Chief Administrative Officer

Approved as to Legal Form:

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 5/28/2021 10:07 AM PDT
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Esteban A. Aguilar, Jr. Date
City Attorney

Recommended:

 DS
DocuSigned by:
 5/28/2021 | 10:07 AM PDT
49D7E59AAABB429...
Ethan Watson Date: May 26, 2021
Director

Cover Analysis

- 1. What is it?** This is a resolution which identifies the elected offices of the City of Albuquerque that are to be filled at the next local election and sets the runoff date in the event a runoff is necessary.
- 2. What will this piece of legislation do?** This resolution identifies the elected offices of the City of Albuquerque that are to be filled at the next local election and sets the runoff date in the event a runoff is necessary. Upon passage, it can be transmitted to the County Clerk.
- 3. Why is this project needed?** State law requires that by July 5, 2021, the City notify the County Clerk of the offices to be filled at the next regular local election. The City Charter further requires that the City Council set the date for a runoff by resolution.
- 4. How much will it cost and what is the funding source?** There are no costs beyond budgeted appropriations.
- 5. Is there a revenue source associated with this contract? If so, what level of income is projected?** N/A.
- 6. What will happen if the project is not approved?** If this resolution is not approved, the County Clerk may not include City Offices on the ballot at the Regular Local Election.
- 7. Is this service already provided by another entity?** No.