

CITY of ALBUQUERQUE

TWENTY FOURTH COUNCIL

COUNCIL BILL NO. R-21-216 ENACTMENT NO. _____

SPONSORED BY: Diane G. Gibson, by request

1 RESOLUTION
2 CONCERNING THE MUNICIPAL RUNOFF ELECTION TO BE HELD IN THE CITY
3 OF ALBUQUERQUE, NEW MEXICO, ON TUESDAY, THE SEVENTH DAY OF
4 DECEMBER, 2021.

5 WHEREAS, a regular local election was held to elect City of Albuquerque
6 officials on Tuesday, November 2nd, 2021, at which election the offices of
7 Mayor and City Councilor for Districts 1, 3, 5, 7, and 9 were to be filled in
8 accordance with the City Charter; and

9 WHEREAS, the preliminary results of the regular local election show that
10 no candidate received at least 50% of the vote in the election of the City
11 Councilors for Districts 7 and 9; and

12 WHEREAS, the City Charter requires a runoff election within forty-five days
13 after certification of the regular local election in the event no candidate
14 receives 50 percent of the votes cast for a particular office.

15 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
16 ALBUQUERQUE:

17 Section 1. A municipal runoff election shall be held in the City of
18 Albuquerque, New Mexico on Tuesday, December 7th, 2021 for those offices
19 where no candidate received 50 percent of the votes cast for the office to be
20 filled at the November 2, 2021 regular local election. The two candidates who
21 received the highest number of votes cast for the office in question shall
22 automatically become the candidates in the runoff election without further
23 Resolution of the City Council and no filing of declarations of candidacy shall
24 be required of such candidates.

25 Section 2. The runoff election shall apply only to those races in the regular
26 local election for the offices of City Council District 7 and City Council District

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1 9, which elections did not result in a candidate that received 50 percent of the
2 vote.

3 Section 3. The candidates in the runoff election shall be as follows. In
4 Council District 7 the candidates shall be Lori Lee Robertson and Tammy L
5 Fiebelkorn. In District 9, the candidates shall be Reneé Grout and Robert C
6 Grilley Jr.

7 Section 4. All persons desiring to vote at this election must be registered to
8 vote within the City of Albuquerque. Any person who is otherwise qualified to
9 vote and who is not currently registered may register with the Bernalillo
10 County Clerk no later than 5:00 p.m. on November 16, 2021.

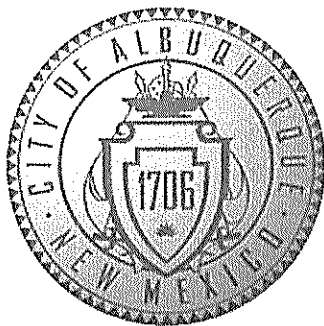
11 Section 5. The polls for this election shall be open at 7:00 a.m. and shall
12 close at 7:00 p.m. on Election Day. Election day voting locations shall be
13 determined by the Bernalillo County Clerks Office.

14 Section 6. Absentee voting shall be permitted as authorized by law.
15 Absentee applications may be obtained through the Bernalillo County Clerk's
16 Office or online through the Secretary of State's Office.

17 Section 7. Early voting shall be permitted as authorized by law. Early voting
18 will be available Tuesday, November 16, 2021 through Saturday, December 4,
19 2021. Locations will be closed on November 25, 26, and 27. Early voting
20 locations will be determined by the Bernalillo County Clerk's Office and
21 administered as provided by law.

22 Section 8. This runoff municipal election Resolution shall be published
23 once at least seven days prior to the runoff election date.

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CITY OF ALBUQUERQUE
Albuquerque, New Mexico
Office of the Mayor

Mayor Timothy M. Keller

INTER-OFFICE MEMORANDUM

November 3, 2021

TO: Cynthia Borrego, President, City Council
FROM: Timothy M. Keller, Mayor 
SUBJECT: 2021 Runoff Resolution Designating Candidates

Article II, Section 8 of the City Charter requires that “if no candidate receives 50% of the votes cast for the particular office in question, a runoff election shall be held within forty-five days after certification of the results of the election in question as now provided by law and as amended and supplemented from time to time.” That provision further requires that “[u]nless otherwise specified in this Charter, the two candidates who receive the highest number of votes cast for the office in question shall automatically become the candidates at the runoff election and the filing of declarations of candidacy is dispensed with.” Art. II, § 8(a). If a runoff is necessary, Article II, Section 8(b) provides that “The Council shall by resolution fix the date of the runoff election and specify the offices to be filled and the names of the candidates therefor.”

Here, no candidate in City Council Districts 7 or 9 received fifty percent of the votes cast. The City Council previously fixed the date of the runoff election by resolution for December 7, 2021. R-2021-039. That resolution did not, however, specify the offices to be filled in the runoff election and the names of the candidates because the candidates and offices were unknown at the time. This resolution provides that information in addition to restating the previously designated date of the runoff.

2021 RUNOFF RESOLUTION DESIGNATING CANDIDATES

Approved:

SN 11/12/21
Sarita Nair Date
Chief Administrative Officer

Approved as to Legal Form:

DocuSigned by:
Esteban A. Aguilar 11/10/2021 | 5:08 PM MST
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Esteban A. Aguilar, Jr. Date
City Attorney

Recommended:

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at
DocuSigned by:
Ethan Watson 11/10/2021 | 3:37 PM PST
49D7E58AAABD428...
Ethan Watson Date
City Clerk

Cover Analysis

1. What is it?

A resolution required by the City Charter providing for the runoff election for districts 7 and 9, which did not have a candidate receive at least 50% of the votes cast in the regular local election on November 2, 2021.

2. What will this piece of legislation do?

This resolution will designate a runoff election for districts 7 and 9 on December 7, 2021.

3. Why is this project needed?

Because districts 7 and 9 did not have a candidate receive at least 50% of the vote cast in the regular local election on November 2, 2021 and the City Charter requires that the Council pass a resolution specifying the candidates who will be on the ballot in the runoff election. See Article II, Section 8(b).

4. How much will it cost and what is the funding source?

There is no additional cost beyond the budgeted appropriations for the runoff.

5. Is there a revenue source associated with this contract? If so, what level of income is projected?

No.

6. What will happen if the project is not approved?

The City will not be in compliance with Article II, Section 8 of the City Charter, which requires the council to pass a resolution specifying the names of the candidates in the runoff election. *See* Article II, Section 8(b).

7. Is this service already provided by another entity?

No.