



Legislation Details (With Text)

File #: P-24-1
Type: Proposal **Status:** Adopted
File created: 5/6/2024 **In control:** City Council
Final action: 6/17/2024
Enactment date: 8/28/2024 **Enactment #:** P-2024-003
Effective date:
Title: Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article II Of The Charter Of The City Of Albuquerque Regarding Minimum Votes For Elected Offices And Runoff Elections (Lewis and Peña)
Sponsors: Dan Lewis, Klarissa J. Peña
Indexes:
Code sections:
Attachments: 1. P-1, 2. P-1 Amendments CC 6-17-24, 3. P-1final, 4. P-1Enacted

Date	Ver.	Action By	Action	Result
8/28/2024	2	City Clerk	Published	
6/27/2024	1	City Council	Sent to City Clerk for Signature	
6/17/2024	1	City Council	Amended	Pass
6/17/2024	1	City Council	Amended	Pass
6/17/2024	1	City Council	Do Pass as Amended	Pass
6/3/2024	1	City Council	Motion	Pass
6/3/2024	1	City Council	Postponed	Pass
5/20/2024	1	City Council	Postponed	Fail
5/20/2024	1	City Council	Postponed	Pass
5/6/2024	1	President	To be heard at the Council Meeting	
5/6/2024	1	City Council	Introduced	

**CITY of ALBUQUERQUE
TWENTY SIXTH COUNCIL**

COUNCIL BILL NO. P-24-1

ENACTMENT NO.

SPONSORED BY: Dan Lewis and Klarissa J. Peña

CHARTER AMENDMENT PROPOSAL

1 .. title Adopting A Proposition To Be Sent To The Voters At The 2024

2 General Election, Proposing To Amend Article II Of The Charter
3 Of The City Of Albuquerque Regarding Minimum Votes For
4 Elected Offices And Runoff Elections ..body

5 ADOPTING A PROPOSITION TO BE SENT TO THE VOTERS AT THE 2024
6 GENERAL ELECTION, PROPOSING TO AMEND ARTICLE II OF THE CHARTER
7 OF THE CITY OF ALBUQUERQUE REGARDING MINIMUM VOTES FOR
8 ELECTED OFFICES AND RUNOFF ELECTIONS

9 WHEREAS, Pursuant to Article VI of the Albuquerque City Charter,
10 amendments to the Charter may be proposed by the Council and must be
11 approved by a vote of a majority of all Councilors plus one.

12 BE IT PROPOSED BY THE CITY COUNCIL, THE GOVERNING BODY OF THE
13 CITY OF ALBUQUERQUE:

14 SECTION 1. The City Clerk shall place the summary, title, and text of the
15 following proposition on the ballot of the 2024 General Election, and City of
16 Albuquerque voters shall be permitted to vote “for” or “against”:

17 SUMMARY

18 Proposing to amend the City Charter to modify the minimum votes required
19 for elected offices and runoff elections.

20 PROPOSITION

21 Proposing to amend the City Charter of the City of Albuquerque as follows:
22 “ARTICLE II. ELECTIONS.

23 Section 7. ~~[FIFTY PERCENT]~~ [NO] MINIMUM VOTE.

24 Those persons who are candidates for Mayor or ~~[Councillor]~~ [Councilor]
25 and receive the largest number of votes cast for the office in question are
1 elected ~~[provided the number of votes equals or exceeds 50% of the~~
2 ~~total number of votes cast for the office].~~

3 Section 8. RUNOFF ELECTIONS.

4 If [two or more candidates tie for the most votes received] ~~[no candidate receives~~
5 ~~50%]~~ of the votes cast for the particular office in question, a runoff election shall
6 be

6 held within forty-five days after certification of the results of the election in
question

7 as now provided by law and as amended and supplemented from time to time.
Unless

8 otherwise specified in this Charter, the ~~[two candidates who receive]~~ [candidates

who
9 tied with] the highest number of votes cast for the office in question shall
10 automatically become the candidates at the runoff election and the filing of
11 declarations
12 of candidacy is dispensed with.”

12 **SECTION 2. TIME OF FILING WITH THE CITY CLERK.** The Director of City
13 Council Services, or their designee, shall file this Charter Amendment
14 Proposal with the City Clerk upon its final passage.

15 **SECTION 3. SEVERABILITY CLAUSE.** If any section, paragraph, word, or
16 phrase of this proposition is for any reason held to be invalid or unenforceable
17 by any court of competent jurisdiction, such decision shall not affect the
18 validity of the remaining provisions of this proposition. The Council hereby
19 declares that it would have passed this proposition and each section,
20 paragraph, sentence, clause, word, or phrase thereof irrespective of any
21 provision being declared unconstitutional or otherwise invalid.

22 **SECTION 4. EFFECTIVE DATE.** This proposition is effective immediately.
23 The Charter Amendment described in SECTION 1 of this proposition shall take
24 effect on January 1, 2026 so long as certified as approved by the voters.

22
23
24
25
26
27
28
29
30
31

X:\CL\SHARE\CL-Staff_Legislative Staff\Legislation\26 Council\NP-1final.docx