



Legislation Details (With Text)

**File #:** R-22-52  
**Type:** Resolution      **Status:** Enacted  
**File created:** 6/6/2022      **In control:** City Council  
**Final action:** 6/22/2022  
**Enactment date:** 7/6/2022      **Enactment #:** R-2022-058  
**Effective date:**  
**Title:** Approving The Appointment Of A Director To Fill A Vacancy On The Governing Body Of The Mesa Del Sol Public Improvement District 1 And To Fill A Vacancy On The Governing Body Of Mesa Del Sol Public Improvement District 2 Through 5 Caused By The Resignation Of A Certain Director, Pursuant To The Public Improvement District Act, NMSA 1978, Sections 5-11-1 Through 27, As Amended, And City Enactment No. O-2003-012; And City Enactment No R-2008-045; And Repealing All Actions Inconsistent With This Resolution (Davis)  
**Sponsors:** Pat Davis  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. R-52, 2. R-52Enacted

Date	Ver.	Action By	Action	Result
7/6/2022	2	City Clerk	Published	
6/29/2022	2	Mayor	Signed by the Mayor	
6/27/2022	1	City Council	Sent to Mayor for Signature	
6/22/2022	1	City Council	Passed	Pass
6/6/2022	1	City Council	Introduced	
6/6/2022	1	President	To be heard at the Council Meeting	

**CITY of ALBUQUERQUE**  
**TWENTY FIFTH COUNCIL**

COUNCIL BILL NO.     R-22-52          ENACTMENT NO. \_\_\_\_\_

SPONSORED BY:      Pat Davis

RESOLUTION

Approving The Appointment Of A Director To Fill A Vacancy On The Governing Body Of The Mesa Del Sol Public Improvement District 1 And To Fill A Vacancy On The Governing Body Of Mesa Del Sol Public Improvement District 2 Through 5 Caused By The Resignation Of A Certain Director,

Pursuant To The Public Improvement District Act, NMSA 1978, Sections 5-11-1 Through 27, As Amended, And City Enactment No. O-2003-012; And City Enactment No R-2008-045; And Repealing All Actions Inconsistent With This Resolution (Davis)

APPROVING THE APPOINTMENT OF A DIRECTOR TO FILL A VACANCY ON THE GOVERNING BODY OF THE MESA DEL SOL PUBLIC IMPROVEMENT DISTRICT 1 AND TO FILL A VACANCY ON THE GOVERNING BODY OF MESA DEL SOL PUBLIC IMPROVEMENT DISTRICT 2 THROUGH 5 CAUSED BY THE RESIGNATION OF A CERTAIN DIRECTOR, PURSUANT TO THE PUBLIC IMPROVEMENT DISTRICT ACT, NMSA 1978, SECTIONS 5-11-1 THROUGH 27, AS AMENDED, AND CITY ENACTMENT NO. O-2003-012; AND CITY ENACTMENT NO R-2008-045; AND REPEALING ALL ACTIONS INCONSISTENT WITH THIS RESOLUTION.

Capitalized terms used herein shall have the meanings assigned in City Enactment No. R-2008-045, adopted on March 4, 2008 as amended by City Enactment No. R-2012-089, adopted on September 17, 2012 (collectively, the "Formation Resolution"), except as otherwise defined in this Resolution, or unless the context clearly requires otherwise.

WHEREAS, Section 5-11-9(A) of the Act, the Council is empowered to appoint a director to fill a vacancy on the Governing Bodies of the Districts because of death, resignation or inability of a director to discharge the duties of director, which appointee shall hold office for the remainder of the unexpired term until a successor is appointed or elected; and

WHEREAS, Ernest L. Jenkins has resigned from the Governing Bodies of the Districts; and

WHEREAS, Dave Mills, a constituent of the Districts, has volunteered to serve on the Governing Bodies of the Districts.

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

Section 1. Appointments to the Governing Bodies of the Districts. Pursuant to Section 5-11-9(A) of the Act, the Council hereby appoints Dave Mills to replace Ernest L. Jenkins as a member of the Government Bodies of the Districts.

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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