



Legislation Text

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CITY of ALBUQUERQUE

TWENTY FOURTH COUNCIL

COUNCIL BILL NO. R-21-219 ENACTMENT NO. _____

SPONSORED BY: Don Harris, by request

RESOLUTION

Approving The Appointment Of Directors To Fill The Vacancies On The Governing Body Of The Juan Tabo Hills Estates Public Improvement District, Caused By The Expiration Of Terms Of Directors, Pursuant To The Public Improvement District Act, NMSA 1978 § § 5-11-1 To -27 (2019, As Amended) And City Enactment No. O-2003-12, City Enactment No R-2007-150, And Repealing All Actions Inconsistent With This Resolution (Harris, by request)

Capitalized terms used herein shall have the meanings assigned in City Enactment No. R-2017-098, adopted on October 16, 2017, except as otherwise defined in this Resolution, or unless the context clearly requires otherwise.

WHEREAS, pursuant to Section 5-11-9(A) of the Act, the Council is empowered to appoint directors to fill vacancies on the governing body of the District 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;

WHEREAS, the terms of Scott Grady and Russell Brito, each serving four-year terms, have expired from the District's governing body; and

WHEREAS, such positions were submitted to be filled pursuant to the Local Election Act:

WHEREAS, no person was declared as a candidate for either position by the applicable election deadlines, creating vacancies in such positions;

WHEREAS, current board member Scott Grady and District constituent Jim Duffield have volunteered to serve the unexpired terms of such positions.

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

Section 1: Appointments to the Governing Body of the District. Pursuant to Section 5-11-9(A) of the Act, the Council hereby appoints Scott Grady and Jim Duffield as members of the governing body of the District effective January 1, 2022. Scott Grady and Jim Duffield shall hold office for such terms until their successors are elected and qualified.

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 All ordinances or resolutions, or parts thereof in conflict with the provisions of this Resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part thereof, heretofore repealed.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