



Legislation Text

File #: O-22-35, Version: 2

CITY of ALBUQUERQUE
TWENTY FIFTH COUNCIL

COUNCIL BILL NO. O-22-35 ENACTMENT NO. _____

SPONSORED BY: Pat Davis

ORDINANCE

Amending The City Of Albuquerque Code Of Ordinances, Section 2-7-2-2, "Authority And Duties Of The City Attorney" To Prohibit Policy Advocacy By The City Legal Department (Davis) ..body
AMENDING THE CITY OF ALBUQUERQUE CODE OF ORDINANCES, SECTION 2-7-2-2,
"AUTHORITY AND DUTIES OF THE CITY ATTORNEY" TO PROHIBIT POLICY ADVOCACY BY
THE CITY LEGAL DEPARTMENT.

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

SECTION 1. Chapter 2, Article 7, Part 2, Section 2 of the Revised Ordinances of Albuquerque, New Mexico, 1994, "Authority and Duties of the City Attorney" is hereby amended as follows:

"§ 2-7-2-2 AUTHORITY AND DUTIES OF THE CITY ATTORNEY.

The City Attorney, both personally and through his or her assistant city attorneys, shall represent the city in the courts. He or she shall also advise the Mayor and the Council as to legal matters. The City Attorney and assistant city attorneys, while acting in the course and scope of their duties, are prohibited from engaging in policy advocacy relating to matters upon which the City Legal Department has or is likely to be called upon for advisement or representation. Nothing herein shall prohibit the City Attorney or assistant city attorneys from expressing their personal views on any issue while acting outside the scope of their duties."

SECTION 2. SEVERABILITY. If any section, paragraph, sentence, clause, word, or phrase of this Ordinance is for any reason held to be invalid or unenforceable by any court of competent

jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance the Council hereby declares that it would have passed this Ordinance and each section, paragraph, sentence, clause, word, or phrase thereof irrespective of any provision being declared unconstitutional or otherwise invalid.

SECTION 3. COMPILATION. Section 1 of this Ordinance shall amend, be incorporated in, and compiled as part of the Revised Ordinances of Albuquerque, New Mexico, 1994.

SECTION 4. EFFECTIVE DATE. This Ordinance shall take effect five (5) days after publication by title and general summary.

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