

ORDINANCE NO. 2019-____

AN ORDINANCE OPTING INTO THE ELECTION OF THE MUNICIPAL OFFICERS OF THE CITY OF CARLSBAD, NEW MEXICO IN THE REGULAR LOCAL ELECTION PURSUANT TO NMSA 1978, SECTION 1-22-3.1 (2018) AND RESCINDING RESOLUTION NO. 2018-63

WHEREAS, on July 1, 2018, the Local Election Act went into effect as Chapter 1, Article 22, NMSA 1978 establishing the Regular Local Election, a consolidated election day for non-partisan local government bodies on the first Tuesday after the first Monday in November in each off-numbered year; and

WHEREAS, the Local Election Act also established the Municipal Officer Election Day on the first Tuesday of March in even-numbered years; and

WHEREAS, the Local Election Act provides the option for each municipality to determine if its elective officers shall be elected on the Municipal Officer Election Day or at the Regular Local Election; and

WHEREAS, the City of Carlsbad, New Mexico has considered the issues related to opting in, including uniformity of procedure and convenience for the voters.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, NEW MEXICO:

SECTION 1. MUNICIPAL OFFICERS TO BE ELECTED AT THE REGULAR LOCAL ELECTION

Pursuant to Subsection B of Section 1-22-3.1 NMSA 1978, the City of Carlsbad opts in to the election of its municipal officers in the Regular Local Election.

SECTION 2. ADJUSTMENT OF TERMS TO CORRESPOND WITH NEW ELECTION DATE

OPTION 1:

The terms of office for the current municipal office holders shall be adjusted, so that:

(A) municipal officers other than the municipal judge elected or appointed to a term ending in 2020 shall serve until December 31, 2021, the new term of the position shall be elected at the regular local election in November 2021, and the new term shall commence January 1, 2022; and

(B) municipal officers other than the municipal judge elected or appointed to a term ending in 2022 shall serve until December 31, 2023, the new term of the position shall be elected at the regular local election in November 2023, and the new term shall commence January 1, 2024; and

(C) the new term of the municipal judge shall be elected at the regular local election in November 2023, and the new term shall commence January 1, 2024.

SECTION 3. FILING WITH SECRETARY OF STATE

Following approval of this ordinance, the Municipal Clerk shall file a copy of the ordinance with the secretary of state no later than June 30, 2019.

PASSED, ADOPTED, AND APPROVED at _____ on this ____ day of _____, 2019.

DALE JANWAY, MAYOR

ATTEST:

City Clerk

COUNCIL MEMBERS:

LISA A. ANAYA FLORES, Ward 1

EDDIE T. RODRIGUEZ, Ward 1

JJ CHAVEZ, Ward 2

LEO B. ESTRADA, Ward 2

JASON G. SHIRLEY, Ward 3

JUDI WATERS, Ward 3

WESLEY A. CARTER, Ward 4

MARK WALTERSCHEID, Ward 4