

# **CITY OF LAS VEGAS, NEW MEXICO**

## **Ordinance No. 22-03**

AN ORDINANCE TO AMEND the Code of the City of Las Vegas by adding a new Chapter 15, entitled "Elections". This Ordinance is enacted pursuant to Sections 2.02 of the City of Las Vegas Municipal Charter, and is an exercise of the City of Las Vegas home rule powers.

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 of each odd-numbered year; and

WHEREAS, the Local Election Act also established the Municipal Officer Election Day on the first Tuesday in March of 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 on the first Tuesday of March in even numbered years or at the Regular Local Election on the first Tuesday after the first Monday in November of odd numbered years; and

WHEREAS, the City of Las Vegas has considered the issues related to opting in to the Regular Local Election Act, including uniformity of procedure and convenience for the voters, and pursuant to NMSA 1-22-3.2 agrees to opt in for the election of the municipal officers of the City of Las Vegas in the next regular local election.

**BE IT ENACTED** by the Governing Body of the City of Las Vegas as follows:

Section 1. The Code of the City of Las Vegas is hereby amended by adding thereto a new chapter, to be Chapter 15, Elections, to read as follows:

Section 1. Municipal officers to be elected at the regular local election

Section 2. Adjustment of terms to correspond with new election date

### **§ 15-1. 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 Las Vegas opts in to the election of its municipal officers in the November Regular Local Election.

### **§ 15-2. Adjustment of terms to correspond with new election date**

#### **OPTION 2: Extended Term**

To begin with the Regular Local Election held in November 2025, the terms of office for the current municipal office holders shall be adjusted, so that:

- (A) municipal officers elected or appointed to a term ending in 2024 shall serve until December 31, 2025, the new term of the position shall be elected at the regular local election in November 2025, and the new term shall commence January 1, 2026; and
- (B) municipal officers elected or appointed to a term ending in 2026 shall serve until December 31, 2027, the new term of the position shall be elected at the regular local election in November 2027, and the new term shall commence January 1, 2028.

Section 2. Repeal and replace. This ordinance hereby repeals and replaces any other ordinances, resolutions or other such matters which conflicts with this ordinance.

Section 3. Filing with New Mexico 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, 2023.

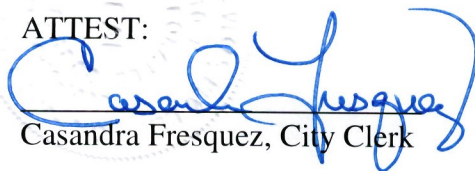
Section 4. Severability. The provisions of this ordinance are declared to be severable, and if any portion of this ordinance, for any reason, is held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of this ordinance.

Section 5. Effective Date. This ordinance shall become effective upon the execution by the Mayor and the affirmative vote of the majority of the Governing Body.

PASSED, ADOPTED and ENACTED this 8<sup>th</sup> day of June, 2022.

  
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Mayor Louie A. Trujillo

ATTEST:

  
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Casandra Fresquez, City Clerk

Reviewed and approved as to legal sufficiency only:

  
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Scott Aaron, City Attorney