

**CITY OF LAS VEGAS, NEW MEXICO**  
**Resolution No. 25-38**

**A RESOLUTION**  
**APPROVING PROPOSED CHARTER AMENDMENTS AND AUTHORIZING**  
**PLACEMENT OF BALLOT QUESTIONS ON THE BALLOT OF THE REGULAR**  
**LOCAL ELECTION FOR THE CITY OF LAS VEGAS IN THE COUNTY OF SAN**  
**MIGUEL ON NOVEMBER 4, 2025, FOR THE PURPOSE OF VOTING ON SUCH**  
**AMENDMENTS**

**QUESTION EIGHT**

WHEREAS, the City of Las Vegas ("City") Governing Body appointed a Charter Commission ("Commission") to review the City Charter pursuant to Section 1.05 of the Charter;

WHEREAS, the Commission has finished their duties and submitted their suggested Charter amendments to the Governing Body;

WHEREAS, the City adopted Ordinance No. 22-03 opting in to the Regular Local Election;

WHEREAS, the Governing Body has considered said suggested Charter amendments;

WHEREAS, the Governing Body has requested the City's legal counsel draft the Governing Body's proposed Charter amendments;

WHEREAS, the Governing Body, in considering the Charter revisions, may approve, deny, modify, or remand any of the proposed amendments back to the City's legal counsel for further changes;

WHEREAS, each proposed amendment receiving approval by a majority vote of the Governing Body shall be submitted to the qualified voters of the City at the November 4, 2025, Regular Local Election;

WHEREAS, the Governing Body pursuant to NMSA 1-16-3(B) shall adopt a resolution authorizing placement of ballot questions for the Regular Local Election no later than sixty-seven days before the election.

WHEREAS, according to the Charter Commission's suggested amendments, the Commission recommends ten substantive amendments be placed on the ballot for the November 2025 election;

WHEREAS, specifically, the Commission's suggested amendments recommend that Sections 10.01, 10.02(B), and 10.03(B) of the City of Las Vegas Municipal Charter be amended to read as follows:

**ARTICLE X. — TRANSITIONAL PROVISIONS**

**Section 10.01. Effective Date.** This Charter, as amended, shall take effect for all purposes on the second Monday January 1, 2026, following the regular municipal-local election in March, 2012November 2025.

**Section 10.02. Officers and Employees.**

- A. Rights and Privileges Preserved. Except as otherwise specifically provided herein, nothing in this Charter shall affect or impair the rights or privileges of persons who are appointed City officers or employees at the time of its effective date. Upon the effective date of this Charter, all appointed officers and employees of the City shall remain in office until removed as provided for or as authorized in this Charter.
- B. Personnel System. Any person who is a merit employee of the City at the ~~tometime~~ this Charter becomes effective shall remain in the same legal status as existed prior to the effective date of the Charter, and shall remain subject to the City personnel system.

**Section 10.03. Saving of Consolidation and Repeal of Existing Charter.**

- A. **Saving of Consolidation.** The City of Las Vegas has heretofore adopted a Consolidation and Charter, dated March, 1970, and amended from time to time. The Consolidation portion of that document, designated as “First Part” and providing for the consolidation of the Town of Las Vegas and the City of Las Vegas is reaffirmed and adopted by this Charter except to the extent of any inconsistency, in which case the provisions of this Charter shall prevail.
- B. **Repeal of Existing Charter.** The City Charter portion of the aforesaid document, designated as “Second Part” and providing for municipal Charter for the City, is hereby repealed except to the extent, if any, that said Charter ratifies, affirms, authorizes or otherwise establishes the consolidation of the Town of Las Vegas and the City of Las Vegas. Any such ratification, affirmation, authorization or establishment is expressly saved and incorporated herein for all purposes and is newly ratified by enactment of this Charter, as amended.

WHEREAS, the Governing Body wishes to submit the above-recommended amendments to the City’s voters for approval;

WHEREAS, state law, Section 3-15-16 NMSA 1978, states that a home rule municipality may amend its Charter “by a proposal submitted to the governing body of the municipality to the qualified electors”;

WHEREAS, resolution is the formal expression of the will of the Governing Body, and is used by the City to describe a proposed ballot questions and submit it to the electors;

WHEREAS, Section 1-16-3 NMSA 1978, requires the City to “file a resolution proposing the ballot question” with the county clerk, not less than seventy (70) days before the election at which the ballot question is proposed to be submitted to the voters.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LAS VEGAS that the Governing Body hereby proposes to submit the following question on the ballot of the Regular Local Election on November 4, 2025:

#### TRANSITIONAL PROVISIONS

Should the Las Vegas Municipal Charter Article X be amended to revise the effective date of the Charter, and to edit two typographical errors?

For ☐ Against ☐

BE IT FURTHER RESOLVED that the City Clerk shall present this ballot question to the Secretary of State no later than August 29, 2025.

BE IT FURTHER RESOLVED that, if the voters approve the above ballot question, then the following amendments shall be made to the City's Charter:

#### ARTICLE X. — TRANSITIONAL PROVISIONS

**Section 10.01. Effective Date.** This Charter, as amended, shall take effect for all purposes on the second Monday January 1, 2026, following the regular municipal-local election in March, 2012November 2025.

#### **Section 10.02. Officers and Employees.**

- A. Rights and Privileges Preserved. Except as otherwise specifically provided herein, nothing in this Charter shall affect or impair the rights or privileges of persons who are appointed City officers or employees at the time of its effective date. Upon the effective date of this Charter, all appointed officers and employees of the City shall remain in office until removed as provided for or as authorized in this Charter.
- B. Personnel System. Any person who is a merit employee of the City at the tometime this Charter becomes effective shall remain in the same legal status as existed prior to the effective date of the Charter, and shall remain subject to the City personnel system.

#### **Section 10.03. Saving of Consolidation and Repeal of Existing Charter.**

- A. **Saving of Consolidation.** The City of Las Vegas has heretofore adopted a Consolidation and Charter, dated March, 1970, and amended from time to time. The Consolidation portion of that document, designated as "First Part" and providing for the consolidation of the Town of Las Vegas and the City of Las Vegas is reaffirmed and adopted by this Charter except to the extent of any inconsistency, in which case the provisions of this Charter shall prevail.
- B. **Repeal of Existing Charter.** The City Charter portion of the aforesaid document, designated as "Second Part" and providing for municipal Charter for the City, is hereby repealed except to the extent, if any, that said Charter ratifies, affirms,

authorizes or otherwise establishes the consolidation of the Town of Las Vegas and the City of Las Vegas. Any such ratification, affirmation, authorization or establishment is expressly saved and incorporated herein for all purposes and is newly ratified by enactment of this Charter, as amended.

PASSED, APPROVED, AND ADOPTED THIS 13<sup>th</sup> DAY OF AUGUST, 2025.

  
\_\_\_\_\_  
DAVID ROMERO, MAYOR

ATTEST:

  
\_\_\_\_\_  
CASANDRA FRESQUEZ, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
GENO ZAMORA, ESQ., CITY'S LEGAL COUNSEL