

O. 2026. 024

CITY OF ALBUQUERQUE
CITY COUNCIL

INTEROFFICE MEMORANDUM

TO: Timothy M. Keller, Mayor

FROM: Isaac Padilla, Director of Council Services

TMK /
For
IEP

SUBJECT: Transmittal of Legislation

Transmitted herewith is Bill No. F/S O-26-27 Amending Chapter 2, Article 6, Part 1, To Add A New Section 9 To Be Known As "The Sunset Review Clause" To Mandate Periodic Review Process To Evaluate The Continued Necessity, Efficiency, And Effectiveness Of Every Board, Commission, Or Committee Established By The City Of Albuquerque (Bassan), which was passed at the Council meeting of June 15, 2026, by a vote of 7 FOR AND 2 AGAINST.

For: Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Telles
Against: Baca, Rogers

In accordance with the provisions of the City Charter, your action is respectfully requested.

CITY of ALBUQUERQUE

TWENTY SEVENTH COUNCIL

COUNCIL BILL NO. F/S O-26-27

ENACTMENT NO. 0.2020.024

SPONSORED BY: Brook Bassan

1 **ORDINANCE**

2 **AMENDING CHAPTER 2, ARTICLE 6, PART 1, TO ADD A NEW SECTION 9 TO**
3 **BE KNOWN AS “THE SUNSET REVIEW CLAUSE” TO MANDATE PERIODIC**
4 **REVIEW PROCESS TO EVALUATE THE CONTINUED NECESSITY,**
5 **EFFICIENCY, AND EFFECTIVENESS OF EVERY BOARD, COMMISSION, OR**
6 **COMMITTEE ESTABLISHED BY THE CITY OF ALBUQUERQUE.**

7 **WHEREAS, the City of Albuquerque establishes boards, commissions, and**
8 **committees to advise the City Council and Administration to provide subject-**
9 **matter expertise, and to advance specific policy objectives in the public**
10 **interest; and**

11 **WHEREAS, such boards, commissions, and committees are intended to**
12 **serve clearly defined purposes and to operate in a manner that is efficient,**
13 **transparent, and accountable to the public; and**

14 **WHEREAS, many boards, commissions, and committees are created to**
15 **address time-limited or purpose-specific needs and may no longer be**
16 **necessary once those purposes have been fulfilled; and**

17 **WHEREAS, the absence of clear sunset provisions has resulted in certain**
18 **boards, commissions, and committees remaining active beyond their**
19 **functional relevance, even after completing their intended work; and**

20 **WHEREAS, inactive or nonfunctioning boards, commissions, and**
21 **committees continue to require staff support, administrative coordination, and**
22 **procedural maintenance, thereby diverting limited City resources from active**
23 **priorities; and**

24 **WHEREAS, the failure of some boards, commissions, and committees to**
25 **meet regularly, maintain quorum, or operate in alignment with their original**
26 **mandate undermines their advisory role and limits their effectiveness; and**

[Bracketed/Underscored Material] - New
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1 WHEREAS, periodic evaluation of boards, commissions, and committees is
2 necessary to ensure that such entities remain purposeful, effective, and
3 aligned with current City needs and policy goals; and

4 WHEREAS, the adoption of sunset clauses for newly established boards,
5 commissions, and committees promotes accountability by ensuring that
6 entities are created with defined objectives, timelines, and mechanisms for
7 timely dissolution or renewal; and

8 WHEREAS, the Task Force conducted a review of existing boards,
9 commissions, and committees and identified certain entities that have fulfilled
10 their intended purpose, overlap in mission, or are no longer functioning in a
11 manner consistent with their original mandate; and

12 WHEREAS, the Task Force further recommended dissolution, restructuring,
13 or consolidation of certain entities to reduce duplication, improve
14 coordination, and strengthen advisory effectiveness; and

15 WHEREAS, the City Council finds that the actions set forth in this
16 Ordinance are necessary and appropriate to ensure that boards, commissions,
17 and committees remain effective tools of public governance and stewardship
18 of public resources.

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

21 SECTION 1. A new Section 9, Part 1, Article 6 of Chapter 2, being Section 2-
22 6-1-9, is hereby created in the Revised Ordinances of Albuquerque, 1994, as
23 follows:

24 § 2-6-1-9 SUNSET CLAUSES REQUIRED FOR ESTABLISHED BOARDS,
25 COMMISSIONS, AND COMMITTEES.

26 (A) Automatic Termination. Every board, commission, or committee
27 established by the City Council under ordinance or resolution shall
28 automatically terminate on December 31, 2030, and every five calendar years
29 thereafter (the "Sunset Date"), unless the board, commission or committee is
30 required under New Mexico statute, federal law, City of Albuquerque Charter,
31 or intergovernmental agreement or if City Council specifies a different
32 duration at the time of establishment by resolution or ordinance. The Council

1 may extend or renew the term of such body by ordinance or resolution
2 adopted prior to its Sunset Date or thereafter.

3 (1) Upon expiration of the Sunset Date, the board, commission, or
4 committee shall automatically dissolve and shall have no authority to meet,
5 conduct business, issue recommendations, or receive staff support unless the
6 City Council has renewed or extended its term prior to the expiration date or
7 has reestablished the body by ordinance or resolution after the body's
8 expiration date.

9 (2) Failure to submit the required report as specified in Section B,
10 below, within the stated timeframe shall not alter or delay the automatic
11 termination of the board, commission, or committee, except where such
12 failure is directly attributable to a documented inability to achieve quorum.

13 (3) Where a board, commission, or committee is unable to submit the
14 required sunset review report due to a documented failure to achieve quorum,
15 the department or City staff liaison shall notify Council in writing no later than
16 the report submission deadline. The City Council may extend the body's term
17 for a period not to exceed one year to allow for completion of the sunset review
18 process.

19 (B) Sunset Review Report.

20 (1) No later than six calendar months prior to the scheduled Sunset
21 Date, each board, commission, or committee subject to the Sunset Date, shall
22 submit a written report to the Mayor and City Council evaluating its
23 effectiveness and recommending whether it should be continued, modified or
24 terminated. At a minimum, the report shall include:

25 (a) A summary of the board, commission, or committee's
26 record of meeting dates, attendance, and quorum compliance;

27 (b) A summary of major actions, recommendations, or
28 achievements;

29 (c) Identification of unfulfilled objectives or outstanding
30 issues; and

31 (d) A recommendation regarding continuation, modification, or
32 termination, with supporting rationale.

1 (C) Renewal of Advisory Bodies. Board, commission, and committee
2 mandates may be renewed or reestablished by the Council. If so, the board,
3 commission, or committee shall continue to meet and conduct business for a
4 successive five years, unless a shorter or longer term is otherwise specified
5 by the Council.

6 (D) Administrative Tracking and Notification.

7 (1) The City Clerk shall maintain an official list of all boards,
8 commissions, and committees subject to a sunset provision, including their
9 dates of creation and scheduled termination.

10 (2) By the first regular meeting of the City Council in March of each
11 Automatic Termination calendar year, as established under ROA 1994, Section
12 2-6-1-9(A), the City Clerk shall provide written notice to the Mayor and to the
13 City Council, by Other Communication ("OC"), identifying all boards,
14 commissions, and committees scheduled to reach their Sunset Date during
15 the calendar year. The notice shall include the scheduled expiration date of
16 each body and identify those required to submit a sunset review report.

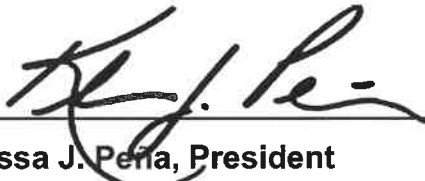
17 SECTION 2. SEVERABILITY. If any section, paragraph, sentence, clause,
18 word or phrase of this Ordinance is for any reason held to be invalid or
19 unenforceable by any court of competent jurisdiction, such decision shall not
20 affect the validity of the remaining provisions of this Ordinance. The Council
21 hereby declares that it would have passed this Ordinance and each section,
22 paragraph, sentence, clause, word or phrase thereof irrespective of any
23 provision being declared unconstitutional or otherwise invalid.

24 SECTION 3. COMPILATION. SECTION 1 of this Ordinance is to be compiled
25 as a new Section 9, Part 1, Article 6 of Chapter 2, being Section 2-6-1-9, of the
26 Revised Ordinances of Albuquerque, New Mexico, 1994, titled "THE SUNSET
27 REVIEW CLAUSE."

28 SECTION 4. EFFECTIVE DATE. This Ordinance takes effect five days after
29 publication by title and general summary.

1 PASSED AND ADOPTED THIS 15th DAY OF June, 2026
2 BY A VOTE OF: 7 FOR 2 AGAINST.

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4 For: Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Telles
5 Against: Baca, Rogers
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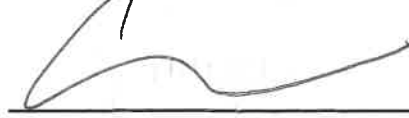
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10 Klarissa J. Peña, President
11 City Council
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15 APPROVED THIS 29 DAY OF June, 2026
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18 Bill No. F/S O-26-27

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22 Timothy M. Keller, Mayor
23 City of Albuquerque
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26 ATTEST:

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29 Ethan Watson, City Clerk
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