

SANTA FE COUNTY

Ordinance No. 1989-9

656720

AMENDMENT TO JOINT METROPOLITAN WATER BOARD ORDINANCE NO. 1980-1B

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3
4 BE IT ORDAINED BY THE GOVERNING BODIES OF THE CITY AND COUNTY
5 OF SANTA FE THAT JOINT METROPOLITAN WATER BOARD ORDINANCE NO.
6 1980- 1B AS AMENDED August 18, 1986, IS HEREBY AMENDED AS
7 FOLLOWS:

8 Section 1. Section five of the Joint Metropolitan Water
9 Board Ordinance No. 1980-1B, as amended is deleted and a new
10 Section five is created to read:

11 "Section five. MEMBERSHIP AND ELECTION OF BOARD. --

12 A. The Board shall be composed of ~~seven~~ ten members.

13 B. [~~Beginning with the 1986 November general election,~~]
14 Seven members of the Board shall reside in and be elected from
15 single member Santa Fe Metropolitan Water Board Election
16 Districts.

17 C. The City and County of Santa Fe are hereby divided
18 into seven Santa Fe Metropolitan Water Board Election
19 Districts as set forth in the Santa Fe Metropolitan Water
20 Board Election District Map, a copy of which is hereby
21 incorporated by reference into this Ordinance. Each election
22 district is composed of the territory located within the
23 following election precincts presently delineated with the
24 City and County of Santa Fe:

25 (1) District One. -- Precincts 51, 52, 53, 54, 55,

1 74, 90, 91, 92, 93, 101, 102, 103, 104, 105, 106, 143, and 144.

2 (2) District Two. -- Precincts 71, 72, 73, 141, 142,
3 145, 151, 153, 154, 161, 162, 163, and 167.

4 (3) District Three. -- Precincts 111, 112, 113, 114,
5 115, 121, 122, 123, 124, 131, 132, 133, 164, 165, and 175.

6 (4) District Four. -- Precincts 166, 171, 172, 173.
7 174, 176, 177, and 178.

8 (5) District Five. -- Precincts 81, 152, 155, 156,
9 157, 158, 182, 191, 192, 201, 202, and 203.

10 (6) District Six. -- Precincts 33, 60, 61, 62, 63,
11 64, 168, and 181.

12 (7) District Seven. -- Precincts 1, 2, 3, 11, 12, 13,
13 21, 22, 31, 32, 41, and 42.

14 D. No person shall be a candidate for an elected position
15 on the Metropolitan Water Board unless that person is a
16 resident and registered voter of the elections district which
17 that person seeks to represent as of the date that the person
18 files a declaration of candidacy with the Santa Fe County
19 Clerk.

20 ~~[E. The term of all members of the Board presently in~~
21 ~~office shall terminate following the November, 1986 general~~
22 ~~election when each members appointed or elected successor~~
23 ~~takes office.]~~

1 [~~F~~] E. Each member of the Board shall serve a four year
2 term, except as specifically provided herein to implement
3 staggered terms.

4 [~~G~~] F. In order to implement staggered terms, members
5 elected from Districts One, Three, Five and Seven shall be
6 elected for a four year term at the 1986 General Election and
7 members elected from Districts Two, Four, and Six shall be
8 elected for a two year term at the 1986 General Election.
9 Thereafter members shall be elected at the November General
10 Election when their terms expire unless a special election is
11 held to fill a vacancy on the Board as set forth herein.

12 [~~H~~] G. Rules for the election of members to the Board
13 shall be governed by the rules set forth in the County
14 Election Code for the Metropolitan Water Board.

15 [~~J~~] H. For members elected to positions or appointed to
16 fill an elected position, a change of residence to a place
17 outside the District from which a member was elected or
18 appointed shall automatically terminate the service of that
19 member on the board, and the office shall be declared vacant.

20 [~~K~~] I. For elected positions, in the event of a vacancy
21 on the Board for any reason, including written resignation,
22 the respective governing bodies of the City and the County
23 shall jointly, by appointment, fill any vacancy by appointing
24 a resident of the District from which the vacancy exists.
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1 Such appointment shall entitle the appointed member to serve
2 until the next succeeding regular or special election, other
3 than a school election, which is applicable to the area over
4 which the Board has jurisdiction, at which time the position
5 shall be filled by election for the remainder of the unexpired
6 term of the member creating the vacancy.

7 J. [New Material] The three remaining members of the
8 Board shall be appointed as follows: one of the members shall
9 be a registered voter of the City, appointed by the City
10 Council, for a two-year term. One of the members shall be a
11 registered voter [resident] of the county, appointed by the
12 Board of County Commissioners for a two-year term. One of the
13 members shall be appointed by the President of PNM for a four-
14 year term.

15 K. [New Material] Members of the Board may serve in
16 office until the expiration of the term for which they were
17 elected or appointed and they may continue in office until
18 their successors are appointed or elected and take office.
19 Each appointing authority may remove its appointed member at
20 any time upon [the] ten (10) days written notice to the Board
21 and the appointed member."

1 Section 2. Section six (A) of the Joint Metropolitan
2 Water Board Ordinance No. 1980-1B, as amended, is amended to
3 read as follows:

4 "A. The Board shall elect its own Chairman and Vice-
5 Chairman from among its members, and the Vice-Chairman shall
6 serve as Chairman in the Chairman's absence. The ~~[first]~~
7 Chairman shall be elected from among the elected members of
8 the Board."

9 Section six (C) of the Joint Metropolitan Water Board
10 Ordinance No. 1980-1B, as amended, is amended to change the
11 number "Five" to "Seven" in the third sentence thereof; and to
12 delete the period at the end of the fourth sentence thereof,
13 to substitute a comma therefor, and to add the following:
14 "determined as follows: if seven (7) members are present for
15 a vote, the required extraordinary majority shall comprise
16 five (5) members; if eight (8) members are present, the
17 required extraordinary majority shall comprise six (6)
18 members; if nine (9) members are present, the required
19 extraordinary majority shall comprise six (6) members; and if
20 all ten (10) members are present, the required extraordinary
21 majority shall comprise seven (7) members."
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1 Section six (D) of the Joint Metropolitan Water Board
2 Ordinance No. 1980-1B, as amended, is [~~deleted in its~~
3 ~~entirety, and the remaining paragraphs of Section Six are~~
4 ~~redesignated accordingly~~] amended to read as follows:

5 "Unless otherwise specified by the Board, the [City]
6 Board shall be the custodian of [~~the Board's~~] its own books
7 and records. For purposes of any notice authorized or
8 required to be given pursuant to the provisions of the City
9 and County Joint Metropolitan Water Board Ordinance, the
10 Board's address shall be that [~~of the City unless otherwise~~]
11 specified by the Board."

12 Section 3. Section seven (A) of the Joint Metropolitan
13 Water Board Ordinance No. 1980-1B, as amended, is amended to
14 read:

15 "Unless otherwise provided for in this Ordinance, the
16 Board may only take action by a vote of an extraordinary
17 majority of members as set forth in Section 6 (C) of this
18 Ordinance."

19 Section 4. Section nine (C) of the Joint Metropolitan
20 Water Board Ordinance No. 1980-1B is deleted in its entirety
21 and a new Section (C) is created to read:

22
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1 "C. [New Material] Beginning with the fiscal year 1989-
2 1990, the City, consistent with the Board's budget, shall
3 provide funding for the Board's administrative costs in the
4 amount equal to one dollar (\$1.00) per capita of the
5 population of the City of Santa Fe as determined by the most
6 recent federal census figures for the City of Santa Fe,
7 whether the decennial census or the intracensal estimates of
8 the U.S. Census Bureau. PNM shall match the City's
9 contribution to the Board to the extent of One Dollar (\$1.00)
10 per capita of the population of the City of Santa Fe, subject
11 to its authority to withdraw from this obligation should the
12 membership of the Board be changed without PNM's written
13 consent to such change. The payments by the City and PNM
14 shall be made to the operating account of the Board on a
15 monthly basis as specified in the Board's budget.

16 "The County shall provide to the Board an amount equal to
17 One Dollar (\$1.00) per capita of the population of the County
18 of Santa Fe exclusive of the City of Santa Fe, provided that
19 such amount may be reduced by the reasonable and agreed upon
20 value of in-kind services and office space provided by the
21 County. The net annual cash commitment shall be paid to the
22 Board's fiscal agent on a quarterly basis after each quarter
23 has ended."

Section 5. Section ten of the Joint Metropolitan Water Board Ordinance No. 1980-1B, as amended, is amended by deleting paragraph designation "A" from the first line of the section, and by deleting all of paragraph "B".

Section 6. DECLARATION OF CANDIDACY - Section six of the Joint Metropolitan Water Board Ordinance No. 1980-5, as amended on Joint Metropolitan Water Board Ordinance No. 1980-1B, is amended to read as follows:

On the 60th- 90th day prior to the holding of the General Election, or Special Election to fill a vacancy, each candidate shall submit a Declaration of Candidacy to the Santa Fe County Clerk in substantially the following form:

[Effective date: July 1, 1989]

ADOPTED BY THE GOVERNING BODY OF SANTA FE COUNTY THIS 14th DAY OF August, 1989.

SANTA FE BOARD OF COUNTY COMMISSIONERS

Nancy Rodriguez
Nancy Rodriguez, Chairwoman

A T T E S T:

Jona G. Armijo
Jona G. Armijo, County Clerk

APPROVED AS TO LEGAL SUFFICIENCY
NORMAN OSBORNE

By *Norman Osborne*
County Attorney

485-996
COUNTY OF SANTA FE)
STATE OF NEW MEXICO) JSS
I hereby certify that this instrument was filed for record on the 14 day of Aug A.D. 19 89, at 9:46 o'clock 17 m. and was duly recorded in book 656, page 720-727 of the records of Santa Fe County.
Witness my Hand and Seal of Office
Jona G. Armijo
County Clerk, Santa Fe County, N.M.
Jona G. Armijo
Deputy

AMENDMENT TO JOINT METROPOLITAN WATER BOARD ORDINANCE NO. 1980-1B

