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CITY OF SANTA FE, NEW MEXICO

BILL NO. 2024-16

INTRODUCED BY:

Mayor Alan Webber

A BILL

**RELATED TO ETHICS AND CAMPAIGN REVIEW BOARD NOMINATIONS;
AMENDING SECTION 6-16.1 OF SFCC 1987 TO REMOVE THE REQUIREMENT THAT
THE FIRST JUDICIAL BAR ASSOCIATION SUBMIT A LIST OF EIGHT NOMINEES,
FROM WHICH THE FOUR ATTORNEY MEMBERS MUST BE APPOINTED,
AND REQUIRING THAT THE CITY CLERK SOLICIT NOMINATIONS FOR
BOARD MEMBERS FROM AT LEAST THREE LOCAL SOURCES.**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

**Section 1. Section 6-16.1 of SFCC 1987 (being Ord. No. 2011-8, § 7, as amended)
is amended to read:**

A. **6-16.1 – Creation and Appointment.** *Creation.* There is created an “ethics and
campaign review board (“the board”).

B. *Appointment.*

(1) The board shall consist of seven (7) members appointed by the mayor, with the advice
and consent of the city council, in the following manner:

(a) Four (4) [~~members appointed from a list of eight (8)~~] attorneys licensed to

1 practice in New Mexico [~~submitted by the First Judicial District Bar~~
2 ~~Association~~].

3 (b) Three (3) members at large.

4 (2) The city clerk shall seek nominations to the board from the First Judicial District Bar
5 Association, the New Mexico board of bar commissioners who represent the
6 geographic area including the city of Santa Fe, and the Santa Fe County league of
7 women voters.

8 [(2)] (3) Members shall be qualified by training and experience and have the ability to
9 exercise sound and practical judgement regarding the powers and duties of the board.

10 [(3)] (4) Each member of the board shall be a resident of the city.

11 [(4)] (5) No member of the board shall be a member of the governing body, the city
12 manager, the city attorney, the city clerk or a “public employee” or a member of the
13 “family” of any of these persons (the quoted terms being used as defined in Section 1-7.5
14 SFCC 1987). No member of the board shall make a contribution to or participate in the
15 campaign of any candidate for an elected municipal office.

16 C. *Chair and Subcommittees.* The board shall elect a chair and a vice-chair from
17 among its members, and may organize subcommittees or panels to conduct hearings, recommend
18 advisory opinions or perform other delegated tasks. The board may at any time act directly on any
19 pending matter without subcommittee action or recommendation.

20 D. *Term.* Members shall be appointed for staggered terms of four (4) years [~~beginning~~
21 ~~July 1, 2011~~]. The initial members shall draw lots to determine which three members serve an initial
22 term of four years, which two members serve and initial term of three years and which two members
23 serve an initial term of two years; thereafter all members shall serve four-year terms. Members
24 shall serve until their successors are appointed and qualified. Members may be reappointed. A
25 member who has participated in any hearing on a pending case involving an alleged violation of

1 the Code of Ethics, the Campaign Code or the Public Campaign Finance Code shall continue to
2 serve as a board member for purposes of that case until the case is concluded, regardless of the
3 expiration of that board member's term. Newley appointed board members shall not serve on cases
4 in which hearings have already been held at the time of their appointment.

5 E. *Removal for Just Cause.* During a member's term, [~~her or she~~] the member may
6 be removed only for just cause by a majority vote of the governing body.

7 F. *Vacancies.* A vacancy on the board shall be filled by appointment by the mayor,
8 with the advice and consent of the city council, and the appointee shall serve for the remainder of
9 the unexpired term. If the vacant position was originally filled by appointment from a list of
10 nominees submitted by a particular group or organization, the appointment to fill the vacancy shall
11 be made in the same manner.

12 G. *Compensation.* Members of the board shall not receive any salary or compensation
13 for services.

14 H. *Meetings.* The board shall meet at least four (4) times yearly and on an as-needed
15 basis.

16 PASSED, APPROVED, and ADOPTED this _____ day of _____, 2024.

17 APPROVED AS TO FORM:

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19 _____
20 ERIN K. McSHERRY, CITY ATTORNEY

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25 *Legislation/2024/Bills/2024-16 (B)/Expanding Eligibility on the Ethics and Campaign Review Board*