1	CITY OF SANTA FE, NEW MEXICO			
2	ORDINANCE NO. 2022-9			
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5	AN ORDINANCE			
6	ALLOWING REMOTE ATTENDENCE PURSUANT TO THE OPEN MEETINGS ACT			
7	AND WITHOUT A DECLARED EMERGENCY; AMENDING SECTION 20-4.1 TO			
8	REMOVE REFERENCE TO REMOTE PARTICIPATION IN MEETINGS DURING A			
9	DECLARED EMERGENCY; AND CREATING A NEW SECTION 1-9 SFCC 1987 TO			
10	ALLOW REMOTE ATTENDANCE FOR MEETINGS GOVERNED BY THE OPEN			
11	MEETINGS ACT, WHEN IT IS DIFFICULT OR IMPOSSIBLE TO ATTEND IN PERSON.			
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13	BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:			
14	Section 1. Section 20-1.4 of SFCC 1987 (being Ord. No. 2019-21, § 2, as amended)			
15	is amended to read:			
16	Orders of succession; governing body meetings; committee meetings; city manager			
17	authority.			
18	A. Elected officials. The line of succession of authority to declare a disaster or			
19	emergency is as follows:			
20	(1) The mayor;			
21	(2) The mayor pro tem;			
22	(3) The chair of the finance committee;			
23	(4) The chair of the public works and utilities committee;			
24	(5) The chair of the quality of life committee;			
25	(6) The chair of the public safety committee;			

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1		(7)	The remaining councilors in order of seniority;
2	В.	City m	nanagement. The line of succession to manage a disaster or emergency is as
3	follows:		
4		(1)	The city manager;
5		(2)	The deputy city manager;
6		(3)	The police chief;
7		(4)	The fire chief;
8		(5)	The public works director;
9		(6)	The public utilities director; and then
10		(7)	The finance director.
11		(8)	The person authorized to manage a disaster or emergency is the person
12	listed first in th	ne line o	f succession that is available to do so.
13	C.	Meetin	ngs for governing body. In the event an emergency prevents the governing
14	body from hav	ing a qu	orum established by members participating either in person or otherwise as
15	permitted in th	is subse	ection, and after a good faith effort to make it possible for governing body
16	members to pa	articipat	e in a meeting called during a declared emergency, the governing body's
17	quorum require	ements a	are suspended.
18	D.	City m	nanager authority. During a state of emergency declared due to the spread of
19	a contagious d	isease d	eclared to be a public health emergency by the New Mexico department of
20	health or recog	gnized b	by the world health organization as a pandemic, the city manager has the
21	authority to tak	te the fo	llowing actions:
22		1.	Exclude or limit the public from in-person attendance at meetings,
23	provid	ed that t	the public may witness the meeting, either by telephone, the internet, or on
24	televis	ion, and	provided that the meeting provides adequate means for public participation
25	to satis	sfy cons	titutional due process.

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1	2. Cancel any governing body, city council standing committee, or standing
2	committee meeting prior to commencement of such meeting to preserve the public health,
3	safety, and welfare. Agenda items that are adjudicatory or quasi-judicial in nature shall be
4	rescheduled to a time when the relevant city body and the interested parties will have
5	adequate opportunity to participate in the consideration of the item.
6	3. Approve contracts with a total value up to two hundred thousand dollars
7	(\$200,000.00), excluding gross receipts taxes. The city manager shall provide monthly
8	reports to the governing body of all contracts approved administratively pursuant to this
9	paragraph.
10	Section 2. A New Section, 1-9 SFCC 1987, is hereby ordained to read:
11	Remote Attendance at Meetings. If it is difficult or impossible for a governing body member or
12	committee member to attend a meeting that is governed by the Open Meetings Act, Sections 10-
13	15-1 to -4 NMSA 1978, in person, remote participation in meetings is permissible by conference
14	telephone, an online meeting platform, or other similar communications equipment or technology,
15	as permitted pursuant to Section 10-15-1 NMSA 1978, as amended.
16	PASSED, APPROVED, and ADOPTED this 25 th day of May, 2022.
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20	ALAN WEBBER, MAYOR
21	ATTEST:
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23	Krutu Thile
24	KRISTINE MIHELCIC, CITY CLERK
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1	APPROVED AS TO FORM:			
2	Emi Mily			
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4	ERIN K. McSHERRY, CITY ATTORNEY			
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24	Bill No. 2022-9			
25	Legislation/2022/Ordinances/2022-9 Remote Meeting Attendanc			

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