

# CITY of ALBUQUERQUE

## TWENTY-THIRD COUNCIL

COUNCIL BILL NO. F/S O-18-45 ENACTMENT NO. \_\_\_\_\_

SPONSORED BY: Ken Sanchez, by request

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### ORDINANCE

AMENDING CHAPTER TWO, ARTICLE SIX OF THE REVISED ORDINANCES OF ALBUQUERQUE RELATING TO THE COMMISSION ON AMERICAN INDIAN AND /ALASKA NATIVE AFFAIRS ~~[THE COMMISSION ON INDIAN AFFAIRS]~~.

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

SECTION 1. SECTION 2-6-6-1 IS HEREBY AMENDED AS FOLLOWS:

INTENT.

The City of Albuquerque acknowledges and affirms tribal sovereignty and self-determination for tribal governments.-] It is the purpose of §§ 2-6-6-1 et seq., to recognize and formalize the government-to-government relationship between the City of Albuquerque and its adjacent tribal communities and to promote the health, safety[,] and general welfare of its citizenry through the creation of a ~~[n American Indian/Alaska Native Affairs]~~ Commission .- [on American Indian and Alaska Native Affairs]. ~~[The Commission]~~ [tø] serve[s] as the forum for government-to-government relations and as an advocate [øf] ~~[for American] Indian[/Alaska Native] affairs [to investigate, study and consider the subject of Indian conditions]~~ within the City of Albuquerque and the surrounding area, including, but not limited to, matters of employment, education, economy, health, environment, homelessness, government, and access to services in the City.

(Ord. 20-1995)

SECTION 2. SECTION 2-6-6-2 IS HEREBY AMENDED AS FOLLOWS:

CREATION.

There is hereby created the “Commission on American Indian and /Alaska Native Affairs” of the City, consisting of [five] nine (9) members as set forth

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1 below], all of whom shall be residents of the City ~~and/or the surrounding~~  
2 ~~areas~~. Except as provided in §§ 2-6-6-1 et seq., the qualifications,  
3 appointment and conduct of the members of the Commission and the  
4 organizational structure of the Commission shall be governed by § 2-6-1-1, et  
5 seq. ROA 1994.

6 (Ord. 20-1995)

7 SECTION 3. SECTION 2-6-6-3 IS HEREBY AMENDED AS FOLLOWS:  
8 TERMS AND APPOINTMENT.

9 The Mayor, with the advice and consent of the Council, shall appoint ~~the~~  
10 [nine (9)] members of the Commission. [The Mayor shall endeavor to appoint  
11 one (1) member representing each of the following sectors of the City:  
12 education, health, workforce/employment, environment, government and  
13 culture. The remaining three (3) positions shall be at-large positions. If a  
14 representative from a sector cannot be identified, then a member shall be  
15 appointed from the broadest base of the community at large.] ~~[The term of~~  
16 ~~office of each member Commission shall be three years; of the board~~  
17 ~~members first named, however, two shall have terms ending October 1, 1995,~~  
18 ~~two shall have terms ending October 1, 1996, and one shall have a term ending~~  
19 ~~October 1, 1997. The Mayor shall determine which member is to serve which~~  
20 ~~term.]~~

21 [The Commission may create advisory sub-committees from the  
22 community to provide input to the Commission to ensure that their issues are  
23 being addressed.]

24 [Recognizing the sovereignty and self-determination of the adjacent tribal  
25 nations, tThe Commission may shall also include one (1) ex officio member  
26 from each of the following: Sandia Pueblo, Isleta Pueblo, Santa Ana Pueblo,  
27 Laguna Pueblo, the To'hajiilee chapter of the Navajo Nation, and the All  
28 Pueblo Council of Governors, each of whom shall be chosen by the Pueblo,  
29 Chapter, or Council and not subject to appointment by the Mayor or the advice  
30 and consent of Council. The Mayor may choose to have any one or more of  
31 the tribally-selected members serve in a dual role as one of the Mayor's nine  
32 appointments.

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1 The term of office of each member of the Commission shall be three years  
2 from the date of appointment.

3 The Commission will interact, collaborate, and engage with the City Native  
4 American Liaison on a continuous basis to ensure American Indian/Alaska  
5 Native concerns, challenges, and resolutions are being advocated and  
6 implemented.]

7 (Ord. 20-1995)

8 SECTION 4. SECTION 2-6-6-4 IS HEREBY AMENDED AS FOLLOWS:  
9 POWERS AND DUTIES

10 The Board shall:

11 (A) [Consult with tribal governments prior to taking actions that affect  
12 federally recognized tribal governments and shall assess the impact of City  
13 programs on tribal communities.

14 (B) Take appropriate steps to remove impediments to working directly and  
15 effectively with tribal governments.]

16 (C) [Serve as an advocate [of] [for American] Indian[/Alaska Native] affairs  
17 by acting as a liaison between the City and the [American] Indian[/Alaska  
18 Native] community in order to bBring [American] Indian[/Alaska Native]  
19 concerns to the City's attention; by educating the City on the [problems]  
20 [challenges, concerns, and resolutions] of [American] Indian[/Alaska Native]  
21 citizens of Albuquerque; [by researching the economic conditions of Indians  
22 in Albuquerque and the economic contributions of Indians to the City;] and by  
23 researching evaluating the social, economic, environmental, health,  
24 educational, and governmental [problems] [challenges] [which] affect[ing  
25 American] Indian[/Alaska Native] people[s].

26 [(DB) Improve the employment opportunities of Indians in the City's public  
27 and private sectors. by monitoring the employment of Indians in the work  
28 force and encouraging parity of employment; by developing methods to  
29 enable employers to recruit, hire, train and promote Indians; and by  
30 developing and maintaining a hiring pool of qualified Indians for employment  
31 consideration.]

32 [(C)] [(EB)] Work with the [American] Indian[/Alaska Native] community to  
33 increase awareness of and access to services and programs in the City of

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1 Albuquerque; ~~[and monitor statistical data]~~ and advise the Mayor regarding  
2 the number of ~~[American]~~ Indian/~~[Alaska Native]~~ citizens accessing City  
3 services.

4 ~~[(FD)]~~ Support economic development for Indian entrepreneurs ~~including~~  
5 ~~educating Indian business enterprises as to the process(es) for acquiring~~  
6 ~~government contracts.~~  
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8 ~~[(E)]~~ ~~[(GG)]~~ Make recommendations to the Mayor for placement of  
9 ~~[American]~~ Indian/~~[Alaska Natives]~~ on City boards, committees[,] and  
10 commissions.

11 ~~[(F)]~~ ~~[(HD)]~~ Provide an opportunity for the presentation and exchange of  
12 ideas in respect to ~~[American]~~ Indian/~~[Alaska Native]~~ affairs of the City by all  
13 interested persons.

14 ~~[(G)]~~ ~~[(IE)]~~ Submit annually a written report of its activities and an  
15 evaluation of the effectiveness of §§ 2-6-6-1 et seq. to the Mayor and the City  
16 Council with recommendations for changes.

17 (Ord. 20-1995)

18 ~~SECTION 5. SEVERABILITY CLAUSE. If any section, paragraph, word or~~  
19 ~~phrase of this ordinance is for any reason held to be invalid, or unenforceable~~  
20 ~~by any court of competent jurisdiction, such decision shall not affect the~~  
21 ~~validity of the remaining provisions of this ordinance. The Council hereby~~  
22 ~~declares that it would have passed this ordinance and each section,~~  
23 ~~paragraph, sentence, clause, word or phrase thereof irrespective of any~~  
24 ~~provisions being declared unconstitutional or otherwise invalid.~~

25 ~~SECTION 6. COMPILATION. Sections 1 through 4 of this ordinance shall~~  
26 ~~amend, be incorporated in and made part of the Revised Ordinances of~~  
27 ~~Albuquerque, New Mexico, 1994.~~

28 ~~SECTION 7. EFFECTIVE DATE. This ordinance shall take effect five days~~  
29 ~~following publication by title and general summary.]~~  
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