



Resolution 26-01

OPEN MEETINGS RESOLUTION

WHEREAS, Section 10-15-1(B) of the New Mexico Open Meetings Act, NMSA 1978 provides that, “All meetings of a quorum of members of any board, commission, administrative adjudicatory body or other policymaking body of any state agency or any agency or authority of any county, municipality, district or political subdivision, held to formulate public policy, including the development of personnel policy, rules, regulations or ordinances, discussing public business or taking any action within the authority of or the delegated authority of any board, commission or other policymaking body are declared to be public meetings open to the public at all times, except as otherwise provided in the constitution of New Mexico or the Open Meetings Act. No public meeting once convened that is otherwise required to be open pursuant to the Open Meetings Act shall be closed or dissolved into small groups or committees to permit the closing of the meeting.”; and,

WHEREAS, Section 10-15-3A, NMSA 1978, provides that "No resolution, rule, regulation, ordinance or action of any board, commission, committee, or other policy-making body shall be valid unless taken or made at a meeting held in accordance with the requirements of Section 10-15-1 NMSA 1978"; and

WHEREAS, Section 10-15-4, NMSA 1978 provides that "Any person violating any of the provisions of Section 10-15-1 or 10-15-2 NMSA 1978 is guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than five hundred dollars (\$500) for each offense" and

WHEREAS, pursuant to Section 10-15-1(D) of the Open Meetings Act, it provides that “Any meetings at which the discussion or adoption of any proposed resolution, rule, regulation, or formal action occurs and at which a majority or quorum of the body is in attendance, and any closed meetings, shall be held only after reasonable notice to the public. The affected body shall determine at least annually in a public meeting what notice for a public meeting is reasonable when applied to that body. That notice shall include broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have provided a written request for such notice”; and

WHEREAS, the Town of Taos desires to rescind its Open Meetings Resolution 25-01 from the previous year.

NOW, THEREFORE, BE IT RESOLVED that:

1. Open Meetings Resolution 25-01 is hereby rescinded.

2. Town Council Regular Hybrid Meetings are held on the second and fourth Tuesday of each month at 4:00 p.m. at the Town Council Chambers, Coronado Hall, 120 Civic Plaza Drive, Taos, New Mexico. Due to the upcoming holiday, the exception is December 22, 2026. The public may attend Town Council Regular Meetings virtually using the meeting attendee link on the agenda.
3. Town Council Workshop Hybrid Meetings are held on the fourth Monday of the month at 12:00 p.m. at the Town Council Chambers, Coronado Hall, 120 Civic Plaza Drive, Taos, New Mexico, *except for* May 25, 2026, when the Town of Taos is closed due to a scheduled holiday. Due to the upcoming holidays, the other exceptions are on November 23, 2026, and December 21, 2026. Workshop Meetings may be called by the Mayor or by request of a majority of the Town Council upon seventy-two-hour notice to the Mayor, members of the Town Council, and the public. The public may attend Town Council Workshop Meetings virtually using the meeting attendee link on the agenda.
4. Hybrid Special Meetings of the Town Council may be called by the Mayor or by request of a majority of the Town Council upon seventy-two-hour notice to the Mayor, members of the Town Council, and the public. Special meetings shall be held on the date, time, and place set forth in the notice of the special meeting. The public may attend virtually using the meeting attendee link on the agenda.
5. If the date, time, or place of a scheduled Regular Meeting, Workshop Meeting, or Special Meeting is to be changed, or the meeting canceled, notice thereof shall be given in accordance with Paragraph 10.B., below.
6. Hybrid Emergency Meetings of the Town Council may be called by the Mayor or by request of a majority of the Town Council under unforeseeable circumstances that require immediate action by the Town to protect the health, safety, and/or property of the Town or persons within the Town, or which require immediate action by the Town to prevent substantial financial loss to the Town. Emergency meetings may be called upon twenty-four (24) hour notice to the members of the Town Council, unless threat of personal injury, property damage, or financial loss requires less notice. Said meetings shall be held on the date, time, and place set forth in the call of said emergency meeting. The public may attend Town Council Emergency Meetings virtually using the meeting attendee link on the agenda.
7. Meetings of boards, committees, commissions, agencies, or other policy-making advisory bodies of the Town of Taos shall establish their individual meeting schedule and publish notice in accordance with this resolution to the extent required by the Open Meetings Act.
8. A member of the Governing Body may participate in a meeting of the Town Council by means of a conference telephone or other similar communications equipment when it is otherwise difficult or impossible for the member to attend the meeting in person, provided that each member participating by conference telephone can be identified when speaking, all participants can hear each other at the same time and members of the public attending the meeting can hear any member of the public body who speaks during the meeting.

9. Town Council meetings are livestreamed and available in archived format on the Town's website <https://www.taosnm.gov/259/Public-Meetings---Live-Archive-Archive>. The public can virtually attend Town Council Meetings using the link provided on the meeting agenda.
10. Reasonable notice of meetings is hereby declared to exist when:
 - A. Said notice is published in a newspaper of general circulation in the Town and County of Taos; and
 - B. Notices of each Regular Meeting, Workshop Meeting, Special Meeting, or cancelation shall also be provided by delivery, telephone, fax, or e-mail to the local newspaper, radio media, television media and individuals that have made a written request for notice of public meetings, and by posting notice of the meeting on the glass-enclosed bulletin board located at the entrance of Town Hall, in the Town Clerk's office, at the meeting location and on the Town's website (<https://www.taosnm.gov>) seventy-two hours before the regular, workshop, community workshop or special meeting; and
 - C. Notices of Emergency Meetings, as defined in Section 10-1-15-1(F) of the Open Meetings Act, shall be provided by delivery, telephone, fax or e-mail to local newspaper, radio or television media and individuals that have made a written request for notice of public meetings, and by posting notice of the meeting on the Town's website (www.taosnm.gov) and at Town Hall twenty-four hours prior to the Emergency Meeting, or with as much time as practical in advance of the Emergency Meeting; and
 - D. In addition to the local media, notice shall also be provided to any licensed media (newspaper, radio, or television) that has made a written request for notice of public meetings; and
 - E. Meeting notices shall include an agenda containing a list of specific items of business to be discussed or transacted at the meeting or information on how the public may obtain a copy of such an agenda. Except for emergency matters, a public body shall take action only on items appearing on the agenda. For purposes of this Subsection, an "emergency" refers to unforeseen circumstances that, if not addressed immediately by the public body, will likely result in injury or damage to persons or property or substantial financial loss to the public body. Within ten days of taking action on an emergency matter, the public body shall report to the attorney general's office the action taken and the circumstances creating the emergency; provided that the requirement to report to the attorney general is waived upon the declaration of a state or national emergency.
11. Individuals with a disability who need a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting must contact the Town Clerk at least one week before the meeting or as soon as possible. Public documents, including agendas and minutes, can be provided to individuals with disabilities upon request. Contact the Town Clerk at (575) 751-2005 with questions or if additional information is needed.

12. A meeting or a portion of a meeting may be closed to the public only if the subject matter of such discussion is exempt from the open meeting requirements under Section 10-15-1(H) of the Open Meetings Act.
- A. If any meeting is closed during an open meeting, such closure shall be approved by a majority vote of a quorum of the Council or other policymaking body, taken during the open meeting. The authority for the closure and the subject(s) to be discussed shall be stated with reasonable specificity in the motion for closure, and the vote on closure of each member shall be recorded in the minutes. Only those subjects specified in the motion may be discussed in a closed meeting.
 - B. If the decision to hold a closed meeting is made when the Council or other body is not in an open meeting, the closed meeting shall not be held until reasonable public notice, appropriate under the circumstances and stating the specific provision of law authorizing the closed meeting and the subject(s) to be discussed, is given to the members and the general public.
 - C. Following completion of any closed meeting, the minutes of the open meeting that was closed, or the minutes of the next open meeting if the closed meeting was separately scheduled, shall state whether the matters discussed in the closed meeting were limited only to those specified in the motion or notice for closure.
 - D. Except as otherwise allowed under Section 10-15-1(H), any action taken as a result of discussion in a closed meeting shall be made by vote in an open public meeting.
13. **Meeting Minutes.** The Town Council shall keep written minutes of all its meetings. The minutes shall include, at a minimum, the date, time, and place of the meeting, the names of members in attendance and those absent, the substance of the proposals considered, and a record of any decisions and votes taken that show how each member voted. All minutes are open to public inspection. Draft minutes shall be prepared within ten working days after the meeting and shall be approved, amended, or disapproved at the next meeting where a quorum is present. Minutes shall not become official until approved by the Town Council. The Town Clerk shall archive the minutes and audio-visual recordings of open Town Council meetings, which shall constitute true records of the meetings and shall be available for public inspection.

PASSED, ADOPTED, AND APPROVED this 13th day of January 2026, at the Regular Meeting of the Town Council by the following vote:

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|-----------------------------------|------------|
| Councilmember Genevieve Oswald | <u>Yes</u> |
| Councilmember Darien D. Fernandez | <u>Yes</u> |
| Councilmember Tetsuro Namba | <u>Yes</u> |
| Councilmember Billy Romero | <u>Yes</u> |

TOWN OF TAOS

Daniel R. Barrone, Mayor

ATTEST:

APPROVED AS TO FORM:

Denise M. Martinez, Town Clerk

Jessica Nixon, Town Attorney