

**Special Meeting of the Roswell City Council
Held at the Roswell Convention & Civic Center
April 2, 2019 at 6:00 p.m.**

Notice of this meeting was given to the public in compliance with Sections 10-15-1 through 10-15-4 NMSA 1978 and Resolution 19-37.

ROLL CALL

The meeting convened at 6:00 p.m. with Mayor Dennis Kintigh presiding; Councilors Oropesa, Stubbs, Roebuck, Moore, Foster, Henderson, Peterson, Grant, Best, and Sanchez being present.

APPROVAL OF AGENDA

Councilor Stubbs moved to approve the amended agenda for the April 2, 2019, Special City Council meeting as posted on March 28, 2019. Councilor Best was the second. A voice vote was 10-0, and the motion passed.

REGULAR ITEMS

1. Proposed Ordinance 18-11 – Discuss and consider amendments to Proposed Ordinance 18-11 an ordinance of the City of Roswell modifying Chapter 16 (Nuisances), adding a new Article 4 (Nuisance Properties).

Councilor Roebuck called Point of Order – the Council did not approve by vote for this Special City Council meeting.

Mayor Kintigh explained the Council is not taking final action on Proposed Ordinance 18-11 tonight; this is an opportunity to discuss this matter and to hear from the public and consider amendments.

Mr. Joe Neeb, City Manager, began by saying that one and a quarter years ago we began trying to figure out a way how we can correct nuisance properties and what we can do to make neighborhoods better. Mr. Neeb discussed the following: current law, proposed law, NMSA 3-18-17 Nuisances and offenses, Sec. 16-1, Prohibited generally; abatement, City Code Section 16-2 Public Nuisances, NMSA 30-8-1 Public Nuisance, and Sec. 16.11 Dwellings unfit for human.

Mr. Bill Morris, Community Development Director, discussed the primary intent of Proposed Ordinance 18-11 that included the following: to create a means of designing nuisance properties as another tool for code enforcement, the intent is to correct specific issues occurring onsite, nuisance properties are defined as places which have 3 or more documented nuisance activities occurring at a premises during a twelve (12) month period, nuisance activities are those defined in Chapter 10 (Criminal Offences) and Chapter 16 (Nuisances), the primary intent is to be able to contact the property owner to discuss an abatement plan in order to resolve outstanding issues, and this Proposed Ordinance does not create any new violations, only changes who could be contacted for those locations that have multiple calls for service, from the tenant to the property owner.

Mayor Kintigh and each member of the Governing Body discussed their concerns with Proposed Ordinance 18-11 with the following staff members: Joe Neeb, City Manager; Bill Morris, Community Development Director; Aaron Holloman, City Attorney; Bill Bartlett, Code Enforcement Supervisor; and Phil Smith, Chief of Police.

PUBLIC PARTICIPATION ON PROPOSED ORDINANCE 18-11

The following individuals voiced their concerns and opposition for Proposed Ordinance 18-11 and asked the City Council to give more consideration before passing Proposed Ordinance 18-11: Mr. Bobby Maples, Mr. Riley Armstrong, and Mr. Gary Hartwick.

Considering discussion on Proposed Ordinance 18-11, Councilor Stubbs moved to retract the public hearing notice for Proposed Ordinance 18-11 and to send Proposed Ordinance 18-11 back to the Legal Committee. Councilor Foster was the second. A voice vote was unanimous, and the motion passed.

NON-ACTION ITEM(S)

2. Discuss Capital Outlay procedure. Mayor Kintigh discussed Capital Outlay including the top five projects for the City of Roswell. The top five projects are as follows: Lea Avenue and West Deming Bridge construction - \$800,000; Roswell Carpenter Park improvements - \$450,000; Roswell McBride Veterans Cemetery improvements - \$516,000; Roswell water systems valve replacement - \$750,000; and South Main Street improvements - \$783,250. Mayor Kintigh voiced his concerns with Carpenter Park and McBride Veterans Cemetery referencing an email from the Department of Finance Administration.

After discussion of the top five projects, Mayor Kintigh stated he discussed Capital Outlay to begin the conversation to help strive to identify upcoming projects.

PUBLIC PARTICIPATION ON NON-AGENDA ITEM(S)

Mr. Larry Connolly discussed Carpenter/Chisum Park, meeting with the Chaves County, and State Legislation, and Proposed Ordinance 18-11

CITY MANAGER REPORTS/ANNOUNCEMENTS

Mr. Neeb reminded the Mayor and Council there is a public forum on April 18, 2019, at 6:00 p.m. relating to Operations.

ADJOURN

Meeting adjourned at 9:02 p.m.

Approved on this 8th day of August 2019.

(City Seal)



Sharon Coll
SHARON COLL, CITY CLERK

Dennis Kintigh
DENNIS KINTIGH, MAYOR