

FILE

ORDINANCE NO. 978

AN ORDINANCE AMENDING SECTION 21-6 OF THE CODE OF THE CITY OF ROSWELL, NEW MEXICO, PROVIDING FOR THE APPOINTMENT OF A REGISTERED VOTER OF THE CITY TO THE OFFICE OF MUNICIPAL JUDGE, TO SERVE DURING THE TEMPORARY INCAPACITY OR ABSENCE OF THE INCUMBENT MUNICIPAL JUDGE, PURSUANT TO THE PROVISIONS OF 37-1-5 NMS 1953 ANN., AS AMENDED; REPEALING SECTION 21-6 OF CITY OF ROSWELL MUNICIPAL CODE, ORDINANCE NO. 838, TOGETHER WITH ALL OTHER ORDINANCES, PARTS OF ORDINANCES OR SECTIONS OF THE MUNICIPAL CODE IN CONFLICT OR INCONSISTENT HERewith AND, FIXING THE EFFECTIVE DATE.

BE IT ORDAINED BY THE GOVERNING BODY, THE CITY COUNCIL OF ROSWELL, NEW MEXICO:

1. That Section 21-6 of the Code of the City of Roswell, New Mexico be, and the same hereby is amended to read as follows:

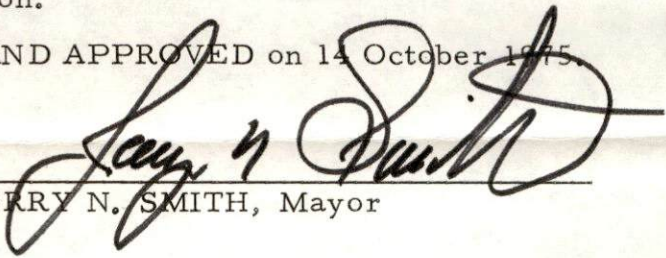
Section 21-6. Temporary incapacity or absence of a municipal judge. In the event of the temporary incapacity or temporary absence of the duly elected municipal judge, the Mayor of the City is hereby authorized and empowered to nominate and appoint any registered voter of the City of Roswell to sit for the municipal judge during his temporary absence or incapacity. Appointee so appointed shall have jurisdiction to hear and determine cases arising from violations of the municipal code and other city ordinances, while sitting in the place and stead of the incumbent and duly elected municipal judge during his temporary incapacity or absence.

2. Section 21-6 of the Code of the City of Roswell, New Mexico, Ordinance No. 838, together with all other ordinances, parts of ordinances or sections of said municipal code in conflict or inconsistent herewith be, and the same hereby are repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or parts of any heretofore repealed.

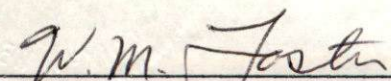
3. Effective date. This ordinance shall be and become in full force and effect five (5) days after its publication.

PASSED, ADOPTED, SIGNED AND APPROVED on 14 October 1975.

CITY SEAL


JERRY N. SMITH, Mayor

ATTEST:


W. M. Foster, City Clerk