

## ORDINANCE NO. 1277

AN ORDINANCE OF THE CITY OF ROSWELL AMENDING SECTIONS OF ARTICLE II, "COMMISSION ON AGING," IN CHAPTER 13 OF THE ROSWELL CITY CODE TO INCREASE THE NUMBER OF MEMBERS FROM 6 UP TO 14 AND MAKING OTHER CHANGES IN THE COMMISSION'S ORGANIZATION AND FUNCTIONS; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND FIXING AN EFFECTIVE DATE.

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

Section 1. In the Roswell City Code (1962) Sections 13-17 through 13-19 are amended as follows:

Section 13-17. Members.

(a) The city commission on aging will be composed of between seven (7) and fifteen (15) members appointed by the mayor and confirmed by the governing body. Members, other than the member appointed from the governing body, will serve for terms of two (2) years or until their successors are appointed and qualified. Members may serve consecutive terms as herein provided.

(b) The membership of the commission will consist of:

(1) One member of the governing body who will be appointed for the duration of his or her term of office and by reason of his or her official tenure as such;

(2) Between six (6) and fourteen (14) other individuals concerned with the problems of adults and elderly citizens, a significant number of whom will be minorities and persons retired from their respective careers, vocations, trades, professions or businesses.

(c) Members of the commission will be resident citizens of the areas both within, and served by, the city, unless these qualifications are waived by the governing body.

(d) In the case of a vacancy occurring for reasons other than the expiration of a term, an appointment will be made for the unexpired term by the mayor and confirmed by the governing body. Any member missing three consecutive meetings in a term year will be deemed to have resigned his or her position and commission membership and the resulting vacancy may be filled for the remainder of the unexpired term as herein provided.

(e) Members will serve without compensation.

Section 13-18. Organization and meetings.

(a) The chairperson of the commission on aging will be elected from among its membership by the commission members. Members of the commission will organize and elect a vice-chairperson, secretary and such other officers as may be necessary.

(b) The commission will meet at regular intervals, which will be at least monthly, and at such regular or special meetings as may be designated from time to time by the chairperson, mayor or governing body.

(c) A simple majority of the commission members will constitute a quorum for the transaction of business.

(d) The commission will adopt its own rules of procedure, except as may be herein otherwise provided, and will keep a record of its proceedings in the form of official minutes, which will be brief, but will include date and place of meeting, attendance, items or topics discussed and specific action recommended to the governing body. Minutes will be filed with the city clerk within ten (10) days of the meeting date and sufficient copies provided to the city manager for distribution as the city manager prescribes. It will be the duty of the secretary to incorporate in the minutes of the last monthly meeting of each year term a summary of recommendations promulgated and a bona fide record of members attendance for the term year.



(e) Meetings will be open to the public, and it will be the duty of the commission member so designated by the commission to ensure that due notice of the time, place and agenda of all commission meetings will be timely supplied to the commission membership, appropriate city staff, and adequately publicized, by publication, general news media or otherwise, as prescribed by the city manager or as otherwise provided by law.

(f) The commission may form, from within its membership or from without, special or standing committees reporting to the commission for any purpose, and such committees may elect committee officers as the need may require.

Sec. 13-19. Functions.

The city commission on aging will act in an advisory capacity to the governing body, and/or mayor and/or city manager in policy, matters and education pertaining to problems and issues of aging, housing for elders, and concerns of abuse, exploitation or neglect of adults. The commission will suggest methods financing programs and make express recommendations to the governing body, mayor and city manager. The appropriate city licensing officials and other city offices will take into consideration the recommendations of the commission on aging, if any, with respect to the issuance of any city license or provision of any city service affecting issues of aging, housing for elders, and the abuse, exploitation or neglect of adults.

Section 2. In the Roswell City Code (1962) a new Section 13-20 is hereby added.

Section 13-20. Notice.

The city commission on aging will promulgate a notice identifying itself and its functions and such notice will be prominently displayed in all nursing home facilities, retirement homes and complexes, boarding homes for elders, and all other public and private facilities or businesses serving a predominantly elder clientele.

Section 3. In the Roswell City Code (1962) Section 13-20 is hereby renumbered as Section 13-21.

13-21. Staff Support.

The governing body reserves the right to employ personnel to assist, advise or direct the commission on aging in the performance of its functions.

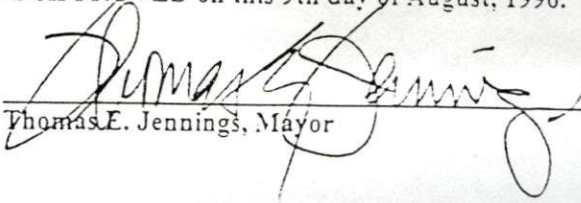
Section 4. Repealer. All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed to the extent only of such conflict or inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

Section 5. Severability. If any section, paragraph, clause or provision of this ordinance for any reason shall be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any other part of this ordinance.

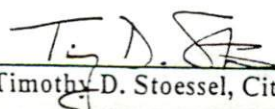
Section 6. Effective Date. This ordinance shall be effective five days following its publication.

PASSED, ADOPTED, SIGNED AND APPROVED on this 9th day of August, 1996.

CITY SEAL

  
Thomas E. Jennings, Mayor

ATTEST:

  
Timothy D. Stoessel, City Clerk