

ORDINANCE 1302

AN ORDINANCE OF THE CITY OF ROSWELL CREATING A COMMISSION ON BEHAVIORAL HEALTH, PROVIDING FOR SEVERABILITY AND FIXING AN EFFECTIVE DATE.

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

Section 1. The following new Article and sections are added to the Roswell City Code:

ARTICLE III CITY COMMISSION ON BEHAVIORAL HEALTH

Sec. 13-31 Created.

There is hereby created a city commission on behavioral health

Section 13-32. Members.

(a) The city commission on behavioral health 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) One member of County government or administration;

(3) Between five (5) and thirteen (13) other individuals concerned with the issues of behavioral health.

(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 13-33 Organization and meetings.

(a) The chairperson of the commission on behavioral health 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 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 written record of its meetings in the form of 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 approval 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 as required by the Open Meetings Act Resolution .

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

Sec. 13-34. Functions.

The city commission on behavioral health will act in an advisory capacity to the City of Roswell, in policy matters, problem solving and education pertaining to issues of behavioral health in areas within the city, within the county, and in surrounding areas served by the city. The commission will suggest methods of financing programs and make express recommendations to the City of Roswell.

Section 13-35 Notice.

The city commission on behavioral health will promulgate a notice identifying itself and its functions and such notice may be prominently displayed in all facilities and complexes and all other public and private facilities or businesses providing behavioral health services.

Section 13-36 Staff Support.

The governing body reserves the right to employ personnel to assist, advise or direct the commission on behavioral health.

Section 13-37 Sunset Provision.

The city police committee may recommend to the governing body the dissolution of the city commission on behavioral health at any time. In the event the city police committee recommends dissolution, then the governing body, by a simple majority, may dissolve the city commission on behavioral health; said commission will cease to operate; and this ordinance creating the city commission on behavioral health will be considered null, void, and automatically repealed without the need for any further or formal repeal action.

Section 2. 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 3. 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 4. Effective Date. This Ordinance shall be effective five days following its publication.

PASSED, ADOPTED, SIGNED AND APPROVED this 10th day of September, 1998.


Bill B. Owen, Mayor

ATTEST:


Timothy D. Stoessel, City Clerk