

ORDINANCE NO. 824

AN ORDINANCE AMENDING PART II, CHAPTER I, SECTION 9 OF THE CODE OF THE CITY OF ROSWELL, NEW MEXICO, 1962, ENTITLED WORKING OF PRISONERS: REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HEREWITH: PROVIDING FOR SEVERABILITY AND, DECLARING AN EMERGENCY.

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

1. That Part II, Chapter 1, Section 9 of the Code of the City of Roswell, New Mexico, 1962, be, and the same hereby is amended to read as follows, to-wit:

Sec. 1-9. Working of prisoners.

Any person upon whom any fine or penalty shall be imposed may, upon order of the municipal magistrate court before whom conviction is had, be committed to the county jail, municipal jail, prison farm or other place provided by the city for the incarceration of offenders until such fines, penalty and costs shall be fully paid; provided, that no such imprisonment shall exceed ninety days for any one offense. Every person so committed shall be required to work for the city at such labor as his strength will permit, within or without such prison or other place provided for the incarceration of such offenders, not exceeding ten hours each working day, and for such work each offender shall be credited with five (\$5.00) dollars per day in reduction of any fine. Where an offender has been sentenced by the court to serve days in jail, such offender performing work for the city shall be credited with two days in reduction of his sentence of days in confinement for every ten hour day of work so performed for the city.

2. That all ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

3. That if any section, paragraph, clause or provision of this ordinance shall for any reason 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.

4. That this ordinance is necessary for the preservation of the public health, peace, safety and welfare of the inhabitants of the City of Roswell, Chaves County, New Mexico, and is hereby declared to be an emergency measure on the ground of urgent public need; and therefore, immediately upon its final passage, shall be recorded in the book of ordinances of said City kept for that purpose, authenticated by the signatures of the Mayor and City Clerk, shall be published in the Roswell Daily Record, a legal newspaper, published and of general circulation in said city, and this ordinance shall be in full force and effect five days after

such publication.

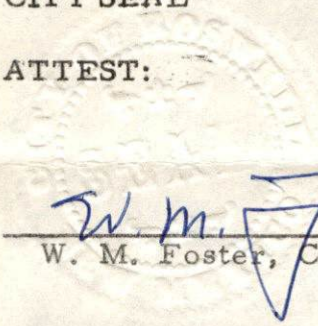

PASSED, ADOPTED, SIGNED AND APPROVED this 6th day of \_\_\_\_\_

August, 1963.

CITY SEAL

ATTEST:

  
\_\_\_\_\_  
Lake J. Frazier, Mayor

  
  
\_\_\_\_\_  
W. M. Foster, City Clerk.