

**CITY OF ELEPHANT BUTTE
ORDINANCE NO. ____
AN AMENDING ORDINANCE 106 PROVIDING FOR THE APPOINTMENT OF A
NON-PROBATIONARY EMPLOYEE TO THE POSITION OF
CITY MANAGER**

WHEREAS, the City of Elephant Butte Ordinance 106 establishes the City will appoint a City Manager as set forth by NMSA 1978, Sections 3-13-1 and 3-14-13 – 15;

WHEREAS, Ordinance 106 allows for the appointment of a manager only following advertisement and interviews of candidates for the position in order to assist the Governing Body with determining a suitable candidate;

WHEREAS, in certain circumstances, suitable candidates may be employed by the City which would make the advertisement and interview procedures unnecessary. Suitable candidates must be employed by the City for no less than one year;

WHEREAS, in those instances where the Mayor determines a suitable candidate for City Manager is presently employed by the City, the Mayor may recommend that the employee be appointed to the City Manager position without the need for advertising and further interviews;

WHEREAS, the Governing Body may approve the recommendation and appoint an employee to the City Manager position. Alternatively, the Governing Body may disapprove the recommendation and direct staff to advertise the position pursuant to the current requirements of Ordinance 106.

NOW THEREFORE, BE IT ORDAINED by the Governing Body of the City of Elephant Butte as follows:

- 1. That City of Elephant Butte Ordinance 106 is hereby amended to allow the Mayor to recommend a non-probationary City employee for the position of City Manager without the need for advertising the position and interviewing candidates. The Governing Body may either vote to approve or disapprove the recommendation. In the event the recommendation is not approved, the Governing Body may direct staff to advertise the position pursuant to Ordinance 106.**

PASSED, APPROVED, AND ADOPTED by the Governing Body of the City of Elephant Butte, New Mexico, this _____ day of _____, 2023.

Phillip Mortensen
Mayor

Roll Call:

ATTEST:

Lindsey Cobleigh
City Clerk

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