

**COUNCIL BILL NO.** 19-027  
**ORDINANCE NO.** 2892

**AN ORDINANCE TO REPEAL AND REPLACE THE EXISTING LAS CRUCES MUNICIPAL CODE (LCMC) 1997, AS AMENDED, CHAPTER 2, ARTICLE VI, PUBLIC RECORDS WITH A NEW VERSION ADOPTING STATE LAW.**

The City Council is informed that:

**WHEREAS**, the New Mexico legislature adopted the Inspection of Public Records Act, NMSA § 14-2-1 et seq. ("IPRA") in 1993, which required government agencies to disclose public records upon request; and

**WHEREAS**, the City passed its own disclosure of public records ordinance on February 20, 2006 in Ordinance 2265, which enumerated and affirmed its transparency obligations pursuant to IPRA; and

**WHEREAS**, the New Mexico legislature has amended IPRA in 1998, 1999, 2003, 2005, and 2011; and

**WHEREAS**, the New Mexico legislature again amended IPRA with Senate Bill ("SB") 118 during the 2019 regular session, which exempted the disclosure of the identities of victims and witnesses of certain violent crimes, such as stalking, domestic violence, and sexual assault and clarified the provisions regarding the exemption of law enforcement records; and

**WHEREAS**, the proposed ordinance amends the City's disclosure of public records ordinance, LCMC 1997, Chapter 2, Article VI, Public Records section, by adopting and following the procedures and provisions of IPRA, as amended, to be consistent with state law, including any future amendments to IPRA; and

**WHEREAS**, the proposed ordinance also creates a new subsection LCMC 1997, Chapter 2, Article VI, Public Records, Section 2-1353 regarding a records retention schedule, which enumerates that the City will follow either the state records

retention schedule pursuant to the Functional Retention and Disposition Schedule 1.21.2 New Mexico Administrative Code (NMAC) or a City created schedule that will be passed by resolution.

**NOW, THEREFORE,** Be it Ordained by the Governing Body of the City of Las Cruces:

**(I)**

**THAT** Chapter 2, Article VI, Public Records, of the Las Cruces Municipal Code be amended to be consistent with state law and to read as follows:

**“ARTICLE VI. - PUBLIC RECORD**

**Sec. 2-1351. - Posting of notice.**

The Office of the City Clerk, the main bulletin board of City Hall, Thomas Branigan Memorial Library, and the City Police Department buildings shall have a notice posted to describe:

- (1) The right of a person to inspect public records;
- (2) Procedures for requesting inspection of public records;
- (3) Procedures for requesting copies of public records;
- (4) Reasonable fees for copying public records; and
- (5) The responsibility of the City to make public records available for inspection as in section 2-1352.

**Sec. 2-1352. - Inspection of public records policy.**

Everyone has a right to inspect any public record of the City. Therefore, the City will fulfill its transparency obligations by adopting and following the procedures and provisions of the Inspection of Public Records Act (IPRA), NMSA, 1978 § 14-2-1, et seq., as amended.

**Sec. 2-1353. – Records Retention.**


The City shall retain public records pursuant to either the Functional Retention and Disposition Schedule 1.21.2 New Mexico Administrative Code (NMAC) or a retention schedule established by resolution.”

(II)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED on this 17 day of June, 2019.

APPROVED:

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

(SEAL)

Moved by: Smith

Seconded by: Eakman

VOTE:

Mayor Miyagishima:	<u>Aye</u>
Councilor Gandara:	<u>Aye</u>
Councilor Smith:	<u>Aye</u>
Councilor Vasquez:	<u>Absent</u>
Councilor Eakman:	<u>Aye</u>
Councilor Sorg:	<u>Absent</u>
Councilor Flores:	<u>Aye</u>

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney



# City of Las Cruces<sup>®</sup>

## MOUNTAINS OF OPPORTUNITY

### Council Action and Executive Summary

Item # 7 Ordinance/Resolution# 2892

For Meeting of June 3, 2019  
(Ordinance First Reading Date)

For Meeting of June 17, 2019  
(Adoption Date)

Please check box that applies to this item:

QUASI JUDICIAL       LEGISLATIVE       ADMINISTRATIVE

**TITLE:** AN ORDINANCE TO REPEAL AND REPLACE THE EXISTING LAS CRUCES MUNICIPAL CODE (LCMC) 1997, AS AMENDED, CHAPTER 2, ARTICLE VI, PUBLIC RECORDS WITH A NEW VERSION ADOPTING STATE LAW.

**PURPOSE(S) OF ACTION:**

To amend the Municipal Code.

<b>COUNCIL DISTRICT:</b> N/A		
<b>Drafter/Staff Contact:</b> Robert A. Cabello	<b>Department/Section:</b> Legal/City Attorney	<b>Phone:</b> (575) 541-2019
<b>Interim City Manager Signature:</b> William F. Studer, Jr.		<i>David P. Williams Acting for W.F.S. 5/4/2019</i>

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

The New Mexico legislature adopted the Inspection of Public Records Act, NMSA § 14-2-1, et seq. ("IPRA") in 1993, which mandated transparency by requiring government agencies to disclose public records upon request. To affirm its transparency obligations, the City passed its own disclosure of public records ordinance on February 20, 2006 with Ordinance 2265.

The New Mexico legislature has amended IPRA in 1998, 1999, 2003, 2005, and 2011 in response to developing case law. Again, the New Mexico legislature amended IPRA with Senate Bill ("SB") 118 during the 2019 regular session, which exempted the disclosure of the identities of victims and witnesses of certain violent crimes, such as stalking, domestic violence, and sexual assault and clarified the provisions regarding the exemption of law enforcement records.

The City desires that its disclosure of public records ordinance be consistent with changes in state law. The proposed ordinance amends the City's disclosure of public records ordinance, LCMC Chapter 2, Article VI, Public Records section, by adopting and following the procedures and provisions of IPRA, as amended, to be consistent with state law, including any future amendments to IPRA.

(Continue on additional sheets as required)

**SUPPORT INFORMATION:**

1. Ordinance.

**SOURCE OF FUNDING:**

Is this action already budgeted?  N/A	Yes	<input type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____
		<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the Fund.
Does this action create any revenue?  N/A	Yes	<input type="checkbox"/>	Funds will be deposited into this fund: _____ in the amount of \$ _____ for FY _____.
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

**BUDGET NARRATIVE**

N/A
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**FUND EXPENDITURE SUMMARY:**

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A	N/A	N/A	N/A	N/A	N/A

**OPTIONS / ALTERNATIVES:**

1. Vote "Yes"; this will approve the Ordinance and the proposed amendments by repeal and replacement contained therein to LCMC 1997, Chapter 2, Article VI, Public Records.
2. Vote "No"; this will not approve the Ordinance, and would mean that the current section, LCMC 1997, Chapter 2, Article VI, Public Records, would remain unchanged.
3. Vote to "Amend"; this would allow City Council to modify the proposed Ordinance.
4. Vote to "Table"; this would postpone decision to amend the Ordinance and would allow City Council to further direct staff.

**REFERENCE INFORMATION:**

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

N/A



# City of Las Cruces<sup>®</sup>

MOUNTAINS OF OPPORTUNITY

## COUNCIL ACTION AND EXECUTIVE SUMMARY PACKET ROUTING SLIP

For Meeting of June 3, 2019  
(Ordinance First Reading Date)

For Meeting of June 17, 2019  
(Adoption Date)

TITLE:

AN ORDINANCE TO REPEAL AND REPLACE THE EXISTING LAS CRUCES MUNICIPAL CODE (LCMC) 1997, AS AMENDED, CHAPTER 2, ARTICLE VI, PUBLIC RECORDS WITH A NEW VERSION ADOPTING STATE LAW.

Purchasing Manager's Request to Contract (PMRC) {Required?} Yes  No

DEPARTMENT	SIGNATURE	PHONE NO.	DATE
Drafter/Staff Contact		541-2128	05.22.19
Department Director		541-2128	05.22.2019
Budget		541-2107	5/23/19
Interim Assistant City Manager/Barbara DeLeon		541-2100 <sup>26A2</sup>	5/22/19
Assistant City Manager/David P. Dollahon		541-2271	5/23/2019
City Attorney		541-2128	5/23/2019
City Clerk		541-2115	5/24/19

# Legal Advertising Affidavit

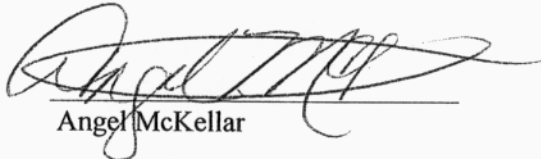
Angel McKellar, who, being duly sworn as the Advertising Assistant of the Las Cruces BULLETIN, a weekly newspaper of general distribution published in the City of Las Cruces, County of Doña Ana, State of New Mexico, disposes and states that the legal advertising for

## CITY OF LAS CRUCES CITY ATTORNEY

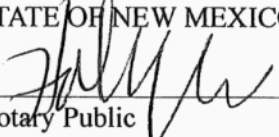
In the matter of:

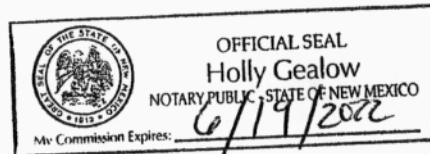
**NOTICE OF INTENT TO ADOPT (1) Council Bill No. 19-026; Ordinance No. 2891: An Ordinance Repealing and Replacing Section 38-32 B 2 and Section 38-33A of the Las Cruces Municipal Code to Conditionally Allow for Assisted Living or Retirement Facilities and Nursing Homes Within C-2 and C-3 Zoning Districts. Submitted by the City of Las Cruces (19CA0500020). (2) Council Bill No. 19-027; Ordinance No. 2892: An Ordinance to Repeal and Replace the Existing Las Cruces Municipal Code (LCMC) 1997, as Amended, Chapter 2, Article VI, Public Records with a New Version Adopting State Law.**

In accordance with the laws of the State of New Mexico, the attached was published in its entirety 1 time(s) in the Las Cruces BULLETIN, the first publication date being 06/07/2019 and subsequent publications being: , , .

  
Angel McKellar

Sworn to and subscribed  
before me this day 06/07/2019  
in the  
CITY OF LAS CRUCES  
COUNTY OF DOÑA ANA  
STATE OF NEW MEXICO

  
Notary Public



Advertising Costs: \$55.31

# LEGAL NOTICES

Las Cruces Bulletin - your legal publication for Las Cruces and Doña Ana County, New Mexico

used to validate the 24-hour period. Protests can be faxed to the Office of the State Engineer, 575-524-6160. If no valid protest or objection is filed, the State Engineer will evaluate the application in accordance with the provisions of Chapter 72 NMSA 1978.

Dates: 05/24, 05/31, 06/07, 2019

**NOTICE OF INTENT TO ADOPT**

The City Council of The City of Las Cruces, New Mexico, Heroby Gives Notice of Its Intent to Adopt the Following Ordinance(s) at a Regular City Council Meeting to be Held on June 17, 2019:

(1) Council Bill No. 19-026; Ordinance No. 2891: An Ordinance Repealing and Replacing Sections 38-32 B 2 and Section 38-33A of the Las Cruces Municipal Code to Conditionally Allow for Assisted Living or Retirement Facilities and Nursing Homes Within C-2 and C-3 Zoning Districts. Submitted by the City of Las Cruces (19CA0500020).

(2) Council Bill No. 19-027; Ordinance No. 2892: An Ordinance to Repeal and Replace the Existing Las Cruces Municipal Code (LCMC) 1997, as Amended, Chapter 2, Article VI, Public Records with a New Version Adopting State Law.

Copies Are Available for Inspection During Working Hours at the Office of the City Clerk. Witness My Hand and Seal of the City of Las Cruces on this the 29th day of May, 2019.

Linda Lewis, CMC  
City Clerk

Date: 06/07, 2019

**STATE OF NEW MEXICO COUNTY OF DONA ANA THIRD JUDICIAL DISTRICT COURT**

No. D-307-PB 2019-74  
Judge Martin

**MATTER OF THE ESTATE OF LEE K. ABBOTT, Deceased.**

**NOTICE TO CREDITORS**

**NOTICE IS HEREBY GIVEN** that NATALIE

WALSTON ABBOTT has been appointed Personal Representative of this estate. All persons having claims against said estate are required to present their claims within four (4) months after the date of the first publication of this Notice or the claims will be forever barred. Claims must be presented either to the undersigned counsel for Personal Representative or filed with the Clerk of the Third Judicial District Court, 201 W. Picacho, Las Cruces, New Mexico 88005.

MELISSA J. REEVES, P.C.  
/s/ Melissa J. Reeves- Evinns  
Melissa J. Reeves-Evinns  
NM State Bar No. 7629  
200 W. Las Cruces Ave.,  
Ste. A  
Las Cruces, NM 88005  
575-522-5009 522-5031  
FAX  
Attorney for Personal Representative

Dates: 05/24, 05/31, 06/07, 2019

**STATE OF NEW MEXICO COUNTY OF DONA ANA THIRD JUDICIAL DISTRICT COURT**

DM-2018-1460  
JUDGE: DURAN

**IN THE MATTER OF THE PETITION FOR KINSHIP GUARDIANSHIP OF CHRISTIAN HARVEY, a minor child**

**NOTICE OF PENDENCY OF ACTION**

TO TARA HARVEY AND WEYLIN SANCHEZ: You are hereby notified that the above-named Petitioner has filed in the Third Judicial District Court of Dona Ana County a verified Petition seeking Kinship Guardianship of a child.

You must file an Answer or responsive pleading within 30 days of the date of the last publication of this Notice or judgment by default will be entered against you and the relief requested in the Petition will be granted.

Kristin Anna Marie Hahn  
1887 DeFrance Rd.  
Las Cruces, N.M. 88001  
(575)649-4575

Witness the Honorable  
Grace B. Duran, District  
Judge of the Third Judicial  
District Court of the State of

New Mexico and the Seal of the District Court of Dona Ana County, this 25th day of 2019.

CLERK OF THE DISTRICT COURT  
By: Leticia N. Salas  
Deputy

Dates: 05/31, 06/07, 06/14, 2019

**STATE OF NEW MEXICO COUNTY OF DONA ANA THIRD JUDICIAL DISTRICT**

Cause No.  
D-307-CV-2019-00400  
Judge: Marci Beyer

**THE CASITAS AT MORNINGSTAR HOMEOWNERS ASSOCIATION, INC.**  
Plaintiff,

v.

**LUIS TORRES,**  
Defendant.

**AMENDED NOTICE OF SALE**

By virtue of an Amended Default Judgment issued out of the District Court of Dona Ana County, New Mexico on May 20, 2019 in the above entitled cause in which it was determined that Plaintiff has a judgment against the Defendant LUIS TORRES in the amount of \$10,981.62 together with interest from and after April 26, 2019 at the rate of 8.75% per annum, and by which judgment I am among other things commanded to sell all the lands described in said judgment, which real estate is to be sold in the foreclosure sale and more particularly described in the judgment of said cause and hereinafter described.

DATED this 20th of May, 2019.

By /s/ Stephen Hosford,  
Special Master  
P.O. Box 420  
Array, NM 87930-0420  
575-644-6068

Dates: 05/24, 05/31, 06/07, 06/14, 2019

**STATE OF NEW MEXICO COUNTY OF DONA ANA THIRD JUDICIAL DISTRICT COURT**

No. D-307-CV-2019-00440  
Judge Beyer, Marci

**CITY OF LAS CRUCES,**  
a New Mexico municipal corporation,  
Plaintiff,

vs.

**THE ESTATE OF DOLORES HERRERA, deceased;**  
**THE ESTATE OF JOSEFA G. HERRERA, deceased;**  
**THE UNKNOWN HEIRS, DEVISEES AND**

minium Declaration recorded on March 27, 2007 in Book 800, Pages 358-430 of the records of Dona Ana County, New Mexico, together with undivided interest in the common areas and facilities appurtenant to said unit. Said property's address is commonly known as 3650 Morningstar Dr. #1702, Las Cruces, NM 88011.

If there is a conflict between the legal description and real property address, the legal description shall control. Together with the hereditaments and appurtenances belonging to said real estate and in any way pertaining to said premises to satisfy the amount due on Plaintiffs Judgment in the total amount of \$10,981.62 together with interest to the date of sale in the amount of \$243.70 and all costs of said sale. If the amount bid is over and above the amount due the Plaintiff, plus costs of sale, the amount of the proceeds shall, pursuant to said Judgment, be paid into the registry of the Court for determination of the amounts to be paid, and to whom said amount shall be paid. Said sale shall be to the highest bidder for cash or certified funds; provided, however that Plaintiff shall be entitled to bid all or a part of its Judgment.

The sale is to begin at 9:00 a.m. on Tuesday, June 18, 2019, outside of the front doors of the Third Judicial District Courthouse, City of Las Cruces, County of Dona Ana, State of New Mexico, at which time I will sell to the highest and best bidder for cash or certified funds, in lawful currency of the United States of America, the Properties to pay expenses of sale, and to satisfy the foreclosure Judgment granted on May 7, 2019 in the total amount of \$7,762.68 with interest at the rate of 12% per annum from April 30, 2019, through the date of the sale. The sale is subject to the entry of an Order by this Court approving the sale.

Said sale shall be to the highest bidder for cash or certified funds, payable by the close of business on the day of the sale; provided, however, that Plaintiff shall be entitled to bid on the properties all or a portion of its Judgment or an amount in excess of the Judgment as authorized in lieu of cash.

If the amount bid is over and above the amount due the Plaintiff, plus costs of sale, the amount of the proceeds shall, pursuant to said Judgment, be paid into the

**LEGATEES OF DOLORES HERRERA AND JOSEFA G. HERRERA, Defendants.**

**NOTICE OF FORECLOSURE SALE**

**PLEASE TAKE NOTICE** that the above-entitled Court, having appointed me or my designee as Special Master in this matter with the power to sell, has ordered me to sell the real properties (the "Properties") situated in Dona Ana County, New Mexico, commonly known as 710 E. May, Las Cruces, NM 88001 and 710 E. May (Rear), Las Cruces, NM 88001, and more particularly described as follows: 710 E. May, Las Cruces, NM 88001; Subd: COUNTY ASSESSORS PLAT 1 345 Lot: PT OF LOT 4 Block: 215 S: 18 T: 23S R: 2E 710 E. May (Rear), Las Cruces, NM 88001; Subd: COUNTY ASSESSORS PLAT 1 345 Lot: PT OF LOT 4 Block: 215 S: 18 T: 23S R: 2E

If there is a conflict between the legal description and the street address, the legal description shall control.

The sale is to begin at 9:00 a.m. on Tuesday, June 18, 2019, outside of the front doors of the Third Judicial District Courthouse, City of Las Cruces, County of Dona Ana, State of New Mexico, at which time I will sell to the highest and best bidder for cash or certified funds, in lawful currency of the United States of America, the Properties to pay expenses of sale, and to satisfy the foreclosure Judgment granted on May 7, 2019 in the total amount of \$7,762.68 with interest at the rate of 12% per annum from April 30, 2019, through the date of the sale. The sale is subject to the entry of an Order by this Court approving the sale.

By: /s/ Matthew P. Holt  
MATTHEW P. HOLT, Special Master  
P.O. Box 2699  
Las Cruces, NM 88004-2699  
Telephone: (575) 524-8812

Dates: 05/24, 05/31, 06/07, 06/14, 2019

If the amount bid is over and above the amount due the Plaintiff, plus costs of sale, the amount of the proceeds shall, pursuant to said Judgment, be paid into the

registry of the Court for determination of the whom said amount shall be paid.

If the sale is set aside for any reason, the Purchaser at the sale shall be entitled only to return of the monies paid; the Purchaser shall have no other recourse against the Plaintiff or the Plaintiffs attorney.

**NOTICE IF FURTHER GIVEN** that the real properties and improvements concerned with herein will be sold subject to any and all patent reservations, easements, and all taxes and utility liens, special assessments and taxes that may be due.

City of Las Cruces, its attorneys, and the undersigned Special Master, disclaim all responsibility for, and the Purchaser at the sale takes the properties "as is" in its present condition, subject to the valuation of the properties by the County Assessor as real or personal properties, affixture of any mobile or manufactured home to the land, deactivation of title to a mobile or manufactured home on the properties, if any, environmental contamination on the properties, if any, and zoning violations concerning the properties, if any.

**NOTICE IS FURTHER GIVEN** that the purchaser at such sale shall take title to the above described real properties subject to a nine (9) month right of redemption.

**PROSPECTIVE PURCHASERS AT SALE ARE ADVISED TO MAKE THEIR OWN EXAMINATION OF TITLE AND THE CONDITION OF THE PROPERTIES AND TO CONSULT THEIR OWN ATTORNEY BEFORE BIDDING.**

By: /s/ Matthew P. Holt  
MATTHEW P. HOLT, Special Master  
P.O. Box 2699  
Las Cruces, NM 88004-2699  
Telephone: (575) 524-8812

Dates: 05/24, 05/31, 06/07, 06/14, 2019

**STATE OF NEW MEXICO COUNTY OF DONA ANA THIRD JUDICIAL DISTRICT COURT**

No. D-307-PB-2019-00070  
Judge James T. Martin

**IN THE MATTER OF THE ESTATE OF DORA SAENZ, Deceased.**

**NOTICE TO CREDITORS**

**NOTICE IS HEREBY GIVEN** that the undersigned have been appointed the Personal Representative of this estate. All persons having claims against this estate are required to present their claims within four months after the date of the first publication of this Notice or the claims will be forever barred. Claims must be presented either to the undersigned Personal Representative in care of Joseph M. Holmes, P.A., PO Box 366, Las Cruces, New Mexico 88004-0366, or filed with the Third Judicial District Court, 201 W. Picacho, Las Cruces, New Mexico 88005. Dated: May 15, 2019

/s/ Camerina Saenz Moreno  
Camerina Saenz Moreno,  
Personal Representative of the Estate of Dora Saenz.  
Deceased

**PREPARED & SUBMITTED BY:**  
JOSEPH M. HOLMES, P.A.  
PO Box 366  
Las Cruces, NM 88004-0366  
(575) 524-0833  
holmespa@zianet.com

/s/ Joseph M. Holmes  
Joseph M. Holmes  
Attorney for the Personal Representative

Dates: 05/24, 05/31, 06/07, 2019

**STATE OF NEW MEXICO COUNTY OF DONA ANA THIRD JUDICIAL DISTRICT COURT**

No. D-307-PB-2019-00069  
Judge James T. Martin

**IN THE MATTER OF THE ESTATE OF EMILY HERNANDEZ, Deceased.**

**NOTICE TO CREDITORS**

**NOTICE IS HEREBY**

**GIVEN** that the undersigned have been appointed the Personal Representative of this estate. All persons having claims against this estate are required to present their claims within four months after the date of the first publication of this Notice or the claims will be forever barred. Claims must be presented either to the undersigned Personal Representative in care of Joseph M. Holmes, P.A., PO Box 366, Las Cruces, New Mexico 88004-0366, or filed with the Third Judicial District Court, 201 W. Picacho, Las Cruces, New Mexico 88005. Dated: May 15, 2019

/s/ Erika Hernandez  
Erika Hernandez, Personal Representative of the Estate of Emily Hernandez.  
Deceased

**PREPARED & SUBMITTED BY:**  
JOSEPH M. HOLMES, P.A.  
PO Box 366  
Las Cruces, NM 88004-0366  
(575) 524-0833  
holmespa@zianet.com

/s/ Joseph M. Holmes  
Joseph M. Holmes  
Attorney for the Estate

Dates: 05/24, 05/31, 06/07, 2019

**STATE OF NEW MEXICO COUNTY OF DONA ANA THIRD JUDICIAL DISTRICT**

PB-2019-0072  
JUDGE: MARTIN

**IN THE MATTER OF THE ESTATE OF JACK A. SOULES, Deceased.**

**NOTICE TO CREDITORS**

**NOTICE IS HEREBY GIVEN** that the undersigned has been appointed Personal Representative of this estate. All persons having claims against this estate are required to present their claims within four months after the date of the first publication of this Notice, or the claims will be forever barred. Claims must be presented either to the undersigned Personal Representative, in care of the Bates Law Firm, P.O. Box 305, Las Cruces, NM 88004-0305, or filed with the Third Judicial District Court, 201 W. Picacho Avenue, Suite A, Las Cruces, NM 88005.



# LAS CRUCES SUN-NEWS

## AFFIDAVIT OF PUBLICATION

Ad No.  
0001287261

Esther  
CITY OF LAS CRUCES  
PO BOX 20000  
PURCHASING  
LAS CRUCES NM 88004

I, a legal clerk of the **Las Cruces Sun-News**, a newspaper published daily at the county of Dona Ana, state of New Mexico and of general paid circulation in said county; that the same is a duly qualified newspaper under the laws of the State wherein legal notices and advertisements may be published; that the printed notice attached hereto was published in the regular and entire edition of said newspaper and not in supplement thereof on the date as follows, to wit:

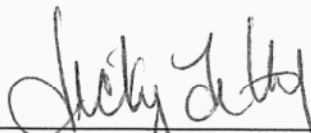
06/02/19

Despondent further states this newspaper is duly qualified to publish legal notice or advertisements within the meaning of Sec. Chapter 167, Laws of 1937.

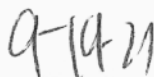


Legal Clerk  
STATE OF WISCONSIN ss.  
County of Brown

Subscribed and sworn before me this  
3rd of June 2019.



NOTARY PUBLIC in and for  
Brown County, Wisconsin



My Commission Expires

## NOTICE OF INTENT TO ADOPT

The City Council of The City of Las Cruces, New Mexico, Hereby Gives Notice of Its Intent to Adopt the Following Ordinance(s) at a Regular City Council Meeting to be Held on **June 17, 2019**:  
(1) Council Bill No. 19-026; Ordinance No. 2891: An Ordinance Repealing and Replacing Section 38-32 B 2 and Section 38-33A of the Las Cruces Municipal Code to Conditionally Allow for Assisted Living or Retirement Facilities and Nursing Homes Within C-2 and C-3 Zoning Districts. Submitted by the City of Las Cruces (19CA0500020).  
(2) Council Bill No. 19-027; Ordinance No. 2892: An Ordinance to Repeal and Replace the Existing Las Cruces Municipal Code (LCMC) 1997, as Amended, Chapter 2, Article VI, Public Records with a New Version Adopting State Law.

Copies Are Available for Inspection During Working Hours at the Office of the City Clerk. **Witness My Hand and Seal** of the City of Las Cruces on this the **29th day of May, 2019.**

**Linda Lewis, CMC**  
City Clerk  
Pub#1287261  
Run: June 2, 2019



**NOTICE OF INTENT TO  
ADOPT**

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Linda Lewis, CMC  
City Clerk

Date: 06/07, 2019