

ORDINANCE 26-XX

**AN ORDINANCE AMENDING CHAPTER 21 OF THE ROSWELL CITY CODE RELATED TO
SOLID WASTE RATE INDEXING**

WHEREAS, the City of Roswell provides for the collection and disposal of solid waste pursuant to Chapter 21 of the Roswell City Code and NMSA 1978, Sections 3-48-1 through 3-48-7; and

WHEREAS, solid waste rates should remain fair, equitable, and sufficient to support the cost of collection, disposal, debt service, capital needs, and reasonable reserves; and

WHEREAS, annual rate indexing provides a consistent and transparent method for adjusting solid waste rates when the City Council does not otherwise implement a rate increase or decrease following its annual review.

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

SECTION 1. Section 21-20(f) of the Roswell City Code in its entirety, along with the following language, is repealed:

“The solid waste director shall, each January, review all costs and rates and shall report to the finance committee, at their April meeting, proposed rate adjustments to ensure that each class of customer is carrying its share of costs, debt service, and reserves.”

SECTION 2. Chapter 21 of the Roswell City Code is amended by adding a new Section 21-21 to read as follows:

21-21. Rate Indexing.

If, in its annual review, the City Council fails to implement a rate increase or decrease, the solid waste rates found in Section 21-20 and Appendix A shall be increased or decreased in proportion to the most recently available annual increase or decrease in the United States Consumer Price Index for All Urban Consumers (CPI-U) Garbage and Trash Collection, U.S. City Average, All Items, as published by the United States Bureau of Labor Statistics. The indexed adjustment shall become effective January 1 of each year beginning January 1, 2027.

SECTION 3. All ordinances or parts of ordinances in conflict with or inconsistent with this Ordinance are hereby repealed to the extent of such conflict or inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance previously repealed.

SECTION 4. If any section, paragraph, clause, or provision of this Ordinance is held invalid or unenforceable, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

SECTION 5. This Ordinance shall become effective five (5) days after publication by title and general summary, as provided by law.

PASSED, APPROVED, SIGNED, AND ADOPTED this ____ day of _____, 2026.

CITY OF ROSWELL, NEW MEXICO

ATTEST:

Mayor

City Clerk

APPROVED AS TO FORM:

City Attorney

DRAFT