

Attachment 1

ORDINANCE NO. XXXX N.S.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES AMENDING SECTION 2.40.030 D OF THE CITY'S MUNICIPAL CODE REGARDING CITY COUNCIL MEMBER COMPENSATION

WHEREAS, Government Code Section 36516 provides that a City Council may enact an ordinance setting the salary for each member of the City Council, the amount of which shall be based upon population; and

WHEREAS, on January 18, 2022, the City Council adopted Ordinance No. 1117, setting City Councilmember compensation to \$1,050 per month and the Mayor's compensation to \$1,400 per month; and

WHEREAS, Government Code Section 36516(c) provides that City Council salaries may increase by up to five (5) percent for each calendar year from the operative date of the last adjustment of the salary in effect; and

WHEREAS, the time, commitment, and expense of serving on the City Council has increased significantly in recent years; and

WHEREAS, increase the Councilmember compensation from \$1,050 to \$1,155 per month, and increasing the Mayor's compensation from \$1,400 to \$1,540 per month amounts to increase of five (5) percent or less un compounded per year since 2022; and

WHEREAS, the Attorney General has concluded that the "effective date of an adjustment in salaries of city councilmembers is delayed pursuant to California Government Code Section 36516.5 until one councilmember commences a new term of office" (54 Ops. Cal. Atty. Gen 112, 6-30-71); and

WHEREAS, the next general municipal election is to be held on November 5, 2024;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. All of the above recitals are true and correct and are incorporated herein by reference.

Section 2. The Council hereby finds that increasing time commitments by the Council and Mayor and increasing cost of living demonstrate the need for the increase in compensation.

Section 2. Section 2.40.030.B, "Salary – Amounts" of the Paso Robles Municipal Code, is amended to read as follows:

"City Councilmembers shall receive one thousand one hundred fifty-five dollars per month and the Mayor shall receive one thousand five hundred forty dollars per month or as otherwise established pursuant to the processes provided in the California Government Code."

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Section 3. Effective Date. The compensation rates shall go into effect for all City Councilmembers, pursuant to Government Code Section 36516.5, when one or more members of the City Council become eligible for a salary increase by virtue of that member beginning a new term of office following the November 5, 2024 general municipal election.

Section 4. Publication. This ordinance shall be published once fifteen (15) days after its passage in a newspaper of general circulation, printed, published, and circulated in the City in accordance with Government Code Section 36933.

Section 5. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

INTRODUCED at a regular meeting of the City Council held on the 19th day of March, 2024, for first reading by the City Council of the City of El Paso de Robles, and adopted on the 4th day of April, 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

John R. Hamon, Jr., Mayor

ATTEST:

Melissa Boyer, City Clerk