

**CITY OF PALM COAST ORDINANCE NO. 2003-08**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM COAST, FLORIDA RELATING TO AND PROVIDING, IN ACCORDANCE WITH THE *CITY OF PALM COAST CHARTER*, FOR AN EQUITABLE ADJUSTMENT TO THE SALARIES OF THE MAYOR, VICE MAYOR AND MEMBERS OF THE CITY COUNCIL; PROVIDING FOR LEGISLATIVE FINDINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION AND PROVIDING FOR AN EFFECTIVE DATE IN ACCORDANCE WITH THE PROVISIONS OF THE *CITY OF PALM COAST CHARTER*.**

**WHEREAS**, the City of Palm Coast is a Florida municipal corporation existing under the laws of the State of Florida and is faced with the challenges that present themselves to the local governments of the State of Florida relating to provision of essential public services, sound growth management, and other public services for the protection of the health, safety and welfare of the citizens of the City of Palm Coast; and

**WHEREAS**, the responsibilities of the Mayor, Vice Mayor and Members of the City Council of the City of Palm Coast (the five (5) member City Council created and established under Section 5(1)(a)1 of the *City of Palm Coast Charter*) have expanded and increased to a large extent since the inception of the City as a Florida municipality in the year 1999 inasmuch as multi-faceted pressures have developed upon the government of the City and the City is facing new, complex and dynamic challenges; and

**WHEREAS**, the City Council of the City of Palm Coast is facing numerous and diverse governmental challenges as the City of Palm Coast grows and expands and the time required to be devoted to the position of Mayor, Vice Mayor and Member of the City Council is greatly increasing and is extremely demanding and time consuming; and

**WHEREAS**, the *City of Palm Coast Charter* at Section 6(a) (Chapter 99-448, Law of Florida, as amended by Chapter 2002-339, *Laws of Florida*) provides, in pertinent part, that:

“The Council members and Mayor shall receive compensation as established by ordinance. Such compensation shall not take effect until the date of commencement of the terms of Council members elected at the next regularly scheduled election that follows the adoption of said

ordinance by at least six months.”; and

**WHEREAS**, the City Council of the City of Palm Coast has reviewed a salary survey of the salaries of the mayors, vice mayors and city councils and commission of various comparable municipalities located in the State of Florida and has concluded that the salaries of the Mayor, Vice Mayor and the Members of the City Council of the City of Palm Coast merit an equitable adjustment based upon the City’s study and analysis of the various salaries of the other comparable municipalities and the fact that the current salary structure is disproportionate to the time and effort required from public service to the City of Palm Coast; and

**NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM COAST:**

**SECTION 1: LEGISLATIVE FINDINGS; COMPENSATION FOR MAYOR, VICE MAYOR AND MEMBERS OF THE CITY COUNCIL.** (a) It is necessary, serves a public purpose, and is in the best interest of the citizens of the City of Palm Coast, Florida, to modify the salaries of the Mayor, Vice Mayor and Members of the City Council of the City of Palm Coast as set forth in this Section. The findings set forth in the recitals (whereas clauses) to this Ordinance and hereby adopted as additional legislative findings.

(b) The Mayor of the City of Palm Coast, Florida shall receive the annual salary of \$7,500.

(c) The Vice Mayor of the City of Palm Coast, Florida shall receive the annual salary of \$6,000.

(d) Each Member of the City Council of the City of Palm Coast, Florida, not serving as Mayor or Vice Mayor, shall receive the annual salary of \$6,000.

**SECTION 2. CONFLICTS.** All ordinances or part of ordinances in conflict be and the same are hereby repealed.

**SECTION 3. SEVERABILITY.** If any provision of this Ordinance or the application

thereof to any person or circumstance is held invalid, the remainder shall nevertheless be given full force and effect, and to this end the provisions of this Ordinance are declared severable.

**SECTION 4. CODIFICATION.** This Ordinance shall be codified in the *City of Palm Coast Code*. The Code codifier is granted authority to change the words AOrdinance@ and other words to reflect the Part, Section, Article, etc., assigned in the Code, except that Sections 2, 3, 4, and 5 shall not be codified.

**SECTION 5. EFFECTIVE DATE.** This Ordinance shall become effective the date of commencement of the terms of Members of the City Council elected at the next regularly scheduled election that follows the adoption of this Ordinance by at least six (6) months.

**ADOPTED** on first reading the 18<sup>th</sup> day of March 2003.

**ENACTED** on second reading the 15<sup>th</sup> day of April 2003 at a public hearing.

CITY OF PALM COAST, FLORIDA

  
\_\_\_\_\_  
JAMES V. CANFIELD, MAYOR

ATTEST:

  
\_\_\_\_\_  
CLARE M. HOENI, DEPUTY CITY CLERK

**Flagler/Palm Coast  
NEWS-TRIBUNE**

Published Each Wednesday and Saturday  
Flagler County, Florida

04-07-03A11:34 KLV

**State of Florida,  
County of Flagler:**

Before the undersigned authority personally appeared

Kathleen Mayes

Who, on oath says that she is

Classified Sales Manager

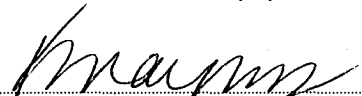
of The Flagler/Palm Coast NEWS-TRIBUNE, a twice  
weekly newspaper published Flagler County, Florida;  
that the attached copy of advertisement, being a  
Notice of Public Hearing

in the matter of Ordinance No. 2003-xx – Equitable  
Adjustment of Salaries

in the Court

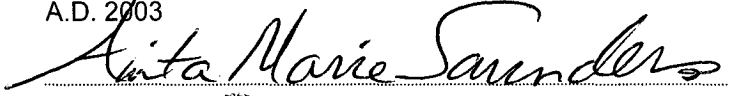
was published in said newspaper in the issues  
March 29, 2003

Affiant further says that The Flagler/Palm Coast  
News-Tribune is a newspaper published in said  
Flagler County, Florida, and that the said newspaper  
has heretofore been continuously published in said  
Flagler County, Florida, each Wednesday and  
Saturday and has been entered as second-class mail  
matter at the post office in Flagler Beach, in said  
Flagler County, Florida, for a period of one year next  
preceding the first publication of the attached copy of  
advertisement; and affiant further says that she has  
neither paid nor promised any person, firm or  
corporation any discount, rebate, commission or  
refund for the purpose of securing this advertisement  
for publication in the said newspaper.



Sworn to and subscribed before me

this 31st day of March  
A.D. 2003



ANITA MARIE SAUNDERS  
Notary Public, State of Florida  
My Comm. Exp. Aug. 30, 2003  
Comm. No. CC 867646

**LEGAL ADVERTISEMENT**

**CITY OF PALM COAST  
NOTICE OF PUBLIC HEARING**

Notice is hereby given that a public hearing will be held before the City Council of the City of Palm Coast on April 15, 2003 beginning at 9:00 a.m. in Council Chambers at 305 Palm Coast Parkway North, Palm Coast, Florida. The purpose of the hearing is to hear all interested parties and act upon the adoption of Ordinance Number 2003-xx entitled "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM COAST, FLORIDA RELATING TO AND PROVIDING, IN ACCORDANCE WITH THE CITY OF PALM COAST CHARTER, FOR AN EQUITABLE ADJUSTMENT TO THE SALARIES OF THE MAYOR, VICE MAYOR AND MEMBERS OF THE CITY COUNCIL; PROVIDING FOR LEGISLATIVE FINDINGS; PROVIDING OR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION AND PROVIDING FOR AN EFFECTIVE DATE IN ACCORDANCE WITH THE PROVISIONS OF THE CITY OF PALM COAST CHARTER".

In accordance with the Americans With Disabilities Act, persons needing assistance to participate in these proceedings should contact Clare M. Hoenl, Deputy City Clerk, at 386-447-4255 at least 48 hours prior to the meeting.

If any person decides to appeal any decision made by Council with respect to any matter considered at such hearing, he or she will need a record of the proceedings, and for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.  
Legal NT7246, March 29, 2003 It.