

ORDINANCE 2016-_____
COUNCIL SALARIES

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM COAST, FLORIDA, IN ACCORDANCE WITH THE *CITY OF PALM COAST CHARTER*, FOR AN ADJUSTMENT TO THE SALARIES OF THE 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.

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 demands upon the City Council of the City of Palm Coast result in a large amount of time to be devoted toward fulfilling responsibilities and duties to the City and such activities preclude these public officials from engaging in other activities and endeavors; and

WHEREAS, the City Council of the City of Palm Coast has reviewed a salary survey of the salaries of the mayors and city councils and commissions of various comparable municipalities located in the State of Florida and has concluded that the salaries of the Mayor and the Members of the City Council of the City of Palm Coast merit an adjustment and has concluded that the current salary structure is disproportionate to the time and effort required for such public service to the City of Palm Coast; and

WHEREAS, it is desirable, and in the public interest, to ensure that public officials are not required to have undue costs and financial burdens cast upon them as a result of public service and it is, further recognized that some reasonable level of compensation to public officials will encourage those who might not otherwise be able to participate in local government to participate and expand the potential pool of candidates for City office; and

WHEREAS, all requirements of controlling State law and the provisions of the *City of Palm Coast Charter* have been complied with relative to the enactment of this Ordinance.

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

SECTION 1. LEGISLATIVE FINDINGS; COMPENSATION FOR 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 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 \$_____ payable in accordance with City pay periods for City employees.

(c). Each Member of the City Council of the City of Palm Coast, Florida, not serving as Mayor, shall receive the annual salary of \$_____ payable in accordance with City pay periods for City employees.

SECTION 2. ANNUAL ADJUSTMENT. Beginning on the _____ of each year hereinafter, the salaries provided in Section 2 shall be adjusted consistent with _____.

SECTION 3. CONFLICTS. All ordinances or part of ordinances in conflict with this Ordinance are hereby repealed.

SECTION 4. SEVERABILITY. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance.

SECTION 5. CODIFICATION. This Ordinance shall be codified in the *Code of Ordinances of the City of Palm Coast*. The Code codifier is granted authority to change the words “Ordinance” 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 6. 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.

Approved on the **FIRST READING** this ____ day of _____ 2016.

Adopted on the **SECOND READING AFTER DUE PUBLIC NOTICE AND HEARING** this ____ day of _____ 2016.

CITY OF PALM COAST, FLORIDA

ATTEST:

JON NETTS, Mayor

VIRGINIA A. SMITH, City Clerk

Approved as to form and legality

William E. Reischmann, Jr., Esq.