



## Cover Memorandum/Staff Report

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**File #:** 19-1107

**Agenda Date:** 11/19/2019

**Item #:** 8.B.

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**TO:** Mayor and Commissioners  
**FROM:** Lynn Gelin, City Attorney  
**DATE:** November 19, 2019

ORDINANCE NO. 43-19: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, PROVIDING FOR CHARTER REVISIONS BY AMENDING SECTION 3.10, "SALARIES AND EXPENSES"; TO PROVIDE FOR A CHANGE IN THE EFFECTIVE DATE FOR INCREASES TO MAYOR AND COMMISSIONER SALARIES; PROVIDING FOR A REFERENDUM ON MARCH 17, 2020; PROVIDING A GENERAL REPEALER CLAUSE; PROVIDING A SAVING CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (SECOND READING)

**Recommended Action:**

Motion to approve Ordinance 43-19 providing for Charter revisions by amending Section 3.10, "Salaries and Expenses" to provide for a change in the effective date for increases to Mayor and Commissioner salaries.

**Background:**

The City of Delray Beach Charter requires the adoption of any ordinance proposing to increase the salaries of the Mayor and Commissioners to be at least six (6) months prior to the next regular City election. This language was approved by the voters in 2002 at referendum.

Based on the direction of the Commission, this Ordinance was prepared to eliminate the six month requirement and to provide for the effective date to be the annual organizational meeting typically held the last Thursday in March. By doing so, any future adjustments made to Mayor or Commissioner salaries could be adopted without having a six month requirement or an election year, as City elections are not held every year.

**City Attorney Review:**

Approved as to Form and Legal Sufficiency.

**Timing of Request:**

As this Ordinance affects a Charter provision, a referendum is required. The next City election is scheduled for March 17, 2020.