

ORDINANCE NO. 42-20

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, BY AMENDING CHAPTER 31, "CITY OFFICIALS AND EMPLOYEES"; SECTION 31.02, "COMPENSATION OF COMMISSIONERS AND MAYOR", OF THE CODE OF ORDINANCES OF THE CITY OF DELRAY BEACH, FLORIDA, TO PROVIDE AN INCREASE IN THE COMPENSATION OF THE MAYOR AND COMMISSIONERS; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, the base salary of the City Commission has not been increased since 2004, approximately sixteen (16) years ago; and

WHEREAS, section 31.02 of the Delray Beach Code of Ordinances, "Compensation of Commissioners and Mayor," establishes the salary of each Commissioner in the amount of seven hundred and fifty dollars (\$750.00) per month and of the Mayor in the amount of one thousand dollars (\$1000.00) per month; and

WHEREAS, the current salary of the Mayor and City Commission is not comparable to that of neighboring municipalities that also have a City Council-City Manager form of Government; and

WHEREAS, the City Commission desires to amend its ordinance to increase the salary of the Mayor and City Commissioners in order to bring their salaries in line with those of neighboring municipalities.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are true and correct and are hereby incorporated into this Ordinance as if fully restated herein.

Section 2. That Chapter 31, "City Officials and Employees", Section 31.02, "Compensation of Commissioners and Mayor", of the Code of Ordinances of the City of Delray Beach, Florida, shall be amended to read as follows:

Sec. 31.02. - COMPENSATION OF COMMISSIONERS AND MAYOR.

Each Commissioner, during the term of his or her office, shall receive compensation in the amount of ~~seven hundred and fifty dollars (\$750.00)~~ two thousand dollars (\$2,000.00) per month. The Mayor, during his or her term of office, shall receive compensation in the amount of ~~one thousand dollars (\$1,000.00)~~ two thousand five hundred dollars (\$2,500.00) per month. However, effective in March 2001, and annually thereafter, the compensation shall be adjusted annually based on the average budgeted salary

adjustment, if any, budgeted for the City's general employees, payable to all Commissioners and Mayor beginning in March of each year on the date of the assumption to office of the Mayor and Commissioners. The Mayor and Commissioners elected thereafter shall receive the compounded compensation monthly.

Section 3. Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence, or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part declared to be invalid.

Section 4. That all ordinances or parts of ordinances in conflict herewith be, and the same are hereby repealed.

Section 5. Specific authority is hereby given to codify this Ordinance.

Section 6. This Ordinance shall become effective as provided by Section 3.10 (A) of the City Charter of the City of Delray Beach, on the last Thursday in March 2021.

PASSED AND ADOPTED in regular session on second and final reading on this the ____ day of _____, 2020.

ATTEST:

Katerri Johnson, City Clerk

Shelly Petrolia, Mayor

First Reading_____

Second Reading_____

Approved as to form and legal sufficiency:

Lynn Gelin, City Attorney