

ATTACHMENT 1

ORDINANCE O2012 __

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, AMENDING SECTION 2.04.110 OF THE NAPA MUNICIPAL CODE RELATING TO THE COMPENSATION OF MAYOR AND COUNCIL

WHEREAS, City Charter section 15 establishes limits for compensation paid to members of City Council, in accordance with the requirements of California Government Code section 36516; and

WHEREAS, consistent with City Charter section 15, Napa Municipal Code section 2.04.110 provides for the payment of compensation to members of the Council, and Napa Municipal Code section 2.04.111 provides for the payment of compensation to the Mayor; and

WHEREAS, Government Code section 36516(c) provides that salary paid to members of City Council may be increased by an amount not to exceed five percent for each calendar year from the operative date of the last adjustment; and

WHEREAS, the last increase in salary was adopted on April 18, 2006 (Ordinance O2006 2) with an operative date of November, 2006; and

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meeting of the City Council identified herein, including any supporting reports by City staff, and any information provided during public meetings.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Napa as follows:

SECTION 1: Amendment. Napa Municipal Code Section 2.04.110 is hereby amended by repealing subsection 2.04.110(B) and adopting language to read as set forth below. [Note to Codifier: Subsections (A), (C), and (D) of Section 2.04.110 are not amended by this ordinance.]

B. Salary. The City shall pay salary to each member of City Council in the amount of One Thousand Two Hundred Fourteen Dollars (\$1,214) per month; provided, however, that after the date on which any member of Council begins a new term of office following the November 2012 General Municipal Election, the City shall pay salary to each member of City Council in the amount of One Thousand Two Hundred Forty Dollars (\$1,240) per month. Provided, further, that the City shall pay salary to the Mayor, pursuant to California Government Code section 36516.1 and Napa Municipal Code Section 2.04.111, in the amount of Two Thousand Four Hundred Twenty Eight Dollars (\$2,428) per month; provided, however, that after the date on which any member of Council begins a new term of office following the November 2012 General Municipal Election, the City shall

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pay salary to the Mayor in the amount of Two Thousand Four Hundred Eighty Dollars (\$2,480) per month.

SECTION 2: Severability. If any section, sub-section, subdivision, paragraph, clause or phrase in this Ordinance, or any part thereof, is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections or portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, sub-section, subdivision, paragraph, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more sections, sub-sections, subdivisions, paragraphs, sentences, clauses or phrases may be declared invalid or unconstitutional.

SECTION 3: Effective Date. This Ordinance shall become effective thirty (30) days following adoption.

SECTION 4: Operative Date. This operative date of this ordinance shall be the date on which any member of Council begins a new term of office following the November 2012 General Municipal Election.

City of Napa, a municipal corporation

MAYOR: _____

ATTEST: _____
CITY CLERK OF THE CITY OF NAPA

STATE OF CALIFORNIA }
COUNTY OF NAPA } SS:
CITY OF NAPA }

I, Dorothy R. Roberts, City Clerk of the City of Napa, do hereby certify that the foregoing Ordinance had its first reading and was introduced during the regular meeting of the City Council on the 18th day of September, 2012, and had its second reading and was adopted and passed during the regular meeting of the City Council on the 2nd day of October, 2012, by the following vote:

AYES:

NOES:

ABSENT:

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ABSTAIN:

ATTEST: _____
Dorothy Roberts
City Clerk

Approved as to Form:

Michael W. Barrett
City Attorney