

**ORDINANCE NO. 184-10**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILLIAMS, CALIFORNIA, SETTING THE COMPENSATION OF THE CITY COUNCIL**

**WHEREAS**, Ordinance No. 035-87 adopted by the Williams City Council on July 15, 1987 sets forth the compensation received by City Councilmembers and the Mayor; and

**WHEREAS**, California Government Code section 36516 provides a method by which salaries for members of a city council of a city are established and increased; and

**WHEREAS**, California Government Code section 36516(a) provides that members of a city council of a city with 35,000 residents or less may receive a salary of Three Hundred Dollars (\$300.00) or less per month; and

**WHEREAS**, California Government Code section 36516(a) further provides that cities may increase city council salaries above the salary limitations set forth in section 36516(a) by an amount equal to five percent multiplied by the number of years since the last increase; and

**WHEREAS**, the City of Williams has less than 35,000 residents; and

**WHEREAS**, the salary for the City Council, pursuant to Ordinance No. 035-87 is currently set at Two Hundred Dollars (\$200.00) per month; and

**WHEREAS**, the salary for the Mayor, pursuant to Ordinance No. 035-87 is currently set at Two Hundred Fifty Dollars (\$250.00) per month; and

**WHEREAS**, the salaries for the City Council and the Mayor have not been increased or adjusted in the past twenty-three years; and

**WHEREAS**, in order to encourage qualified persons to become members of the City Council and to ensure that members of the City Council are compensated comparably to council members of other cities, it is in the best interests of the City to increase the salary of the City Council.

**NOW, THEREFORE**, THE CITY COUNCIL OF THE CITY OF WILLIAMS DOES ORDAIN AS FOLLOWS:

**SECTION 1. Repeal.** Ordinance No. 035-87 is hereby repealed upon the effective date of this Ordinance.

**SECTION 2. Councilmember Compensation.** The salary of each member of the City Council shall be Three Hundred Dollars (\$300.00) per month.

**SECTION 3. Mayor Compensation.** The salary of the Mayor of the City shall be Four Hundred Dollars (\$400.00) per month.

**SECTION 4. Effective Date.** This Ordinance shall take effect thirty (30) days after its adoption. However, pursuant to Government Code section 36516.5, the increases set forth in Sections 2 and 3 shall not become effective until the commencement of a new term for any member of the City Council. Prior to the commencement of a new term for any member of the City Council, the salary for Council members set forth in Ordinance No. 035-87 shall remain in effect.

**SECTION 5. Severability.** If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance for any reason is held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance, and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

**SECTION 6. Posting.** Within 15 days from the date of passage of this Ordinance, the City Clerk shall certify to the adoption of this ordinance and cause it, or a summary of it, to be posted in three public places within the City of Williams.

**PASSED AND ADOPTED** this 9<sup>th</sup> day of November, 2010 by the following vote:

|                 |   |
|-----------------|---|
| <b>AYES:</b>    | Ash, Troughton, Jr., Barker, Johnson, and Plachek-Fulcher |
| <b>NOES:</b>    | None.   |
| <b>ABSTAIN:</b> | None.   |
| <b>ABSENT:</b>  | None.   |

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Angela Plachek-Fulcher, Mayor

**Attest:**

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Charles Bergson, Interim City Clerk

APPROVED AS TO FORM:

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Ann M. Siprelle, City Attorney