

ORDINANCE NO. 20-2012

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AMENDING ELK GROVE MUNICIPAL CODE SECTION 2.04.010
RELATING TO COUNCIL MEMBERS' SALARIES**

WHEREAS, Councilmembers' salaries (including the Mayor) are currently set at \$600 per month; and

WHEREAS, the City has been growing in population since its incorporation;

WHEREAS, the City's current population now exceeds 150,000 residents; and

WHEREAS, California Government Code section 36516(a)(2)(E) provides that, for cities with a population between 150,000 and 250,000 residents, the City Council may, by ordinance, establish the salary of each City Councilmember of up to \$800 per month, which change in salary will become effective at the start of the next term of office of any Councilmember pursuant to California Government Code section 36516.5.

NOW, THEREFORE, the City Council of the City of Elk Grove does ordain as follows:

Section 1: Amendment to Section 2.04.010.

Section 2.04.010 of the Elk Grove Municipal Code is hereby amended in its entirety to read as follows:

2.04.010. Councilmembers' salaries.

In accordance with the provisions of Section 36516 of the California Government Code, the salary of each member of the City Council of the City of Elk Grove shall be \$800 per month.

Section 2: Severability.

If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and, to this end, the provisions of this Ordinance are severable. The City Council declares that it would have adopted this Ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the Ordinance be enforced.

Section 3: No Mandatory Duty of Care.

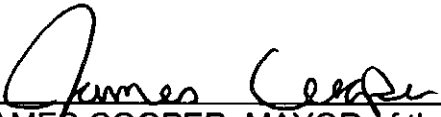
This Ordinance is not intended to and shall not be construed or given effect in a manner that imposes upon the City or any officer or employee thereof a mandatory duty of care

towards persons and property within or without the City, so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

Section 4: Effective Date and Publication.

This Ordinance shall take effect thirty (30) days after its adoption. In lieu of publication of the full text of the Ordinance within fifteen (15) days after its passage, a summary of the Ordinance may be published at least five (5) days prior to and fifteen (15) days after adoption by the City Council and a certified copy shall be posted in the Office of the City Clerk, pursuant to Government Code section 36933(c)(1). The effective date of the salary changes set forth herein shall be the date that any Councilmember commences a new Council term following the adoption of this Ordinance, including any Councilmember who is re-elected.


ORDINANCE: **20-2012**
INTRODUCED: September 26, 2012
ADOPTED: October 10, 2012
EFFECTIVE: November 9, 2012




JAMES COOPER, MAYOR of the
CITY OF ELK GROVE

ATTEST:

APPROVED AS TO FORM:



JASON LINDGREN, CITY CLERK



JONATHAN P. HOBBS
CITY ATTORNEY

Date signed: October 19, 2012

**CERTIFICATION
ELK GROVE CITY COUNCIL ORDINANCE NO. 20-2012**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing ordinance, published and posted in compliance with State law, was duly introduced on September 26, 2012 and approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on October 10, 2012 by the following vote:


AYES : **COUNCILMEMBERS:** *Cooper, Hume, Davis, Detrick, Scherman*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*

A summary of the ordinance was published pursuant to GC 36933(c) (1).



**Jason Lindgren, City Clerk
City of Elk Grove, California**