

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CAPITOLA AMENDING CAPITOLA MUNICIPAL CODE SECTION 2.04.275 AND APPROVING AN ADJUSTED SALARY OF \$600 PER MONTH FOR MEMBERS OF THE CITY COUNCIL UPON THE START OF NEW TERMS OF OFFICE FOLLOWING THE NOVEMBER 2020 GENERAL MUNICIPAL ELECTION**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CAPITOLA AS FOLLOWS:

Section 1. FINDINGS

A. The City Council initially established City Council Member at \$75 per month by Ordinance No. 283 adopted February 14, 1966. City Council Member salaries were subsequently increased to \$150 per month by adoption of Ordinance No. 418 on July 11, 1977, increased to \$300 per month by Ordinance No. 716 adopted July 11, 1991, increased to \$500 per month by adoption of Ordinance No. 901 on March 23, 2006, and \$600 per month by the adoption of Ordinance No. 1032. Each increase was in conformance with Government Code Section 36516, subdivision (c), which permits the City Council to increase its compensation by an amount equal to 5 percent for each calendar year from the operative date of the last adjustment, provided that the City Council approve the increase by Ordinance and the increase does not go into effect until after the next general municipal election when new terms begin.

B. For purposes of Government Code Section 36516, the operative date of the last adjustment of salary was December 2020.

C. Government Code Section 36516 permits an increase of 5 percent for each calendar year from December 2020. The adjusted salary permitted by law is \$660 per month.

Section 2. Capitola Municipal Code Section 2.04.275 is hereby amended to read as follows:

**“2.04.275 City Council Member Salary**

Pursuant to California Government Code Section 36516, commencing December 2022 the salary for City Council Members shall be six hundred and sixty dollars (\$660) per month and may be adjusted in accordance with state law. Such salary shall be payable in the same manner as salaries are paid to other officers and employees of the City.”

Section 3. COMPLIANCE WITH CALIFORNIA ENVIRONMENTAL QUALITY ACT.

The City Council hereby finds that the action to adopt this ordinance will not result in any change in the environment and thus is not a project subject to the requirements of CEQA.

Section 4. SEVERABILITY.

The City Council hereby declares every section, paragraph, sentence, cause and phrase of this ordinance is severable. If any section, paragraph, sentence, clause or phrase of this ordinance is for any reason found to be invalid or unconstitutional, such invalidity, or unconstitutionality shall not affect the validity or constitutionality of the remaining sections, paragraphs, sentences, clauses or phrases.

Section 5. EFFECTIVE DATE.

This ordinance shall be in full force and take effect after the next general municipal election when new terms begin in December 2022.

This ordinance was introduced on the 8<sup>th</sup> day of September 2022, and was passed and adopted by the City Council of the City of Capitola on the \_\_ day of \_\_\_\_ 2022, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

APPROVED:

\_\_\_\_\_  
Sam Storey, Mayor

ATTEST:

\_\_\_\_\_  
Chloé Woodmansee, Interim City Clerk