

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 \$950 PER MONTH FOR MEMBERS OF THE CITY COUNCIL UPON THE START OF NEW TERMS OF OFFICE FOLLOWING THE NOVEMBER 2024 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, \$600 per month by the adoption of Ordinance No. 1032, and \$660 per month by Ordinance 1054 in Sept. 2019. 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 2022.

C. California Senate Bill 329 became effective January 1, 2024, allowing City Council compensation in cities up to and including 35,000 in population a maximum of \$950.00 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 2024 the salary for City Council Members shall be nine hundred fifty dollars (\$950.00) 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 thirty days after passage by the City Council. Increases in compensation shall take effect upon commencement of a new term of office by any City Councilmember.

This ordinance was introduced on the 25<sup>th</sup> day of July 2024, and was passed and adopted by the City Council of the City of Capitola on the \_\_\_ day of \_\_\_\_ 2024, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

APPROVED:

\_\_\_\_\_  
Kristen Brown, Mayor

ATTEST:

\_\_\_\_\_  
Julia Gautho, City Clerk