

**ORDINANCE #S-4-24**

*Modification of Compensation of the Mayor and Each Council Member*

AN ORDINANCE OF THE CITY OF PORT LAVACA, TEXAS PROVIDING FOR COMPENSATION OF THE MAYOR AND EACH COUNCIL MEMBER; PROVIDING FOR THE FOLLOWING RULES; STANDARDS; PROCEDURES; AND SEVERABILITY; REPEALING ANY CONFLICTING ORDINANCES; AND SETTING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Port Lavaca (“City Council”) possesses and may exercise the full power of local self-government and has all powers possible and lawful for a Home Rule City not possess under the Constitution and laws of the State of Texas;

WHEREAS, the City Council has the authority to provide compensation to its elected officers pursuant to Section 141.004 of the Local Government Code (the “Code”);

WHEREAS, the City of Port Lavaca Home Rule Charter (the “Charter”), adopted in November of 2007 provides compensation for the Mayor in the amount of \$600.00 per month and for each Council Member a compensation of \$300.00 per month;

WHEREAS, the Charter provides that such compensation may be increased by ordinance by an amount no greater than ten percent of the current compensation in any fiscal year.

WHEREAS, the Charter provides that any such increase in compensation shall not take effect until the commencement of the terms of Mayor and/or Council Members elected at the next regular election;

WHEREAS, the term of the office of Mayor shall expire in May of 2026;

WHEREAS, the terms of Council Member District 4 and Council Member District 5 shall expire in May of 2025;

WHEREAS, the terms of Council Member District 1 and Council Member District 3 shall expire in May of 2026;

WHEREAS, the terms of Council Member District 2 and Council Member District 6 shall expire in May of 2027;

WHEREAS, the Municipal Cost Index (MCI), developed by the American City & County, published in November 2007 was 198.7 and the latest published MCI in July 2024 is 316.66, being a factor of 1.59;

WHEREAS, the maximum amount the council could increase the compensation received would be by a factor of ten percent (10%) per fiscal year times seventeen (17) years in addition to factoring in the amount of increase into the seventeen years.

WHEREAS, the City Council has determined that an increase in the compensation of the Mayor and each Council Member, as provided by in the Charter, is in the best interest of the City and its residents.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS:

### **Section I Findings of Fact**

1. The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

### **Section II Enactment**

2. The compensation to each officer shall be increased by ten percent (10%) which amount is the following enactment of this ordinance in accordance with the rules stated above.
3. Compensation to each office shall be increased as follows:
  - a) Mayor, beginning June 1, 2026, shall be \$660.00;
  - b) Council Member District 4 and Council Member District 5, beginning June 1, 2025, shall be \$330.00;
  - c) Council Member District 1 and Council Member District 3, beginning June 1, 2026, shall be \$330.00;
  - d) Council Member District 2 and Council Member District 6, beginning June 1, 2027, shall be \$330.00.

### **Section III Severability**

Should any paragraph, sentence, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part of provision thereof, other than the part so declared to be invalid, illegal or unconstitutional.

### **Section IV Repealer**

All ordinances or parts of ordinances that are in conflict with this Ordinance are all hereby repealed.

### **Section V Effective Date**

This ordinance shall take effect immediately from and after its passage and the publication of the caption, and the City Secretary is hereby authorized and directed to publish the caption of this Ordinance in the manner and for the length of time prescribed by law.

FIRST READING this 9<sup>th</sup> day of September, 2024.

\_\_\_\_\_  
Jack Whitlow, Mayor

SECOND AND FINAL READING this 14<sup>th</sup> day of October, 2024.

\_\_\_\_\_  
Jack Whitlow, Mayor

APPROVED AND ADOPTED this 14th day of October, 2024.

\_\_\_\_\_  
Jack Whitlow, Mayor

ATTEST:

\_\_\_\_\_  
Mandy Grant, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Anne Marie Odefey, City Attorney

RECORD OF VOTE

	First Reading	Second and Final	Passed and Approved
Councilman Aguirre	Aye		
Councilman Dent	Nay		
Councilman Tippit	Aye		
Councilwoman Padron	Nay		
Councilman Ward	Aye		
Councilman Burke	Nay		
Mayor Whitlow, Tie Breaker	Aye		

Record of approval by City Council: City Council Minute Records, Volume 3-I, Page \_.