

ORDINANCE NO. 2012- 04

AN ORDINANCE CONCERNING SALARIES FOR
THE MAYOR AND CITY COUNCIL

WHEREAS, the City Council has studied a number of nearby and comparable cities with respect to compensation paid to elected municipal officials;

WHEREAS, the City Council finds that the responsibilities and obligations of the City's elected municipal officials are such that the officials should be compensated for their time and efforts on behalf of the City;

WHEREAS, this Ordinance shall only be effective as to municipal officials duly elected in the August, 2012 general elections and thereafter;

WHEREAS, § 11-43-80 authorizes the City Council to prescribe a salary for the Office of Mayor not less than six months prior to the general municipal election;

WHEREAS, § 11-43-2 authorizes the City Council to prescribe a salary for members of the City Council not less than six months prior to the general municipal election; and

THEREFORE BE IT ORDAINED by the City Council of the City of Pinson, Alabama as follows:

Section 1. City Council Member

(a) Each member of the Pinson City Council shall be paid base compensation at the rate of \$ **4,800.00** yearly, payable in monthly installments.

(b) Each member of Council shall receive an annual salary supplement of \$240.00 for each year that the council member has previously served as an elected official of the City of Pinson (for up to five years of service), and each supplement for a year of service shall only become effective after that year of service has been completed. The supplement is payable in monthly installments. The maximum annual supplement is \$1,200.00.

(c) Each member of the council shall receive an annual salary supplement of \$600.00, payable in monthly installments, if the council member has completed the Alabama League of Municipalities Certified Municipal Officer's program. In order to continue receiving this supplement, the council member must comply with the Alabama League of Municipalities annual guidelines to maintain that certification status.

(d) The maximum compensation for a member of Council shall be \$**6,600.00** yearly.

(e) This section shall not apply to the Mayor or the council member selected as Chairman Pro Tempore.

Section 2. Chairman (Mayor) Pro-Tempore

(a) The Chairman (Mayor) Pro-Tempore shall be paid base compensation at the rate of \$ 5,400.00 yearly, payable in monthly installments.

(b) The Chairman (Mayor) Pro-Tempore shall receive an annual salary supplement of \$240.00 for each year that the Chairman (Mayor) Pro-Tempore has previously served as an elected official of the City of Pinson (for up to five years of service), and each supplement for a year of service shall only become effective after that year of service has been completed. The supplement is payable in monthly installments. The maximum annual supplement is \$1,200.00.

(c) The Chairman (Mayor) Pro-Tempore shall receive an annual salary supplement of \$600.00, payable in monthly installments, if he/she has completed the Alabama League of Municipalities Certified Municipal Officer's program. In order to continue receiving this supplement, he/she must comply with the Alabama League of Municipalities' annual guidelines yearly to maintain that certification status.

(d) The maximum compensation for the Chairman Pro-Tempore shall be \$7,200.00 yearly.

Section 3. Mayor

(a) **The Mayor shall be paid base compensation at the rate of \$24,000.00 yearly, payable in monthly installments.**

(b) The Mayor shall receive an annual salary supplement of \$240.00 for each year for each year that the Mayor has previously served as an elected official of the City of Pinson (for up to five years of service), and each supplement for a year of service shall only become effective after that year of service has been completed. The supplement is payable in monthly installments. The maximum annual supplement is \$1,200.00.

(c) The Mayor shall receive an annual salary supplement of \$600.00, payable in monthly installments, if the Mayor has completed the Alabama League of Municipalities Certified Municipal Officer's program. In order to continue receiving this supplement, the Mayor must comply with the Alabama League of Municipalities' annual guidelines to maintain that certification status

(d) **The maximum compensation for the Mayor under this section shall be \$25,800.00 yearly.**

Section 4. Any years of service as an elected officer that commenced prior to August, 2008 will not be included in determining the amount of the salary supplement that is based on years of service and provided for in sections 1(b), 2(b) and 3(b) above.

Section 5. Any elected officer compensated as prescribed in sections 1, 2, and/or 3 shall be required to attend a minimum of **80%** of regularly scheduled city council meetings. If an elected officer attends less than **80%** of said meetings during a six-month period commencing at the start of the officer's term, then that officer's total compensation for the next six month period, including all forms listed within this ordinance, shall be reduced to the percentage of the prior six month attendance percentage. An elected officer's absence from a meeting shall not be counted as an absence for purposes of section 5 if the absence is sanctioned by a vote of council. For purposes of section 5, attendance at a meeting shall be defined as present for the entire meeting.

Section 6. This Ordinance shall become effective upon its adoption as provided by law. However, this Ordinance shall only apply to those municipal officials duly elected in the August 2012 general municipal elections (and those elections subsequent thereto).

Section 7. Any member of Council compensated under this ordinance may elect to allocate a portion of their salary towards benefits in which the City may participate in the future, such as health insurance or retirement programs. The participation and allocations shall be done in such a way so as the overall cost to the city is unchanged. **The Mayor shall be eligible, in addition to the compensation in section 3, for any benefit that may be offered to any other employee of the city or library that may become available, at the same level offered to any other employee.**

Section 7. If any provision of this Ordinance, or the application thereof to any person, thing or circumstances, is held invalid by a court of competent jurisdiction, such invalidity shall not affect the provisions or application of this ordinance that can be given effect without the invalid provisions or application, and to this end, the provisions of this code and such amendments and statutes are declared to be severable.

ADOPTED AND APPROVED THIS THE 16th DAY OF February, 2012.

ATTEST: Marie Lee, City Clerk/Treasurer

HOYT SANBERS, MAYOR

CERTIFICATION OF CITY CLERK/TREASURER

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Marie Turner, City Clerk/Treasurer of the City of Pinson, Alabama, do hereby certify that the above and foregoing is a true and correct copy of an Ordinance duly adopted by the City Council of the City of Pinson, Alabama, on the 16th day of Feb., 2012.

Witness my hand and seal of office this 16th day of February, 2012.

Marie Turner, City Clerk/Treasurer