

ORDINANCE NO. 920

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DUARTE, CALIFORNIA, TO INCREASE CITY COUNCIL SALARIES BEGINNING DECEMBER 10, 2024, PURSUANT TO GOVERNMENT CODE SECTION 36516.

WHEREAS, Pursuant to California Government Code section 36516, the salary paid to each member of the City Council is currently \$550 per month as set by Ordinance 05-O-05 in 2005; and

WHEREAS, California Government Code section 36516 allows Councilmember salaries to be increased by no more than five percent (5%) for each calendar year since the last increase became operative; and

WHEREAS, the City Council last increased its salary by ordinance in 2005, 18 years ago ; and

WHEREAS, thus, State law permits a maximum pay increase of ninety percent (90%); and

WHEREAS, the pay increase being adopted at this time equals 81%.

NOW, THEREFORE, the City Council of the City of Duarte hereby ordains as follows:

SECTION 1. The recitals above are true and correct and incorporated in full herein.

SECTION 2. Pursuant to California Government Code section 36516, the salary paid to each member of the City Council shall be \$995.50 per month.

SECTION 3. All ordinances, resolutions, or parts thereof in conflict with this Ordinance are hereby repealed.

SECTION 4. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, then such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Duarte hereby declares the Council would have adopted this Ordinance, and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that anyone or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared unconstitutional, invalid, or ineffective.

SECTION 5. Pursuant to the provisions of Government Code section 36516.5, the new salary set by this Ordinance shall not take effect as to all members of the City Council until one or more members begins a new term of office following the 2024 General Municipal Election which new term is scheduled to commence on and as of December 10, 2024.

SECTION 6. The Mayor shall sign this ordinance and the City Clerk shall attest and certify to the passage and adoption of this Ordinance and cause this Ordinance to be published using the alternative summary and posting procedure authorized under Government Code section 36933.

SECTION 7. This Ordinance shall take effect thirty (30) days following its adoption.

This Ordinance was introduced for first reading on October 24, 2023, and **PASSED, APPROVED, AND ADOPTED** this 14th day of November 2023.

[Signatures on following page.]

Jody Schulz, Mayor

APPROVED AS TO FORM:

Thai Viet Phan
City Attorney

ATTEST:

Annette Juarez
City Clerk

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF DUARTE)

I, Annette Juarez, City Clerk of the City of Duarte, County of Los Angeles, State of California, hereby attest to the above signature and certify that Ordinance No. 920 was adopted by the City Council of said City of Duarte at a regular meeting of said City Council held on the 14th day of November 2023, by the following vote:

AYES: FINLAY, KANG, LEWIS, TRUONG, GARCIA, SCHULZ
NOES: NONE
ABSTAIN: NONE
ABSENT: MARTIN DEL CAMPO

Annette Juarez
City Clerk