

ORDINANCE NO. 2018-09

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMERICAN CANYON AMENDING THE AMERICAN CANYON MUNICIPAL CODE CHAPTERS 2.29 AND 2.32 TO REVISE COMPENSATION FOR MEMBERS OF THE PARKS AND COMMUNITY SERVICES COMMISSION AND PLANNING COMMISSION FROM A "PER MONTH" TO "PER MEETING" BASIS

WHEREAS, American Canyon Municipal Code (ACMC) Chapters 2.29 and 2.32, provides a \$105 stipend per month to each Parks and Community Services Commission and Planning Commission member that attends at least one Regular or Special meeting; and

WHEREAS, typically, the Planning Commission conducts a Special meeting in addition to a Regular meeting in the same month to expedite an important policy or major development application in pursuit of the City's Economic Development goals; and

WHEREAS, it would be equitable to compensate Planning Commission members on a "Per-Meeting" basis to accommodate these goals; and

WHEREAS, the City Council intends to provide compensation parity between the Parks and Community Services Commission and Planning Commission stipend; and

WHEREAS, it is desirable for the Council to update the amount of the stipend in the future by Resolution; and

WHEREAS, the Ordinance would change the stipend from a "Per Month" to a "Per Meeting" basis and delegate the amount of a per meeting stipend to a City Council Resolution; and

WHEREAS, the Ordinance clarifies that Planning Commission and Parks and Community Services Commission subcommittee participation is not compensated; and

WHEREAS, the City Council considered all of the written and oral testimony presented at the public hearing on November 20, 2018 in making its decision.

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF AMERICAN CANYON DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: Section 2.29.030 Compensation of Park and Community Services Commissioners is amended to read as follows:

- A. *The members of the Parks and Community Services Commission shall each receive a stipend payable out of the General Fund of the City, provided adequate funds have been budgeted. Standing, or temporary committee, or subcommittee members shall not be compensated. The stipend for Commissioners shall be established by Resolution of the City Council and exclusive of any amounts payable as reimbursement for actual or necessary expenses authorized by the City Council and incurred in the performance of official duties for the city.*
- B. *The stipend shall be paid to each Commissioner that attends each regular or special meeting of the Commission. (Ord. 2005-05 § 2, 2005; Ord. 2001-04 § 1, 2001).*

SECTION 2: Section 2.32.030 Compensation of Planning Commissioners is amended to read as follows:

2.32.030 Compensation of Planning Commissioners.

- A. *The members of the Planning Commission shall each receive a stipend payable out of the general fund of the City, provided adequate funds have been budgeted. Standing, or temporary committee, or subcommittee members shall not be compensated. The stipend for Commissioners shall be established by Resolution of the City Council and exclusive of any amounts payable as reimbursement for actual or necessary expenses authorized by the city council and incurred in the performance of official duties for the City.*

- B. *The stipend shall be paid to each Commissioner that attends each regular or special meeting of the Commission. (Ord. 2005-05 § 3, 2005; Ord. 2001-04 § 1, 2001)*

SECTION 3: Effective Date. This ordinance shall become effective thirty (30) days following adoption.

SECTION 4: Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance for any reason is held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one (1) or more sections, subsections, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.


SECTION 5: Custodian of Records. The documents and materials that constitute the record of proceedings on which this Ordinance is based are located at the City Clerk's office located at 4831 Broadway, Suite 201, American Canyon, CA 94503. The custodian of these records is the City Clerk.

The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of American Canyon, State of California, held on the 20th day of November, 2018, by the following vote:

AYES: Council Members Aboudamous, Joseph, Oro, Vice Mayor Leary and Mayor Garcia
NOES: None
ABSTAIN: None
ABSENT: None

The foregoing Ordinance was adopted at a regular meeting of the City Council of the City of American Canyon, State of California, held on the 4th day of December, 2018, by the following vote:

AYES: Council Members Aboudamous, Joseph, Oro, Vice Mayor Leary and Mayor Garcia
NOES: None
ABSTAIN: None
ABSENT: None



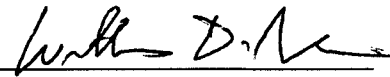
Leon Garcia, Mayor

ATTEST:



Suellen Johnston, CMC, City Clerk

APPROVED AS TO FORM:



William D. Ross, City Attorney